



Republic of the Philippines
Department of Education
Procurement Management Service

BIDS AND AWARDS COMMITTEE II
Resolution for Cancellation
Project No. 2021-ICTS3(007)-BII-CB-007
May 24, 2021

WHEREAS, the Department of Education (DepEd), through the Information and Communications Technology Service – Technology Infrastructure Division, is in need of a service provider for the **Procurement of Radio Equipment for the Department of Education** with a total approved budget for the contract (ABC) in the amount of **Philippine Pesos Forty-Nine Million, Nine Hundred Ninety-Five Thousand and 00/100 (PhP 49,995,000.00)** only, broken down in lots as follows:

Lot	Description	Quantity (unit)	ABC in Php
1	Supply, Delivery and Training of Two-Way Radio DepEd for Interactive Radio Instruction	15,000	45,000,000.00
2	Supply and Delivery of Emergency Communications System (Two-Way Radio)	135	4,995,000.00
GRAND TOTAL			49,995,000.00

WHEREAS, the project is in the approved CY 2021 Annual Procurement Plan (APP) with APP Code ICTS3-007; a copy of the approved CY 2021 APP is attached and marked as Annex “A”;

WHEREAS, copies of approved authority to procure dated December 7, 2021 and its enclosures are attached and marked as Annex “B”;

WHEREAS, assignment of the provisional members of the DepEd-Bids and Awards Committee (BAC) II and Technical Working Group (TWG) for this project was approved through Office Order OO-OSEC-2021-008 dated February 19, 2021 and BAC Resolution dated May 6, 2021, respectively; copy of the Office Order and BAC Resolution are attached and marked as Annex “C”;

WHEREAS, the DepEd-BAC II conducted pre-procurement conferences last May 6 and 8, 2021, through videoconferencing via Microsoft (MS) Teams, to discuss the project’s technical specifications, ABC, and schedule of requirements with the

end-user; copy of the Minutes of Pre-Procurement Conferences are attached and marked as Annex “D”;

WHEREAS, the BAC Secretariat posted an Invitation to Bid (IB) in the Philippine Government Electronic Procurement System (PhilGEPS) with Reference Nos. 7679859, and DepEd Website and DepEd Bulletin Board last May 10, 2021; copy of the IB, PhilGEPS Bid Notice Abstract, and DepEd Website are attached and marked as Annex “E”;

WHEREAS, one (1) prospective bidder, Northwind Communications and Electronics, Inc., availed of the bidding documents which were made available starting on May 10, 2021; copy of a set of the Bidding Documents and Bidder’s Information Sheet are attached and marked as Annex “F”;

WHEREAS, invitations were sent to the BAC II, ICTS-TID, Commission on Audit (COA), CSOs – National Citizens’ Movement for Free Elections (NAMFREL), ANSA-EAP Foundation, Inc., and Philippine Chamber of Commerce and Industry (PCCI), to attend the procurement activities; copy of the Schedule of DepEd-BAC Procurement Activities and invitations dated May 12, 2021 are attached and marked as Annex “G”;

WHEREAS, 1.) Northwind Communications and Electronics, Inc.; 2.) Scan Marine Inc.; 3.) Comclark Network and Technology Corp.; and, 4.) Quadricom Incorporated attended the pre-bid conference last May 17, 2021, 1:00 P.M. through videoconferencing via Microsoft (MS) Teams; copy of the Minutes of Pre-Bid Conference is attached and marked as Annex “H”;

WHEREAS, on May 21 and 24, 2021, the BAC conducted meetings to discuss the letters of clarification from prospective bidders via Videoconferencing through Microsoft (MS) Teams; the BAC decided to cancel the procurement activities of the project-at-hand upon consultation with and recommendation from the end-user; copy of the Minutes of BAC Meetings and Memorandum dated May 24, 2021 are attached and marked as Annex “I”;

WHEREAS, the end-user cited “time constraints that will affect the implementation” in their recommendation for the cancellation of the procurement activities based on the following:

1. Survey from prospective suppliers which yielded:
 - a. Inventory report of a maximum of 2,000 units available stocks-on-hand for the items in procurement; and,
 - b. Information on the delivery period of 60-90 days for the required quantity for this project; and,
2. The source of fund, Bayanihan to Recover as One Act, expiring on June 30, 2021;

WHEREAS, Section 35.6 of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act No. (R.A.) 9184, otherwise known as the Government Procurement Reform Act, states that:


“Without prejudice to Sec. 35.1 hereof, **the BAC is authorized, upon consultation with the end-user unit, to cancel or terminate the conduct of procurement**”


activities, for any justifiable reason, such as but not limited to:⁶⁷


- a) **the physical and economic conditions have significantly changed so as to render the project no longer economically, financially, or technically feasible, as determined by the end-user unit;**
- b) the project is no longer necessary as determined by the end-user unit;
- c) the source of funds for the project has been withheld or reduced through no fault of the PE; or
- d) brought about by the declaration of a State of Calamity, or implementation of community quarantine or similar restrictions.”

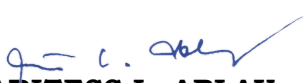
WHEREFORE, all premises considered, the Committee resolves as it is hereby resolved, to cancel or terminate the conduct of procurement activities pursuant to IRR of R.A. 9184, Section 35.6 (a).


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Atty. REVSEE A. ESCOBEDO
Undersecretary and Chairperson
Date Signed: 05.28.2021


ABRAM Y.C. ABANIL
Director IV and Vice-Chairperson
Date Signed: 05.28.2021


JOHN ARNOLD S. SIENA
Director IV and Regular Member
Date Signed: 05.28.2021


MARITESS L. ABLAY
Provisional Member
Date Signed: 05.28.2021


CHARLES CEDRICK C. MAGHIRANG
Provisional Member
Date Signed: 05.27.2021