

BIDS AND AWARDS COMMITTEE FOR GOODS (BAC-G)

Procurement of a Service Provider for the Interim Operations and Maintenance (O&M) of the New Clark City (NCC) Sports Facilities under a Twenty-Seven (27) - Month Service Contract

**RESOLUTION NO.BG-2023-026
(FAILURE OF BIDDING)**

WHEREAS, the BASES CONVERSION AND DEVELOPMENT AUTHORITY (BCDA), through the General Appropriations Act (GAA), applied the sum of **One Hundred Fifty Seven Million Eight Hundred Seventy-Four Thousand Nine Hundred Eighty-Four Pesos and 25/100 Only (Php157,874,984.25), inclusive of VAT and all other applicable government taxes, fees, and charges**, as the Approved Budget for the Contract (ABC) for the **Procurement of a Service Provider for the Interim Operations and Maintenance (O&M) of the New Clark City (NCC) Sports Facilities under a Twenty-Seven (27) - Month Service Contract**.

A copy of the approved Bids and Awards Committee for Goods (BAC-G) Annual Procurement Plan for CY 2023 is hereto attached as "Annex A".

WHEREAS, the BAC-G, through its Secretariat, advertised the Invitation to Bid (ITB) on 02 July 2023 in a newspaper with nationwide circulation, and on 27 June 2023, in the following platforms:

1. DBM - Philippine Government Electronic Procurement System (PhilGEPS);
2. BCDA Website; and
3. In a conspicuous place reserved for the purpose in the premises of BCDA.

WHEREAS, BAC-G conducted the Pre-bid Conference on 04 July 2023 at 03:00 P.M. (Tuesday) at the BCDA Corporate Center, Bonifacio Global City, Taguig City, which was attended by seven (7) prospective bidders, namely:

1. ATALIAN Global Services Philippines
2. Phil-Nippon Kyoei, Corporation (PNKC)
3. Jones Lang LaSalle (JLL)
4. LServ Corporation
5. One CMS Outsourcing Services Inc.
6. Expert Global Solutions (EGS)
7. SosaJB Property Management Corp.

WHEREAS, in response to said advertisements, three (3) bidders submitted their bids before the deadline of submission of bids at 1:00 P.M. on 31 July 2023 (Monday) at the BCDA Corporate Center, Bonifacio Global City, Taguig City, viz:

1. Philjaya Property Management Corporation
2. Jones Lang Lasalle Philippines, Inc.
3. Atalian Global Services Philippines, Inc.

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WHEREAS, during the Opening of Bids on 31 July 2023 (Monday) at 2:00 P.M., BAC-G opened the first envelope of the above-named bidders, subject to a preliminary examination by determining the presence or absence of the required documents using a non-discretionary “pass/fail” criterion;

WHEREAS, during the preliminary examination of bids and after determining whether the bidders complied with the documentary requirements for eligibility, as well as with the technical requirements, BAC-G declared the bids of the following bidders as “failed” due to:

No.	BIDDERS	NON-COMPLIANCE
1	Philjaya Property Management Corporation (“Philjaya”)	<p style="text-align: center;">WITH ADVERSE FINDINGS</p> <p>1. <i>Incomplete submission of the List and Curriculum Vitae (CVs) for the 105 nominated key personnel pursuant to Item 10.b of Bid Bulletin no.3, wherein Philjaya submitted CVs for seven (7) key personnel only, as follows:</i></p> <ul style="list-style-type: none"> a. <i>Engr. Gil A. TalingdanII</i> b. <i>Arch. Jun D. Reyes</i> c. <i>Engr. Ralph Joseph T. Taluban</i> d. <i>Engr. Erwin P. Manapol</i> e. <i>Engr. Kristian Robert Afable</i> f. <i>Ms. Noemi M. Paguntalan</i> g. <i>Ms. Baby Jane Dela Cruz</i> <p>2. <i>Failure to meet the minimum qualification of at least ten (10) years business operation pursuant to Item IX.1.a of the Technical Specifications/Terms of Reference. Philjaya was only registered on 13 November 2013 based on the submitted Certificate of Incorporation issued by Securities and Exchange Commission. Philjaya only has 9 years and 8 months of business operations.</i></p>
2.	Jones Lang Lasalle Philippines, Inc. (“JLL”)	<p style="text-align: center;">WITH ADVERSE FINDINGS</p> <p>1. <i>Incomplete submission of the List and Curriculum Vitae (CVs) for the 105 nominated key personnel pursuant to Item 10.b of Bid Bulletin no.3, wherein Philjaya submitted CVs for five (5) key personnel only, as follows:</i></p> <ul style="list-style-type: none"> a. <i>Mr. Jerrold L. Lomugdang</i> b. <i>Ms. Kimberly A. Valdez</i> c. <i>Engr. Edward Daniel P. De Vera</i> d. <i>Engr. Darwin M. Cruz</i>

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		e. <i>Engr. Paul Abraham Teope</i>
3	Atalian Global Services Philippines, Inc. ("Atalian")	<p style="text-align: center;">WITH ADVERSE FINDINGS</p> <p>1. <i>Non-submission of the List of the one hundred five (105) nominated key personnel and their corresponding Curriculum Vitae (CVs) as attachments; and</i></p> <p>2. <i>Indication of "Not Comply" on Item XII. Penalties of Section VII. Technical Specifications/Terms of Reference of the bidding documents.</i></p>

WHEREAS, in view of the foregoing, BAC-G declared a failure of bidding for **Procurement of a Service Provider for the Interim Operations and Maintenance (O&M) of the New Clark City (NCC) Sports Facilities under a Twenty-Seven (27) - Month Service Contract**, pursuant to Section 35.1 of the 2016 revised Implementing Rules and Regulations (RIRR) of Republic Act (R.A.) No. 9184, to wit:

"35.1 The BAC shall declare the bidding a failure when:

- c) All bids **fail to comply with all the bid requirements** or fail post-qualification, or, in the case of Consulting Services, there is no successful negotiation;
xxx"*

WHEREAS, on 03 August 2023, the BAC-G received letters from Philjaya, JLL and Atalian, requesting for reconsideration on the decision of the BAC-G on their disqualification. In response, on 10 August 2023, the BAC-G denied their request and comprehensively discussed the grounds of their disqualification on the above-mentioned non-compliances.

NOW, THEREFORE, We, the Members of the Bids and Awards Committee for Goods, hereby **RESOLVE** as it is hereby **RESOLVED** to recommend the following:

1. To declare a Failure of Bidding for **Procurement of a Service Provider for the Interim Operations and Maintenance (O&M) of the New Clark City (NCC) Sports Facilities under a Twenty-Seven (27) - Month Service Contract**, in accordance with Section 35.1 of the 2016 RIRR of R.A. No. 9184; and
2. To direct the end-user, the **Procurement and Property Management Department (PPMD)**, to conduct a mandatory review and evaluation of the terms, conditions, and specifications of the Bidding Documents, including the cost estimates, and other requirements relative to this procurement, pursuant to Section 35.2 of the 2016 RIRR of R.A. No. 9184.

RESOLVED, at the BCDA Corporate Center, 2nd Floor Bonifacio Technology Center, 31st Street corner 2nd Avenue, Bonifacio Global City, Taguig City, this 31 July 2023.

BIDS AND AWARDS COMMITTEE FOR GOODS

RICHARD BRIAN M. CEPE
Chairperson

(ON LEAVE)
JOCELYN L. CANIONES
Vice Chairperson

MARIA JOSEFINA V. PE
Member

RANDOLPH C. AUSTRIA
Member

MARICEL C. SANTOS
Member

MARINELL R. PACLEAR
Provisional Member

Approved By:

JOSHUA M. BINGCANG
President and Chief Executive Officer



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