

BIDS AND AWARDS COMMITTEE (BAC)
Resolution No. 20-09-203

RECOMMENDING THE USE OF DIRECT CONTRACTING WITH E-COPY CORPORATION FOR THE PROCUREMENT OF SHARP BRANDED CONSUMABLES, ACCESSORIES AND SPARE PARTS FOR SHARP PHOTOCOPIER AND/OR PRINTER OF STANDARDS BUREAU (SB) (01-20001-PR-2020-06-00108)

WHEREAS, the Standards Bureau (SB), through the Procurement Planning and Management Division (PPMD), forwarded a referral to the Bids and Awards Committee (BAC) on September 22, 2020 requesting the issuance of a resolution recommending the use of Direct Contracting as an alternative procurement modality for the procurement of consumables, accessories and spare parts for Sharp copier / printer of **Standards Bureau (SB)**. The said procurement was requested through the approved Purchase Request (PR) No. 01-20001-PR-2020-06-00108. Copies of the referral memorandum and approved PR are hereto attached, marked as **Annexes "A"** and **"B"**, respectively, and are made integral parts hereof;

WHEREAS, E-Copy Corporation submitted a Certificate of Distributorship and Guarantee to Supply together with its Apostille from Sharp Corporation indicating therein that the former is appointed as the exclusive distributor for all Sharp products in the Philippines. The Certificate of Distributorship and Guarantee to Supply with Apostille, together with their price quotation are hereto attached, marked as **Annexes "C"**, **"D"** and **"E"**, and are made integral parts hereof;

WHEREAS, pursuant to Section 50 (c) of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act No. 9184 (RA 9184) otherwise known as the Government Procurement Reform Act (GPRRA) provided that Direct Contracting may be resorted to by the concerned Procuring Entities when the goods are sold by an exclusive dealer or manufacturer which does not have sub-dealers selling at lower prices and for which no suitable substitute can be obtained at more advantageous terms to the Government of the Republic of the Philippines (GoP);

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

1. **Adopt Direct Contracting as an alternative method of procurement pursuant to Section 50 (c) of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act No. 9184 (RA 9184), for the procurement of spare parts, accessories and consumables for Sharp branded copiers and/or printers of Standards Bureau (SB); and**
2. **Award of contract to E-Copy Corporation for the procurement of Sharp branded consumables, accessories and spare parts for Sharp branded copiers and/or printers of Standards Bureau. Provided further that this resolution shall be the basis of award in all subsequent procurement request and shall be valid only until December 31, 2020, unless the certificate of the latter as the exclusive distributor is earlier terminated by its foreign principal. Provided further that it shall continue to have no sub-dealers selling at a lower price.**

RESOLVED, this 25th day of **September 2020** at Quezon City, Philippines.

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*Director III, Pantawid Familyang Pilipino
Program*
Regular Member

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Officer-in-Charge, Standards Bureau
Provisional Member

Approved

Disapproved

CAMILO G. GUDMALIN

*Office of the Undersecretary for Standards and Capacity Building Group
(Per Special Order No. 1085, Series of 2020)
(Head of the Procuring Entity/Authorized Representative)*

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