



DEPARTMENT OF FOREIGN AFFAIRS
KAGAWARAN NG UGNAYANG PANLABAS



BIDS AND AWARDS COMMITTEE

BAC Resolution No. HO-091-24

RESOLUTION RECOMMENDING, BY REFERENDUM, AWARD OF CONTRACT THROUGH NEGOTIATED PROCUREMENT UNDER SECTION 53.6 (SCIENTIFIC, SCHOLARLY OR ARTISTIC WORK, EXCLUSIVE TECHNOLOGY AND MEDIA SERVICES) FOR THE PROCUREMENT FOR THE SUBSCRIPTION, OPERATION AND MAINTENANCE OF THE DEPARTMENT'S ("DFA") LEARNING MANAGEMENT SYSTEM ("LMS")

WHEREAS, the Department of Foreign Affairs ("DFA") recognizes its need to adapt and harness new technologies and develop an online learning platform that will cater to all DFA personnel, including those in Foreign Service Posts, Consular Offices and Offices in the Home Office, without any constraints and limits on distance and time differences;

WHEREAS, to address this need, the DFA sourced a service provider that can develop its own accessible and scalable Learning Management System ("LMS") with the following features: real-time online course monitoring, measuring and evaluation through LMS analytics; host educational contents, online courses, information videos, e-books, texts, PDFs and other digital media formats for efficient and effective content and learning delivery; and modern e-learning functionalities for curated and customized online courses (interactive assessments, offline or asynchronous access, real time feedback, discussions, etc.);

WHEREAS, in continuation of its LMS initiative, the DFA through its Human Resources Management Office ("HRMO") is in need of a service provider for the subscription, operation, and maintenance of an online learning platform that will cater to all DFA personnel in the Home Office, Consular Offices and Foreign Service Posts;

WHEREAS, HRMO intends to procure for the subscription, operation and maintenance of the Department's Learning Management System ("LMS") ;

WHEREAS, the procurement for the subscription, operation and maintenance of the Department's Learning Management System ("LMS") with an Approved Budget for the Contract ("ABC") of *One Million Three Hundred Thousand Pesos* (PhP 1,300,000.00) only, chargeable against HRMO's FY 2024 MOOE under Training Expenses, is included in the Department's Annual Procurement Plan ("APP") for FY 2024;

WHEREAS, Section 53 of the 2016 Revised Implementing Rules and Regulations ("IRR") of Republic Act ("RA") No. 9184, otherwise known as the "Government Procurement Reform Act of 2003", allows an agency to resort to Negotiated Procurement;

WHEREAS, further, Section 53.6 of the said revised IRR can be resorted where Goods, Infrastructure Projects and Consulting Services can be contracted from a particular supplier, contractor or consultant as determined by the Head of the Procuring Entity ("HoPE"), for any of the following requirements, *inter alia*: (b) Scientific, academic, scholarly work or research or legal services;

WHEREAS, the Bids and Awards Committee ("BAC"), after taking into consideration all relevant factors, finds that the awarding of the procurement of procurement for the subscription, operation and maintenance of the Department's Learning Management System ("LMS") may be done under Section 53.6(b) of the 2016 revised IRR of RA 9184;

WHEREAS, pursuant to Annex "H" of the 2016 Revised IRR of RA 9184, the End-User shall conduct a market study and determine the probable sources;

WHEREAS, the HRMO submitted to BAC the following market study results: Hooman Design Corporation (PhP 400 annual per user x 4,000 DFA users x 1 year = PhP 1,600,000.00 estimated cost, rates according to its website); Miyens Technologies (PhP 1,300,000.00); and **Buri Technologies Inc.** (PhP 1,300,000.00);


WHEREAS, after conducting a thorough market study, HRMO determined that **Buri Technologies Inc.** is compliant with the Terms of Reference ("TOR") and could undertake the project at more advantageous terms in the amount of *One Million Three Hundred Thousand Pesos* (PhP 1,300,000.00) 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 the resort to Negotiated Procurement under Section 53.6 (Scientific, Scholarly or Artistic Work, Exclusive Technology and Media Services) as the alternative method of procurement for the procurement for the subscription, operation and maintenance of the Department's Learning Management System ("LMS") from **Buri Technologies Inc.**, subject to the abovementioned requirements, and provided that existing auditing rules and regulations shall be strictly observed by the end-user.

ADOPTED, this 27th day of May 2024, Pasay City.


RALY L. TEJADA
BAC Chairperson


MARLOWE A. MIRANDA
BAC Alternate Vice Chairperson


PAULO V. SARET
BAC Member

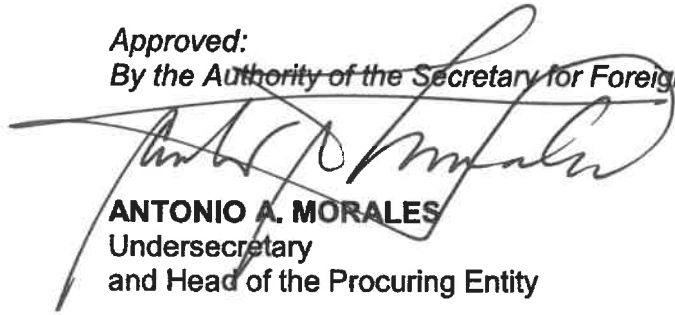


ALEX O. VALLESPIN
BAC Member



CHRISTOPHER B. MONTERO
Representative of the End-user

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



ANTONIO A. MORALES
Undersecretary
and Head of the Procuring Entity



DEPARTMENT OF FOREIGN AFFAIRS
KAGAWARAN NG UGNAYANG PANLABAS



NOTICE OF AWARD

27 May 2024

Sir/Madam:

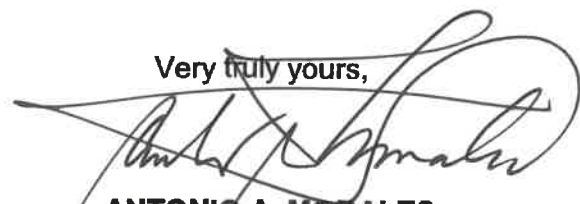
Please be informed that, upon the recommendation of the Bids and Awards Committee ("BAC") of the Department of Foreign Affairs ("DFA") as contained in its Resolution No. **HO-091-24**, the DFA is awarding the contract on the following project/procurement to your firm, ***Buri Technologies Inc.***:

Project Title	End-User Unit
PROCUREMENT FOR THE SUBSCRIPTION, OPERATION AND MAINTENANCE OF THE DEPARTMENT'S ("DFA") LEARNING MANAGEMENT SYSTEM ("LMS")	HRMO

The contract has a total cost of *One Million Three Hundred Thousand Pesos* (Php 1,300,000.00) only, inclusive of taxes and other lawful charges.

This award and the implementation of the project/procurement are subject to the signing of a contract and compliance with all applicable accounting and auditing rules and regulations.

Very truly yours,



ANTONIO A. MORALES
Undersecretary
and Head of the Procuring Entity

Buri Technologies Inc.

109 Scout Fernandez corner Scout Torillo Sts.
Sacred Heart District 4, Quezon City