

BAC-C RESOLUTION NO. BC-2016-060

**RESOLUTION TO HIRE AN INDIVIDUAL CONSULTANT WHERE TRUST AND
CONFIDENCE OF THE PRESIDENT AND CHIEF EXECUTIVE OFFICER ARE THE
PRIMARY CONSIDERATIONS**

WHEREAS, the Office of the President endorsed to the BCDA Bids and Awards Committee for Consulting Services (BAC-C) the hiring of an individual consultant, who has the full trust and confidence of the President and Chief Executive Officer (PCEO), to do the work that is primarily confidential and mission-essential;

WHEREAS, the consultant shall handle discretionary and/or highly sensitive information and shall assist the PCEO on matters pertaining to the administration of BCDA, strategic marketing ideas and concepts and other information which are proprietary in nature, handling of government communications and internal affairs;

WHEREAS, KATHERINE S. BACOSA, who has the full trust and confidence of PCEO, was recommended to render the said consulting services not only for her expertise in the above-stated field but also due to her long-standing professional relationship and established rapport with PCEO;

WHEREAS, the hiring of the said consulting services has an approved budget for the contract amounting to Pesos: Seven Hundred Five Thousand Eight Hundred Eighty Two and 00/100 (Php705,882.00);

WHEREAS, Section 48.2 of the Revised Implementing Rules and Regulations (IRR) of RA 9184 reiterates the general rule that public bidding is the general mode of procurement, the same section allows procuring entities to resort to alternative modes of procurement in highly exceptional cases and subject to the conditions required by RA 9184, its Revised IRR, and applicable guidelines. Among these highly exceptional cases is Negotiated Procurement (Highly Technical Consultants) under Section 53.7 of the Revised IRR;

WHEREAS, Section 53 of the Revised IRR of RA 9184 defines Negotiated Procurement as “a method of procurement of goods, infrastructure projects and consulting services, whereby the procuring entity directly negotiates a contract with a technically, legally and financially capable supplier, contractor or consultant xx”;

WHEREAS, Section 53.7 of the 2016 IRR of RA 9184 allows negotiated procurement as a mode of procuring the services of “individual consultants hired to do work that is (i) highly technical or proprietary; or (ii) primarily confidential or policy determining, where trust and confidence are primary considerations for the hiring of the consultant...” in this case, the main consideration for hiring the consultant is the full trust and confidence of the PCEO;

WHEREAS, the BAC-C in its determination and evaluation of the foregoing circumstances finds merit in the procurement of the abovementioned consulting services with a monthly professional fee of Pesos: One Hundred Thousand and 00/100

(Php100,000.00), net of tax, for a period of six (6) months, starting 09 January 2017, renewable at the option of the PCEO, but in no case shall exceed his term;

NOW, THEREFORE, we the members of the Bids and Awards Committee for Consulting Services, hereby RESOLVE, as it is hereby RESOLVED:

1. To recommend the procurement of an individual consultant who has the full trust and confidence of PCEO and who shall act as primarily confidential consultant under the Office of the President and Chief Executive Officer, through Negotiated Procurement; and
2. To recommend the award of contract to KATHERINE S. BACOSA with a monthly professional fee of Pesos: One Hundred Thousand and 00/100 (Php100,000.00), net of tax, for a period of six (6) months, starting 09 January 2017, renewable at the option of the PCEO, but in no case shall exceed his term.


Done in Taguig City this 22nd day of December 2016.

BIDS AND AWARDS COMMITTEE FOR CONSULTING SERVICES


JOSHUA M. BINGCANG
Chairperson


GEN CARLOS F. QUITA (RET)
Vice-Chairperson


HEDDA Y. RULONA
Member


ATTY. MARIA SOLEDAD C. SAN PABLO
Member


ATTY. RITCHIE P. PACLIBAR
Member

APPROVED BY:


AILEEN AN. R. ZOSA
Officer-In-Charge