

BIDS AND AWARDS COMMITTEE (BAC)
Resolution No. 21-12-245

**RECOMMENDING THE USE OF REPEAT ORDER AS AN ALTERNATIVE MODE OF
PROCUREMENT AND AWARD OF CONTRACT FOR THE REPEAT ORDER OF
191,933 PIECES OF REGULAR SLOTTED CARTON FOR THE PRODUCTION OF
FAMILY FOOD PACKS CY 2021
(PR No. 2021110877)**

WHEREAS, on 15/January 2021, the Bids and Awards Committee (BAC) issued Resolution No. 21-01-007 recommending the Execution of Framework Agreement for **Item No. 6 – Regular Slotted Carton** for the **Procurement of Raw Materials for the Production of Family Food Packs Through Framework Agreement for CY 2021 to Greenstone Packaging Corporation**. The price per piece of Regular Slotted Carton is Twenty-Four Pesos and Seventy-Five Centavos (PhP24.75), inclusive of applicable taxes. Copies of the BAC Resolution and Notice to Execute Framework Agreement are hereto attached, marked as **Annexes “A”** and **“B”**, respectively, and are made integral parts hereof;

WHEREAS, on 2 March 2021, the Framework Agreement for the aforementioned project was issued. A copy of the Framework Agreement is hereto attached, marked as **Annex “C”**, and made an integral part hereof;

WHEREAS, on 22 December 2021, the Procurement Planning and Management Division (PPMD) of the Procurement Management Service (PMS) forwarded a referral to the BAC for the Repeat Order of 191,933 piece of Regular Slotted Carton for the Production of Family Food Packs Through Framework Agreement for CY 2021. The Approved Budget for the Contract is **Four Million Seven Hundred Fifty Thousand Three Hundred Forty-One Pesos and Seventy-Five Centavos (PhP4,750,341.75)**. Copies of the Memorandum, Purchase Request (PR) and Project Proposal are hereto attached, marked as **Annexes “D”**, **“E”** and **“F”**, respectively, and made integral parts hereof;

WHEREAS, Section 11. (Repeat Order) of Appendix 32 (Guidelines on the Use of Framework Agreement by All Procuring Entities) of the 2016 revised IRR of RA No. 9184 states that:

“11.1 No Repeat Order for an item in the Framework Agreement List shall be allowed until after the procuring entity has exhausted the maximum quantity for the same item specified therein or after the Framework Agreement has expired, whichever comes first and subject to the conditions provided in Section 51 of RA No. 9184 and its revised IRR. For this purpose, the Repeat Order may only be availed of within six (6) months from the date of the last or final Call-Off for a specific item where the maximum quantity has been exhausted or from the expiration of the Framework Agreement.

11.2 In case Repeat Order is allowed and resorted to, the twenty five percent (25%) maximum allowable quantity shall be based on the aggregate quantity of actual items ordered and delivered.”

WHEREAS, the NRLMB submitted its statement of compliance on the required conditions to justify the use of Repeat Order pursuant to Section 11 Appendix 32 of the 2016 revised IRR of RA No. 9184, to wit:

CONDITIONS	STATEMENT OF COMPLIANCE												
<p>No Repeat Order for an item in the Framework Agreement List shall be allowed until after the procuring entity has exhausted the maximum quantity for the same item specified therein or after the Framework Agreement has expired, whichever comes first.</p>	<p>The maximum quantity of Regular Slotted Carton as specified in the Framework Agreement List is already exhausted thus, requesting for repeat order. The breakdown of the total quantity ordered per Call-Offs is shown on the table below:</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th>Call-Off No.</th> <th>Quantity</th> </tr> </thead> <tbody> <tr> <td>2021-06-0005</td> <td>200,000</td> </tr> <tr> <td>2021-08-0008</td> <td>200,000</td> </tr> <tr> <td>2021-08-0010</td> <td>200,000</td> </tr> <tr> <td>2021-10-0020</td> <td>167,732</td> </tr> <tr> <td>Total Quantity</td> <td>767,732</td> </tr> </tbody> </table>	Call-Off No.	Quantity	2021-06-0005	200,000	2021-08-0008	200,000	2021-08-0010	200,000	2021-10-0020	167,732	Total Quantity	767,732
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<p>Repeat Order may only be availed of within six (6) months from the date of the last or final Call-Off for a specific item where the maximum quantity has been exhausted or from the expiration of the Framework Agreement.</p>	<p>The repeat order of Regular Slotted Carton is still within six (6) months from the date of the last or final call-off, which is 27 October 2021. The maximum quantity of Regular Slotted Carton as indicated in the Framework Agreement List is already exhausted.</p>												
<p>Unit prices of the repeat order must be the same as or lower than those in the original contract: Provided, That such prices are still the most advantageous to the GoP after price verification</p>	<p>The unit price per piece is still the same (Php24.75) and still the most advantageous price for the DSWD based on the latest Market Scan submitted by the NRLMB, as follows:</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th>Supplier's Name</th> <th>Unit Cost per piece (in Phil Peso)</th> </tr> </thead> <tbody> <tr> <td>Greenstone Packaging Corporation</td> <td>Php24.75</td> </tr> <tr> <td>Valenzuela Packaging Container Corporation</td> <td>Php28.00</td> </tr> <tr> <td>Alumer General Merchandise and Trading Business Corporation</td> <td>Php30.00</td> </tr> <tr> <td>Ramesh Trading Corporation</td> <td>Php40.00</td> </tr> </tbody> </table>	Supplier's Name	Unit Cost per piece (in Phil Peso)	Greenstone Packaging Corporation	Php24.75	Valenzuela Packaging Container Corporation	Php28.00	Alumer General Merchandise and Trading Business Corporation	Php30.00	Ramesh Trading Corporation	Php40.00		
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ks.



<p>The repeat order will not result in splitting of contracts, requisitions, or purchase orders, as provided for in Section 54.1 of this IRR</p>	<p>The quantity requested will not result in splitting of contracts, requisitions, or purchase because the request for repeat order is for the replenishment of stocks to produce and provide family food packs to serve the needed requirements of the DSWD Field Offices for the continuous augmentation to disaster affected individuals and/or families considering the maximum quantity in the original framework agreement is already consummated.</p>
<p>Repeat orders shall not exceed twenty-five percent (25%) of the quantity of each item in the original contract. In order not to exceed the 25% threshold, the goods under the original contract must be:</p> <ol style="list-style-type: none">i. Quantifiable;ii. Divisible; andiii. Consisting of at least four (4) units per item.	<p>The repeat order for Regular Slotted Carton with a quantity of 191,933 pieces does not exceed the 25% of the total quantity of 767,732 in the original Framework Agreement.</p>

Copies of the Memorandum on the justification for the repeat order, Market Scan, Framework Agreement List, Call-Offs are hereto attached, marked as **Annexes "G", "H", "I" and "J"**, respectively, and 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. Adopt the Repeat Order as the procurement modality for the aforementioned procurement request pursuant to Section 11 (Repeat Order) of Appendix 32 (Guidelines on the Use of Framework Agreement by All Procuring Entities) of the updated 2016 revised Implementing Rules and Regulations of the Republic Act No 9184; and
2. Award of Contract to **Greenstone Packaging Corporation** for the **Repeat Order of 191,933 pieces of Regular Slotted Carton for the Production of Family Food Packs through Framework Agreement for CY 2021**. The unit cost of Regular Slotted Carton is **Twenty-Four Pesos and Seventy-Five Centavos (PhP24.75)** per piece and the Total Contract Price for the Repeat Order is **Four Million Seven Hundred Fifty Thousand Three Hundred Forty-One Pesos and Seventy-Five Centavos (PhP4,750,341.75)**, inclusive of applicable taxes.

RESOLVED, this 24th day of **December 2021** at Quezon City, Philippines.

Karina Antonnete Agudo
ATTY. KARINA ANTONNETE A. AGUDO
Officer-in-Charge, Administrative Service
Regular Member

ERNESTINA Z. SOLLOSO
Director III, Pantawid Pamilyang Pilipino Program
Alternate Member

ATTY. KRISTINE J. PADILLA-ANTOLIN
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Chairperson

Emmanuel P. Privado
EMMANUEL P. PRIVADO
Director IV, National Resource and Logistics Management Bureau
Provisional Member

() Approved () Disapproved

Felicisimo C. Budiongan
FELICISIMO C. BUDIONGAN
Undersecretary, Disaster Response Management Group
(Head of the Procuring Entity/Authorized Representative)

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