



REPUBLIC OF THE PHILIPPINES  
**COURT OF TAX APPEALS**  
QUEZON CITY

**BIDS AND AWARDS COMMITTEE 1  
(BAC 1)**

**RESOLUTION NO. 17-2022**

**WHEREAS**, the Bids and Awards Committee 1 (BAC 1) was created pursuant to Section 11, Article V of Republic Act No. 9184 (otherwise known as the "Government Procurement Reform Act"), as implemented by Section 11, Rule V of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184 (2016 RIRR of R.A. 9184), reconstituted in accordance with Court of Tax Appeals Administrative Order No. 17-2021, dated July 6, 2021, to conduct public biddings and other procurement projects;

**WHEREAS**, on March 23, 2022, the BAC1 conducted the Bid Opening for Bid Project No. CTABAC1-2022-02, "Procurement of Security Services in the CTA Compound for Three (3) Years";

**WHEREAS**, five (5) bidders purchased the bidding documents and submitted their corresponding Bids within the time and date prescribed in the Invitation to Bid. The bidders who participated in the bid process were as follows, namely:

BIDDER		Date	Time
		Submitted	
1.	Maximum Security and Services Corp.	23-Mar-22	07:45 am
2.	Care Best International Security Services, Inc.	23-Mar-22	09:24 am
3.	Advanced Remote Managed Security Services, Inc.	23-Mar-22	11:02 am
4.	Lockheed Royale Security Agency, Inc.	23-Mar-22	11:08 am
5.	Giant Eagle Security Services, Inc.	23-Mar-22	11:11 am

**WHEREAS**, upon preliminary examination by the BAC1 and TWG members, using the non-discretionary "pass/fail" criterion, the majority of the BAC 1 members passed the five (5) bidders in their Eligibility and Technical requirements. The Financial Envelopes of the bidders were thereafter opened and revealed the following financial bids which are all within the ABC:



BIDDER	FINANCIAL BID
1. Maximum Security and Services Corp.	₱ 8,167,934.88
2. Care Best International Security Services, Inc.	₱ 8,034,198.72
3. Advanced Remote Managed Security Services, Inc.	₱ 8,167,951.32
4. Lockheed Royale Security Agency, Inc.	₱ 8,034,199.92
5. Giant Eagle Security Services, Inc.	₱ 8,167,935.51

**WHEREAS**, after finding that the Bids submitted complied with the Eligibility, Technical and Financial requirements of the procurement project, the BAC 1 resolved to submit the Bids to a detailed Bid Evaluation pursuant to Section 32 of the 2016 RIRR of R.A. 9184;

**WHEREAS**, on March 25, 2022, the TWG submitted a written report showing their detailed bid evaluation of the eligibility, technical and financial requirements submitted by the five (5) bidders;

**WHEREAS**, the *Detailed Bid Evaluation Report* of the TWG revealed the following findings in the submitted Eligibility and Technical, and Financial Components, as shown in the table below:

FINDINGS	
Eligibility and Technical Components	Financial Components
<b>Maximum Security and Services Corp.</b>	
<ul style="list-style-type: none"> <li>Issue on whether the submitted PhilGEPS Certificate of Registration is valid and updated.</li> </ul>	<ul style="list-style-type: none"> <li>Comply</li> </ul>
<b>Care Best International Security Services, Inc.</b>	
<ul style="list-style-type: none"> <li>Non-compliance with Statement of Compliance found on page 28 of the bidding documents on the required submission of picture/design of the uniform of security guards.</li> <li>List of Number and Kind of Communication Devices and NTC Certificate of Registration for Telecommunication Equipment is not issued in the name of bidder.</li> </ul>	<ul style="list-style-type: none"> <li>Non-compliance with the required number of guards to be deployed thereby arriving at lower Bid tender in the amount of ₱ 8,034,198.72.</li> </ul>
<b>Advanced Remote Managed Security Services, Inc.</b>	
<ul style="list-style-type: none"> <li>Non-compliance with the required liquidity ratio requirement of 2:1. The liquidity ratio is only at 1.5:1.</li> <li>List of Licensed Firearms required in Annex A Item b.i. is not signed by the issuing officer Police Major Jayson T. Manuel.</li> </ul>	<ul style="list-style-type: none"> <li>Comply</li> </ul>



<b>Lockheed Royale Security Agency, Inc.</b>	
<ul style="list-style-type: none"> <li>• Comply</li> </ul>	<ul style="list-style-type: none"> <li>• Non-compliance with the required number of guards to be deployed thereby arriving at lower Bid tender in the amount of ₱ 8,034,199.92.</li> </ul>
<b>Giant Eagle Security Services, Inc.</b>	
<ul style="list-style-type: none"> <li>• Non-compliance with the required liquidity ratio requirement of 2:1. The liquidity ratio is only at 1.78:1.</li> <li>• The submitted SLCC has a contract completion date of year 2013 which is beyond the required number of years provided in the bidding documents (see Invitation to Bid, ITB Clause 5.3 and BDS (ITB Clause 5.3).</li> <li>• Non-compliance with Statement of Compliance found on page 28 of the bidding documents on the required submission of picture/design of the uniform of security guards.</li> <li>• Defect in the submitted Original Bid Securing Declaration.</li> </ul>	<ul style="list-style-type: none"> <li>• Bidder did not attach or submit the Original of duly signed and accomplished Price Schedule(s) in their Financial Bid Form.</li> </ul>

**WHEREAS**, in their *Detailed Bid Evaluation Report* dated March 25, 2021, the TWG declared that only Maximum Security and Services Corp. complied with all the required documents and recommended that its Bid be considered as the Lowest Calculated Bid (LCB);

**WHEREAS**, on March 29, 2022, the BAC 1 held a meeting to discuss the *Detailed Bid Evaluation Report* wherein the TWG presented its findings to the BAC 1 and after discussion the BAC 1 resolved to write a clarification letter addressed to the PhilGEPS on whether the submitted PhilGEPS Certificate of Registration by Maximum Security and Services Corp. is valid and updated pursuant to GPPB Resolution No. 15-2021 dated October 14, 2021;

**WHEREAS**, on March 30, 2022, the BAC 1 held another meeting to further discuss the *Detailed Bid Evaluation Report* of the TWG and during the meeting one of the members of the BAC 1 propounded that GPPB in its Resolution No. 15-2021, resolved among others, to:

"2. **APPROVE** the amendments in Section 8.5.2 of the 2016 revised IRR of RA 9184 and Items 4 and 6 of the Guidelines for the Use of the GoP-OMR to include the following additional caveat in the Platinum Certificate of Registration and Membership: (i) to state that for the purpose of updating the PhilGEPS Certificate of Platinum Registration and Membership, all Class "A" Eligibility Documents covered by Section 8.5.2 of the 2016 revised IRR of RA 9184 supporting the veracity, authenticity and validity of the Certificate shall remain current and updated, and that failure by the prospective bidder to update its PhilGEPS Certificate of Platinum Registration and Membership with the current and updated Class "A" Eligibility Documents covered by Section 8.5.2 of the 2016 revised IRR of RA 9184 shall result in the automatic suspension of the validity of its Certificate of Platinum Registration and Membership until such time



that all of the expired Class "A" Eligibility Documents has been updated; and (ii) to reflect that through the submission of said Certificate, the Bidder certifies:

- a. the authenticity, genuineness, validity, and completeness of the copy of the original eligibility documents submitted;
- b. the veracity of the statements and information contained therein;
- c. that the Certificate is neither a guaranty that the named registrant will be declared eligible without first being determined to be such for that particular bidding nor is it evidence that the Bidder has passed the post qualification stage; and
- d. that any finding of concealment, falsification or misrepresentation on the part of the Bidder of any of the eligibility documents submitted or the contents thereof shall be a ground for disqualification from further participation in the bidding process, without prejudice to the imposition of appropriate administrative, civil and criminal penalty in accordance with the laws;

**7. DIRECT** the PhilGEPS to issue an Advisory informing all PEs and prospective bidders regarding the new PhilGEPS Certificate of Platinum Registration and Membership using the revised caveat, and requiring all PhilGEPS Certificate of Platinum Registration and Membership merchants to update and reprint their Platinum Certificate to reflect the revised caveat on or before 01 January 2022;"

**WHEREAS**, after checking the submitted PhilGEPS Certificate of Registration, the BAC 1 found that out of the five bidders who submitted their Bids, only Maximum Security and Services Corp. has failed to update its PhilGEPS Certificate of Registration using the required revised additional caveat in Section 8.5.2 of the 2016 RIRR of RA 9184 pursuant to GPPB Resolution No. 15-2021;

**WHEREAS**, pursuant to Section 35 of Republic Act (R.A.) No. 9184 as implemented by Section 35.1 (c), Rule X of the 2016 RIRR of R.A. 9184, the BAC shall declare the bidding a failure as all bids fail to comply with all the bid requirements;

**NOW, THEREFORE**, the members of the Bids and Awards Committee 1 hereby **RESOLVE**, as it is hereby resolved:

1. to declare a Failure of Bidding for Bid Project No. CTABAC1-2022-02, "Procurement of Security Services in the CTA Compound for Three (3) Years", pursuant to Section 35 of Republic Act (R.A.) No. 9184 as implemented by Section 35.1 (c), Rule X of the 2016 RIRR of R.A. 9184;
2. to recommend for approval by the Head of the Procuring Entity (HoPE) a re-bidding of the procurement project pursuant to Section 35.2 and 35.3 in relation to Section 21.2 of the 2016 RIRR of R. A. 9184.

**IN WITNESS WHEREOF**, the members of the Bids and Awards Committee 1 hereby affix their signatures this 30<sup>th</sup> day of March 2022, in Quezon City, Philippines.

  
**DANILO B. FERNANDO**  
Chairperson

  
**ELSIE R. TIAUZON-FORTEZA**  
Vice-Chairperson

  
**JESUS P. INOCANDO, JR.**  
Regular Member

  
**CLIFFORD P. TORRALBA**  
Provisional Member

  
**MA. VICTORIA P. DURAL**  
Provisional Member

  
**VICENTE G. CLEMENTE**  
Provisional Member

**APPROVED:**

  
**ROMAN G. DEL ROSARIO**  
Presiding Justice