



Republic of the Philippines
DEPARTMENT OF AGRICULTURE
Regional Field Office No. 1
Aguila Road, Sevilla, San Fernando City, La Union
Telephone Nos. (072) 242 1045/1046



BAC RESOLUTION No. TOC-2020-004
Series of 2020

PROJECT NAME : **CY 2018 REHABILITATION/ IMPROVEMENT OF ANNAM COMMUNAL IRRIGATION SYSTEM (CIS), IN SITIO ANNAM, BRGY. CAMANDINGAN, BATAK CITY, ILOCOS NORTE**

CONTRACT AMOUNT : **Php 864,231.25**

WHEREAS, the contract for the **CY 2018 REHABILITATION/ IMPROVEMENT OF ANNAM COMMUNAL IRRIGATION SYSTEM (CIS), IN SITIO ANNAM, BRGY. CAMANDINGAN, BATAK CITY, ILOCOS NORTE** was awarded, through Competitive Bidding, to **KIN JOY CONSTRUCTION AND SUPPLY** in a Notice of Award dated June 18, 2018;

WHEREAS, in a letter dated January 29, 2019, an Order was issued by the Regional Executive Director to **KIN JOY CONSTRUCTION AND SUPPLY** terminating the contract for the subject project on the ground of default and incurrence of 81.66% negative slippage pursuant to the provisions of Annex "I" Item III.A.2.a, in relation to Item IV.3 of the 2016 Revised Implementing Rules and Regulations (IRR) of RA 9184;

WHEREAS, a Memorandum on the assessment relative to the implementation of the project, **CY 2018 Rehabilitation/Improvement of Communal Irrigation Canal (CIS)** at Brgy. Camandingan, Batak City, Ilocos Norte, after it was duly terminated, was submitted by the Chief of the Regional Agricultural Engineering Division and thereby recommending that the project be negotiated to the second lowest calculated bidder in the procurement thereof;

WHEREAS, aforesaid recommendation was duly approved by the Regional Executive Director (herewith attached as Annex "A");

WHEREAS, immediate action is necessary to restore infrastructure facilities as the communal irrigation system is imperative in the efficient conveyance of water from the water source to the service area;

WHEREAS, the project cost for the take-over of contract for the subject project is the same as the amount in the original contract as the Contractor therein was not able to accomplish any of its contractual obligations;

WHEREAS, REMAR CONSTRUCTION submitted the documents required in Appendix A of Annex "H" of the 2016 Revised Implementing Rules and Regulations of RA 9184, namely, its Mayor's/Business Permit, PhilGEPS Certificate of Registration and Membership, PCAB License, and its computation of its Net Financial Contracting Capacity (NFCC) including its Audited Financial Statement and Income Tax Return, all of which were attached and made an integral part of this document;

WHEREAS, the Bids and Awards Committee (BAC) has conducted post-qualification and negotiation with the second lowest calculated bidder in the original bidding (competitive) for the project, **REMAR CONSTRUCTION**, pursuant to Annex "H" of the 2016 Revised IRR of RA 9184, in relation to Section 53.3 of the same Rule;



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WHEREAS, as a result of the post-qualification activity conducted by the concerned Technical Working Group Member, a Member of the BAC, and a representative of the end-user, below is the detailed findings of the post-qualification team:

REQUIREMENTS	FINDINGS
1. On Legal and Technical Documents	<ul style="list-style-type: none">The bidder presented complete, original, valid and updated legal and technical documents when these were inspected at the Bidder's Office
2. Availability of Equipment	<ul style="list-style-type: none">Minimum required equipment needed for the construction of this project is available and sufficient
3. Availability of Key Personnel	<ul style="list-style-type: none">Required key personnel needed for this project is available. Laborers will be hired from the locality where the project will be established
RECOMMENDATION: REMAR CONSTRUCTION was found responsive and therefore recommended for awarding the project.	

NOW, THEREFORE, We the Members of the Bids and Awards Committee (BAC), hereby RESOLVE, as it is hereby RESOLVED:

- To recommend to the Head of the Procuring Entity (HoPE), **OIC-RED NESTOR D. DOMENDEN, CESO IV**, the award of contract to **REMAR CONSTRUCTION**, through the Negotiated Procurement under Take-Over of Contracts pursuant to Section 53.3 of the Revised IRR of R.A. 9184 for the project: **CY 2018 REHABILITATION/ IMPROVEMENT OF ANNAM COMMUNAL IRRIGATION SYSTEM (CIS), IN SITIO ANNAM, BRGY. CAMANDINGAN, BATAK CITY, ILOCOS NORTE** with a contract amount of **Eight Hundred Sixty-Four Thousand Two Hundred Thirty-One Pesos and Twenty-Five Centavos (Php864,231.25)**;






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RESOLVED, at the DA-RFO 1, this 9th day of **December 2020**.


ERLINDA F. MANIPON
BAC Chairperson


CONSUELO N. BELARMINO
Vice Chairperson


DENNIS I. TACTAC, ABE
BAC Member


JOSEPHINE M. CABANBAN
Provisional BAC Member for Infrastructure


MARK HARRY G. PASTOR
End-user Representative

Approved/Disapproved:


NESTOR D. DOMENDEN, CESO IV
Head of Procuring Entity