



DEPARTMENT OF FOREIGN AFFAIRS  
KAGAWARAN NG UGNAYANG PANLABAS

**BIDS AND AWARDS COMMITTEE**

**BAC Resolution No. NTC - 23 - 21**

**RESOLUTION RECOMMENDING, BY REFERENDUM, AWARD OF CONTRACT THROUGH NEGOTIATED PROCUREMENT UNDER SECTION 53.9 (SMALL VALUE PROCUREMENT) FOR THE PROCUREMENT OF VARIOUS REPRESENTATIONAL GIFTS**

**WHEREAS**, the Office of the Secretary (OSEC) intends to procure various representational gifts for the official use of the Secretary of Foreign Affairs;

**WHEREAS**, the procurement of various representational gifts by the OSEC, with an Approved Budget for the Contract (ABC) in the amount of One Hundred Sixty Thousand Two Hundred Pesos (PhP 160,200.00) only, is included in the Department's Annual Procurement Plan (APP) for CY 2021;

**WHEREAS**, Section 53.9 of the 2016 revised Implementing Rules and Regulations (IRR) of R.A. 9184, otherwise known as the "Government Procurement Reform Act of 2003", allows an agency to resort to Small Value Procurement as alternative method of procurement where the amount involved does not exceed the threshold amount of One Million Pesos (PhP 1,000,000.00) as prescribed in Annex "H" thereof;

**WHEREAS**, Annex H(IV)(J) of the 2016 revised IRR allows the conduct of Shopping and Negotiated Procurement under Emergency Cases, Small Value Procurement and Lease of Real Property and Venue to be delegated to the End-user unit or any other appropriate bureau, committee, or support unit duly authorized by the BAC;

**WHEREAS**, pursuant to Item No. (V)(D)(8)(b)(iii) of Annex "H" of the 2016 revised Implementing Rules and Regulations (IRR) of Republic Act (RA) No. 9184, a Request for Quotation (RFQ) was posted in the Philippine Government Electronic Procurement System (PhilGEPS) website for three (3) days, starting on 4 March 2021;

**WHEREAS**, the OSEC submitted to the Bids and Awards Committee (BAC) quotations from four (4) different companies, namely: the Balikbayan Handicrafts (PhP 13,500.00, failed, did not meet the Technical Specification), the DVK Philippines Enterprises (PhP 140,880.00, failed, did not meet the Technical Specification), the Kultura (did not submit quotation), and the ***Rustan Commercial Corporation***, which submitted the lowest calculated and most responsive quotation in the amount of *One Hundred Sixty Thousand Two Hundred Pesos* (PhP 160,200.00) only;

**NOW, THEREFORE**, we, the members of the Bids and Awards Committee of the Department, RESOLVE to RECOMMEND to the Head of the Procuring Entity (HOPE) to resort to Negotiated Procurement as the alternative method of procurement of various representational gifts from the **Rustan Commercial Corporation**, subject to the above-mentioned requirements and provided that existing auditing rules and regulations shall be strictly observed by the end-user.

**ADOPTED**, this 24<sup>th</sup> day of May 2021, Pasay City.

  
**NARCISO T. CASTAÑEDA**  
BAC Chairperson

  
**KRISTINE MARGRET M. MALANG**  
BAC Vice-Chairperson

  
**JERICSON H. ARCEO**  
Provisional BAC Member

  
**ELOISA KATRINA V. MADAMBA**  
Alternate BAC Member

  
**JAIME RAMON T. ASCALON, JR.**  
Representative of the End-user

Approved:

By the Authority of the Secretary of Foreign Affairs:

  
**ERNESTO C. ABELLA**

Undersecretary for Strategic Communication and Research  
and Head of the Procuring Entity