

Bids and Awards Committee for Consulting Services (BAC-C)

**Procurement of Consulting Services for the Construction Management and Supervision (CMS)
of the Bangko Sentral ng Pilipinas (BSP) Access Road in New Clark City**

RESOLUTION NO. 2025-004

WHEREAS, the Bases Conversion and Development Authority (BCDA) is mandated under Republic Act No. 7227, as amended by Republic Act No. 7917, to accelerate the sound and balanced conversion into alternative productive uses of the Clark and Subic military reservations and their extensions, to raise funds by the sale of portions of Metro Manila Military Camps and to apply said funds for the development and conversion into alternative productive uses of these properties;

WHEREAS, on **01 February 2025**, the BCDA, through its Bids and Awards Committee for Consulting Services (BAC-C), posted a Request for Expression of Interest (REI) including the bidding documents on PhilGEPS, the BCDA Website, and in a conspicuous place within the premises of BCDA for the **Procurement of Consulting Services for the Construction Management and Supervision (CMS) of the Bangko Sentral ng Pilipinas (BSP) Access Road in New Clark City**, with an Approved Budget for the Contract (ABC) in the amount of **Pesos: Thirteen Million Eighty One Thousand Six Hundred and 00/100 (PhP 13,081,600.00)**, inclusive of all applicable taxes and fees;

WHEREAS, in response to the said advertisement of the REI and bidding documents, two (2) prospective bidders submitted their Eligibility Documents for the **Procurement of Consulting Services for the Construction Management and Supervision (CMS) of the Bangko Sentral ng Pilipinas (BSP) Access Road in New Clark City** prior to the set deadline for submission on 24 February 2025 at 9:00 a.m., to wit:

- 1) Asyana Construction Consultancy and Trading
- 2) Design Coordinates, Inc.

WHEREAS, Section 30.1 of the 2016 Revised IRR of R.A. No. 9184 provides:

“xxx... the BAC shall check the submitted documents of each bidder against a checklist of required documents to ascertain if they are all present, using a non-discretionary “pass/fail” criterion, as stated in the Instructions to Bidders. If a bidder submits the required document, it shall be rated “passed” for that particular requirement. In this regard, bids that fail to include any requirement or are incomplete or patently insufficient shall be considered as “failed.” xxx”

WHEREAS, on 24 February 2025, the Eligibility Documents of the two (2) prospective bidders were opened and subjected to a preliminary evaluation by determining the presence or absence of the required documents using the non-discretionary “pass/fail” criterion;

WHEREAS, Design Coordinates, Inc. was declared “ineligible” to participate in the bidding on the following grounds:

PROSPECTIVE BIDDER	ADVERSE FINDINGS
Design Coordinates, Inc.	“Annex A” of the Certificate of PhilGEPS Registration shows that the Mayor’s Permit is valid only until 31 December 2024. [Non-compliance with Section 8.5.2 of the Revised IRR of R. A. No. 9184]
	The Certificate of Accreditation of its nominated Senior Materials Engineer I is already expired. The certification is valid only until 04 June 2024. [Non-compliance with Item 9.E of the Terms of Reference and Eligibility Clause 1.2 of the Eligibility Data Sheet]
	Failure to submit a Secretary’s Certificate. [Non-compliance with Section 4.2(h) of the Instruction to Bidders in the Bidding Documents]

WHEREAS, Section II (Eligibility Documents), Item No. 8.4 of the Bidding Documents provides that, an “incomplete or patently insufficient” submission shall be considered “failed” for the particular eligibility requirement concerned and is therefore “ineligible” to participate in the bidding. Pertinent provisions thereof are as follows:

8.4. The eligibility of each prospective bidder shall be determined by examining each bidder’s eligibility requirements or statements against a checklist of requirements, using non-discretionary “pass/fail” criterion, as stated in the Request for Expression of Interest, and shall be determined as either “eligible” or “ineligible.” If a prospective bidder submits the specific eligibility document required, he shall be rated “passed” for that particular requirement. In this regard, failure to submit a requirement, or an incomplete or patently insufficient submission, shall be considered “failed” for the particular eligibility requirement concerned. If a prospective bidder is rated “passed” for all the eligibility requirements, he shall be considered eligible to participate in the bidding, and the BAC shall mark the set of

eligibility documents of the prospective bidder concerned as “eligible.” If a prospective bidder is rated “failed” in any of the eligibility requirements, he shall be considered ineligible to participate in the bidding, and the BAC shall mark the set of eligibility documents of the prospective bidder concerned as “ineligible.” In either case, the BAC chairperson or his duly designated authority shall countersign the markings.

WHEREAS, this provision is based on Section 30.1 of the Revised IRR of R. A. 9184, which states that:

30.1 The BAC shall open the first bid envelopes in public to determine each bidder's compliance with the documents required to be submitted for eligibility and for the technical requirements, as prescribed in this IRR.

For this purpose, the BAC shall check the submitted documents of each bidder against a checklist of required documents to ascertain if they are all present, using a non-discretionary “pass/fail” criterion, as stated in the Instructions to Bidders.

If a bidder submits the required document, it shall be rated “passed” for that particular requirement. In this regard, bids that fail to include any requirement or are incomplete or patently insufficient shall be considered as “failed.” Otherwise, the BAC shall rate the said first bid envelope as “passed.”(a)

WHEREAS, **Design Coordinates, Inc.** was given three (3) calendar days from the date of Notice to file a request for reconsideration or until 27 February 2025, in accordance with Section 55.1 of the Revised IRR of R. A. No. 9184;

WHEREAS, on 26 February 2025, BCDA received a letter from **Design Coordinates, Inc.** requesting reconsideration for the adverse findings of the BAC-C, which earlier declared their firm as “ineligible” for non-compliance with the requirements specified in the bidding documents;

WHEREAS, the submitted Eligibility Documents of Asyana Construction Consultancy and Trading were subjected to detailed evaluation and shortlisting from 25 February 2025 to 03 March 2025 in accordance with Section 24 of the 2016 Revised IRR of R.A. No. 9184, and using the criteria and rating system for shortlisting as provided under Clause 9.2 of Eligibility Data Sheet (EDS) for the consulting services;

WHEREAS, the Technical Working Group (TWG) presented the results of the detailed evaluation of the Eligibility Documents and shortlisting, and the BAC-C deliberated on the results on 03 March 2025;

WHEREAS, the results show that Asyana Construction Consultancy and Trading was rated “**FAILED**” and “**INELIGIBLE**” due to the absence of the required documents and/or non-compliance with the requirements provided under the Eligibility Data Sheet and Terms of Reference (TOR) for the Consulting Services and 2016 Revised IRR of R.A. No. 9184, to wit:

PROSPECTIVE BIDDER	ADVERSE FINDINGS
Asyana Construction Consultancy and Trading	<p>The nominated key personnel for Sr. Materials Engineer I failed to comply with the minimum required number of years of experience in road/highway projects. Here, the nominated personnel only has 3.25 years of relevant experience.</p> <p>[Non-Compliance with Item 9.E of the Terms of Reference and Eligibility Clause 1.2 of the Eligibility Data Sheet]</p>

NOW, THEREFORE, foregoing considered, We, the Members of the BAC-C, hereby **RESOLVE** to recommend the following:

- 1) Declare **ASYANA CONSTRUCTION CONSULTANCY AND TRADING**, which was rated **“FAILED”**, as **“INELIGIBLE”** due to the non-compliance with the requirements provided under the Eligibility Data Sheet and Terms of Reference for the Consulting Services and 2016 Revised IRR of R.A. No. 9184;
- 2) Issue a Notice of Ineligibility to **ASYANA CONSTRUCTION CONSULTANCY AND TRADING** informing the latter of the adverse findings and its remedy to file a Request for Reconsideration pursuant to Section 55.1 of the Revised IRR of R. A. No. 9184;
- 3) Declare a Failure of Bidding for the **Procurement of Consulting Services for the Construction Management and Supervision (CMS) of the Bangko Sentral ng Pilipinas (BSP) Access Road in New Clark City**, should there be no Request for Reconsideration or Protest received within the period prescribed under R.A. No. 9184 and its IRR;
- 4) Direct the end-user, Strategic Projects Management Department (SPMD), to conduct a mandatory review and evaluation of the Terms of Reference, Bidding Documents, and other requirements relative to this procurement, pursuant to Section 35.2 of the 2016 Revised IRR of R. A. No. 9184 and GPPB Circular No. 05-2016; and
- 5) Approval by the President and CEO of the foregoing.

RESOLVED, at the BCDA Corporate Center Office this 3rd day of March 2025.

BIDS AND AWARDS COMMITTEE FOR CONSULTING SERVICES (BAC-C)

ATTY. GISELA Z. KALALO
Chairperson

ENGR. RICHARD BRIAN M. CEPE
Vice Chairperson

MADONNA M. CINCO
Member

ERWIN KENNETH R. PERALTA
Member

ATTY. CHRISTIAN T. DULDULAO
Member

On Official Business
ENGR. PETER LESTER O. CARREON
Provisional Member

ENGR. JAY JAWORSKI D. TIAMSON
Provisional Member

Approved by:

ENGR. JOSHUA M. BINGCANG
President and CEO

