



**UNIVERSITY OF THE PHILIPPINES BAGUIO**

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**BAC RESOLUTION DECLARING SECOND FAILURE OF BIDDING FOR THE  
PROCUREMENT PROJECT: SUPPLY, DELIVERY AND INSTALLATION OF  
VARIOUS GENUINE SCIENTIFIC EQUIPMENT FOR UP BAGUIO, Bid Reference No.  
UPB-BID-2022-07-B**

**RESOLUTION No. 2022-042**

**WHEREAS**, the Bids and Awards Committee (BAC) was created to ensure transparency in the procurement process and in the implementation of procurement contracts, with the end view of guaranteeing that contracts are awarded pursuant to the provisions of Republic Act 9184 and its Implementing Rules and Regulations, and that all procurement are conducted strictly according to specifications;

**WHEREAS**, BAC Resolution No. 2022-30 was issued and approved on 26 October 2022.

**WHEREAS**, on 25 October 2022 was the scheduled opening and submission of bids, no prospective supplier submitted a bid;

**WHEREAS**, under Section 35.1 (a) of the IRR of RA 9184, the BAC shall declare the bidding a failure when **no bids were received**; (b) All prospective bidders are declared ineligible; (c) All bids fail to comply with all the bid requirements or post-qualification, xxxx (emphasis supplied)

**WHEREAS**, Section 35.2 of the same Act provides that in order to determine the reason of the failed bidding, the BAC shall conduct a mandatory review and evaluation of the terms, conditions and specifications in the Bidding Documents, including its cost estimates;

**WHEREAS**, Section 35.3 of the same Act provides that the BAC shall revise the terms, conditions, and specifications, and if necessary, adjust the ABC, subject to the required approvals, and conduct a re-bidding with re-advertisement and/or re-posting, as provided for in Section 21.2 of the IRR;

**WHEREAS**, after mandatory review, the BAC decided to separate various genuine scientific equipment and surveying instruments to invite more suitable suppliers for both.

**WHEREAS**, the University of the Philippines Baguio re-advertised the Invitation to Bid for the Procurement Project: **SUPPLY, DELIVERY AND INSTALLATION OF VARIOUS GENUINE SCIENTIFIC EQUIPMENT**, Bid Reference No. **UPB-BID-2022-07-B**, with an approved Budget Contract (ABC) in the amount of **Two Hundred Twenty Thousand Pesos (PhP 220,000.00) Only**, at the University of the Philippines Baguio website, the PhilGEPS, BAC Bulletin Board and in conspicuous places at the premises of the University of the Philippines Baguio from 27 November to 06 December 2022;

**WHEREAS**, on 6 December 2022 was the scheduled opening and submission of bids, no prospective supplier submitted a bid;

**WHEREAS**, Section 35.5 of the IRR of RA no. 9184 provides the condition on the declaration of failure of bidding which states that: Should there occur a second failure of bidding, the Procurement Entity may resort to negotiated procurement, as provided for in Section 53.1 of this IRR;

**WHEREAS**, Section 53.1 of the IRR of RA No. 9184, the Procuring Entity can directly negotiate a contract with a technically, legally, and financially capable supplier, contractor or consultant in

cases where there has been failure of Competitive Bidding or Limited Source Bidding for the second time as provided in Section 35 of the above Act and same IRR:

**NOW, THEREFORE**, for and in consideration of the foregoing, We the Members of the Bids & Awards Committee University of the Philippines Baguio, hereby RESOLVE as it is hereby RESOLVED:

- (a) To declare a **second failure of bidding** for the Procurement Project: **SUPPLY, DELIVERY AND INSTALLATION OF VARIOUS GENUINE SCIENTIFIC EQUIPMENT FOR UP BAGUIO** with Bid Reference Number **UPB-BID-2022-07-B**;
- (b) To recommend for approval by the Head of the Procuring Entity, the Chancellor, the foregoing.

**RESOLVED**, at the BoardRoom, University of the Philippines Baguio this 6<sup>th</sup> day of December 2022.

  
**JOEL M. ADDAWE**  
Chairman, Bids & Awards Committee

  
**GLORIA O. RODRIGUERA**

Vice Chair

  
**GRAZIELE K. MICKLAY**

Member

  
**CECILIA FE S. ABALOS**

Member

  
**ARIS A. REGINALDO**

Member

Action of the Head of the Procuring Entity: \_\_\_\_\_

  
**Prof. CORAZON L. ABANSI, PhD.**  
Chancellor