



BAC Resolution No. 042, series of 2024
(By Referendum)

BAC RESOLUTION DECLARING THE LOWEST CALCULATED AND RESPONSIVE BID AND RECOMMENDING THE AWARD OF CONTRACT TO STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC. (SSCSMI)	
BIDDING NO.:	TITLE/DESCRIPTION:
IB24-412107-01	Category per RABIB4: <input checked="" type="checkbox"/> GOODS <input type="checkbox"/> INFRA/WORKS <input type="checkbox"/> CONSULTING
APPROVED BUDGET FOR THE CONTRACT (ABC):	ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY
P9,500,000.⁰⁰	
BUDGET UTILIZATION SLIP NO.:	
PP24041095	

- 01. WHEREAS**, on 08 May 2024 (Wednesday), the Bids and Awards Committee 2 (BAC 2), as per Special Order No. 2024-038, posted an Invitation to Bid¹ at PhilGEPS Website, DAP Website, DAP-Pasig conspicuous places, and DAP Official Facebook Page for the Project above-stated, sent an Invitation to seven (7) Observers, and directly invited seventy-two (72) Prospective Bidders, through email, to participate in the Competitive Bidding for the Project;

- 02. WHEREAS**, eleven (11) prospective bidders sent their Letters of Intent through email, namely: [1] Star Special Corporate Security Management, Inc., [2] Wolfstorm Black Security, Inc., [3] D' Great Stallion Security Agency, Inc., [4] Envisage Security Agency, Inc., [5] Circa Security and Investigation Inc., [6] Lockheed Royale Security Agency, Inc., [7] Karpa II Security Services, [8] All Nation Security and Investigation Services, Inc., [9] King Henry Security and Investigation Services, Inc., [10] APL Security Services Corp., and [11] Fedstrong Security Services, Inc.;

- 03. WHEREAS**, on 28 May 2024 (Tuesday), the Pre-Bid Conference was conducted via Face-to-Face at 1B Virata Hall, DAP Bldg., Pasig City wherein twelve (12) Prospective Bidders attended the Pre-Bid Conference namely: [1] Star Special Corporate Security Management, Inc., [2] Arviter Top of the Line Security Investigation Specialist [3] Uniwide Security Agency [4] Envisage Security Agency, Inc., [5] Circa Security and Investigation Inc., [6] Lockheed Royale Security Agency, Inc., [7] Karpa II Security Services, [8] All Nation Security and Investigation Services, Inc., [9] King Henry Security and Investigation Services, Inc., [10] APL Security Services Corp., [11] Fedstrong Security Services, Inc., and [12] Hackett Security Agency;

- 04. WHEREAS**, on 05 June 2024 (Wednesday), the BAC 2 issued a Bid Bulletin No. 01², and through the BAC Secretariat, furnished all prospective bidders who attended the Pre-Bid Conference for strict compliance, and on the same date, the

¹ Annex "A" – Invitation to Bid

² Annex "B" – Bid Bulletin No. 01

BAC Secretariat posted at PhilGEPS Website, DAP Website, DAP Official FB Page and DAP-Pasig conspicuous places;

05. WHEREAS, among the Prospective Bidders who attended the Pre-Bid Conference and viewed the PhilGEPS Posting, only eight (8) bidders bought the Official Bidding Documents (OBD), namely:

Bidder / Security Agency	OR No.	Date	Amount
01. STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC. (SSCSMI)	0035872	May 9, 2024	P7,000.00
02. WOLFSTORM BLACK SECURITY INC. (WBSI)	0035894	May 17, 2024	P7,000.00
03. LOCKHEED ROYALE SECURITY AGENCY, INC. (LRSAL)	0035931	May 24, 2024	P7,000.00
04. UNIWIDE SECURITY AGENCY (USA)	0036005	May 28, 2024	P7,000.00
05. HACKETT SECURITY AGENCY (HSA)	0035978	May 30, 2024	P7,000.00
06. KARPA II SECURITY SERVICES (KSS)	0035996	June 3, 2024	P7,000.00
07. ENVISAGE SECURITY AGENCY, INC. (ESAI)	0036043	June 6, 2024	P7,000.00
08. RISING SUN SECURITY AND INVESTIGATION AGENCY INC. (RSSAIAI)	0036073	June 18, 2024	P7,000.00

06. WHEREAS, on 20 June 2024 (Thursday), the BAC 2 conducted the Submission and Opening of e-Bids for the Project and during the Submission & Opening of e-Bids held via Google Meet platform and with meeting link: meet.google.com/bwa-uprh-fov, the following bidders submitted their e-Bids before the said scheduled date and time, namely:

- 1) **STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC.** submitted on **June 19, 2024**;
- 2) **RISING SUN SECURITY AND INVESTIGATION AGENCY INC.** submitted on **June 19, 2024**;
- 3) **HACKETT SECURITY AGENCY** submitted on **June 19, 2024**;
- 4) **UNIWIDE SECURITY AGENCY** submitted on **June 20, 2024**;
- 5) **KARPA II SECURITY SERVICES** submitted on **June 20, 2024**; and,
- 6) **LOCKHEED ROYALE SECURITY AGENCY, INC.** submitted on **June 20, 2024**.

07. WHEREAS, representatives from oversight agencies, the DAP Auditor, Commission on Audit (COA), Office of the Govt. Corp. Counsel (OGCC), Philippine Chamber of Commerce & Industry (PCCI), Transparency and Accountability Network (TAN), Laban Konsyumer Inc. (LKI), Philippine Association of Detective and Protective Agency Operators (PADPAO), Inc.; and Philippine Competition Commission (PCC) were invited to observe the conduct of bidding, however, only Ms. Andy Fetalvero from DAP-COA attended the e-bid opening via Google Meet platform;

08. **WHEREAS**, the Abstract of e-Bids as Read³ during the Submission and Opening of e-Bids were as follows:

#	BIDDERS	TECHNICAL COMPONENTS including Eligibility Documents	FINANCIAL COMPONENTS
1	STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC.	PASSED	PASSED Php 8,902,635.24
2	RISING SUN SECURITY AND INVESTIGATION AGENCY INC.	FAILED (T01)	unopened
3	HACKETT SECURITY AGENCY	FAILED (TC07)	unopened
4	UNIWIDE SECURITY AGENCY	FAILED (TC02)	unopened
5	KARPA II SECURITY SERVICES	FAILED (TC01 & TC07)	unopened
6	LOCKHEED ROYALE SECURITY AGENCY, INC.	PASSED	PASSED Php 8,739,709.47

09. **WHEREAS**, on the same date, the submitted e-bids of **USA, HAS, KSS**, and **RSSAIAI** were declared by the BAC as “**FAILED**” due to reason of non-compliance with the requirement set forth by the Official Bid Documents (OBD);

10. **WHEREAS**, the BAC 2 informed **USA, HAS, KSS**, and **RSSAIAI** that as per Section 55 of the 2016 Revised IRR of RA 9184, a Request for Reconsideration (RR) may be availed within three (3) calendar days from the date of the Submission and Opening of e-Bids or until 23 June 2024 (Sun);

11. **WHEREAS**, on 21 June 2024 (Friday), **USA, KSS**, and **RSSAIAI** sent their RR⁴ and was acknowledged by the BAC Secretariat;

12. **WHEREAS**, on 28 June 2024 (Friday), the BAC 2, through the BAC Secretariat, furnished a Reply to Request for Reconsideration (RRR)⁵ to **USA, KSS**, and **RSSAIAI** denying their respective RRs and informed **USA, KSS**, and **RSSAIAI** that decisions of the BAC 2 may be protested in writing to the Head of the Procuring Entity (HoPE). The Protest must be filed within seven (7) calendar days from receipt by the Party concerned of the BAC’s decision denying its request for reconsideration, including the payment of 0.75% of the ABC or ₱71,250.00 as a non-refundable Protest Fee as per Section 55.3 Rule XVII of the 2016 Revised IRR of RA 9184;

13. **WHEREAS**, on 03 July 2024, TWG conducted the Bid Evaluation, in accordance with Section 32 of the 2016 Revised Implementing Rules and Regulations of RA

³ Annex “C” – Abstract of e-bids

⁴ Annex “D” – Request for Reconsideration

⁵ Annex “E” – Reply to RRR

9184, for the **SSCSMI** and **LRSAI**, and a TWG Memorandum⁶ was submitted to the BAC 2 re: Result of the Detailed Bid Evaluation of the Financial Component of **SSCSMI** and **LRSAI** and the TWG recommended to declare **LRSAI** as the **Lowest Calculated Bid (LCB)** with a total bid amount as re-computed of **EIGHT MILLION SEVEN HUNDRED THIRTY-NINE THOUSAND SEVEN HUNDRED TEN PESOS AND 52/100 (₱8,739,710.52)**;

14. **WHEREAS**, on 10 July 2024 (Wednesday) to 31 July 2024 (Wednesday) the TWG conducted the Post-Qualification for **LRSAI** and did an item-by-item assessment on the checklist items rated as **"PASSED"** during the Submission and Opening of e-Bids;
15. **WHEREAS**, on the same date, BAC-TWG sent a Clarificatory Questions⁷ to **LRSAI** for their submission marked as **"TC02"** and **"F02"**;
16. **WHEREAS**, on 12 July 2024 (Friday), **LRSAI** sent a written response⁸ on a Clarificatory Questions sent last 10 July 2024 (Wed);
17. **WHEREAS**, on 15 July 2024 (Monday), the TWG sought advice from the DAP Legal Office about **LRSAI**'s written response on Clarificatory Questions;
18. **WHEREAS**, on 30 July 2024 (Tuesday), the Legal Services Office sent a Memorandum⁹ re: Post-Qualification of **LRSAI** in relation to the Administrative Fees on Security Service Agreements as response to the TWG queries;
19. **WHEREAS**, on 31 July 2024 (Wednesday), a Memorandum¹⁰ addressed to the BAC 2 Vice-Chairperson signed by the TWG Chairperson, recommended to [1] declare the bid submitted by **LRSAI** as **"FAILED"** and **"POST-DISQUALIFIED"** and [2] declare the bid submitted by **SSCSMI** as the 2nd **LOWEST CALCULATED BID (LCB)** and subject for Post-Qualification;
20. **WHEREAS**, on 02 August 2024 (Friday), a BAC Resolution¹¹ was resolved and declared that, based on the conducted BAC-TWG Post-Qualification, the bid submitted by **LOCKHEED ROYALE SECURITY AGENCY INC.** was declared as **"FAILED"** and **"POST-DISQUALIFIED"**;
21. **WHEREAS**, on the same date, BAC sent a Notice for Post-Disqualification¹² to **LRSAI** for their information and reference or if they wish to Request for Reconsideration (RR) within three (3) calendar days from receipt of notice;
22. **WHEREAS**, on the same date, BAC sent a Notice of 2nd Lowest Calculated Bid¹³ to **STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC. (SSCSMI)**;

⁶ Annex "F" – Memorandum to the BAC signed by the TWG Chairperson re: Result of detailed Evaluation

⁷ Annex "G" – Clarificatory Questions

⁸ Annex "H" – **LRSAI**'s response on the clarificatory questions

⁹ Annex "I" – Memo from Legal Services Office

¹⁰ Annex "J" – Memorandum to the BAC signed by the TWG Chairperson

¹¹ Annex "K" – BAC Resolution no. 034 s. 2024 re: Post Disqualification for **LRSAI**

¹² Annex "L" – Notice of Post Disqualification to **LRSAI**

¹³ Annex "M" – Notice of 2nd Lowest Calculated Bid to **SSCSMI**

- 23. WHEREAS**, on 13 August 2024 (Tuesday) to 20 August 2024 (Tuesday) the TWG conducted the Post-Qualification for **SSCSMI** and did an item-by-item assessment on the checklist items rated as **"PASSED"** during the Submission and Opening of e-Bids;
- 24. WHEREAS**, on 14 August 2024 (Wednesday), BAC-TWG sent a Clarificatory Questions¹⁴ to **SSCSMI** for their submission marked as **"TC02"** and **"F02"**;
- 25. WHEREAS**, on 15 August 2024 (Wednesday), **SSCSMI** sent a written response¹⁵ on a Clarificatory Questions and forwarded on the same date to BAC-TWG for their reference and information;
- 26. WHEREAS**, on 16 August 2024 (Thursday), BAC-TWG decided to accept the **SSCSMI's** response to the Clarificatory Questions;
- 27. WHEREAS**, 20 August 2024 (Tuesday), BAC-TWG conducted a Site Visit on **SSCSMI's** Office and Ongoing Contract with **[1] Philippine Fisheries Development Authority (PFDA) [2] Bureau of Fisheries and Aquatic Resources (BFAR)**. Some photos are hereto attached as evidenced of the conducted Site Visit for **SSCSMI's** Office, **PFDA**, and **BFAR**;
- 28. WHEREAS**, 21 August 2024 (Wednesday), a Memorandum¹⁶ addressed to the BAC 2 Chairperson signed by the TWG Chairperson, recommends that the e-Bids submitted by **SSCSMI** be declared as the **Lowest Calculated and Responsive Bid (LCRB)**;

NOW, THEREFORE, be it RESOLVED, as it is hereby RESOLVED;

- 01.** That, the bid submitted by **STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC.** be declared as the **LOWEST CALCULATED AND RESPONSIVE BID (LCRB)** in consideration of its total bid amount of **EIGHT MILLION NINE HUNDRED TWO THOUSAND SIX HUNDRED THIRTY-FOUR AND 30/100 (₱8,902,634.30)** for the **"ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY"** and with Contract Duration of **One Year from the date Notice to Proceed has been conformed**;
- 02.** That, we, the members of the Bids & Awards Committee 2, as per Special Order No. 2024-038, recommend to the President & Chief Executive Officer the approval of this BAC Resolution; and,
- 03.** That, upon adoption and approval of this BAC Resolution, a **Notice of Award (NOA)**, be issued to **STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC.** and proceed with the contracting phase of the Project.

¹⁴ Annex "N" – Clarificatory Questions to SSCSMI

¹⁵ Annex "O" – SSCSMI's Response to the Clarificatory Questions

¹⁶ Annex "P" – Memorandum to the BAC signed by the TWG Chairperson

RESOLVED on this 30th day of August 2024.

SAP BIDS & AWARDS COMMITTEE 2 as per Special Order No. 2024-038


EDNA CARINA M. PANGANIBAN
BAC Member 1


DOROTHEA C. BOY-NAVARRO
BAC Member 2

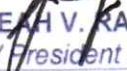

ALVIN P. PRINCIPE
BAC Member 3


ARMIN JAMES S. KRAFT
BAC End User Representative


RICHA S. TIBO
BAC Vice Chairperson


ALAN S. CAJÉS
BAC Chairperson

Approved by:


MAJAH-LEAH V. RAVAGO, PhD
Head of Procuring Entity/ President and Chief Executive Officer

Annex "A" - INVITATION TO BID Page 1 of 3



development academy of the philippines

BIDS & AWARDS COMMITTEE per SO# 2024-038 dated February 28, 2024

INVITATION TO BID

ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY

1. The **Development Academy of the Philippines (DAP)**, through the **Corporate Operating Budget of 2024**, intends to apply the sum of **NINE MILLION FIVE HUNDRED THOUSAND PESOS ONLY (P9,500,000.00)** being the Approved Budget for the Contract (ABC) for **"ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY"** per Invitation to Bid No.: **IB24-412107-01**. **Bids received in excess of the ABC shall be automatically rejected at bid opening.**
2. The **DAP** now invites bids for the above Project. Delivery of the Goods is required for Twelve (12) months after the receipt of the Notice to Proceed. **Bidders should have completed a contract similar to the Project within the last five (5) years** from the date of submission and receipt of bids. The description of an eligible bidder is contained in the Bidding Documents, particularly, in Section II (Instructions to Bidders).
3. Bidding will be conducted through open competitive bidding procedures using a non-discretionary *"pass/fail"* criterion as specified in the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act (RA) No. 9184.

Bidding is restricted to Filipino citizens/sole proprietorships, partnerships, or organizations with at least sixty percent (60%) interest or outstanding capital stock belonging to citizens of the Philippines, and to citizens or organizations of a country the laws or regulations of which grant similar rights or privileges to Filipino citizens, pursuant to RA 5183.
4. The Prospective Bidders may obtain further information from DAP and inspect the Bidding Documents at the DAP Pasig address or through email or contact details provided below during 9:00AM to 4:30PM (except holidays and weekends).
5. A complete printed set or electronic copy of Bidding Documents may be acquired by interested Bidders starting **May 8, 2024 (Wed)** to **June 19, 2024 (Wed)** from 9:00AM to 4:30PM, (except holidays and weekends, for the printed set), from the given address and website below, upon payment of the applicable fee for the Bidding Documents, pursuant to the latest guidelines issued by the GPPB, in the amount of **SEVEN THOUSAND PESOS (P7,000.00)**. The DAP shall allow the bidder to present its proof of payment for the fees in person, or through electronic means.

It may also be downloaded free of charge from the website of the Philippine Government Electronic Procurement System (www.philgeps.gov.ph) and the website of the DAP (www.dap.edu.ph). However, **only bidders who have paid the non-refundable**

Annex "A" - INVITATION TO BID Page 2 of 3

applicable fee not later than the deadline for submission of bids, shall qualify to participate and submit the bids.

6. Interested bidders must make payment to:

Account Name:	Development Academy of the Philippines
Account Number:	0671-0105-40
Bank:	Landbank of the Philippines
Branch of Account:	Pasig Capitol Branch

A copy of proof of payment must be emailed to DAP's Finance Department at: cashtreasury@dap.edu.ph and copy furnish dapbacsec@dap.edu.ph for the issuance of Official Receipt (OR) and the BAC Secretariat will provide assistance to the On-line Bidder for the creation of "**bidms account**" and dedicated site in the bidms.dap.edu.ph.

7. The DAP will hold a Pre-Bid Conference on **May 28, 2024 (Tue), 1:30PM** via Face-to-Face Modality, which shall be opened to all interested Bidders upon formal request through the BAC Secretariat.
8. In compliance with GPPB Resolutions Nos. 09-2020 and 12-2020, all Electronic-Bids must be duly received by the Bids and Awards Committee (BAC) Secretariat, through the designated bidms.dap.edu.ph secured account on or before **June 20, 2024 (Thu)** and not later than **9:30AM**. All bids must be accompanied by a bid security in any of the acceptable forms and in the amount stated in **ITB Clause 14. LATE BIDS SHALL NOT BE ACCEPTED.**
9. Bid opening shall be on **June 20, 2024 (Thu), 10:00AM** via Google Meet Platform. Electronic-bids will be opened in the presence of the bidders' authorized representative/s who are authorized to attend the proceedings, as evidenced by the **Bidders' Notarized Letter of Authorization (LOA)**. The **Authorized Representative** is a person who has been authorized by the company's owner, board, or management, and via a notarized document, to represent the company, to ask questions, answer questions, and make decisions on behalf of the company during the bid opening.
10. The **DAP** reserves the right to reject any and all bids, declare a failure of bidding, or not award the contract at any time in accordance with the provisions of RA 9184 and its IRR, without thereby incurring any liability to the affected bidder or bidders.
11. For further information, please refer to:

MARIET RIZ M. BRADECINA
Manager, BAC Secretariat Division
Development Academy of the Philippines
1st Floor DAP Bldg., San Miguel Avenue, Pasig City 1600
Telephone No : (632) 8631-0921 loc. 133
BAC Secretariat email : dapbacsec@dap.edu.ph
Website address : <https://www.dap.edu.ph>

12. You may visit the following websites:

For downloading of Official Bidding Documents: <https://www.dap.edu.ph/invitation-to-bid/>

For online bid submission: <http://bidms.dap.edu.ph/page/>

Issued this 8th day of May 2024.

For the DAP Bids and Awards Committee 2:


ALAN S. CAJES
Chairperson, BAC 2

Annex "B" - BID BULLETIN Page 1 of 4



BID BULLETIN No.1

05 June 2024
(Wednesday)

Bidding No.:	IB24-412107-01	Title/Description:	ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY
Approved Budget Ceiling (ABC):	P9,500,000.00		
Date of Pre-Bid Conference:	28 May 2024 (Tuesday): 1:30 PM		

Relative to the conducted Pre-Bid Conference via Google Meet for the above-stated Project last 28 May 2024 (Tuesday), the following clarifications from prospective bidders are being posted for the information of all concerned, as approved by the BAC & TWG:

References based on the OBD / Pre-Bid Conference	New description / Clarification
Section III- Bid Data Sheet, ITB Clause 10	ALL Permits, Licenses, and Financial Reports shall be updated and valid during the submission & opening of e-bids.
Section IX- Filenames and Packaging of e-bids	<p>For illustration purposes, the technical and financial components to be submitted shall be packaged as follows:</p> <div style="text-align: center;"> </div> <p>Note: Passwords for each "secured"-folder should be different from each other.</p>

Annex "B" - BID BULLETIN Page 2 of 4



BID BULLETIN No. 1

Date of ISSUE	Page Number
05 June 2024 (Wednesday)	p.2/4

References based on the OBD / Pre-Bid Conference	New description / Clarification
-	<p>With regards to the basis of the computation of bids, the Government Procurement Policy Board's (GPPB) clarification through its Non-Policy Matter Opinion No. 120 dated 06 December 2016 (NPM No. 120- 2016) regarding the validity of the 20% standard administrative fee provided under DOLE DO 150-16, states:</p> <p>"Similar to the 10% administrative fee imposed under Section 9(b)(ii) of DOLE DO No. 18-A, the 20% administrative fee provided for under Section 4 of DOLE DO No. 150-16 is also a percentage rate that has for its effect the fixing of a floor price on Service Agreements. In this regard and following the position of the Government Procurement Policy Board (GPPB) as stated and explained in the following GPPB issuances, namely; GPPB Resolution (Res.) No. 14-2012 dated 1 June 2012; GPPB Res. No. 14-2015 and GPPB Circular No. 04.2015, both dated 30 April 2015; and Policy Matter Opinion Nos. 03-2012 dated 30 November 2012 and 02-2013 dated 11 April 2014, as well as the case of Philippine Sports Commission, et. Al. vs. Dear John Services, Inc. (GR No. 183260 dated 4 July 2012), we are of the opinion that Section 4 of DOLE DO No. 150-16 insofar as it imposes a minimum administrative fee of 20% of the total contract cost for Service Agreement for security services, likewise runs counter to the provision of Section 31 of Republic Act No. 9184 and its 2016 Revised Implementing Rules and Regulations."</p> <p>Thus, the DAP reminds all prospective bidders to strictly comply with all relevant labor rules and regulations.</p> <p>As such, pursuant to Section 31 of the RA 9184 and in view of the pertinent issuances of the GPPB on the matter, the Approved Budget for the Contract (ABC) of the procurement activity shall be the upper limit or ceiling for bid price and that there shall be no lower limit to the amount of the award.</p> <p>Foregoing considered, the bids submitted must include in the computation of benefits all legal and regulatory requirements.</p>

**BID BULLETIN No. 1**

DATE OF ISSUE	PAGE NUMBER
05 June 2024 (Wednesday)	p.3/4

Reminder to Bidders:

1. The Prospective Bidders may obtain further information from DAP and inspect the Bidding Documents at the DAP Pasig address or through email or contact details provided below during 9:00AM to 4:30PM (except holidays and weekends).
2. A complete printed set or electronic copy of Bidding Documents may be acquired by interested Bidders starting **May 8, 2024 (Wed)** to **June 19, 2024 (Wed)** from 9:00AM to 4:30PM, (except holidays and weekends, for the printed set), from the given address and website below, upon payment of the applicable fee for the Bidding Documents, pursuant to the latest guidelines issued by the GPPB, in the amount of **SEVEN THOUSAND PESOS (P7,000.00)**. The DAP shall allow the bidder to present its proof of payment for the fees in person, or through electronic means.

It may also be downloaded free of charge from the website of the Philippine Government Electronic Procurement System (www.philgeps.gov.ph) and the website of the DAP (www.dap.edu.ph). However, **only bidders who have paid the non-refundable applicable fee not later than the deadline for submission of bids, shall qualify to participate and submit the bids.**

3. Interested bidders must make payment to:

Account Name:	Development Academy of the Philippines
Account Number:	0671-0105-40
Bank:	Landbank of the Philippines
Branch of Account:	Pasig Capitol Branch

A copy of proof of payment must be emailed to DAP's Finance Department at: cashtreasury@dap.edu.ph and copy furnish dapbacsec@dap.edu.ph for the issuance of Official Receipt (OR) and the BAC Secretariat will provide assistance to the On-line Bidder for the creation of "bidms account" and dedicated site in the bidms.dap.edu.ph.

4. In compliance with GPPB Resolutions Nos. 09-2020 and 12-2020, all Electronic-Bids must be duly received by the Bids and Awards Committee (BAC) Secretariat, through the designated bidms.dap.edu.ph secured account on or before **June 20, 2024 (Thu)** and not later than **9:30AM**. All bids must be accompanied by a bid security in any of the acceptable forms and in the amount stated in ITB Clause 14. **LATE BIDS SHALL NOT BE ACCEPTED.**
5. Bid opening shall be on **June 20, 2024 (Thu), 10:00AM** via Google Meet Platform. Electronic-bids will be opened in the presence of the bidders' authorized representative/s who are authorized to attend the proceedings, as evidenced by the **Bidders' Notarized Letter of Authorization (LOA)**. The **Authorized Representative** is a person who has been authorized by the company's owner, board, or management, and via a notarized document, to represent the company, to ask questions, answer questions, and make decisions on behalf of the company during the bid opening.



BID BULLETIN No. 1

Date of ISSUE	Page Number
05 June 2024 (Wednesday)	p.4/4

- The **DAP** reserves the right to reject any and all bids, declare a failure of bidding, or not award the contract at any time in accordance with the provisions of RA 9184 and its IRR, without thereby incurring any liability to the affected bidder or bidders.
- For further information, please refer to:

MARIET RIZ M. BRADECINA

Manager, BAC Secretariat Division

Development Academy of the Philippines

1st Floor DAP Bldg., San Miguel Avenue, Pasig City 1600

Telephone No. : (632) 8631-0921 loc. 133

BAC Secretariat email : dapbacsec@dap.edu.ph

Website address : <https://www.dap.edu.ph>

- You may visit the following websites:

For downloading of Official Bidding Documents:

<https://www.dap.edu.ph/invitation-to-bid/>

For online bid submission: <http://bidms.dap.edu.ph/page/>


For the guidance and information of all concerned.

ALAN S. CAJES

CHAIRPERSON, BIDS & AWARDS COMMITTEE 2 (SO No 2024-030)

>>>NOTHING FOLLOWS<<<

Annex "C" - ABSTRACT OF E-BIDS

 **development academy of the philippines**


ABSTRACT OF BIDS AS READ, in ₱

Account No: IB24-412107-01 APPROVED BUDGET FOR THE CONTRACT (ABC): ₱9,500,000.00 Date of Opening & Time: 20 June 2024 (Thursday), 10:00 AM via Google Meet Platform meet.google.com/bwa-uprh-fov		Title / Description: "ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY" Category per RA3954: <input checked="" type="checkbox"/> GOODS <input type="checkbox"/> INFRA/WORKS <input type="checkbox"/> CONSULTING				
TOTAL AMOUNT OF BID PER BID FORM (FC01) TOTAL AMOUNT OF BID PER PRICE SCHEDULE (FC02) FORM OF BID SECURITY: <ol style="list-style-type: none"> 1. Bid Securing Declaration using Bid Form No.3. ur 2. Any form of Bid Security in the amount stated in the BDS, which shall be not less than the percentage of the ABC, in accordance with the following schedule. 4. The amount of not less than ONE HUNDRED NINETY THOUSAND PESOS (P190,000.00) or 2% of the ABC, if bid security is in cash, cashier's manager's check, bank draft/guarantee or irrevocable letter of credit, or 	STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC. ₱8,902,635.24	RISING SUN SECURITY AND INVESTIGATION AGENCY FAILED (Unopened) FAILED (Unopened)	HACKETT SECURITY AGENCY FAILED (Unopened) FAILED (Unopened)	UNWIDE SECURITY AGENCY FAILED (Unopened) FAILED (Unopened)	KARPA II SECURITY SERVICES FAILED (Unopened) FAILED (Unopened)	LOCKHEED ROYALE SECURITY AGENCY, INC. ₱8,739,709.47 ₱8,739,709.47 Notarized Bid Securing Declaration FAILED (Unopened) FAILED (Unopened) FAILED (Unopened) FAILED (Unopened) Notarized Bid Securing Declaration

 **development academy of the philippines**

Account No: IB24-412107-01 APPROVED BUDGET FOR THE CONTRACT (ABC): ₱9,500,000.00 Date of Opening & Time: 20 June 2024 (Thursday), 10:00 AM via Google Meet Platform meet.google.com/bwa-uprh-fov		Title / Description: "ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY" Category per RA3954: <input checked="" type="checkbox"/> GOODS <input type="checkbox"/> INFRA/WORKS <input type="checkbox"/> CONSULTING				
REMARKS: RANK PER BID (AS READ):	STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC. PASSED 2 nd	RISING SUN SECURITY AND INVESTIGATION AGENCY FAILED FAILED due to non-compliance with "TC01"	HACKETT SECURITY AGENCY FAILED FAILED due to non-compliance with "TC07"	UNWIDE SECURITY AGENCY FAILED FAILED due to non-compliance with "TC02"	KARPA II SECURITY SERVICES FAILED FAILED due to non-compliance with "TC01" and "TC07"	LOCKHEED ROYALE SECURITY AGENCY, INC. PASSED 1 st

Concurred by the BIDS & AWARDS COMMITTEE (SO-2024-038)

 JOANNE LIEZL C. NUQUE BAC Alternate Member 1	 GLORIA B. LIM Alternate BAC Member 2	 ALVIN P. PRINCIPE BAC Member 3
 ARMIN JAMES S. KRAFT BAC End-User's Representative	 RICHA S. TIBO BAC Vice-Chairperson	 ALAN S. CAJES BAC Chairperson

Annex "D" - REQUEST FOR RECONSIDERATION Page 1 of 5



development academy of the philippines

REQUEST FOR RECONSIDERATION

June 20, 2024

Mr. ALAN S. CAJES
BAC Chairperson
development academy of the philippines
dap Building, San Miguel Avenue, Pasig City 1600
P.O. Box 12788, Ortigas Center, Pasig City 1600 Philippines
Telephone: (632) 8631 0921 loc. 133

Dear Sir

In relation to the results of the conducted Submission & Opening of e-bids of the Project: **"ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY"** with Invitation to Bid No. **1B24-412107-01** and ABC of **P9,500,000.00** held on **20 June 2024 (Thursday) at 10:00 AM**.

Date & Time of the Submission and Opening of e-bids. **20 June 2024 (Thursday) at 10:00 AM**

Venue for the Submission and Opening of e-bids. **Via google meet platform**

Rising Sun Security and Investigation Agency Inc. would like to request for reconsideration on the decision of declaring our submission as **"FAILED"** on the following grounds:

- Cite the basis: Valid PHILGEPS REGISTRATION CERTIFICATE (Platinum Membership)
- a. Without the updated and valid government permits and licenses, SEC and Audited Financial Statement we will not be able to secure a Platinum Membership of PHILGEPS Registration Certificate.
 - b. We are attaching with this request the said documents for your review and further verification

We are hoping for your consideration

Very truly yours,

Signature of the Authorized Officer:

PRINTED NAME:

Mary Alice A. Villegas

Official Designation of the Authorized Officer:

General Manager

Name of the bidder:

Rising Sun Security and Investigation Agency Inc.

Signature as
RECEIVED by the
dap-BAC Secretariat:
PRINTED NAME:
Date/Time Received:

RISING SUN SECURITY AND INVESTIGATION AGENCY, INC.
10 Bacontan St., New Haven Village
Novaliches, Quezon City
Tel. No. 8935-8208 / Fax No.: 8294-3522
Email: rising_sun_admindept@gmail.com

CERTIFIED TRUE COPY

JERALD B. TABUZO
ADMINISTRATIVE MANAGER

DATE:

Page 1 of 1

Annex "D" - REQUEST FOR RECONSIDERATION Page 2 of 5



development academy of the philippines

REQUEST FOR RECONSIDERATION

Date: June 20, 2024

Mr. ALAN S. CAJES

BAC Chairperson

development academy of the philippines

dap Building, San Miguel Avenue, Pasig City 1600

P.O. Box 12788, Ortigas Center, Pasig City 1600 Philippines

Telephone: (632) 8631 0921 loc. 133

Dear Sir:

In relation to the results of the conducted Submission & Opening of e-bids of the **Project: "ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY"** with **Invitation to Bid No. IB24-412107-01** and ABC of **P9,500,000.00** held on **20 June 2024 (Thursday) at 10:00 AM**.

Date & Time of the
Submission and
Opening of e-bids:

20 June 2024 (Thursday) at 10:00 AM

Venue for the
Submission and
Opening of e-bids:

Via google meet platform

...we would like to request for reconsideration on the decision of declaring our submission as **"FAILED"** on the following grounds:

Cite the basis: We respectfully request an opportunity to present additional details and clarifications that further highlight the value we bring to this project. Specifically, we would like to discuss the following points:

1. The information that Uniwide Security Agency Corporation has provided in the TC02 template which is the ongoing government and private contracts is consistent with the instruction stated in the said template.

2. The provided ongoing contracts in the TC02 template is consistent as well with the instruction stated in the ITB Clause 10 for the Technical Components in page 16, no. 2 of the Official Bidding Documents where there is no specific statement about attaching a certificate of acceptance or any equivalent documents related to the ongoing contracts.

We believe that a reassessment of our bid, with the inclusion of this supplementary information, will demonstrate our alignment with the project's requirements and our capability to deliver outstanding results.

We look forward to the possibility of working and contributing to the success of this project. Thank you very much.

Page 1 of 2

Annex "D" - REQUEST FOR RECONSIDERATION Page 3 of 5



development academy of the philippines

We are hoping for your consideration.

Very truly yours,

Signature of the Authorized Officer:

PRINTED NAME:

MICHAEL V. LEELIN

Official Designation of the Authorized Officer:

Operations Manager

Name of the bidder:

Uniwide Security Agency Corporation

Signature as
RECEIVED by the

dap-BAC Secretariat:

PRINTED NAME:

Date/Time Received:



development academy of the philippines

REQUEST FOR RECONSIDERATION

Date: ___June 21, 2024___

Mr. ALAN S. CAJES

BAC Chairperson

development academy of the philippines

dap Building, San Miguel Avenue, Pasig City 1600

P.O. Box 12788, Ortigas Center, Pasig City 1600 Philippines

Telephone: (632) 8631 0921 loc. 133

Dear Sir:

In relation to the results of the conducted Submission & Opening of e-bids of the **Project: "ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY"** with Invitation to Bid No. **IB24-412107-01** and ABC of **P9,500,000.00** held on **20 June 2024 (Thursday) at 10:00 AM.**

Date & Time of the
Submission and
Opening of e-bids:

20 June 2024 (Thursday) at 10:00 AM

Venue for the
Submission and
Opening of e-bids:

Via google meet platform

...we would like to request for reconsideration on the decision of declaring our submission as **"FAILED"** on the following grounds:

Cite the
basis:

The Bids and Awards Committee (BAC) rated our documents TC01 & TC07 as failed due to documents were not attached ie. Philgeps, with updated of documents and ITR.

We based our submission on Section VIII – Checklist of Technical and Financial Documents, thus due to unfortune confusion, upon interpretation, the pertinent documents will be submitted upon post qualification for the lowest bidder. Non submission was purely due to misinterpretation.

Please see attached soft copies of reports.

We are hoping for your consideration.

Very truly yours,

Page 1 of 2

Annex "D" - REQUEST FOR RECONSIDERATION Page 5 of 5



Signature of the Authorized Officer:

PRINTED NAME:

KRISTIAN JAMES B. PAGUIO

Official Designation of the Authorized Officer:

GENERAL MANAGER

Name of the bidder:

KARPA II SECURITY SERVICES

Signature as
RECEIVED by the
dap-BAC Secretariat

PRINTED NAME

Date/Time Received

Annex "E"- REPLY TO REQUEST FOR RECONSIDERATION Page 1 of 6



development academy of the philippines

The National Productivity Organization



28 June 2024

Ms. MARY ALICE A. VILLEGAS
General Manager
RISING SUN SECURITY AND INVESTIGATION AGENCY, INC.
10 Bacnotan Street, New Haven Village
Brgy. Kaligayahan, Quezon City
Email: mav.risingsun@gmail.com

REPLY TO THE REQUEST FOR RECONSIDERATION

**PROJECT: "ONE (1) LOT SECURITY SERVICES FOR DAP
FACILITIES IN PASIG CITY AND TAGAYTAY CITY"**

INVITATION TO Bid No.: IB24-412107-01 | ABC OF P9,500,000.⁰⁰

Dear **Ms. Villegas**:

The Bids and Awards Committee 2 (BAC 2) acknowledged the receipt of your Request for Reconsideration (RR) on June 21, 2024 (Fri) relative to a failed bid under Section 30.1 of the Revised IRR of RA9184 during the submission and opening of bid on 20 June 2024. The failed bid was due to the absence of the required attachments stated in Section III, Bid Data Sheet, ITB Clause 10, pages 16 of the Official Bid Documents (OBD), for the Technical Document marked as "TC01" or the PhilGEPS Registration Certificate.

Upon deliberation of the BAC 2 last 26 June 2024 (Wed) we regret to inform you that your **RR** is **DENIED** for the reason of incomplete or patently insufficient in compliance with the requirements set forth by the Official Bid Documents (OBD) to your Technical Documents submitted through the DAP's Bidding Document Management System (BiDMS), Section 26 of IRR and item 4.10 of Appendix 3 of RA9184 consecutively states that:

*"For online or electronic bid submission, where a bidder modifies its Bid, it shall not be allowed to retrieve its original Bid, but shall only be allowed to send another Bid equally secured and properly identified. In the case of electronic submission, to be labelled as a "modification," of the one previously submitted. The time indicated in the latest Bid receipt page generated shall be the official time of submission. **Bids submitted after the deadline shall not be accepted**"*

XXX...

*"Prospective bidders, who submit their bids electronically, shall not be allowed to submit bids manually. **Any bid modifications shall likewise be submitted electronically, provided that this is done before the deadline for submission and receipt of electronic bids**"*

DAP MAIN OFFICE
DAP Bldg., San Miguel Avenue, Pasig City 1600
Tel: (632) 8331 2021 | Fax: (632) 8631 2123
E-mail: academy@dap.edu.ph | <http://www.dap.edu.ph>

DAP CONFERENCE CENTER
Bldg. Burgos East, Tagaytay City- 4120
Tel: (948) 832 1870
E-mail: academy@dap.edu.ph

DAP SA MINDANAO
Larong, Davao City 8100
Tel: (862) 281-2962
E-mail: academy@dap.edu.ph

Annex "E" - REPLY TO REQUEST FOR RECONSIDERATIONPage 2 of 6

Decisions of the BAC 2 may be protested in writing to the Head of the Procuring Entity (HoPE). The **Protest** must be filed within seven (7) calendar days from receipt by the Party concerned of the BAC's decision denying its request for reconsideration, accompanied by the payment of 0.75% of the ABC or **P71,250.00** as a non-refundable Protest Fee and submission of a Verified Position Paper as per Section 55.3 Rule XVII of the 2016 Revised IRR of RA 9184.

Very truly yours,



ALAN S. CAJES
Chairperson, Bids and Awards Committee 2

Annex "E"- REPLY TO REQUEST FOR RECONSIDERATIONPage 3 of 6



development academy of the philippines



The National Productivity Organization

28 June 2024

Mr. MICHAEL V. LEELIN
Operations Manager
UNIWISE SECURITY AGENCY CORPORATION
Governor Pascual Avenue,
Brgy. Acacia, Malabon City
Email: leelinmike.usac@gmail.com

REPLY TO THE REQUEST FOR RECONSIDERATION

**PROJECT: "ONE (1) LOT SECURITY SERVICES FOR DAP
FACILITIES IN PASIG CITY AND TAGAYTAY CITY"**

INVITATION TO BID NO.: IB24-412107-01 | ABC OF P9,500,000.⁰⁰

Dear **Mr. Leelin**:

The Bids and Awards Committee 2 (BAC 2) acknowledged the receipt of your Request for Reconsideration (RR) on June 21, 2024 (Fri) relative to a failed bid under Section 30.1 of the Revised IRR of RA9184 during the submission and opening of bid on 20 June 2024. The failed bid was due to the absence of the required attachments stated in Section VIII- Checklist of Technical and Financial Documents, item No. 2(d) of the Official Bid Documents (OBD), for the Technical Document marked as "TC02" or the Statement of Bidder's All Ongoing Government and Private Contracts.

Upon deliberation of the BAC 2 last 26 June 2024 (Wed) we regret to inform you that your **RR** is **DENIED** for the reason of incomplete or patently insufficient in compliance with the requirements set forth by the Official Bid Documents (OBD) to your Technical Documents submitted through the DAP's Bidding Document Management System (BiDMS), Section 26 of IRR and item 4.10 of Appendix 3 of RA9184 consecutively states that:

*"For online or electronic bid submission, where a bidder modifies its Bid, it shall not be allowed to retrieve its original Bid, but shall only be allowed to send another Bid equally secured and properly identified. In the case of electronic submission, to be labeled as a "modification," of the one previously submitted. The time indicated in the latest Bid receipt page generated shall be the official time of submission. **Bids submitted after the deadline shall not be accepted**"*

XXX...

*"Prospective bidders, who submit their bids electronically, shall not be allowed to submit bids manually. **Any bid modifications shall likewise be submitted electronically, provided that this is done before the deadline for submission and receipt of electronic bids**"*

DAP MAIN OFFICE
UNP Bldg. San Miguel Avenue, Pasig City 1403
Tel. (032) 8631 0921 | Fax. (032) 8631 2123
E-mail: academy@dap.edu.ph | <http://www.dap.edu.ph>

DAP CONFERENCE CENTER
Brgy. Bungay East, Tagaytay City, 4129
Tel. (046) 482-8810
E-mail: academy@dap.edu.ph

DAP SA MINDANAO
Loring, Davao City 8009
Tel. (082) 287-2962
E-mail: academy@dap.edu.ph

Annex "E" - REPLY TO REQUEST FOR RECONSIDERATIONPage 4 of 6

Decisions of the BAC 2 may be protested in writing to the Head of the Procuring Entity (HoPE). The **Protest** must be filed within seven (7) calendar days from receipt by the Party concerned of the BAC's decision denying its request for reconsideration, accompanied by the payment of 0.75% of the ABC or **P71,250.00** as a non-refundable Protest Fee and submission of a Verified Position Paper as per Section 55.3 Rule XVII of the 2016 Revised IRR of RA 9184.

Very truly yours,



ALAN S. CAJES
Chairperson, Bids and Awards Committee 2

Annex "E"- REPLY TO REQUEST FOR RECONSIDERATIONPage 5 of 6



development academy of the philippines

The National Productivity Organization



28 June 2024

Mr. KRISTIAN JAMES B. PAGUIO
General Manager
KARPA II SECURITY SERVICES
Limestone St., Balanga City, Bataan
Email: karpa_scty_agcy@yahoo.com

REPLY TO THE REQUEST FOR RECONSIDERATION

**PROJECT: "ONE (1) LOT SECURITY SERVICES FOR DAP
FACILITIES IN PASIG CITY AND TAGAYTAY CITY"**

INVITATION TO BID No.: IB24-412107-01 | ABC OF P9,500,000.⁰⁰

Dear **Mr. Paguio**:

The Bids and Awards Committee 2 (BAC 2) acknowledged the receipt of your Request for Reconsideration (RR) on June 21, 2024 (Fri) relative to a failed bid under Section 30.1 of the Revised IRR of RA9184 during the submission and opening of bid on 20 June 2024. The failed bid was due to the absence of the required attachments stated in Section III, Bid Data Sheet, ITB Clause 10, pages 16 of the Official Bid Documents (OBD), for the Technical Document marked as "TC01" or the PhilGEPS Registration Certificate and "TC07" or the Net Financial Contracting Capacity (NFCC).

Upon deliberation of the BAC 2 last 26 June 2024 (Wed) we regret to inform you that your **RR** is **DENIED** for the reason of incomplete or patently insufficient in compliance with the requirements set forth by the Official Bid Documents (OBD) to your Technical Documents submitted through the DAP's Bidding Document Management System (BiDMS), Section 26 of IRR and item 4.10 of Appendix 3 of RA9184 consecutively states that:

*"For online or electronic bid submission, where a bidder modifies its Bid, it shall not be allowed to retrieve its original Bid, but shall only be allowed to send another Bid equally secured and properly identified. In the case of electronic submission, to be labelled as a "modification," of the one previously submitted. The time indicated in the latest Bid receipt page generated shall be the official time of submission. **Bids submitted after the deadline shall not be accepted**"*

XXX...

*"Prospective bidders, who submit their bids electronically, shall not be allowed to submit bids manually. **Any bid modifications shall likewise be submitted electronically, provided that this is done before the deadline for submission and receipt of electronic bids**"*

DAP MAIN OFFICE
DAP Bldg., San Miguel Avenue, Pasig City 1600
Tel. (032) 8831 9921 | Fax. (032) 8831 2123
E-mail: academy@dap.edu.ph | <http://www.dap.edu.ph>

DAP CONFERENCE CENTER
Brgy. Barangay East, Tagaytay City, 1123
Tel. (046) 482 9810
E-mail: academy@dap.edu.ph

DAP SA MINDANAO
Laranja, Davao City 8000
Tel. (082) 261-2902
E-mail: academy@dap.edu.ph

Annex "E" - REPLY TO REQUEST FOR RECONSIDERATION..... Page 6 of 6

Decisions of the BAC 2 may be protested in writing to the Head of the Procuring Entity (HoPE). The **Protest** must be filed within seven (7) calendar days from receipt by the Party concerned of the BAC's decision denying its request for reconsideration, accompanied by the payment of 0.75% of the ABC or **P71,250.00** as a non-refundable Protest Fee and submission of a Verified Position Paper as per Section 55.3 Rule XVII of the 2016 Revised IRR of RA 9184.

Very truly yours,




ALAN S. CAJÉS
Chairperson, Bids and Awards Committee 2

Annex "F"- TWG MEMO RE: RESULT OF BID EVALUATION..... Page 1 of 4



MEMORANDUM:

FOR: 
ALAN S. CAJES
Chairperson, Bids and Award Committee 2 (BAC 2)

FROM: **CHAIRPERSON, TECHNICAL WORKING GROUP (TWG)**

SUBJECT: **RESULTS OF DETAILED BID EVALUATION ON THE FINANCIAL COMPONENT ON THE SUBMITTED E-BIDS OF LOCKHEED ROYALE SECURITY AGENCY, INC. (LRSJI) AND STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC. (SSCSMI) FOR THE PROJECT: "ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY"**

DATE: **03 July 2024**

This has reference to the result of the detailed bid evaluation for "ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY" made by the BAC-TWG on the financial component of the bid to determine the Lowest Calculated Bid (LCB) as prescribed by Section 32 of the 2016 Revised IRR of RA9184.

1. **WHO ATTENDED/PARTICIPATED IN THE EVALUATION:** As prescribed by RA9184, the BAC-TWG evaluated, decided and finalized its recommendation. Participated in the BAC-TWG discussion were: Christian Joseph S. Devera (member), Michael L. Vicedo (member), Rachelle B. Sabater (member), Daniel Joseph U. Reyes (member), Walfred D. Patayan (TWG Vice-Chairperson), Armin James S. Kraft (BAC & TWG End User Representative), and the undersigned TWG Chairperson. Also present were from the BAC Secretariat, namely: Manager Mariet Riz M. Bradecina, Jesserie Ann P. Tagle, Emilando V. Moratalla, Jr., Lea A. Udtohan, and Mr. Frederick A. Delizo. From the invited observers, Ms. Andy Fetalvero from COA Pasig attended the Bid Evaluation for the Project.
2. **EVALUATION PROCESS:** The TWG members conducted a detailed evaluation of the financial component of the bid rated as "present" during the Submission and Opening of e-Bids submitted by **LOCKHEED ROYALE SECURITY AGENCY, INC. (LRSJI) AND STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC. (SSCSMI)**.
3. The evaluation was made on 03 July 2024 (Wednesday) using the following procedures:
 - a) The TWG members critically examined the financial documents to check

Annex "F"- TWG MEMO RE: RESULT OF BID EVALUATION..... Page 2 of 4

their compliance:

- b) The TWG members had done an item-by-item careful evaluation of the Financial Bid Form (F01) & Price Schedule (F02) to determine the completeness of the bids and possible arithmetical corrections;
 - c) Discussions/deliberations over the key/important points noted by each member were conducted;
 - d) Consultation over the issues raised, and the clarification made into the raised point was observed; and,
 - e) Summarization of the observations/findings was noted for reporting to the Bids and Awards Committee (BAC). Please refer to the attached Summary on the Detailed Evaluation of financial e-bids.
4. Based on the conducted detailed evaluation of the bid for the **"ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY"** by **LRSAI AND SSCSMI** using non-discretionary criteria.
 5. Submitting herewith the BAC-TWG's attached observation/finding as listed in the "Summary on the Detailed Evaluation of Financial Component of the Bids" tendered by **LRSAI AND SSCSMI**.
 6. Given the results of the detailed bid evaluation for **"ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY"** made by the BAC-TWG on the financial components, BAC-TWG recommends **LRSAI AND SSCSMI** be declared as eligible for Post-Qualification.
 7. Upon the review, the BAC-TWG recommends **LRSAI** as the Lowest Calculated Bid (LCB) and subject to Post Qualification. Thank you.



RODEL DV. CASTILLO

Annex "F" - TWG MEMO RE: RESULT OF BID EVALUATION..... Page 3 of 4

SUMMARY OF THE DETAILED EVALUATION OF THE FINANCIAL COMPONENT OF THE E-BIDS FOR "ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY"

A. FINANCIAL BID FORM			
As per Form 1: Financial Bid Form	1. LOCKHEED ROYALE SECURITY AGENCY, INC. (LRSAI)		
	Reference Section in the 2016 Revised IRR of RA9184		
	Sec.32.2.1a (Completeness of the Bid)	Sec.32.2.1b (Arithmetical Corrections)	32.2.3a (Discrepancy Between amount in words and figures)
	Bid Complete	No Correction	No Discrepancy
Bid Amount	P8,739,709.47		

A. FINANCIAL BID FORM			
As per Form 1: Financial Bid Form	2. STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC. (SSCSMI)		
	Reference Section in the 2016 Revised IRR of RA9184		
	Sec.32.2.1a (Completeness of the Bid)	Sec.32.2.1b (Arithmetical Corrections)	32.2.3a (Discrepancy Between amount in words and figures)
	Bid Complete	No Correction	No Discrepancy
Bid Amount	P8,902,635.24		

B. PRICE SCHEDULE			
As per Form 2: Price Schedule	Reference Section in the 2016 Revised IRR of RA9184		
	Sec.32.2.1a (Completeness of the Bid)	Sec.32.2.1b (Arithmetical Corrections)	32.2.3b (Total Price)
LOCKHEED ROYALE SECURITY AGENCY, INC. (LRSAI)	Bid Complete	With Correction	P8,739,710.52
STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC. (SSCSMI)	Bid Complete	No Correction	P8,902,635.24

Annex "F" - TWG MEMO RE: RESULT OF BID EVALUATION..... Page 4 of 4

DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY with the said OBD
for the value of **Eight Million Seven Hundred Thirty Nine Thousand Seven Hundred Nine
Pesos and Four Seven centavos, P8,739,739.47** or the total calculated bid price as evaluated

Computation Based on Price Schedule as Submitted by									
Item No.	Item Description	Country of Origin	Quantity	Unit price (P/0) per Item	Transportation and Insurance and all other costs incidental to delivery per	Sales and other taxes payable if Contract is awarded, per item	Cost of incidental Services, if applicable, per item	Total Price per unit (cost S+A+T+B)	Total Price (delivered Cost Destination) (cost R) x (cost A)
1	DAP PASIG CITY (NCR) Day Shift	Philippines	6	48,155.82		851.84		47,387.76	284,326.56
	DAP PASIG CITY (NCR) Night Shift	Philippines	2	48,905.27		895.22		48,000.47	96,000.94
3	DAPCC Tagaytay City Day Shift	Philippines	6	38,900.56		875.87		37,024.69	222,148.14
	DAPCC Tagaytay City Night Shift	Philippines	3	38,926.23		752.80		38,641.83	115,925.49
									728,300.12
									Months Per Year 12
									8,739,739.24
									per submission 8,739,739.47
									Higher per submission 1.25

Computation Based on Price Schedule as Detailed Computation									
Item No.	Item Description	Country of Origin	Quantity	Unit price (P/0) per Item	Transportation and Insurance and all other costs incidental to delivery per	Sales and other taxes payable if Contract is awarded, per item	Cost of incidental Services, if applicable, per item	Total Price per unit (cost S+A+T+B)	Total Price (delivered Cost Destination) (cost R) x (cost A)
1	DAP PASIG CITY (NCR) Day Shift	Philippines	6	48,155.82		851.84		47,387.76	284,326.56
	DAP PASIG CITY (NCR) Night Shift	Philippines	2	48,905.27		895.22		48,000.40	96,000.80
3	DAPCC Tagaytay City Day Shift	Philippines	6	38,900.56		875.87		37,024.69	222,148.14
	DAPCC Tagaytay City Night Shift	Philippines	3	38,926.23		752.80		38,641.83	115,925.49
									728,300.12
									Months Per Year 12
									8,739,739.24
									per submission 8,739,739.47
									Higher per submission 1.25

Annex "G" - CLARIFICATORY QUESTIONS TO LRSAL Page 1 of 2



10 July 2024

COL. JUANITO D. DE GUZMAN, PNP (RET)
Vice-President
LOCKHEED ROYALE SECURITY AGENCY, INC.
Unit 502, 5th Floor, EU State Tower,
30 Quezon Avenue, Quezon City
Email: lockheed_royale@yahoo.com

CLARIFICATORY QUESTIONS

PROJECT NAME: "ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY"

IB No.: IB24-412107-01 | ABC of P9,500,000.00

Dear Col. De Guzman:

In connection with your bid submission for the above-mentioned Project, the Bids & Awards Committee 2 (BAC2) would like to clarify the following:

MARK	DOCUMENT	QUERY	RESPONSE BY LRSAL (YES OR NO)
TC02	Statement of Bidder's all ongoing government and private contracts, including contracts awarded but not yet started, if any, whether similar or not similar in nature and complexity to the contract to be bid. (Using the editable prescribed form, in Excel file). The statement shall include, for each contract the following: a) Name of the Contract; b) Duration of the Contract; c) Amount of Contract and Value of Outstanding Contracts; d) End user's Certificate of Acceptance and Conformity; and e) Whenever available, provide end user's evaluation of at least satisfactory rating.	Did you include the Conrad Manila Hotel's certificate of acceptance and conformity in your submission?	
FC02	Price Schedule	Did you use 18% as your Administrative Fee?	

Annex "G" - CLARIFICATORY QUESTIONS TO LRSAL Page 2 of 2

MARK	DOCUMENT	QUERY	RESPONSE BY LRSAL (YES OR NO)
		If yes, did you purposively use the 18% as your Administrative Fee, which is not compliant with the issued Bid Bulletin No. 1 dated June 5, 2024?	

Kindly respond to the BAC Secretariat through email at dapbacsec@dap.edu.ph on or before **12 July 2024 (Friday) until 5:00 PM**. In the event that the BAC Secretariat will not receive any written response by the deadline, the BAC will act upon the submitted Technical including eligibility and Financial Documents as submitted last 20 June 2024.

For your compliance.

For the Bids and Awards Committee 2,


ALAN S. CAJES
BAC Chairperson 2

Received by: _____

Designation: _____

Date: _____

Annex "H" - LRSAI'S RESPONSE ON THE CLARIFICATORY QUESTIONS..... Page 1 of 1



LOCKHEED *Royale*
SECURITY AGENCY, INC.

G. Floor, Alhonor K & S Bldg., Hi-way,
Tipala, Mandalaue City
Tel. Nos. 345-1559 & 422-5738

Manila Office: Unit 502, 5th Floor, EU State Tower,
30 Quezon Avenue, Quezon City, Philippines 1113
Telephone No.: 626-9038 E-mail Add: lockheedroyale@yahoo.com

12 July 2024

ALAN S. CAJES
BAC Chairperson 2
DEVELOPMENT ACADEMY OF THE PHILIPPINES

RE : WRITTEN RESPONSE ON CLARIFICATORY QUESTIONS

Dear Sir:

This is in reference to your letter dated 10 July 2024 directing Lockheed Royale Security Agency, Inc. (LRSAI) to respond on some clarificatory questions of the Development Academy of the Philippines (DAP) regarding the bid submission of LRSAI for the project "One (1) Lot Security Services for DAP Facilities in Pasig City and Tagaytay City" with Project ID No. IB24-412107-01.

In this regard, we respectfully submit the following:

1. MARK TC02 (Statement of Bidder's All Ongoing Contracts)

LRSAI included its client, Conrad Manila Hotel, in its statement for all ongoing contracts. However, we did not include the End-user's Certificate of Acceptance and Conformity in our bid submission considering that LRSAI's Contract with Conrad Manila Hotel is yet to be completed. It must be emphasized that End-user's Certificate of Acceptance and Conformity is only issued by clients upon the completion of Contract.

2. MARK FC02 (Price Schedule)

LRSAI applied an 18% administrative fee in accordance with Bid Bulletin No. 1 issued on 5 June 2024.

With due respect, the said Bid Bulletin adheres to GPPB NPM No. 120-2016 in the computation of bids. It is clear from the said Bid Bulletin and GPPB NPM No. 120-2016 that the DAP adopts the rule under Section 31 of RA 9184 and its Revised IRR that **there shall be no lower limit to the amount of the award**. As such, DOLE DO No. 150-16 insofar as it imposes a minimum administrative fee of 20% which effectively imposes a lower limit to the award runs counter to the provision of RA 9184 and its Revised IRR. In fact, in the said GPPB NPM No. 120-2016, it cited a Supreme Court Decision which declared invalid a provision in the "Instruction to Bidders" that the bid price should not be less than 60% of the Approved Agency Estimate because it imposes a lower limit to the amount of the award. In view of all the foregoing, the 18% Administrative Fee offered by LRSAI is compliant with Bid Bulletin 1 dated 5 June 2024 and GPPB NPM No. 120-2016.

May the foregoing clarifies DAP's concerns regarding LRSAI's bid submission.
Thank you.

Respectfully,


COL. JUANITO D. DE GUZMAN, PNP (RET)
Vice-President/Authorized Representative

Annex "I" - MEMORANDUM FROM LEGAL SERVICES OFFICE Page 1 of 5



LEGAL MEMORANDUM

FOR : **ARMIN JAMES S. KRAFT**
Chief Security Officer, OSVP-S

THRU : **ATTY. MA. LIANA R. OLIVEROS**
Legal Counsel, Legal Services Office

FROM : **ATTY. NIEGEL F. SIMON**
Legal Officer, Legal Services Office

SUBJECT : **POST-QUALIFICATION OF LRSAI IN RELATION TO THE
ADMINISTRATIVE FEES ON SECURITY SERVICE AGREEMENTS**

DATE : 30 July 2024

This legal memorandum discusses whether the non-imposition of the twenty percent (20%) administrative fee on security service agreements/contracts which are procured by the government may be a ground for post-disqualification considering pertinent laws, and rules and regulations.

The legal advice herein is based solely on facts and information made available to the Legal Services Office. Any changes in facts or circumstances may affect the legal opinion rendered.

STATEMENT OF FACTS

1. On 8 May 2024, the Bids and Awards Committee (BAC) 2 of the Development Academy of the Philippines (DAP) published an Invitation to Bid for 'One (1) Lot Security Services for DAP Facilities in Pasig City and Tagaytay City'.
2. The BAC 2, through Bid Bulletin (BB) No. 1 issued on 5 June 2024, clarified, among others, the computation of bids, to wit:

With regards to the basis of the computation of bids, the Government Procurement Policy Board's (GPPB) clarification through its Non-Policy Matter Opinion No. 120 dated 06 December 2016 (NPM No. 120-2016) regarding the validity of the 20% standard administrative fee provided under DOLE DO 150-16, states:

"Similar to the 10% administrative fee imposed under Section 9(b)(ii) of DOLE DO No. 18-A, the 20% administrative fee provided for under Section 4 of DOLE DO No. 150-16 is also a percentage rate that has for its effect the fixing of a floor price on Service Agreements. In this regard and following the position of the Government Procurement Policy Board (GPPB) as stated and explained in the following GPPB issuances, namely; GPPB Resolution (Res.) No. 14-2012 dated 1 June 2012; GPPB Res. No. 14-2015 and GPPB Circular No. 04.2015, both dated 30 April 2015; and Policy Matter Opinion Nos. 03-2012 dated 30 November 2012 and 02-2013 dated 11 April 2014, as well as the case of *Philippine Sports Commission, et. Al. vs. Dear John Services, Inc.*

Annex "1" - MEMORANDUM FROM LEGAL SERVICES OFFICE Page 2 of 5

(GR No. 183260 dated 4 July 2012), we are of the opinion that Section 4 of DOLE DO No. 150-16 insofar as it imposes a minimum administrative fee of 20% of the total contract cost for Service Agreement for security services, likewise runs counter to the provision of Section 31 of Republic Act No. 9184 and its 2016 Revised Implementing Rules and Regulations."

Thus, the DAP reminds all prospective bidders to strictly comply with all relevant labor rules and regulations.

As such, pursuant to Section 31 of the RA 9184 and in view of the pertinent issuances of the GPPB on the matter, the Approved Budget for the Contract (ABC) of the procurement activity shall be the upper limit or ceiling for bid price and that there shall be no lower limit to the amount of the award. Foregoing considered, the bids submitted must include in the computation of benefits all legal and regulatory requirements.

(Emphasis supplied)

3. The BAC 2 received six (6) bids, among which only two (2) bidders were initially declared as 'PASSED': Star Special Corporate Security Management, Inc. (SSCSMI) and Lockheed Royale Security Agency, Inc. (LRSAL).

3.1. The 'FAILED BIDDERS' are:

- a) Rising Sun Security and Investigation Agency Inc. (RSSIAI);
- b) Hackett Security Agency (HAS);
- c) Uniwide Security Agency (USA);
- d) Karpa II Security Services (KSS); and

3.2. Three (3) bidders – RSSIAI, USA and KSS - sent their written Request for Reconsideration last 21 June 2024 but were subsequently denied.

4. In a letter dated 10 July 2024, the BAC 2 wrote LRSAL to clarify, among others, its use of an eighteen percent (18%) rate for its administrative fee.
5. LRSAL, through a letter dated 12 July 2024, replied that its application of the eighteen percent (18%) rate is in accordance with BB No. 1.
6. However, the Academy takes notice of Republic Act (RA) No. 11917, also known as 'The Private Security Services Industry Act' (PSSIA) which lapsed into law on 30 July 2022 and requires a minimum administrative fee of at least twenty percent (20%). Section 9 thereof reads:

Section 9. Administrative Fee of PSAs. — The minimum administrative fee that may be charged by PSAs to its clients shall not be less than twenty percent (20%) of the total contract cost, subject to adjustment by the Department of Labor and Employment: *Provided*, That additional fees shall be charged for the acquisition and maintenance of extraneous tools and equipment used for security operation by the agency or required by the clients and for the continuous deployment of PSPs in hazardous conditions.

- 6.1. Pursuant thereto, Section 372 of the Implementing Rules and Regulations (IRR) of the PSSIA provides:

Legal Memorandum re: 20% Administrative Fee in Security Service Agreements

Annex "I"- MEMORANDUM FROM LEGAL SERVICES OFFICE..... Page 3 of 5

SECTION 372. Administrative Fee of Private Security Agencies. — The minimum administrative fee that may be charged by PSAs to its clients shall not be less than twenty per cent (20%) of the total contract cost, subject to adjustment by the DOLE: Provided, that additional fees shall be charged for the acquisition and maintenance of extraneous tools and equipment used for security operations by the agency required by the clients and for the continuous deployment of private security professionals in hazardous conditions.

- 6.2. Section 371 (d) of the PSSIA IRR further provides that the terms and conditions of the Service Agreements or Security Service Contracts shall include the agreed amount of the security services to be rendered and the standard administrative fee of not less than twenty percent (20%) of the total contract cost.
7. In light thereof, the DAP would like to confirm if LRSAL may be post-disqualified for its non-imposition of the minimum twenty percent (20%) rate as the administrative fee.
- 7.1. Under Section 34 of RA No. 9184, also known as the Government Procurement Reform Act (GPRA), the post-qualification is conducted as follows:

Section 34. Objective and Process of Post-qualification. - Post-qualification is the stage where the bidder with the Lowest Calculated Bid, in the case of Goods and Infrastructure Projects, or the Highest Rated Bid, in the case of Consulting Services, **undergoes verification and validation whether he has passed all the requirements and conditions as specified in the Bidding Documents.**

If the bidder with the Lowest Calculated Bid or Highest Rated Bid passes all the criteria for post-qualification, his Bid shall be considered the "Lowest Calculated Responsive Bid," in the case of Goods and Infrastructure or the "Highest Rated Responsive Bid," in the case of Consulting Services. However, if a bidder fails to meet any of the requirements or conditions, he shall be "post-disqualified" and the BAC shall conduct the post-qualification on the bidder with the second Lowest Calculate Bid or Highest Rated Bid. If the bidder with the second Lowest Calculated Bid or Highest Rated Bid is post-disqualified, the same procedure shall be repeated until the Lowest Calculated Responsive Bid or Highest Rated Responsive Bid is finally determined.

In all cases, the contract shall be awarded only to the bidder with the Lowest Calculated Responsive Bid or Highest Rated Responsive Bid.

(Emphasis supplied.)

- 7.2. At present, LRSAL is the Lowest Calculated Bid (LCB) while SSCSMI is the second LCB.

Legal Memorandum re: 20% Administrative Fee in Security Service Agreements

Annex "I" - MEMORANDUM FROM LEGAL SERVICES OFFICE Page 4 of 5

ISSUE: Whether LRSAL may be post-disqualified for failure to apply a minimum administrative fee of twenty percent (20%) of the total contract cost

- a) Whether the bidding documents, including BB 1, considers the application of the PSSIA and its IRR
- b) Whether the PSSIA is controlling

DISCUSSION

The PSSIA and its IRR are deemed embedded in all contracts

8. It is hornbook doctrine that the law is deemed written into every contract. Thus, even in the absence of a direct citation in the bidding documents, the PSSIA should be deemed incorporated into the bidding documents which form part of the contract¹ to be executed.

8.1. While contracting parties are free to stipulate the terms and conditions of a contract, these cannot be contrary to law.²

9. It is noted that BB 1 directs all prospective bidders to comply with all relevant labor rules and regulations. The PSSIA IRR may be construed as such.

9.1. Unlike laws or statutes which are drafted by Congress, rules and regulations are issued by administrative bodies. The PSSIA IRR falls under rules and regulations for being issued by the Philippine National Police.

10. From the foregoing premises, LRSAL failed to abide by the requirements under the bidding documents which is a ground for post-disqualification.

The GPRA and the PSSIA are not inconsistent with each other, such that both are valid

11. At first glance, there appears to be an inconsistency between GPRA and PSSIA. These two laws, however, may be harmonized to give both laws effect.

12. Under GPBB No. 120-2016, which was cited in BB 1, administrative fees were deemed invalid as it fixes a floor price on service agreements. According to the GPPB, the imposition of floor bid prices runs counter to the pronouncement in Section 31 of GPRA.

12.1. The GPPB considered that the computation for cost of a service contract/agreement involves factors such that the total cost effectively prohibits them from offering bids lower than the sum of the total reimbursable costs and the administrative cost.

12.2. And yet, the text of Section 31 only prohibits the imposition of a lower limit to the amount of the award, and not to the bid price.

12.3. Ergo, the PSSIA on the imposition of the administrative fee may be effected without running counter to GPRA.

13. This reading is also consistent with the pronouncement in the *Office of the Solicitor General v. CA* (GR No. 199027, 9 June 2014): "[t]he special act and the general law must stand together, one as the law of the particular subject and the other as the law of general

¹ Section 37.2.3, GPRA IRR.

² Article 1306, Civil Code.

Annex "I" - MEMORANDUM FROM LEGAL SERVICES OFFICE Page 5 of 5

application. The special law must be taken as intended to constitute an exception to, or a qualification of, the general act or provision."

13.1. The PPSIA is a special law on the regulation of the private security industry, including the contracting thereof, while GPRA is considered the general law for government procurement.

Assuming GPRA and PSSIA are inconsistent, the PSSIA shall prevail as a subsequent law

14. On the assumption that GPRA and PSSIA are inconsistent, the latter shall take precedence over the former.

14.1. The principle of *lex posterior derogat priori* provides that a later law repeals a subsequent one.

14.2. The repealing clause of the PPSIA also provides that all other laws inconsistent with its provisions are hereby repealed or modified accordingly.

14.3. Thus, the GPRA would be considered modified to the extent that it allows the imposition of the minimum administrative fee.

The Omnibus Sworn Statement requires that the Bidder complies with existing labor laws and standards

15. As part of the bidding documents, the bidders are required to execute Form 5: Omnibus Sworn Statement. Under Item 7, the bidder represents that it complies with existing labor laws and standards.

16. For failure to abide by the minimum administrative fee imposed by PPSIA, an argument can be made that LRSAL misrepresented himself in the Omnibus Sworn Statement.

RECOMMENDATIONS

The BAC 2 has grounds to post-disqualify LRSAL for failure to abide by existing laws, and rules and regulations.

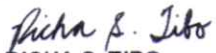
Legal Memorandum re: 20% Administrative Fee in Security Service Agreements

Annex "J"- MEMORANDUM TO THE BAC SIGNED BY THE TWG CHAIRPERSON Page 1 of 5



development academy of the philippines

MEMORANDUM:

FOR : 
RICHAS. TIBO
Vice Chairperson, Bids and Award Committee 2 (BAC 2)

FROM : CHAIRPERSON, BAC-TECHNICAL WORKING GROUP (BAC-TWG)

SUBJECT : RESULTS OF THE POST QUALIFICATION OF E-BIDS BY
LOCKHEED ROYALE SECURITY AGENCY INC. (LRSAL) FOR THE
PROJECT: "ONE (1) LOT SECURITY SERVICES FOR DAP
FACILITIES IN PASIG CITY AND TAGAYTAY CITY

DATE : 31 July 2024

1. This has reference to the post-qualification assessment made by the BAC-TWG on the e-bids submitted by **LRSAL** which was declared as the Lowest Calculated Bid (LCB) last 04 July 2024 (Thu), after the conduct of the Post Qualification process for the above-mentioned project.
2. The BAC-TWG conducted the post-qualification assessment on **10 July 2024 to 31 July 2024** Processes observed were the following:
 - a.) The TWG members critically and thoroughly validated, verified, and ascertained the compliance of the eligibility and financial proposals;
 - b.) The TWG members had done item-by-item careful reading and assessment on the checklist items rated "**PASSED**" by the BAC members during the opening of e-bids;
 - c.) Discussions/deliberations over the key/important points noted by each member of the BAC-TWG were conducted;
 - d.) Consultation over the issues raised, and the clarification made into the raised point was observed; and,
 - e.) Summarization of the remarks was noted on the checklist column provided by BAC Secretariat. (Please refer to the attached "**Annex A**"- Post-Qualification Report).
3. As prescribed by RA9184, the BAC-TWG evaluated, decided and finalized its recommendation. Present in the meeting were: Jomar A. Pastrana (member), Christian Joseph S. Devera (member), Michael L. Vicedo (member), Rachelle B. Sabater (member), Daniel Joseph U. Reyes (member), Ma. Sabrina G., Mendoza (member), Celso A. Macatuggal (TWG End User Representative), Walfred D. Patayan (TWG Vice-Chairperson), Armin James S. Kraft (BAC End User Representative), and the undersigned TWG Chairperson. Also present were from the BAC Secretariat, namely: Manager Mariet Riz M. Bradecina, Jesserie Ann P. Tagle, Emilando V. Moratalla, Jr., Lea A. Udtohan, and Mr. Frederick A. Delizo.

Annex "J"- MEMORANDUM TO THE BAC SIGNED BY THE TWG CHAIRPERSON Page 2 of 5

4. Upon thorough and critical validation, verification and ascertainment to the documents submitted by **LRSAI**, the BAC-TWG found out that the submitted Technical including eligibility **ARE COMPLIANT**, while the financial component marked as "**FC02**"- **Price Schedule** is **NON-COMPLIANT**.
5. This non-compliance is the result of TWG's consultation to the Legal Services Office (LSO) re: Post-Qualification of LRSAI in relation to the Administrative Fees on Security Service Agreements. (Refer to the attached "**Annex B**"- LSO-Memorandum dated 30 July 2024).
6. In view of this, the BAC-TWG recommends that the e-bids submitted by **LRSAI** for the "**ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY**" be declared as "**FAILED**".
7. For your approval and/or next instructions.


RODEL DV. CASTILLO

Annex "J" - MEMORANDUM TO THE BAC SIGNED BY THE TWG CHAIRPERSON Page 3 of 5

Annex "A" - Post-Qualification Report Page 1 of 3

POST-QUALIFICATION (July 10, 2024 to July 31, 2024)		
#	Requirements	REMARKS on the LOCKHEED ROYALE SECURITY AGENCY INC.'s submitted e-bid
		<p>TWG Chair Rodel D.V. Castillo (TWG Chair RDV/Castillo) checked the Philgeps and confirmed that LRSA has a Platinum Registration, and recommended to PASSED. TWG Vice Chair Wilfred D. Patayan (TWG Vice Chair WDPatayan) seconded the motion.</p> <p>For SEC Registration: With observation re: "TARLAC EXTENSION OFFICE" printed on the document >WDPatayan verified with SEC via phone call re: Acceptability of the "TARLAC EXTENSION OFFICE" >As per SEC, the document is acceptable. >The certifier and signature RICHARD LAOS, DIRECTOR</p>
TC01	<p>Valid PhilGEPS Registration Certificate (Platinum Membership) (all pages) in accordance with Section 6.5.2 of the IRR</p> <p>Statement of Bidder's all ongoing government and private contracts including contracts awarded but not yet started, if any whether similar or not similar in nature and complexity to the contract to be bid. (Using the editable prescribed form. In Excel file)</p> <p>The statement shall include, for each contract the following:</p> <ol style="list-style-type: none"> Name of the Contract, Duration of the Contract, Amount of Contract and Value of Outstanding Contracts, End user's Certificate of Acceptance and Conformity, and Whenever available, provide end user's evaluation of at least satisfactory rating. 	<p>For Audited Financial Statement: MLVicedo verified that the AFS was signed by LRSA's CPA named Mr. Everisto G. Manansala and with stamped received of BIR RDO in Quezon City dtd. April 18, 2024.</p>
TC02	<p>Statement of the Bidder's completed similar contract within the last five (5) years that is similar to the provision of security services, prior to the deadline for the submission and receipt of bids, equivalent to at least fifty percent (50%) of the ABC.</p>	<p>Observation: Conrad Manila Hotel's Contract: No End User's Certificate and Conformity TWG Chair RDV/Castillo Motion to "PARKED" and subject for clarification</p>
TC03	<p>Original copy of Bid Security. If in the form of a Surety Bond submit also a certification issued by the Insurance Commission or Original copy of Notarized Bid Securing Declaration.</p>	<p>TWG Vice Chair WDPatayan motioned to "PASSED" TWG member Michael L. Vicedo (TWG mem. MLVicedo) seconded the motion.</p>
TC04	<p>Original copy of Notarized Bid Securing Declaration.</p>	<p>TWG member Daniel Joseph U. Reyes (TWG mem. DJURReyes) and TWG member Cesso A. Macatuggal (TWG member CAMacatuggal) verified notarized copy of Bid Securing Declaration and it was confirmed that is original with dry sealed</p>
TC05	<p>Conformity with the Technical Specifications, which may include the engagement schedule and manpower requirements.</p>	<p>TWG Vice Chair WDPatayan motioned to "PASSED" TWG mem MLVicedo seconded the motion.</p> <p>TWG Vice Chair WDPatayan recommended to "PASSED" TWG members verified that LRSA's stated "Comply" to the requirements with attachments.</p>

Annex "J" - MEMORANDUM TO THE BAC SIGNED BY THE TWG CHAIRPERSON Page 4 of 5

Annex "A" - Post-Qualification Report Page 2 of 3

- | | |
|--|--|
| <p>Duly Notarized Omnibus Sworn Statement (OSS) per BDS Clause 10.1, item no. 6 with the attached duly notarized copy of:</p> <p>a. Secretary's Certificate in case of a corporation, partnership or cooperative; or</p> <p>b. Special Power of Attorney of all members of the joint venture giving full power and authority to its officer to sign the OSS and do acts to represent the Bidder.</p> <p>TC06</p> | <p>TWG Vice Chair WDPatayan recommended to "PASSED"
TWG Chair RDVCasillo verified the original notarized copy of OSS.</p> <p>TWG mem DUJReyes verified the AFS as an attachment of NFCC, almost 90% of assets are current, recommended as "PASSED"
TWG Vice Chair WDPatayan recommended to "PASSED"</p> |
| <p>The prospective bidder's computation of Net Financial Contracting Capacity (NFCC) or A committed Line of Credit from a Universal or Commercial Bank in lieu of its NFCC computation.</p> <p>TC07</p> <p>If applicable, valid Joint Venture Agreements (JVA) in case the joint venture is already in existence, or duly notarized statements from all the potential joint venture partners stating that they will enter into and abide by the provisions of the JVA in the instance that the bid is successful, shall be included in the bid.</p> <p>If not applicable, the Bidder is still required to issue a Statement, written in its letterhead, clearly indicating that the Bidder will not enter into any JVA for this Project or just put N/A.</p> <p>TC08</p> | <p>TWG mem CAMacalugall, TWG Vice Chair WDPatayan and BAC EJ Armin James S. Kraft (EJ AJSKraft) random checked LRSAI's Plans
TWG Chair RDVCasillo recommended "PASSED"</p> |
| <p>The Proposed Building Safety and Security Plan for DAP Pasig per BDS Clause 10.1, item no. 9.</p> <p>TC09</p> | <p>TWG Vice Chair RDVCasillo recommended to "PASSED". TWG mem Jomar A. Pastrana (TWG mem JAPastrana) seconded the motion.</p> |
| <p>The Proposed Building Safety and Security Plan for DAPCC Tagaytay per BDS Clause 10.1, item no. 10.</p> <p>TC10</p> | <p>TWG members did the random checked LRSAI's Plan</p> |
| <p>Certificate of Site Inspection for DAP Pasig per BDS Clause 10.1, item no. 11.</p> <p>TC11</p> | <p>TWG member Rachelle B. Sabater (TWG mem. RBSabater) confirmed he assisted the Site Visit. TWG Vice Chair recommended to "PASSED". TWG mem. JAPastrana seconded the motion.</p> |
| <p>Certificate of Site Inspection DAPCC Tagaytay per BDS Clause 10.1, item no. 12.</p> <p>TC12</p> | <p>GAM confirmed he assisted the Site Visit. TWG Vice Chair recommended to "PASSED". JAPastrana seconded the motion.</p> |
| <p>Valid PNP-Supervisory Office for Security and Investigation Agencies (SOSIA) License per BDS Clause 10.1, item no. 13.</p> <p>TC13</p> | <p>TWG Vice Chair WDPatayan recommended to "PASSED" checked and verified by the TWG</p> |
| <p>Valid PNP-Firearms and Explosive Division (FED) License per BDS Clause 10.1, item no. 14.</p> <p>TC14</p> | <p>TWG Vice Chair WDPatayan recommended to "PASSED" checked and verified by the TWG</p> |

Annex "J" - MEMORANDUM TO THE BAC SIGNED BY THE TWG CHAIRPERSON Page 5 of 5

Annex "A" - Post-Qualification Report Page 3 of 3

Certificate of Membership and Registration Philippine Association of Detective and Protective Agency Operators (PADPAO), Inc. per BDS Clause 10.1 item no. 15	
TC15	TWG Vice Chair WDPatayan recommended to "PASSED" checked and verified by the TWG
F01	<p>Original of duly signed and accomplished Financial Bid Form</p> <p>TWG Vice Chair WDPatayan recommended as "PASSED" and seconded the motion by TWG Chair RDVCastillo.</p> <p>TWG Vice Chair WDPatayan presented that based on the Bid Evaluation, as per computation, the new bid amount is: ₱8,739,710.52</p> <p>TWG Vice Chair WDPatayan presented the Excel file of the Price Schedule.</p> <p>Observation: 395 days are stated on the Price schedule as a multiplier for the days</p> <p>TWG mem. DJURayes observed that LRSAI used the DOLE handbook as the basis for 395 days DOLE -150-2016, RA11917</p> <p>TWG Vice Chair WDPatayan presented one by one specifically the benefits (SSS, Philhealth, ...) and as per End User requirements are COMPLIED</p> <p>The agency fee is subject for VAT</p> <p>47387.75 monthly fee for guards (Pasq)</p> <p>TWG Chair TWG Vice Chair WDPatayan reiterated that based on the submitted Price Schedule, LRSAI used 18% as admin fee computation</p> <p>BAC Sec and TWG reviewed the GPPS Circular No. 02-2006 (Revised Rules on cut-throat Competition (Amendments to the IRR of RA9184)</p> <p>TWC 150-2016, RA11917 that atleast admin fee is 20%</p> <p>L: Total Contract Cost (reference: DO 15-2016)</p> <p>TWG Vice Chair WDPatayan recommending as "PARKED", due to the declaration of 18% as Admin Fee, contrary to RA11917, DOLE, OGD, BB</p>
F02	Original of duly signed and accomplished Price Schedule(s) TWG mem. RBSabater seconded the motion

Annex "K" - BAC RESOLUTION NO. 034 S. 2024 RE: POST DISQUALIFICATION FOR LRSAI Page 1 of 5



development academy of the philippines

BAC Resolution No.034, Series of 2024

**BAC RESOLUTION DECLARING POST DISQUALIFICATION OF LOCKHEED
ROYALE SECURITY AGENCY INC. (LRSAI)**

BIDDING NO.	Title/Description
IB24-412107-01	Category or FABAC: <input checked="" type="checkbox"/> GOODS <input type="checkbox"/> INFRA/WORKS <input type="checkbox"/> CONSULTING
APPROVED BUDGET FOR THE CONTRACT (ABC)	
P9,500,000.⁰⁰	ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY
BUDGET UTILIZATION S/N-NO.	
PP24041095	

01. WHEREAS, on 08 May 2024 (Wednesday), the Bids and Awards Committee 2 (BAC 2), as per Special Order No. 2024-038, posted an Invitation to Bid¹ at PhilGEPS Website, DAP Website, DAP-Pasig conspicuous places, and DAP Official Facebook Page for the Project above-stated, sent an Invitation to seven (7) Observers, and directly invited seventy-two (72) Prospective Bidders, through email, to participate in the Competitive Bidding for the Project;

02. WHEREAS, eleven (11) prospective bidders sent their Letters of Intent through email, namely: [1] Star Special Corporate Security Management, Inc., [2] Wolfstorm Black Security, Inc., [3] D' Great Stallion Security Agency, Inc., [4] Envisage Security Agency, Inc., [5] Circa Security and Investigation Inc., [6] Lockheed Royale Security Agency, Inc., [7] Karpa II Security Services, [8] All Nation Security and Investigation Services, Inc., [9] King Henry Security and Investigation Services, Inc., [10] APL Security Services Corp., and [11] Fedstrong Security Services, Inc.;

03. WHEREAS, on 28 May 2024 (Tuesday), the Pre-Bid Conference was conducted via Face-to-Face at 1B Virata Hall, DAP Bldg., Pasig City wherein twelve (12) Prospective Bidders attended the Pre-Bid Conference namely: [1] Star Special Corporate Security Management, Inc., [2] Arviter Top of the Line Security Investigation Specialist [3] Uniwide Security Agency [4] Envisage Security Agency, Inc., [5] Circa Security and Investigation Inc., [6] Lockheed Royale Security Agency, Inc., [7] Karpa II Security Services, [8] All Nation Security and Investigation Services, Inc., [9] King Henry Security and Investigation Services, Inc., [10] APL Security Services Corp., [11] Fedstrong Security Services, Inc., and [12] Hackett Security Agency;

04. WHEREAS, on 05 June 2024 (Wednesday), the BAC 2 issued a Bid Bulletin No. 01², and through the BAC Secretariat, furnished all prospective bidders who attended the Pre-Bid Conference for strict compliance, and on the same date, the BAC Secretariat posted at PhilGEPS Website, DAP Website, DAP Official FB

Annex A – Invitation to Bid
Annex B – Bid Bulletin No. 01

Annex "K" - BAC RESOLUTION NO. 034 S. 2024 RE: POST DISQUALIFICATION FOR LRSAI Page 2 of 5

Page and DAP-Pasig conspicuous places:

05. **WHEREAS**, among the Prospective Bidders who attended the Pre-Bid Conference and viewed the PhilGEPS Posting, only eight (8) bidders bought the Official Bidding Documents (OBD), namely:

Bidder / Security Agency	OR No.	Date	Amount
01. STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC. (SSCSMI)	0035872	09 May 2024	P7,000.00
02. WOLFSTORM BLACK SECURITY INC. (WBSI)	0035894	17 May 2024	P7,000.00
03. LOCKHEED ROYALE SECURITY AGENCY, INC. (LRSAI)	0035931	24 May 2024	P7,000.00
04. UNIWIDE SECURITY AGENCY (USA)	0036005	28 May 2024	P7,000.00
05. HACKETT SECURITY AGENCY (HSA)	0035978	30 May 2024	P7,000.00
06. KARPA II SECURITY SERVICES (KSS)	0035996	03 June 2024	P7,000.00
07. ENVISAGE SECURITY AGENCY, INC. (ESAI)	0036043	06 June 2024	P7,000.00
08. RISING SUN SECURITY AND INVESTIGATION AGENCY INC. (RSSAIAI)	0036073	18 June 2024	P7,000.00

06. **WHEREAS**, on 20 June 2024 (Thursday), the BAC 2 conducted the Submission and Opening of e-Bids for the Project and during the Submission & Opening of e-Bids held via Google Meet platform and with meeting link: meet.google.com/bwa-uprh-fov, the following bidders submitted their e-Bids before the said scheduled date and time, namely:

- 1) STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC. submitted on 19 June 2024;
- 2) RISING SUN SECURITY AND INVESTIGATION AGENCY INC. submitted on 19 June 2024;
- 3) HACKETT SECURITY AGENCY submitted on 19 June 2024;
- 4) UNIWIDE SECURITY AGENCY submitted on 19 June 2024;
- 5) KARPA II SECURITY SERVICES submitted on 19 June 2024; and
- 6) LOCKHEED ROYALE SECURITY AGENCY, INC. submitted on 19 June 2024;

07. **WHEREAS**, representatives from oversight agencies, the DAP Auditor, Commission on Audit (COA), Office of the Govt. Corp. Counsel (OGCC), Philippine Chamber of Commerce & Industry (PCCI), Transparency and Accountability Network (TAN), Laban Konsumer Inc. (LKI), Philippine Association of Detective and Protective Agency Operators (PADPAO), Inc.; and Philippine Competition Commission (PCC), were invited to observe the conduct of bidding, however, only Ms. Andy Fetalvero from DAP-COA attended the e-bid opening via Google Meet platform:

Annex "K" - BAC RESOLUTION NO. 034 S. 2024 RE: POST DISQUALIFICATION FOR LRSAI Page 3 of 5

08. **WHEREAS**, the Abstract of e-Bids As Read³ during the Submission and Opening of e-Bids were as follows.

#	BIDDERS	TECHNICAL COMPONENTS including Eligibility Documents	FINANCIAL COMPONENTS
1	STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC.	PASSED	PASSED Php 8,902,635.24
2	RISING SUN SECURITY AND INVESTIGATION AGENCY INC.	FAILED (T01)	unopened
3	HACKETT SECURITY AGENCY	FAILED (TC07)	unopened
4	UNIWIDE SECURITY AGENCY	FAILED (TC02)	unopened
5	KARPA II SECURITY SERVICES	FAILED (TC01 & TC07)	unopened
6	LOCKHEED ROYALE SECURITY AGENCY, INC.	PASSED	PASSED Php 8,739,709.47

09. **WHEREAS**, on the same date, the submitted e-bids of **USA, HAS, KSS, and RSSAIAI** were declared by the BAC as **"FAILED"** due to reason of non-compliance with the requirement set forth by the Official Bid Documents (OBD);

10. **WHEREAS**, the BAC 2 informed **USA, HAS, KSS, and RSSAIAI** that as per Section 55 of the 2016 Revised IRR of RA 9184, a Request for Reconsideration (RR) may be availed within three (3) calendar days from the date of the Submission and Opening of e-Bids or until 23 June 2024 (Sun);

11. **WHEREAS**, on 21 June 2024 (Friday), **USA, KSS, and RSSAIAI** sent their RR⁴ and was acknowledged by the BAC Secretariat;

12. **WHEREAS**, on 28 June 2024 (Friday), the BAC 2, through the BAC Secretariat, furnished a Reply to Request for Reconsideration (RRR)⁵ to **USA, KSS, and RSSAIAI** denying their respective RRs and informed **USA, KSS, and RSSAIAI** that decisions of the BAC 2 may be protested in writing to the Head of the Procuring Entity (HoPE). The Protest must be filed within seven (7) calendar days from receipt by the Party concerned of the BAC's decision denying its request for reconsideration, including the payment of 0.75% of the ABC or ₱71,250.00 as a non-refundable Protest Fee as per Section 55.3 Rule XVII of the 2016 Revised IRR of RA 9184;

13. **WHEREAS**, on 03 July 2024, TWG conducted the Bid Evaluation, in accordance with Section 32 of the 2016 Revised Implementing Rules and Regulations of RA 9184, for the **SSCSMI** and **LRSAI**, and a TWG Memorandum⁶ was submitted to

³ Annex "C" - Abstract of e-bids
⁴ Annex "D" - Request for Reconsideration
⁵ Annex "E" - Reply to RRR
⁶ Annex "F" - Memorandum to the BAC signed by the TWG Chairperson re: Result of detailed Evaluation

Annex "K" - BAC RESOLUTION NO. 034 S. 2024 RE: POST DISQUALIFICATION FOR LRSAI Page 4 of 5

the BAC 2 re: Result of the Detailed Bid Evaluation of the Financial Component of **SSCSMI** and **LRSAL** and the TWG recommended to declare **LRSAL** as the **Lowest Calculated Bid (LCB)** with a total bid amount as re-computed of **EIGHT MILLION SEVEN HUNDRED THIRTY-NINE THOUSAND SEVEN HUNDRED TEN PESOS AND 52/100 (P8,739,710.52)**;

14. **WHEREAS**, on 10 July 2024 (Wednesday) to 31 July 2024 (Wednesday) the TWG conducted the Post-Qualification for **LRSAL** and did an item-by-item assessment on the checklist items rated as **"PASSED"**;
15. **WHEREAS**, on the same date, BAC-TWG sent a Clarificatory Questions⁷ to **LRSAL** for their submission marked as **"TC02"** and **"F02"**;
16. **WHEREAS**, on 12 July 2024 (Friday), **LRSAL** sent a written response⁸ on a Clarificatory Questions sent last 10 July 2024 (Wed);
17. **WHEREAS**, on 15 July 2024 (Monday), the TWG seeks advice from the DAP Legal Office about **LRSAL**'s written response on Clarificatory Questions;
18. **WHEREAS**, on 30 July 2024 (Tuesday), the Legal Services Office sent a memorandum⁹ re: Post-Qualification of **LRSAL** in relation to the Administrative Fees on Security Service Agreements as response to the TWG queries;
19. **WHEREAS**, on 31 July 2024 (Wednesday), a Memorandum¹⁰ addressed to the BAC 2 Vice-Chairperson signed by the TWG Chairperson, recommended to [1] declare the bid submitted by **LRSAL** as **"FAILED"** and **"POST-DISQUALIFIED"** and [2] declare the bid submitted by **SSCSMI** as the **2nd LOWEST CALCULATED BID (LCB)** and subject for Post-Qualification;
20. **NOW, THEREFORE**, be it RESOLVED, as it is hereby RESOLVED;
 01. That, the bid submitted by **LOCKHEED ROYALE SECURITY AGENCY INC.** be declared as **"FAILED"** and **"POST-DISQUALIFIED"**;
 02. That, upon adoption and approval of this BAC Resolution, the BAC Secretariat shall furnish **LRSAL** a Notice of Post-Disqualification, and
 03. That, **SSCSMI** will be declared by the BAC as the **2nd LOWEST CALCULATED BID (LCB)** and to proceed with the Post-Qualification.

RESOLVED on this date, 2nd August 2024 (Friday).

⁷ Annex "G" – Clarificatory Questions






⁸ Annex "H" – LRSAL's response on the clarificatory questions

⁹ Annex "J" – Memo from Legal Services Office

¹⁰ Annex "H" – LRSAL's response on the clarificatory questions

Annex "K" - BAC RESOLUTION NO. 034 S. 2024 RE: POST DISQUALIFICATION FOR LRSAI Page 5 of 5

Concurred by the BIDS & AWARDS COMMITTEE (SO-2024-038)

<p> EDNA CARINA M. PANGANIBAN BAC Member 1</p>	<p> DOROTHEA C. BOY-NAVARRO BAC Member 2</p>	<p> ALVIN P. PRINCIPE BAC Member 3</p>
<p> ARMIN JAMES S. KRAFT BAC End-User's Representative</p>	<p> RICHAS S. TIBO BAC Vice-Chairperson</p>	<p>-on leave- ALAN S. CAJES BAC Chairperson</p>

Annex "L" - NOTICE OF POST DISQUALIFICATION TO LRSAL Page 1 of 1



02 August 2024

COL. JUANITO D. DE GUZMAN, PNP (RET)
 Vice-President
LOCKHEED ROYALE SECURITY AGENCY, INC.
 Unit 502, 5th Floor, EU State Tower,
 30 Quezon Avenue, Quezon City
 Email: lockheed_royale@yahoo.com

NOTICE OF POST DISQUALIFICATION

Dear *Colonel De Guzman*:

This is to inform you that as the Bidder who was initially declared as "PASSED" by the Bids and Awards Committee (BAC) during the Submission and Opening of e-Bids held last 20 June 2024 (Wednesday) and was declared as the Lowest Calculated Bid (LCB) last 04 July 2024 (Thursday), the BAC and its Technical Working Group (TWG) conducted a Post Qualification of your submitted e-Bid.

Upon careful verification, validation, and ascertaining of your submitted e-bid, the BAC found that **LOCKHEED ROYALE SECURITY AGENCY, INC.**'s submission of Financial Document marked as "**F02 – Price Schedule**" with an Administrative Fee of 18% is inconsistent with DOLE DO No. 150-16 series of 2016 re: Revised Guidelines Governing the Employment and Working Conditions of Security Guards and Other Private Security Personnel in the Private Security Industry as reinforced by RA 11917 also known as The Private Security Services Industry Act (PSSIA) which requires a minimum administrative fee of at least twenty percent (20%).

Moreover, as part of the bidding documents, the bidders were required to execute Form 5: Omnibus Sworn Statement and item 7 of the said Omnibus Sworn Statement, stated that the bidder represents that it complies with existing labor laws and standards, which contradicts the compliance to RA 11917.

Based on the foregoing, it is with regret that the e-Bid submitted by **LOCKHEED ROYALE SECURITY AGENCY, INC.** is hereby declared **POST-DISQUALIFIED**. However, should you wish to Request for Reconsideration, you may do so within three (3) calendar days from receipt of this notice pursuant to Section 55 of the 2016 Revised IRR of RA 9184.

We look forward to your participation in our future procurement activities.

Very truly yours,

Richa S. Tibo
RICHA S. TIBO
 BAC Vice-Chairperson

Received by: _____
 Designation: _____
 Date: _____

Annex "M" - NOTICE OF 2ND LOWEST CALCULATED BID TO SSCSMI Page 1 of 3



02 August 2024

MR. RODEL C. VILLAMIN
Operation Manager
**STAR SPECIAL CORPORATE
SECURITY MANAGEMENT, INC.**
No. 140 J.P. Rizal St., Project 4, Quezon City
Email: star@sscsma.com

NOTICE of 2nd LOWEST CALCULATED BID

PROJECT NAME: "ONE (1) LOT SECURITY SERVICES FOR DAP
FACILITIES IN PASIG CITY AND TAGAYTAY CITY"

IB No.: IB24-412107-01 | **ABC of P9,500,000.⁰⁰**

Dear **Mr. Villamin:**

Greetings from the Development Academy of the Philippines!

In connection with your submitted electronic bids (e-bids) for the above-mentioned Project, we would like to inform you that **STAR SPECIAL CORPORATE SECURITY MANAGEMENT INC.** is declared as the **2nd LOWEST CALCULATED BID (LCB)** and eligible for the conduct of the Post Qualification.

The submitted e-bids will now undergo the Post Qualification Stage upon the submission of the following within five (5) calendar days from the receipt of this notice:

No.	Documents	References
1.	Certified True copy of Registration Certificate from the Securities and Exchange Commission (SEC), or Department of Trade and Industry (DTI) for sole proprietorship, or Cooperative Development Authority (CDA) for cooperatives or its equivalent document	Section III, Bid Data Sheet, Instruction to Bidders Clause 20.1, page 18 of the Official Bidding Documents.
2.	Certified True copy of the Mayor's or Business permit issued by the city or municipality where the principal place of business of the prospective bidder is located, or the equivalent document for Exclusive Economic Zones or Areas; Note: If the Mayor's or Business Permit has been issued subject to compliance with certain condition/s, please submit any of the following: a) Certification from the Business Permits and Licensing Department of the issuing City or Municipality that the	Section III, Bid Data Sheet, Instruction to Bidders Clause 20.1, page 18 of the Official Bidding Documents.

Annex "M" - NOTICE OF 2ND LOWEST CALCULATED BID TO SSCSMI Page 2 of 3

No.	Documents	References
	<p>Mayor's/Business Permit is still VALID; or</p> <p>b) Copy of updated Business/Mayor's permit indicating compliance with the ancillary clearance/s (e.g. Fire Safety Inspection Certificate, etc.); or</p> <p>c) Copy of the ancillary clearance/s (e.g. Fire Safety Inspection Certificate). Failure to submit any of the above-cited documents on time or a finding against the veracity of such document can be a ground for disqualification.</p>	
3.	Certified True copy of Tax clearance per E.O. No. 398, s. 2005, as finally reviewed and approved by the Bureau of Internal Revenue (BIR)	
4.	<p>Certified True copy of the audited financial statements, showing, among others, the bidder's total and current assets and liabilities, stamped "received" by the BIR or its duly accredited and authorized institutions, for the preceding calendar year which should not be earlier than two (2) years from the date of bid submission;</p> <p>Note: An AFS filed/submitted electronically will be accepted by DAP: Provided, it is supported by a system-generated Transaction Reference Number and electronic mail sent to the filer/taxpayer as proof of submission in lieu of the manual "Received" stamping.</p>	Section III, Bid Data Sheet, Instruction to Bidders Clause 20.1, page 18 of the Official Bidding Documents.
5.	Certified True Copy of Latest Income Tax Returns filed and paid through BIR Electronic Filing and Payment System (eFPS), including proof of filing and payment;	
6.	Certified True Copy of Business Tax Returns (those covering the previous six (6) months preceding the date of bid submission) filed and paid through the BIR Electronic Filing and Payment System (eFPS), including proof of filing and payment.	
7.	The original file of the Notarized Bid Security or Bid Securing Declaration.	GPPB Resolution No. 16-2020, dated 16 September 2020
8.	The original file of the Notarized Omnibus Sworn Statement.	
9.	Two (2) copies of Ring-bound Eligibility, Technical, and Financial Documents (as submitted during the Submission and Opening)	

Annex "M" - NOTICE OF 2ND LOWEST CALCULATED BID TO SSCSMI Page 3 of 3

Submission of the documents can be made via personal service or through a trusted courier of your choice.

Kindly coordinate directly with the BAC Secretariat via dapbacsec@dap.edu.ph or through landline number (02) 8631-0921 local 133 for the availability of personnel to receive your submission on or before **10:00 AM of 07 August 2024 (Wednesday)**.

Thank you.

For the Bids and Awards Committee,



RICHA S. TIBO
Vice-Chairperson, Bids and Awards Committee 2

Received by: _____

Designation: _____

Date: _____

Annex "N"- CLARIFICATORY QUESTIONS TO SSCSMI Page 1 of 2



14 August 2024

MR. RODEL C. VILLAMIN
Operations Manager
**STAR SPECIAL CORPORATE
SECURITY MANAGEMENT, INC.**
No. 140 J.P. Rizal St., Project 4, Quezon City
Email: star@sscsmi.com

CLARIFICATORY QUESTIONS

PROJECT NAME: "ONE (1) LOT SECURITY SERVICES FOR DAP
FACILITIES IN PASIG CITY AND TAGAYTAY CITY"

IB No.: IB24-412107-01 | ABC OF P9,500,000.⁰⁰

Dear Mr. Villamin:

In connection with your bid submission for the above-mentioned Project, the Bids & Awards Committee 2 (BAC2) would like to clarify the following:

MARK	DOCUMENT	QUERY	RESPONSE BY SSCSMI
TC02	Statement of Bidder's all ongoing government and private contracts, including contracts awarded but not yet started, if any, whether similar or not similar in nature and complexity to the contract to be bid. (Using the editable prescribed form, in Excel file). The statement shall include, for each contract the following: a) Name of the Contract; b) Duration of the Contract; c) Amount of Contract and Value of Outstanding Contracts; d) End user's Certificate of Acceptance and Conformity; and e) Whenever available, provide end user's evaluation of at least satisfactory rating.	Why did you not include the certificates of acceptance and conformity in your submission?	

DAP MAIN OFFICE
UAP Bldg., San Miguel Avenue, Pasig City 1609
Tel: (632) 5631 0921 | Fax: (632) 8631 2123
E-mail: academy@dap.edu.ph | <http://www.dap.edu.ph>

DAP CONFERENCE CENTER
Brgy. Sangay East, Tagaytay City, 4129
Tel: (046) 462-6810
E-mail: academy@dap.edu.ph

DAP SA MINDANAO
Larang, Davao City 8000
Tel: (082) 287-2902
E-mail: academy@dap.edu.ph


Annex "N" - CLARIFICATORY QUESTIONS TO SSCSMI Page 2 of 2

MARK	DOCUMENT	QUERY	RESPONSE BY SSCSMI
FC02	Price Schedule	In reference to Section 32.2.3 (c) of the IRR of the RA9184, do you agree that the actual sum of prices of components which was arithmetically computed by the BAC as P8,902,634.30 will prevail over your stated total price of P8,902,635.24 ?	

Kindly respond to the BAC Secretariat through email at dapbacsec@dap.edu.ph on or before **15 August 2024 (Thursday) until 5:00 PM**. In the event that the BAC Secretariat will not receive any written response by the deadline, the BAC will act upon the Technical Documents and Financial Documents submitted last 20 June 2024.

For your compliance.

For the Bids and Awards Committee,


RICHA S. TIBO
Vice-Chairperson, Bids and Awards Committee 2

Received by: _____

Designation: _____

Date: _____

Annex "O" - SSCSMI'S RESPONSE TO THE CLARIFICATORY QUESTIONS..... Page 1 of 1



STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC

VISION: An ISO compliant security trailblazer committed to satisfy client expectations wherever and whenever

MISSION: We protect lives and properties by providing innovative high-quality cost-effective security services

15 August 2024

MS. RICHA S. TIBO
Vice-Chairperson
Bids and Awards Committee 2 -
Development Academy of the Philippines
Ground Floor, DAP Bldg., San Miguel
Avenue, Ortigas Center, Pasig City

Re: Clarificatory questions dated 14 August 2024

Dear Ms. Tibo:

This is to acknowledge receipt of the above subject document with your queries in connection with the bidding project "One (1) Lot Security Services for DAP facilities in Pasig City and Tagaytay City" under IB No. IB24-412107-01.

On the exclusion of certificates of acceptance as attachment, it is our understanding as in previous biddings that we shall only attach certificate of acceptance and contracts for completed accounts as no certificate of acceptance is issued on ongoing contracts but only to those completed ones.

As to the computation of the BAC-DAP, the Agency agrees with BAC's computation and that the same will prevail over our total computed price.

We hope that the foregoing answers merit your consideration.

Very truly yours,

RODEL C. VILLAMIN
Operations Manager


	development academy of the philippines The Bids and Awards Committee (BAC)
Received by:	Lea A. Udohon
Date:	8/15/24
Time:	1:20 PM



Annex "P" - MEMORANDUM TO THE BAC SIGNED BY THE BAC CHAIRPERSON Page 1 of 11



MEMORANDUM:

FOR : 
ALAN S. CAJES
Chairperson, Bids and Award Committee 2 (BAC 2)

FROM : CHAIRPERSON, BAC-TECHNICAL WORKING GROUP (BAC-TWG)

SUBJECT : RESULTS OF THE POST QUALIFICATION OF E-BIDS BY STAR
SPECIAL CORPORATE SECURITY MANAGEMENT, INC. (SSCSMI)
FOR THE PROJECT: "ONE (1) LOT SECURITY SERVICES FOR
DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY

DATE : 20 August 2024 (Wed)

1. This has reference to the post-qualification assessment made by the BAC-TWG on the e-bids submitted by **SSCSMI** which was declared as the 2nd Lowest Calculated Bid (2nd LCB) last 02 August 2024 (Fri), after the conduct of the Post Qualification process for the above-mentioned project.
2. The BAC-TWG conducted the post-qualification assessment on **13-20 August 2024**. Processes observed were the following:
 - a.) The TWG members critically and thoroughly validated, verified, and ascertained the compliance of the eligibility and financial proposals;
 - b.) The TWG members had done item-by-item careful reading and assessment on the checklist items rated "**PASSED**" by the BAC members during the opening of e-bids;
 - c.) Discussions/deliberations over the key/important points noted by each member of the BAC-TWG were conducted;
 - d.) Consultation over the issues raised, and the clarification made into the raised point was observed; and,
 - e.) Summarization of the remarks was noted on the checklist column provided by the BAC Secretariat. (Please refer to the attached "**Annex A**"- Post-Qualification Report).
3. As prescribed by RA9184, the BAC-TWG evaluated, decided and finalized its recommendation. Present in the meeting were: Christian Joseph S. Devera (member), Michael L. Vicedo (member), Rachelle B. Sabater (member), Daniel Joseph U. Reyes (member), Ma. Sabrina G. Mendoza (member), Atty. Niegel F. Simon (member), Celso A. Macatuggal (TWG End User Representative), Walfred D. Patayan (TWG Vice-Chairperson), Armin James S. Kraft (BAC End User Representative), Richa S. Tibo (BAC Vice-Chairperson), and the undersigned TWG Chairperson. Also present were from the BAC Secretariat, namely: Jesserie Ann P. Tagle, Lea A. Udtohan, and Frederick A. Delizo.

Annex "P" - MEMORANDUM TO THE BAC SIGNED BY THE BAC CHAIRPERSON Page 2 of 11

4. Upon thorough and critical validation, verification, and ascertainment, the BAC-TWG found out that the submitted Technical including eligibility and financial component by SSCSMI are COMPLIANT with reference to the Documentary Requirement Checklist as required by the Bids and Awards Committee.
5. In view of this, the BAC-TWG recommends that the e-bids submitted by SSCSMI be declared as the **LOWEST CALCULATED AND RESPONSIVE BID (LCRB)** for "ONE (1) LOT SECURITY SERVICES FOR DAP FACILITIES IN PASIG CITY AND TAGAYTAY CITY".
6. For your approval and/or next instructions.


RODEL DV. CASTILLO

Annex "P"- MEMORANDUM TO THE BAC SIGNED BY THE BAC CHAIRPERSON Page 3 of 11

Annex "A" - Post-Qualification Report..... Page 1 of 2

#	Requirements	POST-QUALIFICATION (13 August 2024)
		<p>REMARKS on the STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC.'s submitted e-bid</p> <p>TWG Chair Rodel DV. Castillo (TWG Chair RDVCastillo) checked the Philgeps and confirmed that STAR has a Platinum Registration exp April 24, 2025. SEC Mayor's permit expired Jan 3, 2025 and recommended to PASSED.</p> <p>For Audited Financial Statement: verified that the AFS was signed by STAR's CPA named Mr. Rafael M. De Jesus Jr. and with stamped received of BIR RDO40 in Cubao dtb. April 17, 2023.</p>
TC01	<p>Valid PhilGEPS Registration Certificate (Platinum Membership) (all pages) in accordance with Section 9.5.2 of the IRR</p> <p>Statement of Bidder's all ongoing government and private contracts, including contracts awarded but not yet started, if any, whether similar or not similar in nature and complexity to the contract to be bid. (Using the establie prescribed form in Excel file)</p> <p>The statement shall include, for each contract the following:</p> <ol style="list-style-type: none"> Name of the Contract Duration of the Contract Amount of Contract and Value of Outstanding Contracts End user's Certificate of Acceptance and Conformity, and Whenever available, provide end user's evaluation of at least satisfactory rating. 	<p>Recommended by TWG Member Daniel Reyes to declare "PASSED"</p> <p>TWG Members sent a Clarificatory Questions to SSCSMi regarding with the attachments of (d) End user's Certificate of Acceptance and Conformity. (14 August 2024)</p> <p>The BAC Secretariat received the SSCSMi's Response to the Clarificatory Questions dated (16 August 2024) and forwarded to the TWG Members for their next actions.</p> <p>TWG Chair Rodel Castillo asked the TWG Members if the SSCSMi's response to the Clarificatory Question are acceptable to them. (16 August 2024)</p> <p>TWG Member Ma. Sabrina Mendoza and Christian Joseph S. Devera accepted the SSCSMi's response to the clarificatory question and recommended to "PASSED". (16 August 2024)</p>
TC02	<p>Statement of the Bidder's completed similar contract within the last five (5) years that is similar to the provision of security services prior to the deadline for the submission and receipt of bids, equivalent to at least fifty percent (50%) of the ABC.</p>	<p>TWG Sabater motioned to PASSED. TWG member Michael L. Vicoes (TWG mem. MLVicoes) seconded the motion.</p>
TC03	<p>Original copy of Bid Security, if in the form of a Surety Bond, submit also a certification issued by the Insurance Commission or</p> <p>Original copy of Notarized Bid Securing Declaration</p>	<p>TWG member Daniel Joseph U. Reyes (TWG mem. DUJReyes) verified notarized copy of Bid Securing Declaration and it was confirmed that is original with dry sealed.</p> <p>TWG Chair declared "PASSED"</p>
TC05	<p>Conformity with the Technical Specifications, which may include the engagement schedule and manpower requirements.</p> <p>Duly Notarized Omnibus Sworn Statement (OSS) per BDS Clause 10.1, item no. 6, with the attached duly notarized copy of:</p> <ol style="list-style-type: none"> Secretary's Certificate in case of a corporation, partnership, or cooperative; or Special Power of Attorney of all members of the joint venture giving full power and authority to its officer to sign the OSS and do acts to represent the Bidder. 	<p>TWG MLV recommended to "PASSED". Sabater seconded the motion.</p> <p>TWG members verified that STAR's stated "Comply" to the requirements with attachments.</p> <p>TWG Chair RDVCastillo recommended to "PASSED".</p> <p>TWG Chair RDVCastillo and Reyes verified the original notarized copy of OSS.</p>
TC06	<p>The prospective bidder's computation of Net Financial Contracting Capacity (NFCC) or A committed Line of Credit from a Universal or Commercial Bank in lieu of its NFCC computation.</p> <p>If applicable, valid Joint Venture Agreement (JVA) in case the joint venture is already in existence, or duly notarized statements from all the potential joint venture partners stating that they will enter into and abide by the provisions of the JVA in the instance that the bid is successful, shall be included in the bid.</p> <p>If not applicable, the Bidder is still required to issue a Statement, written in its letterhead, clearly indicating that the Bidder will not enter into any JVA for the Project or just out JVA.</p>	<p>TWG mem DUJReyes verified the AFS as an attachment of NFCC, TC01-51 almost 60% of assets are current, recommended as "PASSED".</p> <p>TWG Vice Chair WDPatayan recommended to "PASSED".</p> <p>MLV moved. Sabater seconded the motion.</p> <p>TWG Chair RDVCastillo recommended to "PASSED" with the attached JVA with its letterhead. Reyes confirmed and verified. MLV moved. Sabater seconded.</p>
TC08	<p>The Proposed Building Safety and Security Plan for DAF Pasig per BDS Clause 10.1, item no. 9.</p>	<p>TWG mem CAMacalugga, TWG Vice Chair WDPatayan and BAC EU Armin James S. Kraft (EU AJSKraft) random checked STAR Plans.</p> <p>TWG Chair RDVCastillo recommended "PASSED". Macalugga checked the BSSP and recommended to PASSED. Sabater 2nd</p>
TC09		

Annex "P"- MEMORANDUM TO THE BAC SIGNED BY THE TWG CHAIRPERSON Page 4 of 11

Annex "A"- Post-Qualification Report..... Page 2 of 2

		TWG Vice Chair RDV Castillo recommended to "PASSED" . TWG mem. Jonar A. Pastrana (TWG mem. JAPastrana) seconded the motion.
TC10	The Proposed Building Safety and Security Plan for DAPOC Tagaytay per BDS Clause 10.1 item no. 10	TWG members did the random checked LRSAs Plan
TC11	Certificate of Site Inspection for DAP Pasig per BDS Clause 10.1 item no. 11	TWG member Rachele B. Sabater (TWG mem. RBSabater) confirmed he assisted the Site Visit. TWG Vice Chair recommended to "PASSED" . TWG mem. MLV seconded the motion.
TC12	Certificate of Site Inspection DAPOC Tagaytay per BDS Clause 10.1 item no. 12	CAM confirmed he assisted the Site Visit. TWG Vice Chair recommended to "PASSED" . MLV seconded the motion.
TC13	Valid PNP-Supervisory Office for Security and Investigation Agencies (SOSEA) License per BDS Clause 10.1 item no. 13	MLV recommended to "PASSED" . Sabater 2nd checked and verified by the TWG valid until March 5, 2029 issued last March 6 2024 by Police Colonel Roy Azale.
TC14	Valid PNP-Firearms and Explosive Division (FED) License per BDS Clause 10.1 item no. 14	MLV moved recommended to "PASSED" . Sabater 2nd checked and verified one by one by the TWG
TC15	Certificate of Membership and Registration Philippine Association of Detective and Protective Agency Operators (PADPRO) inc. per BDS Clause 10.1 item no. 15	TWG Chair recommended to "PASSED" checked and verified by the TWG. MLV moved seconded by Sabater
F01	Original of duly signed and accomplished Financial Bid Form	TWG MLV recommended as "PASSED" and seconded the motion by TWG Sabater with Attached Notarized Sec. Certificate
		TWG Members sent a Clarificatory Questions last (14 August 2024) to SSCSMI regarding with the 'Price Schedule' in reference to Sec. 32.2.3 (c) of the IRR of the RA9154. If the SSCSMI agree that the actual sum of prices of components which was arithmetically computed the BAC as P8,902,634.30 will prevail over their total stated price of P6,902,605.24?
		The BAC Secretariat received the SSCSMI's Response to the Clarificatory Questions dated (16 August 2024) and forwarded to the TWG Members for their next actions.
		TWG Chair Rode Castillo asked the TWG Members if the SSCSMI's response to the Clarificatory Question are acceptable to them (18 August 2024).
		TWG Member Ma. Sacrina Mendoza and Christian Joseph S. Devera accepted the SSCSMI's response to the clarificatory question and recommended "PASSED" (18 August 2024).
F02	Original of duly signed and accomplished Price Schedules	

Annex "P" - MEMORANDUM TO THE BAC SIGNED BY THE BAC CHAIRPERSON Page 5 of 11

Annex "B" - Post-Qualification Photo Documentation..... Page 1 of 12

OFFICE OF THE BUREAU OF FISHERIES AND AQUATIC RESOURCES (BFAR)



Annex "P"- MEMORANDUM TO THE BAC SIGNED BY THE BAC CHAIRPERSON Page 6 of 11

Annex "B"- Post-Qualification Photo Documentation..... Page 3 of 12

OFFICE OF THE STAR SPECIAL CORPORATE SECURITY MANAGEMENT, INC. SSCSMI



Annex "P"- MEMORANDUM TO THE BAC SIGNED BY THE BAC CHAIRPERSON Page 7 of 11

Annex "B"- Post-Qualification Photo Documentation Page 4 of 12



Annex "P" - MEMORANDUM TO THE BAC SIGNED BY THE BAC CHAIRPERSON Page 8 of 11

Annex "B" - Post-Qualification Photo Documentation..... Page 7 of 12



Annex "P"- MEMORANDUM TO THE BAC SIGNED BY THE BAC CHAIRPERSON Page 9 of 11

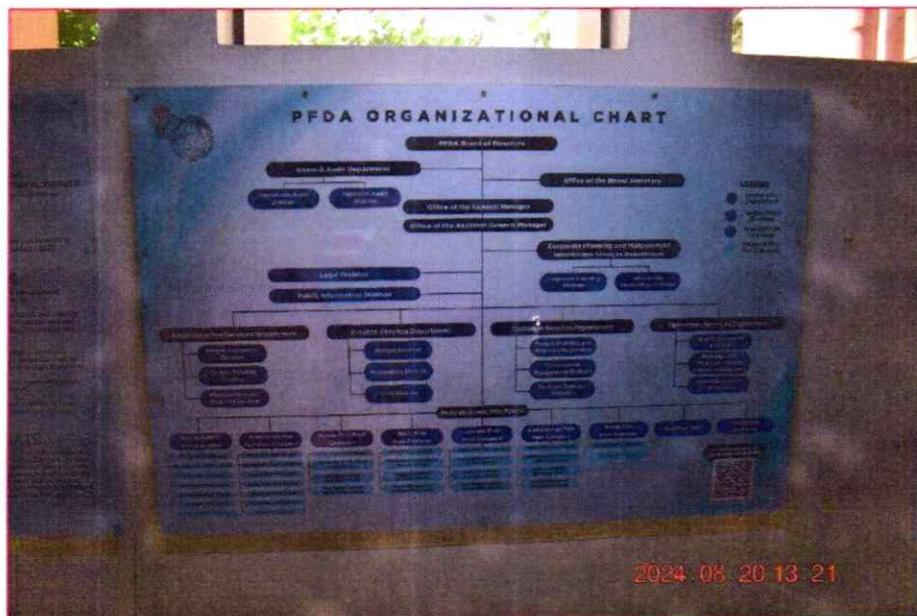
Annex "B"- Post-Qualification Photo Documentation..... Page 10 of 12



Annex "P"- MEMORANDUM TO THE BAC SIGNED BY THE BAC CHAIRPERSON Page 10 of 11

Annex "B"- Post-Qualification Photo Documentation..... Page 11 of 12

OFFICE OF THE PHILIPPINE FISHERIES DEVELOPMENT AUTHORITY (PFDA)



Annex "P"- MEMORANDUM TO THE BAC SIGNED BY THE BAC CHAIRPERSON Page 11 of 11

Annex "B"- Post-Qualification Photo Documentation..... Page 12 of 12

