



**BIDS AND AWARDS COMMITTEE**  
(CENTRAL OFFICE)

RESOLUTION NO. 58 - 2024

**DECLARING FAILURE OF BIDDING ON LOT 4 – ANIMAL PRODUCTION (POULTRY-CHICKEN) NC II – PERFORM PRE-LAY AND LAY ACTIVITIES FOR THE PROCUREMENT OF STARTER TOOLKITS FOR THE IMPLEMENTATION OF FY 2023 SPECIAL TRAINING FOR EMPLOYMENT PROGRAM (STEP) – CONTINUING APPROPRIATIONS**

**WHEREAS**, the bid opening for the Procurement of Starter Toolkits for the Implementation of FY 2023 Special Training for Employment Program (STEP) was held on 16 May 2024 at the Gabriela Silang Room 2<sup>nd</sup> floor, TESDA Women’s Center (TWC), TESDA Complex, Gate 1, East Service Road, South Luzon Expressway (SLEX), Fort Bonifacio, Taguig City;

**WHEREAS**, pursuant to Section 30.1 of the 2016 Revised Implementing Rules and Regulations (RIRR) of Republic Act (RA) No. 9184, the Bids and Awards Committee (BAC) shall check the submitted documents of each bidder against a checklist of required documents to ascertain if they are all present, using a non-discretionary “pass/fail” criterion. If a bidder submits the required document, it shall be rated “passed” for that particular requirement. In this regard, bids that fail to include any requirement or are incomplete or patently insufficient shall be considered as “failed.” Otherwise, the BAC shall rate the said first bid envelope as “passed”;

**WHEREAS**, the following Bidders participated in the following lots under the abovementioned procurement project:

Lot No.	Title	Bidder(s)
4	Animal Production (Poultry-Chicken) NC II – Perform Pre-Lay and Lay-Activities	1 Philippine Run Hui Trading Corp 2 ACMI Office System Philippines Inc. 3 Nikka Trading

**WHEREAS**, Philippine Run Hui Trading Corp., ACMI Office Systems Philippines Inc and Nikka Trading passed the eligibility requirements pursuant to Sections 23 and 25 of the 2016 RIRR of RA 9184;

**WHEREAS**, the BAC evaluated the financial component of the bids to determine the Lowest Calculated Bid pursuant to Section 32.2 of the 2016 RIRR of RA 9184;

**WHEREAS**, Philippine Run Hui Trading Corp. was determined to be the Lowest Calculated Bidder for Lot 4 - Animal Production (Poultry-Chicken) NC II – Perform Pre-Lay and Lay-Activities under the abovementioned procurement project;

**WHEREAS**, pursuant to Section 34.2 of the 2016 RIRR of RA 9184, the Notice of Lowest Calculated Bid (LCB) was issued to Philippine Run Hui Trading Corp. requiring said bidder to submit within five (5) calendar days from the receipt of said Notice the documents stated in the Instruction to Bidder (ITB) Clause 20.1 of the Bid Data Sheet of the Bidding Documents in certified as true copy/ies from the original by the authorized representative for purposes of post-qualification. The Notice of LCB was received by Philippine Run Hui Trading Corp. on 25 May 2024. Hence, the said bidder was given until 30 May 2024 within which to submit the foregoing documents;

**WHEREAS**, Philippine Run Hui Trading Corp., submitted the documentary requirements stated in the Notice of LCB on 28 May 2024 together with their presentation of sample toolkits;

**WHEREAS**, a post-qualification was conducted by the TWG pursuant to Section 34 of the 2016 RIRR of RA 9184;

**WHEREAS**, the TWG conducted a post-qualification evaluation of the actual sample of the items being offered by Philippine Run Hui Trading Corp. under the abovementioned procurement project on 28 May 2024;

**WHEREAS**, as stated in Instructions to Bidder (ITB) Clause No. 20.1 under Section III (Bid Data Sheet) of the Bidding Documents and in the Notice of LCB, to determine the compliance of the items with the requirements of the agency, the actual sample of each item being offered by the bidder together with the Technical Data Sheet will be submitted for purposes of post-qualification;

**WHEREAS**, in BAC Resolution 28-2024, dated 13 June 2024, the BAC unanimously post-disqualified Philippine Run Hui Trading Corp. on the basis that said bidder failed to comply with and respond to the requirements and conditions specified in the Bidding Documents for Lot 4 under the abovementioned procurement project;

**WHEREAS**, the BAC notified Philippine Run Hui Trading Corp. of its post-disqualification and the grounds thereof through the issuance of Notice of Post-Disqualification to the said bidder on 29 June 2024. Said bidder did not file its request for reconsideration on the decision of the BAC;

**WHEREAS**, ACMI Office Systems Philippines, Inc. was determined to be the Second Lowest Calculated Bidder (LCB) for Lot 4 under the abovementioned procurement project;

**WHEREAS**, pursuant to Section 34.6 of the 2016 RIRR of RA 9184, the Notice of Second LCB was issued to ACMI Office Systems Philippines, Inc. requiring

the said bidder to submit within five (5) calendar days from the receipt of said notice the documents stated in the Instruction to Bidder (ITB) Clause 20.1 of the Bid Data Sheet of the Bidding Documents in certified as true copy/ies from the original by the authorized representative for purposes of post-qualification. The Notice of Second LCB was received by said bidder on 29 June 2024. Hence, said bidder was given until 4 July 2024 within which to submit the foregoing documents;

**WHEREAS**, given that the Notice of Second LCB was issued to ACMI Office Systems Philippines, Inc. for Lot 4 and pursuant to Section 34.8 of the 2016 RIRR of RA 9184, the BAC has only twelve (12) calendar days or until 16 July 2024 to complete the post-qualification process;

**WHEREAS**, ACMI Office System Philippines, Inc. submitted the documentary requirements stated in the Notice of Second LCB on 4 July 2024 during their presentation of sample toolkits;

**WHEREAS**, a post-qualification was conducted by the TWG pursuant to Section 34 of the 2016 RIRR of RA 9184;

**WHEREAS**, as stated in ITB Clause No. 20.1 under Section III (Bid Data Sheet) of the Bidding Documents and in the Notice of Second LCB, to determine the compliance of the items with the requirements of the agency, the actual sample of each item being offered by the Bidder together with the Technical Data Sheet will be submitted for purposes of post-qualification;

**WHEREAS**, the TWG conducted a post-qualification evaluation of the actual sample of the items being offered by ACMI Office System Philippines, Inc. for Lot 4 under the abovementioned procurement project on 9 July 2024;

**WHEREAS**, in its Resolution 34-2024, dated 9 July 2024, the BAC unanimously post-disqualified bids of ACMI Office Systems Philippines, Inc. for Lot 4 on the basis that this Bidder failed to comply with and respond to the requirements and conditions specified in the Bidding Documents for the following lots under the abovementioned procurement project.

**WHEREAS**, the BAC notified ACMI Office System Philippines, Inc. of their post-disqualification and the grounds thereof through the issuance of Notice of Post-Disqualification to the said bidder on 7 August 2024. The said Bidder did not file its request for reconsideration on the said Lot;

**WHEREAS**, pursuant to Section 34.7 of the 2016 RIRR of RA 9184, the Notice of Third LCB was issued to Nikka Trading on 7 August 2024 requiring said bidder to submit within five (5) calendar days from the receipt of said Notice the documents stated in the ITB Clause 20.1 of the Bid Data Sheet of the Bidding Documents in certified as true copy/ies from the original by the authorized representative for purposes of post-qualification. The Notice of Third LCB was received by said bidder on 7 August 2024. Hence, said bidder was given until 12 August 2024 within which to submit the foregoing documents.

**WHEREAS**, a post-qualification was conducted by the TWG pursuant to Section 34 of the 2016 RIRR of RA 9184;

**WHEREAS**, pursuant to ITB Clause No. 20.1 under Section III (Bid Data Sheet) of the Bidding Documents and in the Notice of Third LCB, the TWG conducted a post-qualification evaluation of the actual sample of the items being offered by Nikka Trading on Trading for Lot 4 under the abovementioned procurement project on 8 August 2024;

**WHEREAS**, in its Resolution No. 41-2024 dated 23 August 2024, the BAC unanimously post-disqualified Nikka Trading on the basis that the bidder failed to comply with and respond to the requirements and conditions specified in the Bidding Documents particularly on the technical specifications of the Trading for Lot 4;

**WHEREAS**, the BAC notified Nikka Trading of its post-disqualification and the grounds thereof through the issuance of Notice of Post-Disqualification to said bidder on 13 September 2024;

**WHEREAS**, the BAC received the request for reconsideration on the post-disqualification of Nikka Trading for Lot 4;

**WHEREAS**, the BAC in its letter dated 20 September 2024 denied the request for reconsideration of Nikka Trading for lack of merit;

**WHEREAS**, pursuant to Sections 35.1 (c), 35.2 and 35.3 of the RIRR of RA 9184, if all bids fail to comply with all the bid requirements or fail post-qualification, the BAC should declare a failure of bidding. The BAC shall conduct a mandatory review and evaluation of the terms, conditions, and specifications in the Bidding Documents, then revise the terms, conditions, and specifications, and if necessary, adjust the ABC, subject to the required approvals, then conduct a rebidding with re-advertisement and/or posting;

**NOW, THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED**, to declare a failure of bidding for Lot 4 - Animal Production (Poultry-Chicken) NC II – Perform Pre-Lay and Lay-Activities under the Procurement of Starter Toolkits for the Implementation of FY 2023 Special Training for Employment Program (STEP) – Continuing Appropriations pursuant to Section 35.1 (c) of the 2016 RIRR of RA 9184 and to conduct a rebidding subject to the instruction of the approving authority and provisions of Republic Act No. 9184 and its RIRR.

RA 9184 and to conduct a rebidding subject to the instruction of the approving authority and provisions of Republic Act No. 9184 and its RIRR.


Signed this 9<sup>th</sup> day of October 2024 at TESDA, Taguig City, Metro Manila.



**VIDAL D. VILLANUEVA III**  
BAC Chairperson



**MA. MAGDALENA P. BUTAD**  
BAC Vice-Chairperson




**JOYCE B. BALONG**  
BAC Member



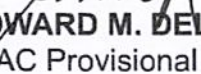
**GILBERT M. CASTRO**  
BAC Member



**DEXTER. HULLEZA**  
BAC Member



**ROSALINA S. CONSTANTINO**  
BAC Provisional Member



**EDWARD M. DELA ROSA**  
BAC Provisional Member