



DEPARTMENT OF FOREIGN AFFAIRS
KAGAWARAN NG UGNAYANG PANLABAS

BIDS AND AWARDS COMMITTEE

BAC Resolution No. NTC-042-22

RESOLUTION RECOMMENDING, BY REFERENDUM, NEGOTIATED PROCUREMENT UNDER SECTION 53.2 (EMERGENCY CASES) AS ALTERNATIVE METHOD OF PROCUREMENT FOR THE OPERATION, MAINTENANCE, AND REPAIR SERVICES FOR THE DEPARTMENT OF FOREIGN AFFAIRS' VENTILATION AND AIR CONDITIONING SYSTEM FOR APRIL-JUNE 2022

WHEREAS, there is an immediate need for the Department of Foreign Affairs (DFA), through the Office of Asset Management and Support Services (OAMSS), to procure for the operation, maintenance, and repair services of its ventilation and air conditioning system for the period April-June 2022;

WHEREAS, said procurement by OAMSS is based on the need for immediate action and response to keep the air conditioning services within the DFA running in working condition, especially since the proposed contract period covers the warmest months of the year in the Philippines, which increases the risk of heat stroke for Department personnel;

WHEREAS, further, the current condition of the centralized air conditioning system at the DFA Main Building, which has suffered several defects recently, requires immediate and constant maintenance activities, as the temperature in the DFA Main Building will reach unhealthy and unbearable levels for its occupants;

WHEREAS, the current service provider's familiarity with and experience in addressing the existing issues of the Department's ventilation and air conditioning system would ensure its proper and cost-effective repair and maintenance;

WHEREAS, the aforementioned procurement by OAMSS, with an Approved Budget for the Contract (ABC) in the amount of Three Million Two Hundred Twenty-Nine Thousand Five Hundred Pesos (Php 3,229,500.00) only, is chargeable against OAMSS' FY 2022 MOOE for Repair and Maintenance - Buildings, and is included in the Department's Annual Procurement Plan (APP) for CY 2021;

WHEREAS, Sec. 48.3 of the IRR allows the Procuring Entity to change the mode of procurement, if the original mode in the Annual Procurement Plan can no longer be pursued;

WHEREAS, Section 53 of the IRR allows an agency to resort to Negotiated Procurement;

WHEREAS, further, Section 53.2 (Emergency Cases) of the said IRR provides that Negotiated Procurement can be resorted to "[i]n case of imminent danger to life or property during a state of calamity, or when time is of the essence arising from natural or man-made calamities or other causes where immediate action is necessary to prevent damage to or loss of life or property, or to restore vital public services, infrastructure facilities and other public utilities."

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, the OAMSS submitted to the Bids and Awards Committee (BAC) a quotation from **MCCD Engineering Services & Trading** for the procurement of the operation, maintenance, and repair services of its ventilation and air conditioning system for the period April-June 2022 in the total amount of *Three Million Two Hundred Twenty-Nine Thousand Five Hundred Pesos (Php 3,229,500.00) only*;

NOW, THEREFORE, we, the members of the Bids and Awards Committee of the Department, RESOLVE to RECOMMEND to the Head of Procuring Entity (HOPE) to resort to Negotiated Procurement under Section 53.2 (Emergency Cases) as the alternative method of procurement for the operation, maintenance, and repair services of its ventilation and air conditioning system for the period April-June 2022 from **MCCD Engineering Services & Trading**, in the amount of *Three Million Two Hundred Twenty-Nine Thousand Five Hundred Pesos (Php 3,229,500.00) only*, subject to the above-mentioned requirements and provided that existing auditing rules and regulations shall be strictly observed by the end-user.

ADOPTED, this 31st day of March 2022 in Pasay City.


NARCISO T. CASTAÑEDA
BAC Chairperson



PAUL VINCENT L. UY
BAC Vice-Chairperson


SIEGFRED T. MASANGKAY
Alternate BAC Member


KERWIN ORVILLE C. TATE
Alternate BAC Member


MEDARDO G. MACARAIG
Representative of the End-User

Approved:
By the Authority of the Secretary of Foreign Affairs:


SARAH LOU Y. ARRIOLA
Undersecretary for Migrant
Workers Affairs And
Head of the Procuring Entity



DEPARTMENT OF FOREIGN AFFAIRS
KAGAWARAN NG UGNAYANG PANLABAS

NOTICE OF AWARD

31 March 2022

Sir/Madam:

Please be informed that, upon the recommendation of the Bids and Awards Committee (BAC) of the Department of Foreign Affairs as contained in its Resolution No. NTC 042-22, the Department is awarding the procurement for the operation, maintenance, and repair services of its ventilation and air conditioning system for the period April-June 2022 to **MCCD Engineering Services & Trading**, in the total amount of *Three Million Two Hundred Twenty-Nine Thousand Five Hundred Pesos (Php 3,229,500.00) only*, including taxes and other lawful charges, subject to the Department's existing accounting and auditing rules and regulations.

Very truly yours,

A handwritten signature in blue ink, appearing to read 'Sarah Lou Y. Arriola'.

SARAH LOU Y. ARRIOLA

Undersecretary for Migrant Workers
Affairs And Head of the Procuring Entity

MCCD Engineering Services & Trading
Unit 3 RVK Building, National Highway
Kumintang Ibaba, Batangas City