



REPUBLIC OF THE PHILIPPINES
COURT OF TAX APPEALS
QUEZON CITY

**BIDS AND AWARDS COMMITTEE 2
(BAC 2)**

RESOLUTION NO. 4-2024

WHEREAS, the Bids and Awards Committee 2 (BAC 2) 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. 05-2024, dated February 14, 2024, to conduct public biddings and other procurement projects;

WHEREAS, on March 20, 2024, the BAC 2 conducted the Bid Opening for CTA Bid Project No. CTABAC2-2024-01, "Procurement of Motor Vehicles" with an Approved Budget for the Contract (ABC) in the amount of Twelve Million One Hundred Thousand Pesos (₱12,100,000.00);

WHEREAS, during the Bid Opening, the BAC 2 Secretariat informed the members of the BAC 2 that no bids were received on or before the scheduled date and time for bid submission;

WHEREAS, pursuant to Section 35 of Republic Act (R.A.) No. 9184 as implemented by Section 35.1 (a), Rule X of the 2016 RIRR of R.A. 9184, the BAC 2 shall declare the bidding a failure when no bids are received on or before the scheduled date and time for bid submission;

WHEREAS, the BAC 2 and the TWG conducted a mandatory review of terms, conditions, specifications, and cost estimates, of the procurement project to determine the reason for the failure of bidding as prescribed in Section 35.2 of the 2016 RIRR of R.A. 9184;

WHEREAS, the mandatory review reveals that the probable reasons of the failure of bidding are the following: 1) the unavailability of the motor vehicle preferred by the end-users; and 2) the suggested retail price (SRP) of one of the motor vehicles to be procured exceeds the Approved Budget for the Contract (ABC);

NOW, THEREFORE, the members of the Bids and Awards Committee 2 hereby **RESOLVE**, as it is hereby resolved:

1. to declare a Failure of Bidding for Bid Project No. CTABAC2-2024-01, "Procurement of Motor Vehicles", pursuant to Section


35 of Republic Act (R.A.) No. 9184 as implemented by Section 35.1 (a), 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 of the 2016 RIRR of R. A. 9184.
3. to request for an extension of the period to conduct the re-bidding of Bid Project No. CTABAC2-2024-01, "Procurement of Motor Vehicles" for a maximum period of fifteen (15) calendar days counted from April 3, 2024, pursuant to GPPB Resolution No. 30-2016, dated April 20, 2016.

IN WITNESS WHEREOF, the members of the Bids and Awards Committee 2 hereby affix their signatures this 3rd day of April 2024, in Quezon City, Philippines.


Atty. Danilo B. Fernando
Chairperson

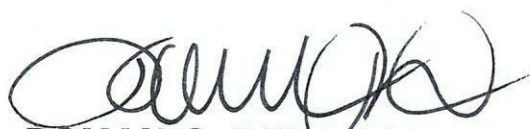

Atty. Clifford P. Torralba
Vice Chairperson


Atty. Christine C. Maza-Guarin
Regular Member


Atty. Maria Johoanna F. Chan-Te
Provisional Member


Dir. Elsie R. Tiauzon-Forteza
Provisional Member

APPROVED:


ROMAN G. DEL ROSARIO
Presiding Justice