



# UNIVERSITY OF THE PHILIPPINES MINDANAO

## Bids and Awards Committee for Goods



### BAC Resolution No. 34 s. of 2023

#### **DECLARING FAILURE OF BIDDING FOR THE IMPROVEMENT OF THE UP MINDANAO FIBER OPTIC NETWORK, PHASE III (PBM 2023-27)**

**WHEREAS**, the University of the Philippines Mindanao, through its Bids and Awards Committee for Goods (BAC), posted on the PhilGEPS website, on the UP Mindanao website, and in a conspicuous place within the campus for at least seven (7) calendar days, the Invitation to Bid of the Improvement of the UP Mindanao Fiber Optic Network Phase III with project identification no. PBM 2023-27, with an approved budget for the contract (ABC) in the amount of P28,216,920.00;

**WHEREAS**, upon the deadline for submission of bids on December 5, 2023, only one (1) bidder submitted their bid;

**WHEREAS**, after the opening and preliminary examination of their technical envelope requirements, the BAC found the lone bidder, Micro D International who formed a joint venture with JS Aromatoc and RC Silawan, to be eligible for bidding;

**WHEREAS**, upon opening and preliminary checking of the financial envelope requirements, the BAC noted that only the last page of the Price Schedule attached to the Bid Form was signed and the other pages were not signed, contrary to the requirement that each page of the Bid Form and the Price Schedule must be signed;

**WHEREAS**, on December 7, 2023 the representative of Micro D International/JS Aromatoc/RC Silawan submitted their Request for Reconsideration with the following explanation, to wit:

"1. As a lone bidder of this project, we would like to simply apologize for our won mistake that we have overlooked to sign each and every page of the price schedule.

2. According to our principal/suppliers, there will be a huge price increase if this project will be push through next year this is due to foreign exchange rate fluctuations and the inflation rate.

3. We also cannot assure if the budget allotted to this project will suffice if the price increase arises."

**WHEREAS**, the BAC noted that it was expressly stated in the Bid Form that failure to sign each and every page of the Bid Form including the Price Schedule attached to it would be sufficient ground for disqualification;

**WHEREAS**, after the BAC has thoroughly considered the foregoing points, it was decided to deny the request for reconsideration for the reason that the BAC cannot exercise discretion on the matter because it was clearly stated in the Bid Form that failure to sign each and every page of the Bid Form and the attached price schedule will be a sufficient ground for disqualification;

**WHEREAS**, on December 13, 2023 the BAC sent the reply to Micro D International's request and since that date no protest was filed by Micro D International;


**NOW THEREFORE**, we the members of the Bids and Awards Committee for Goods hereby **RESOLVE** as it is hereby **RESOLVED**:


- 1) To declare a failure of bidding for the Improvement of the UP Mindanao Fiber Optic Network Phase III with project identification no. PBM 2023-27 since the lone bidder was disqualified;

- 2) To recommend that a rebidding be conducted in January 2024;
- 3) To endorse the foregoing for approval by the Chancellor of UP Mindanao.

RESOLVED during the meeting held at the Lorenzo Hall, UP Mindanao, Davao City and also online via Zoom on December 27, 2023.

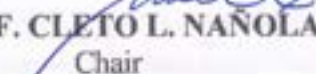
  
Ms. JO-AN A. GARCIA  
Member

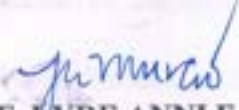
  
a/PROF. JON HENLY O. SANTILLAN  
Member

  
PROF. KAREN JOYCE G. CAYAMANDA  
Member

A/PROF. ERWIN E. PROTACIO (absent)  
Vice Chair

Approved:

  
PROF. CLETO L. NAÑOLA JR.  
Chair

  
PROF. LYRE ANNI E. MURAO  
Chancellor