

BIDS AND AWARDS COMMITTEE (BAC)
Resolution No. 20-05-0107**RECOMMENDING THE USE OF NEGOTIATED PROCUREMENT THROUGH
EMERGENCY CASES AND AWARD OF CONTRACT FOR THE SUPPLY AND DELIVERY
OF 700,000 CANNED SARDINES FOR THE 2ND AND 3RD WAVE OF AUGMENTATION
FOR CORONA VIRUS DISEASE (COVID-19) RELIEF OPERATION
(PR NO. 01-20001-PR-2020-05-00034)**

WHEREAS, the Department of Social Welfare and Development (DSWD) through the National Resource and Logistics Management Bureau (NRLMB) requested an emergency procurement of 700,000 Canned Sardines under Purchase Request (PR) No. 01-20001-PR-2020-05-00034 to be used for the 2nd and 3rd wave of augmentation for Coronavirus Disease 2019 (Covid-19) Relief Operation with an approved Budget for the Contract amounting to **Eleven Million Nine Hundred Thousand Pesos (PhP11,900,000.00)**. Copies of the **PR** and **Project Proposal** are hereto attached, marked as **Annexes "A"** and **"B"** respectively, and are made integral parts hereof;

WHEREAS, on 6 April 2020, GPPB Resolution No. 06-2020 was issued "Approving the Recommendation to Increase the Allowable Amount of Advance Payment and Issuance of A Circular on the Guidelines for the Emergency Procurement under Republic Act (RA) No. 11469 or "The Bayanihan to Heal as One Act." A copy of the **GPPB Resolution No. 06-2020** is hereto attached, marked as **Annex "C"**, and made an integral part hereof;

WHEREAS, Section 3.3¹ of the GPPB Circular 01-2020 on the Guidelines for Emergency Procurement under Republic Act No. 11469 or the Bayanihan to Heal as One Act allows the Procuring Entity to directly negotiate a contract or procure from a technically, legally and financially capable supplier, distributor, manufacturer, contractor, or consultant. Copies of the **GPPB Circular 01-2020** and **Republic Act No. 11649** is hereto attached, marked as **Annexes "D"** and **"E"** respectively, and are made integral parts hereof;

WHEREAS, the NRLMB, through Director Emmanuel P. Privado, submitted a justification requesting for the emergency procurement of raw materials, which includes the 700,000 canned sardines, to maintain and anticipate the Family Food Packs needed for the augmentation of relief operation to the families affected by the enhanced community quarantine which aims to prevent and mitigate the spread of Covid-19 infection. A copy of the **Justification** is hereto attached, marked as **Annex "F"**, and made an integral part hereof;

WHEREAS, in the exigency of service and considering the urgency of the aforesaid request and to ensure that competitive prices are obtained, the Procurement Management Service (PMS), through the Procurement Planning and Management Division (PPMD), immediately prepared the Request for Quotation (RFQ) No. 20-0414 NP-Emergency Cases for the Supply and Delivery of 700,000 Canned Sardines to various prospective suppliers. However, on 18 May 2020, the BAC through its Secretariat, forwarded a Memorandum to the PMS-PPMD notifying that the suppliers who submitted their price quotations were non-compliant due to above ABC, thus reverting the RFQ and its supporting documents for conduct of another round of procurement. A copy of the **Memorandum** along with its supporting documents is hereto attached, marked as **Annex "G"**, and made an integral part hereof;

WHEREAS, the PMS-PPMD immediately prepared another RFQ No. 20-0428 NP-Emergency Cases and sent to the following prospective suppliers, to wit:

¹ Guidelines for Emergency Procurement under Republic Act No. 11469 or the Bayanihan to Heal as One Act "Annex A".

1. ESPJR Trading.;
2. DMC Enterprises;
3. Federated Distributors, Inc.; and
4. Kolonwel Trading.

Copies of the **RFQ, Proof of Invitation** and endorsement **Memorandum** from PPMD are hereto attached, marked as **Annexes “H”, “I” and “J”** respectively, and are made integral parts hereof;

WHEREAS, in response to the RFQ, the following suppliers submitted their price quotations within the specified deadline of submission, which was not later than 05:00 p.m. of 20 May 2020, to wit:

1. ESPJR Trading; and
2. Kolonwel Trading.

Copies of the **Proof of Quotations** are hereto attached, marked as **Annexes “K-1” and “K-2”** respectively, and are made integral parts hereof;

WHEREAS, on 21 May 2020, the BAC, through its Secretariat, endorsed the quotations received to the end-user, NRLMB, for its evaluation. A copy of the request for evaluation is hereto attached, marked as **Annex “L”**, and made an integral part hereof;

WHEREAS, on 27 May 2020, the NRLMB submitted its narrative evaluation report. Based on the result of evaluation, the end-user, due to urgency of the requirement, approved the delivery of mixed brands and easy-open cans of which the said supplier is offering. It also allowed the King Cup Sardines – one of the brands the supplier is offering – with only 2-inch cuts of sardines since it has five (5) pieces surpassing the set 3-4 pieces required. Furthermore, the NRLMB is also amenable with the supplier’s proposed delivery schedule as follows:

Date of Delivery	Quantity of the Brands to Delivered <i>(in tin can)</i>				Total Quantity <i>(in tin can)</i>
	<i>King Cup</i>	<i>Mariko</i>	<i>Youngstown</i>	<i>555</i>	
June 8-12, 2020	50,000	50,000	50,000	50,000	200,000
June 15-19, 2020	50,000	50,000	50,000	50,000	200,000
June 22-26, 2020	50,000	50,000	50,000	50,000	200,000
June 29 – July 3, 2020	25,000	25,000	25,000	25,000	100,000
Sub Total	175,000	175,000	175,000	175,000	
Grand Total					700,000

Hence, the ESPJR Trading was determined as the Single Calculated and Responsive Quotation based on the result of evaluation as follows:

SUPPLIER’S NAME	PRICE QUOTATION <i>(in Phil. Peso inclusive of Applicable Taxes)</i>		EVALUATION AS TO SPECIFICATIONS	REMARKS/FINDINGS
	Unit Cost	Total Cost		
ESPJR Trading	17.00	11,900,000.00 <i>(within the ABC)</i>	COMPLYING	Single Calculated and Responsive Quotation
KOLONWEL Trading	17.80	12,460,000.00 <i>(above ABC)</i>	NON-COMPLYING DUE TO ABOVE ABC	

Copies of the narrative evaluation report and delivery schedule is hereto attached, marked as **Annexes “M” and “N”** respectively, and are made integral parts hereof;

NOW, THEREFORE, in view of the foregoing and on the basis of the documents presented, we, the members of the Bids and Awards Committee resolves, as it is hereby resolved, to recommend the following:

1. Use of **Negotiated Procurement - Emergency Cases** for the Supply and Delivery of 700,000 Canned Sardines, pursuant to GPPB Resolution No. 01-2020 on the **Guidelines for Emergency Procurement under RA 11469** or the **Bayanihan To Heal As One Act**; and
2. Award of contract to **ESPJR TRADING** being the technically, legally and financially capable supplier, with a total contract cost amounting to **Eleven Million Nine Hundred Thousand Pesos (PhP11,900,000.00)** for the **Supply and Delivery of 700,000 Canned Sardines to be used for the 2nd and 3rd Wave of Augmentation for Coronavirus Disease (Covid-19) Relief Operation.**

RESOLVED, this 27th day of **May 2020** at Quezon City, Philippines.

EMMANUEL P. PRIVADO
*Director, National Resource and Logistics
Management Bureau*
Regular Member

FELIX M. ARMEÑA
*Division Chief, Information and
Communication Technology Management
Service*
Alternate Member

ERNESTINA Z. SOLLOSO
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IRENE B. DUMLAO
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RENE GLEN O. PAJE*
*Undersecretary for Inclusive and
Sustainable Peace*
Regular Member

NOEL M. MACALALAD
*Assistant Secretary for Standards and
Capacity Building*
Alternate Member

FELICISIMO C. BUDIONGAN
*Undersecretary for Disaster Response
Management*
Chairperson


EMMANUEL P. PRIVADO
*Director, National Resource and Logistics
Management Bureau*
Provisional Member

() **Approved** () **Disapproved**


FELICISIMO C. BUDIONGAN
*Undersecretary for Disaster Response Management
(Per Special Order No. 3242, Series of 2019)*
(Head of the Procuring Entity/Authorized Representative)

*Designated as Vice-Chairperson in the absence of the Chairperson