

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

Consulting Services for the Construction Management and Supervision (CMS) for the Construction of Seabees (NCEBDe) Facilities at Naval Station Leovigildo Gantioqui, (NSLG) San Antonio, Zambales

**RESOLUTION NO. 2023-011
(Declaration of Failure of Bidding)**

WHEREAS, the Bases Conversion and Development Authority (BCDA) is mandated under Republic Act No. 7227, as amended by Republic Act No. 7917, to accelerate the sound and balanced conversion into alternative productive uses of the Clark and Subic military reservations and their extensions, to raise funds by the sale of portions of Metro Manila Military Camps and to apply said funds for the development and conversion into alternative productive uses of these properties;

WHEREAS, on **24 August 2023**, the BCDA, through its Bids and Awards Committee for Consulting Services (BAC-C), posted a Request for Expression of Interest (REI) including the bidding documents in PhilGEPS, the BCDA Website, and in a conspicuous place within the premises of BCDA for the **Procurement of Consulting Services for the Construction Management and Supervision (CMS) for the Construction of Seabees (NCEBDe) Facilities at Naval Station Leovigildo Gantioqui, (NSLG) San Antonio, Zambales** under Section 10 - Competitive Bidding of the 2016 Revised Implementing Rules and Regulations (RIRR) of Republic Act No. 9184, with an Approved Budget for the Contract (ABC) in the amount of **Pesos: Thirty Three Million Five Hundred Sixty Seven Thousand Six Hundred Seventy One and 35/100 (PhP 33,567,671.35)**, inclusive of all applicable taxes and fees;

WHEREAS, in response to the said advertisement of the REI and bidding documents, three (3) prospective bidders submitted their Eligibility Documents for the **Procurement of Consulting Services for the CMS for the Construction of Seabees (NCEBDe) Facilities at NSLG Zambales** prior to the set deadline for submission on 12 September 2023 at 9:00 a.m., to wit:

- 1) SCHEMA Konsult, Inc.;
- 2) Filipinas Dravo Corporation; and
- 3) Asyana Construction Consultancy & Trading.

WHEREAS, Section 30.1 of the 2016 Revised IRR of RA 9184 provides:

“xxx... the 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, as stated in the Instructions to Bidders. 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.” xxx”

WHEREAS, the submitted Eligibility Documents of the said prospective bidders were subjected to detailed evaluation and shortlisting on 12 to 21 September 2023 in accordance with Section 24 of the 2016 RIRR of R.A. 9184, and using the criteria and rating system for shortlisting as provided under item number 9.2 of Eligibility Data Sheet (EDS) for the project;

WHEREAS, the Technical Working Group (TWG) presented the results of the evaluation of the Eligibility Documents and shortlisting, and the BAC-C deliberated on the results on 25 September 2023;

WHEREAS, the results show that three (3) out of three (3) prospective bidders were rated **“FAILED”** due to the absence of the required documents and/or non-compliance with the requirements provided under the Eligibility Documents and Terms of Reference (TOR) for the Consulting Services, and 2016 RIRR of R.A. 9184, to wit:

PROPONENT	A. Relevant Experience of the Consultant	B. Qualification of the Key Personnel to be Assigned to the Consulting Services	C. Current Workload of Key Personnel Relative to Capacity	TOTAL	RATING	FINDINGS
1. Filipinas Dravo Corporation	20.00%	48.59%	20.00%	88.59%	FAILED With adverse findings	1. The proposed Sr. Architect failed to meet the minimum required years of experience related to the position;

						<p>2. The proposed Deputy Manager did not attach a copy of a valid PRC ID or proof of Payment for the renewal of PRC ID;</p> <p>3. The proposed Sr. Materials Engineer failed to attach the Certificate of Accreditation as Materials Engineer II from the Department of Public Works and Highways (DPWH). The proposed professional staff only submitted his DPWH Accreditation ID. This submission is patently insufficient because it does not include the validity of his accreditation as Materials Engineer II.</p>
2. SCHEMA Konsult, Inc.	9.63%	53.42%	17.50%	80.55%	FAILED With adverse findings	<p>1. The prospective bidder failed to submit at least one (1) completed contract for CMS of Building Construction with at least 17M contract amount. Instead, the prospective bidder submitted</p>

						<p>the Construction of a 72 MWp DC Solar Farm located between the municipalities of Arayat and Mexico, Pampanga as its declared project. The declared project is not related to the CMS of a Building Construction;</p> <p>2. The nominated Deputy Manager failed to submit a valid PRC license, or proof of Payment for the renewal of PRC ID, in case of an expired license.</p>
3. Asyana Construction Consultancy & Trading	16.40%	51.36%	20.00%	87.76%	FAILED With adverse findings	<p>1. The nominated Structural Engineer and Electrical Engineer failed to attach a copy of a valid PRC license or proof of Payment for the renewal of PRC ID.</p>

WHEREAS, the BAC-C issued the Notice of Ineligibility to the three (3) prospective bidders who were rated “**FAILED**” on 26 September 2023.

WHEREAS, the three (3) prospective bidders acknowledged receipt of the letter on 28 September 2023.

WHEREAS, Section 55.1 of the 2016 Revised IRR of RA 9184 provides that:

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“Decisions of the BAC at any stage of the procurement process may be questioned by filing a request for reconsideration within the three (3) calendar days upon receipt of written notice or upon verbal notification. The BAC shall decide on the request for reconsideration within seven (7) calendar days from receipt thereof. The bidder shall not be allowed to submit additional documents to correct any defects in the bid submitted.

If a failed bidder signifies his intent to file a request for reconsideration, the BAC shall keep the bid envelopes of the said failed bidder unopened and/or duly sealed until such time that the request for reconsideration has been resolved.”


WHEREAS, the BAC-C did not receive any request for reconsideration from ineligible prospective bidders within the period as prescribed by Section 55.1 of RIRR of R.A. No. 9184.


NOW, THEREFORE, foregoing considered, We, the Members of the BAC-C, hereby **RESOLVE** to recommend the following:

1. Declare a Failure of Bidding for the Procurement of Consulting Services for the Construction Management and Supervision (CMS) for the Construction of Seabees (NCEBDe) Facilities at Naval Station Leovigildo Gantioqui, (NSLG) San Antonio, Zambales;
2. Direct the end-user, Engineering and Social Services Department, 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 RA 9184 and GPPB Circular 05-2016.


RESOLVED, at the BCDA Corporate Center Office this 3rd day of October 2023.


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


VIRGIL M. ALVAREZ
Chairperson


[Redacted]
MADONNA M. CINCO
Vice Chairperson


[Redacted]
ATTY. CHRISTIAN T. DULDULAO
Member


[Redacted]
ENGR. EDUARDO R. ROSQUETA
Member


[Redacted]
ENGR. BRANDO C. AGUILERA
Provisional Member

Approved by:

[Redacted]
ENGR. JOSHUA M. BINGCANG
President and Chief Executive Officer

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BACC2023-0251

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