



REPUBLIC OF THE PHILIPPINES
COMMISSION ON HUMAN RIGHTS

**BIDS AND AWARDS COMMITTEE FOR GOODS AND SERVICES
(BAC-GS)**

RESOLUTION No. 2020-01-016, Series of 2020

**RECOMMENDING A CANCELLATION OF BIDDING THROUGH SECTION 41(C)(i) OF THE
2016 REVISED IMPLEMENTING RULES AND REGULATIONS (IRR) OF REPUBLIC ACT
(RA) 9184 OF THE PROCUREMENT OF A SUPPLIER FOR THE DESIGN, SUPPLY,
DELIVERY AND CUSTOMIZATION OF THE CHR MEDIA VAN**

WHEREAS, the Commission on Human Rights (CHR), through its Project Management Division (PMD), will procure the services of a supplier to design, supply, deliver and customize the CHR media van with an Approved Budget for the Contract (ABC) of Nine Hundred Ninety-four Thousand Five Hundred Pesos (PhP994,500.00);

WHEREAS, said procurement project shall be sourced from the 2019 CHR GOJUST Fund pursuant to the CHR Annual Procurement Plan (APP) for CY 2019;

WHEREAS, the BAC-GS determined the mode of procurement as Competitive Bidding under Section 10 of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (RA) No. 9184;

WHEREAS, the Pre-procurement Conferences were held on October 9 and 16, 2019, to discuss and finalize the Terms of Reference and Bidding Documents of the subject procurement project;

WHEREAS, BAC Secretariat, through the authority of the BAC-GS, published the Invitation to Bid and Bidding Documents through PhilGEPS with Reference No. 6783607 on January 3, 2020 and simultaneously in the CHR website and conspicuous places within CHR;

WHEREAS, the Pre-Bid Conference was scheduled on January 13, 2020;

WHEREAS, work is suspended on January 13, 2020 due to Taal Volcano ash eruption and the ensuing ashfall;

WHEREAS, the Bid Bulletin for the change of schedule of Pre-bid Conference and Opening of Bids was not issued the following day, which is the earliest possible time after the work suspension the

previous day, due to the uncertainty of the schedule of the GOJUST Consultant whose presence according to the End-user or Implementing Unit in the said bidding proceedings is crucial given that he very well knows the procurement project and can very well respond to the would-be clarifications and questions from the prospective bidders;

WHEREAS, in view of the foregoing, the BAC-GS unanimously declared a cancellation of bidding pursuant to Section 41(c)(i) of the Revised IRR of RA 9184 given that the objective of having a clearer common understanding of the Terms of Reference, particularly the required technical specifications and the terms and conditions of contract to be bid, to wit:

"Section 41. The HoPE reserves the right to reject any and all bids, declare a failure of bidding, or not award the contract in the following situations:

- a. X x x;*
- b. X x x;*
- c. For any justifiable and reasonable ground where the award of the contract will not redound to the benefit of the GoP, x x x."*

NOW, THEREFORE, for and in consideration of the foregoing premises, the BAC-GS hereby resolves as it hereby resolved to **RECOMMEND the CANCELLATION of BIDDING of the Procurement of a Supplier for the Design, Supply, Delivery and Customization of the CHR Media Van** pursuant to **Section 41(c)(i) of the Revised IRR of RA 9184** and its **RE-BIDDING and RE-POSTING** following the prescribed rules and procedure under **Section 35.3 of the same IRR**.

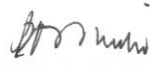
SO RESOLVED.

Issued on the 16th day of January 2020, Quezon City, Philippines.


HOMERO MATTHEW P. RUSIANA
Chairperson *Kaks*


RENANTE A. BASAS *K*
Vice-Chairperson


RICHARD E. LARON
Member


PRUDENCIA S. MOLINA
Member


ONESIMO L. CUYCO
End-User/Member

APPROVED BY:


JOSE LUIS MARTIN C. GASCON
Head of the Procuring Entity