

Bids and Awards Committee for Consulting Services (BAC-C)

**ENGAGEMENT OF CONSULTING SERVICES OF A HIGHLY TECHNICAL
CONSULTANT OF THE OFFICE OF THE CHAIRMAN**

RESOLUTION NO. 2023-003

WHEREAS, in a memorandum dated 23 January 2023, the Office of the Chairman (OC) recommended the engagement of the services of MGen Arnel M. Duco AFP (Ret) as a Highly Technical Consultant, through Negotiated Procurement, pursuant to Section 53.7 of the 2016 Revised Implementing Rules and Regulations (RIRR) of Republic Act (R.A.) No. 9184, for a period of six (6) months, renewable at the option of BCDA, but in no case shall exceed the term of the appointing authority, in the amount of **Pesos: One Hundred Twenty Thousand and 00/100 (PhP 120,000.00) per month**, inclusive of applicable taxes, fees and incidental expenses. The scope of the consulting services shall be subject to the Terms of Reference (TOR);

WHEREAS, Section 53.7 – Highly Technical Consultant of 2016 RIRR of R.A. No. 9184 provides that, “In the case of individual consultants hired to do work that is (i) highly technical or proprietary; or (ii) primarily confidential or policy determining, where trust and confidence are primary considerations for the hiring of the consultant: Provided, however, that the term of the individual consultant shall, at the most, be on a six-month basis, renewable at the option of the appointing authority, but in no case shall exceed the term of the latter;

WHEREAS, the said memorandum states the qualifications of MGen Arnel M. Duco AFP (Ret), among others:

1. MGen Arnel M. Duco AFP (Ret) has served the Department of National Defense (DND) as its Undersecretary for Strategic Assessment and Planning and Head Executive Assistant to the DND. He was also designated as Senior Military Assistant to the SND and Deputy Chief of Staff (DCS) for Personnel. Concurrent to his position as DCS for personnel, he also served as Member, Board of Trustees, Armed Forces and Police Mutual Benefit Association, Inc., and Member, Board of Liquidators, AFP-Retirement and Separation Benefits System.
2. MGen Arnel M. Duco AFP (Ret) was a graduate of the Philippine Military Academy and obtained his Master’s degree in Management major in Public Administration from the Philippine Christian University.

3. MGen Arnel M. Duco AFP (Ret) has more than thirty (30) years of experience in military service in the Armed Forces of the Philippines (AFP). He started to render his military service in 1986 as a Military Officer in the Armed Forces.
4. In his more than 36 years of military service, MGen Arnel M. Duco AFP (Ret) has received various awards and decorations, notably, the Philippine Legion of Honor Degree of Officer, Distinguished Services Stars, Outstanding Achievement Medals, among others.

WHEREAS, the following are the scope of services of the Consultant as provided under the TOR:

1. Handling of matters which are primarily confidential including handling of discretionary and/or highly sensitive information that concerns all transactions of the BCDA with the Armed Forces of the Philippines (AFP);
2. Advisory services to the Chairman on all transactions of the BCDA with the AFP, including but not limited to the following:
 - 2.1. Disposition of military reservations under the purview of the BCDA;
 - 2.2. Big-ticket military projects that will be undertaken by the BCDA including but not limited to the construction of new facilities and replication of military camps/bases;
 - 2.3. Corporate Social Responsibility and confidence-building efforts of the BCDA involving the AFP which include organizing, coordinating and monitoring PAPs that are in accordance with the actual needs of the AFP in consideration of the Consultant's extreme familiarity with the military; and
 - 2.4. Management of proceeds from the income-generating PAPs of the BCDA with the objective of ensuring that the allocation for the AFP Modernization Program is sufficient and in harmony with the AFP's thrusts;
3. Recommending to the Chairman measures that will aid the BCDA in maintaining and improving its harmonious relationship with the AFP;
4. Liaising with the Chairman highly sensitive and highly confidential information and/or concerns arising from the DND/AFP-BCDA partnership; and recommend to the Chairman action/s to be undertaken on these information or concerns; and

5. Performance of all other functions which the Chairman may deem necessary.

WHEREAS, on 28 February 2023, the BAC-C sent a letter of invitation to MGen Arnel M. Duco AFP (Ret) inviting him to work with BCDA in a consulting capacity for the aforementioned services;

WHEREAS, on 28 February 2023, in response to BAC-C's Letter of Invitation, MGen Arnel M. Duco AFP (Ret) sent his Letter of Intention supported with an updated Curriculum Vitae (CV), Personal Data Sheet (PDS), BIR Certificate of Registration and PhilGEPS Registration. Thereafter, the BAC-C TWG evaluated the qualifications of MGen Arnel M. Duco AFP (Ret) based on his submitted documents;

WHEREAS, on 2 March 2023, the BAC-C TWG presented the results of the evaluation of the updated CV, PDS, PhilGEPS Registration and BIR Certificate of Registration of MGen Arnel M. Duco AFP (Ret), together with the documents submitted by the end-user. The BAC-C deliberated the results and found MGen Arnel M. Duco AFP (Ret) to be legally and technically capable to undertake and fulfill the consulting services for the aforementioned projects, in compliance with Section V.D.7.b.ii of Annex "H" Consolidated Guidelines for the Alternative Methods of Procurement of the 2016 RIRR of R.A. No. 9184, to wit:

"ii. XXX Considering the nature of the consultancy work, the negotiations need not be elaborate, it is enough that the BAC has validated that the individual is legally, technically and financially capable to undertake and fulfill the consultancy work based on the Terms of Reference."

WHEREAS, the BAC-C reviewed and verified the findings of the BAC-C TWG and resolved to adopt and approve the aforesaid recommendations;

WHEREAS, on 2 March 2023, the BAC-C conducted a negotiation with MGen Arnel M. Duco AFP (Ret) pursuant to Section V.D.7.b.ii of Annex "H" Consolidated Guidelines for the Alternative Methods of Procurement of the 2016 RIRR of R.A. No. 9184, wherein the members of the BAC-C verified with MGen Arnel M. Duco AFP (Ret) his agreement with the TOR required by the consulting services;

WHEREAS, Section V.D.7.b.iii of Annex "H" Consolidated Guidelines for the Alternative Methods of Procurement of the 2016 RIRR of R.A. No. 9184 states that the BAC shall recommend to the HoPE the award of contract to the individual consultant.

NOW, THEREFORE, foregoing considered, We, the Members of the Bids and Awards Committee for Consulting Services, hereby RESOLVE as it is hereby RESOLVED, to:

1. Recommend to the Head of the Procuring Entity, through its duly authorized signatory, the President and CEO Aileen Anunciacion R. Zosa, the award and issuance

of Notice of Award (NOA) of the **Contract for the “Engagement of Consulting Services of a Highly Technical Consultant of the Office of the Chairman”** to MGen Arnel M. Duco AFP (Ret) as he is legally and technically capable to undertake and fulfill the highly technical consultancy work, through Negotiated Procurement pursuant to Section 53.7 of the 2016 RIRR of R.A. No. 9184 for a period of six (6) months, renewable at the option of BCDA, but in no case shall exceed the term of the appointing authority, in the amount of **Pesos: One Hundred Twenty Thousand Pesos (PhP 120,000.00) per month**, inclusive of applicable taxes, fees, and incidental expenses, which shall be chargeable against the approved OC MOOE budget; and

2. Direct the end-user to furnish the BAC-C copies of the duly signed Notice to Proceed (NTP), as well as the executed contract for the Engagement of Consulting Services of a Highly Technical Consultant of the Office of the Chairman.

RESOLVED, at the BCDA Corporate Center Office, this 6 March 2023.

BIDS AND AWARDS COMMITTEE FOR CONSULTING SERVICES (BAC-C)



ARKEY A. PEREZ 03-06-2023
Chairman


ATTY. FERNANDO T. GALLARDO, JR.
Vice Chairman


RICHARD BRIAN M. CEPE
Member


MARIA JOSEFINA V. PE
Member


VIRGIE M. ALVAREZ
Member

Approved by:



AILEEN ANUNCIACION R. ZOSA
President and Chief Executive Officer