



TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY

ISO 9001 : 2008 CERTIFIED

Tatak ng Integridad, Serbisyong Dekalidad, Kaagapay sa Pag-unlad



BIDS AND AWARDS COMMITTEE

(CENTRAL OFFICE)

RESOLUTION NO. 49-2017

RECOMMENDING THE AWARD FOR CONTRACT TO TUV SUD PSB PHILIPPINES INC. FOR THE PROCUREMENT OF CERTIFICATION SERVICES FOR ISO 9001:2015 RE-CERTIFICATION/UPGRADING - RE-BIDDING

WHEREAS, the Bids and Awards Committee (BAC), as mandated by Republic Act No. 9184, otherwise known as the Government Procurement Reform Act, is the body tasked to post invitations to bid, to conduct pre-bid conferences, to determine the eligibility of prospective bidders, to receive and open bids, to conduct the evaluation of bids, to conduct post-qualification and to recommend award of contracts to the Head of the Procuring Entity;

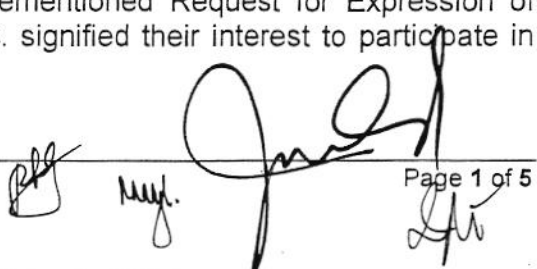
WHEREAS, the Technical Education and Skills Development Authority (TESDA) intends to apply the sum of One Million Eight Hundred Thousand Pesos (Php1,800,000.00) for the Procurement of Certification Services for ISO 9001:2015 Re-Certification/Upgrading - Re-Bidding. A copy of the Terms of Reference (TOR), Obligation Request and Status (ORS) and Certificate as to Availability of Funds are hereto attached as Annexes "A", "B" and "C", respectively;

WHEREAS, the BAC declared a first failure of bidding on 28 July 2017 pursuant to BAC Resolution No. 32-2017. A copy of the BAC Resolution No. 32-2017 issued on 28 July 2017 is hereto attached as Annex "D";

WHEREAS, pursuant to Section 21 of the Revised Implementing Rules and Regulations of Republic Act No. 9184, TESDA advertised the Request for Expression of Interest for the Procurement of Certification Services for ISO 9001:2015 Re-Certification/Upgrading - Re-Bidding in two (2) newspapers of general circulation and posted the same in the PhilGEPS on 02 August 2017. Copies of which are hereto attached as Annexes "E", "F" and "G", respectively;

WHEREAS, the BAC in compliance also with the directive of the Director General invited several observers registered with PhilGEPS to witness the bidding activities particularly on the Procurement of Certification Services for ISO 9001:2015 Re-Certification/Upgrading - Re-Bidding for purposes of transparency and good governance. Pursuant to Section 13 of Revised Implementing Rules and Regulations of Republic Act No. 9184, the BAC invited several observers to attend the submission of the eligibility requirements on 11 August 2017, pre-bid conference on 31 August 2017 and the bid opening on 19 September 2017. Copies of the letters to observers are hereto attached as Annexes "H", "I", "J", "K", "L", "M", "N", "O", "P", "Q", "R", "S", "T", "U" and "V", respectively;

WHEREAS, responding to the abovementioned Request for Expression of Interest, only TUV SUD Philippines Inc. signified their interest to participate in said bidding process;



WHEREAS, the submission of eligibility documents was scheduled on 11 August 2017 at 2:00 p.m. at the CSA Conference Room located at the 2nd Floor of the TESDA Administration Building in Taguig City;

WHEREAS, the BAC opened and reviewed the eligibility requirements of TUV SUD PSB Philippines Inc. on 11 August 2017 at 2:10 p.m. at the CSA Conference Room located at the 2nd Floor of the TESDA Administration Building in Taguig City for purposes of short listing pursuant to Section 24.4 of the Revised Implementing Rules and Regulations of Republic Act No. 9184. A copy of the Minutes of the Meeting and Eligibility Checklist are hereto attached as Annex "W" and "X", respectively;

WHEREAS, pursuant to Section 24.5 of the Revised Implementing Rules and Regulations of Republic Act No. 9184, the BAC notified TUV SUD PSB Philippines Inc. that they were short listed and held eligible to bid for the Procurement of Certification Services for ISO 9001:2015 Re-Certification/Upgrading - Re-Bidding. A copy of the letter dated 14 August 2017 is hereto attached as Annex "Y";

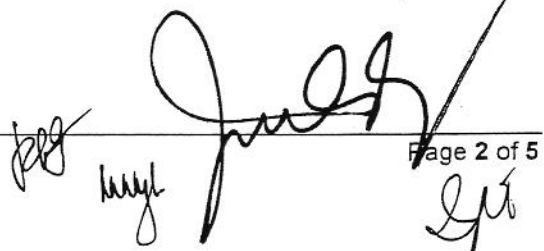
WHEREAS, the pre-bid conference was held on 31 August 2017 at 2:27 p.m. at the CSA Conference Room located at the 2nd Floor of the TESDA Administration Building in Taguig City. A copy of the Minutes of the Meeting is hereto attached as Annex "Z";

WHEREAS, the bid opening was held on 19 September 2017 at 2:04 p.m. at the CSA Conference Room located at the 2nd Floor of the TESDA Administration Building in Taguig City. A copy of the Minutes of the Meeting is hereto attached as Annex "AA";

WHEREAS, TUV SUD PSB Philippines Inc. passed the eligibility and such other bidding requirements pursuant to Sections 24 and 25 of the Revised Implementing Rules and Regulations of Republic Act No. 9184. A copy of the Submission and Receipt of Bids and Abstract of Bids as Read are hereto attached as Annexes "BB" and "CC", respectively;

WHEREAS, a Technical Evaluation Group (TEG) was created to assist the BAC in evaluating the eligibility, technical and financial requirements submitted by TUV SUD PSB Philippines Inc. through BAC Order No. 07, Series of 2017, issued on 02 August 2017. A copy of the BAC Order No. 07, Series of 2017 dated 02 August 2017 is hereto attached as Annex "DD";

WHEREAS, pursuant to Section 34 of Rule X (Post-Qualification) of the Revised Implementing Rules and Regulations of Republic Act No. 9184, verification and validation of the bidder's legal documentary requirements must be made. As such, the Chairperson of the TEG issued letters to the Accounts Receivable Monitoring Division of the Bureau Internal Revenue (BIR) for the validation of the tax clearance issued by said office to TUV SUD PSB Philippines Inc., to the Philippine Accreditation Office of the Department of Trade and Industry (DTI) for the validation of the certificate of accreditation of TUV SUD PSB Philippines Inc. and to the Prudential Guarantee and Assurance Inc. for the validation of the surety bond submitted by TUV SUD PSB Philippines Inc. Copies of the letters are hereto attached as Annexes "EE", "FF" and "GG", respectively;

The bottom of the page features three handwritten signatures in black ink. The signatures are stylized and appear to be initials or names. The signature on the right is the largest and most prominent, while the other two are smaller and positioned to its left.

WHEREAS, the abovementioned offices had issued confirmation letters regarding the documents submitted by TUV SUD PSB Philippines Inc. for the Procurement of Certification Services for ISO 9001:2015 Re-Certification/Upgrading - Re-Bidding. Copies of the confirmation letters of the Accounts Receivable Monitoring Division of the BIR, Philippine Accreditation Office of the DTI and Prudential Guarantee and Assurance Inc. are hereto attached as Annexes "HH", "II" and "JJ", respectively;

WHEREAS, pursuant to Section 25.2.c (vi) of the Revised Implementing Rules and Regulations of Republic Act No. 9184 which requires prospective bidders or its duly authorized representatives to submit a sworn statement in the form prescribed by the GPPB that it complies with existing labor laws and standards, compliance by the bidders with the foregoing shall be supported with the clearances or certifications from the Department of Labor and Employment (DOLE), National Labor Relations Commission (NLRC), Social Security System (SSS), Philippine Health Insurance Corporation (PhilHealth) and Pag-IBIG Fund. Clearances must be issued at least within three (3) months from the date of bid opening. This is pursuant to GPPB Resolution No. 01-2008 issued on 07 March 2008 giving the procuring entity the discretion whether to require the clearances from the bidders;

WHEREAS, TUV SUD PSB Philippines Inc. submitted during the bid opening a certification from the Department of Labor and Employment (DOLE) certifying that it has no pending case before said office in compliance with the eligibility requirements prescribed under Clause 2.4 of Section III (Eligibility Data Sheet) of page 13 of the bidding documents. Copy of the foregoing certification is hereto attached as Annex "KK";

WHEREAS, TUV SUD PSB Philippines Inc. submitted a certification from National Labor Relations Commission (NLRC) certifying that it has no pending case before said office. Copy of the certification issued by NLRC is hereto attached as Annex "LL";

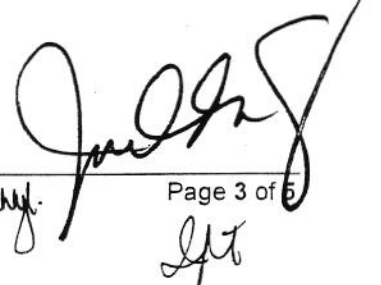
WHEREAS, TUV SUD PSB Philippines Inc. submitted a clearance from Social Security System (SSS) certifying that TUV SUD PSB Philippines Inc. has remitted the contributions of its employees from June 2008 up to May 2017 to SSS and that it has no pending case before said office. Copy of the clearance issued by SSS is hereto attached as Annex "MM";

WHEREAS, TUV SUD PSB Philippines Inc. submitted a certification from Philippine Health Insurance Corporation (PhilHealth) that it has remitted premium contributions of its employees from July 2016 up to June 2017. Copy of the certification issued by PhilHealth is hereto attached as Annex "NN";

WHEREAS, TUV SUD PSB Philippines Inc. submitted a certificate from Pag-IBIG Fund that it has remitted premium contributions of its employees from June 2008 up to June 2017. Copy of the clearance certificate issued by Pag-IBIG Fund is hereto attached as Annex "OO";



my.



WHEREAS, the Chairperson of the TEG issued letters to the DOLE, NLRC, SSS, PhilHealth and Pag-IBIG Fund for the validation of the documents issued by said offices to TUV SUD PSB Philippines Inc. Copies of the documents are hereto attached as Annexes "PP", "QQ", "RR", "SS" and "TT", respectively;

WHEREAS, the abovementioned government agencies had issued their respective confirmation regarding the clearances/certifications submitted by TUV SUD PSB Philippines Inc. for the Procurement of Certification Services for ISO 9001:2015 Re-Certification/Upgrading - Re-Bidding. Copies of the confirmation of the DOLE, NLRC, SSS, PhilHealth and Pag-IBIG Fund are hereto attached as Annexes "UU", "VV", "WW", "XX" and "YY", respectively;

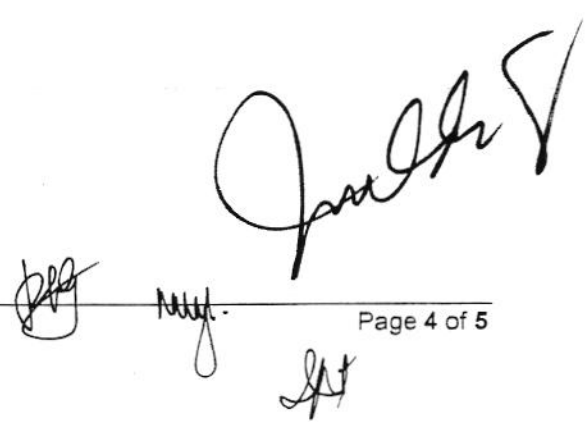
WHEREAS, the TEG conducted its evaluation of the financial and technical proposals submitted by TUV SUD PSB Philippines Inc. pursuant to Section 33 of the Revised Implementing Rules and Regulations of Republic Act No. 9184.

WHEREAS, the TEG in its report found the bid offered by TUV SUD PSB Philippines Inc. to be compliant with the legal, technical and financial requirements set forth by the agency pursuant to Section 34 of Rule X (Post-Qualification) of the Revised Implementing Rules and Regulations of Republic Act No. 9184. A copy of the TEG report is hereto attached as Annex "ZZ";

WHEREAS, pursuant to Section 36 (a) of the Revised Implementing Rules and Regulations of Republic Act No. 9184, if after advertisement, only one prospective bidder applies for eligibility check, meets the eligibility requirements and submits a bid which is found to be responsive to the bidding requirements, its bid is considered a Single Rated and Responsive Bid;

WHEREAS, TUV SUD PSB Philippines Inc. met all the eligibility requirements prescribed by the agency and its bid had been found to be responsive to the bidding requirements. Hence, the BAC finds the bid of TUV SUD PSB Philippines Inc. to be the Single Rated and Responsive Bid;

NOW, THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED, to recommend the award of the contract to TUV SUD PSB Philippines Inc. as the bidder with a Single Rated and Responsive Bid for the Procurement of Certification Services for ISO 9001:2015 Re-Certification/Upgrading - Re-Bidding in the total amount of One Million Seven Hundred Twenty Thousand Eight Hundred Eighty Pesos (Php1,720,880.00) subject to government accounting and auditing rules and regulations.



Resolved this 29th day of September, 2017

~~ATTY. DIOSDADO O. PADILLA
BAC Chairperson~~

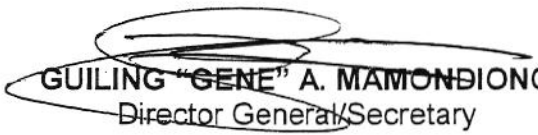

IMELDA B. TAGANAS
BAC Vice Chairperson


ATTY. IMELDA T. ONG
BAC Member


RENATO L. GERON
BAC Member


MA. MAGDALENA P. BUTAD
BAC Member

- Approved (if less than 5 Million) Disapproved (if less than 5 Million)
 Endorsed to the TESDA Board (if more than 5 Million)


GULING "GENE" A. MAMONDIONG
Director General/Secretary