



PAGASA Bids and Awards Committee Resolution (BAC)

Resolution No. 2022-062

Recommending the Delegation of Authority to the PAGASA-PPGSS (Procurement Unit) in the Conduct of Direct Retail Purchase of the Agency's Airline Tickets and POL Products Requirements; and, Recommending Approval

WHEREAS, on **24 June 2022**, the Head of Procuring Entity (HOPE), thru the PAGASA Bids and Awards Committee (P-BAC) issued **BAC Resolution No. 2022-054**, approving the resort to Alternative Method of Procurement, through Negotiated Procurement – Direct Retail Purchase, under **Section 53.14** of the Revised Implementing Rules and Regulations of R.A 9184, the procurement of the Agency's Petroleum Fuel, Oil and Lubricant (POL) Products and Airline Tickets, taking into consideration the following:

- "1. The resort thereto was perceived to be the most practical method of procurement that can be adopted by the Bids and Awards Committee for the immediate acquisition and implementation of the Project;*
- 2. In consideration of the specific mandates and nature of services being offered by the Agency to its clientele and the general public, the timely acquisition thereof will allow the Agency to efficiently perform its governmental functions and day-to- day operations; and*
- 3. The immediate implementation thereof adopting the direct retail purchase would result to the fulfilment of the Agency's commitment to comply accordingly with the specific recommendation stated in the above-mentioned COA audit observation." (BAC Resolution No. 2022-054, S.2022)*

WHEREAS, upon issuance of said Resolution, the PAGASA-BAC, in the exercise of its functions, immediately invited at least two (2) reputable airline companies namely: **(1) the Cebu Air, Inc.**; and, **(2) the Philippine Airlines**, respectively on **20 July 2022** and **02 August 2022**; purposely for its conduct of a pre-negotiation conference; and, inquire from the said airline companies their respective requirements to enter into contract with the former to avail of their airline ticketing services;

WHEREAS, on the other hand, the PAGASA-BAC likewise invited on at least two (2) reputable petroleum and oil companies/distributors, namely: **(1) Pilipinas Shell Petroleum Corporation**; and, **(2) Petron Corporation**, for similar purpose. **Only Pilipinas Shell Petroleum Corporation**; however, acceded to the said invitation **15 August 2022**;

WHEREAS, as a result of the PAGASA-BAC's pre-negotiation conferences with says companies and based on their respective presentations, certain specific documentary requirements that are administrative and financial in nature need to be submitted and complied with by the Agency (PAGASA) in order to enter into contract with the above-mentioned companies and avail of their respective services;

WHEREAS, in consideration of the foregoing requirements, there is a need to delegate the responsibility to the Agency's proper Office/Section/Unit in order to facilitate the immediate compliance and submission thereof;

WHEREAS, **Clause J, Annex H of the 2016 Revised IRR of RA 9184** provides that negotiated procurement under **Section 53.14**, may be "delegated to specific officials,

[Signature]
 Ma. Annalyn S. Nolasco
 End-user

[Signature]
 Willy F. Evangelista
 Member

[Signature]
 Cristian D. Sanvictores
 Member

[Signature]
 Atty. Eric Christopher Arlaldo J. Agsabay
 2nd Vice-Chairperson

[Signature]
 Joel C. Rivers
 1st Vice-Chairperson

[Signature]
 Bonifacio G. Pajuelas, Ph.D.
 Chairperson

personnel, committee or office in the Procuring Entity the conduct of Direct Retail Purchase to efficiently and expeditiously deal with the pressing need sought to be addressed;"

WHEREAS, in its meeting held last **15 August 2022**, the PAGASA-BAC had identified and concurred that the **PPGSS (Procurement Unit)** of the Administrative Division (AD), based on its duties and responsibilities and functions, is the proper Office/Section/Unit that referred to in the immediately foregoing Clause;

WHEREAS, thus, it was moved and duly seconded by the members of the PAGASA-BAC to recommend to the HOPE, the **delegation of authority** to the **PPGSS (Procurement Unit)** of the Administrative Division (AD) to do and perform, among others, the following acts and deeds in representation of the Agency, to wit:

1. To execute and deliver all forms, documents, certificates, receipts and notices appurtenant to the Agency's desire to enter into contract with the above-mentioned airline and petroleum companies/distributors; and, application for opening of Corporate Account/s necessary to avail of their respective services;
2. To coordinate with the concerned Offices/Sections/Units of the Agency and the representatives of the above-mentioned companies to facilitate the timely production and completion of necessary procurement and contract documents for submission to and approval of both Parties;
3. To require and take possession of all eligibility, technical and financial documents from said companies in compliance with specific bidding procedures provided for under RA 9184 and its revised IRR; and
4. To do all other acts necessary to carry out the purpose/s and intent/s of this delegation of authority.

WHEREAS, furthermore and to ensure compliance with all the conditions and requirements provided for under R.A. 9184, its IRR, to recommend that **PPGSS (Procurement Unit)** comply with the specific guidelines set forth under Clause J, Part V (D) of Annex H, thereof in the conduct of direct retail purchase; and, regularly provide the HOPE, through the PAGASA-BAC, any and all related reports and updates.

NOW, THEREFORE, for and in consideration of the foregoing, We, the Members of the PAGASA Bids and Awards Committee, hereby **RESOLVE** as it is hereby **RESOLVED** to:

- a) **RECOMMEND** to the HOPE that, further to the Agency's resort to Alternative Method of Procurement, through **Negotiated Procurement- Direct Retail Purchase of Petroleum Fuel, Oil and Lubricant (POL) Products and Airline Tickets** pursuant to **Section 53.14** of the Revised IRR of R.A. 9184, the conduct of procurement activities be **DELEGATED** to the **PPGSS (Procurement Unit)** of the Administrative Division (AD) to do and perform, among others, the following acts and deeds in representation of the Agency, to wit:

1. To execute and deliver all forms, documents, certificates, receipts and notices appurtenant to the Agency's desire to enter into contract with the above-mentioned airline and petroleum companies/distributors; and, application for opening of Corporate Account/s necessary to avail of their respective services;
2. To coordinate with the concerned Offices/Sections/Units of the Agency and the representatives of the above-mentioned companies to facilitate the timely production and completion of necessary procurement and contract documents for submission to and approval of both Parties;


Ma. Annalyn S. Nolasco
End-user


Willy F. Evangelista
Member


Cristian D. Sanvictores
Member


Atty. Eric Christopher Armado J. Agsaoy
2nd Vice-Chairperson


Janet C. Rivera
1st Vice-Chairperson


Bonifacio G. Pajuelas, Ph.D.
Chairperson

3. To require and take possession of all eligibility, technical and financial documents from said companies in compliance with specific bidding procedures provided for under RA 9184 and its revised IRR; and
4. To do all other acts necessary to carry out the purpose/s and intent/s of this delegation of authority.

b) **RECOMMEND, further, that PPGSS (Procurement Unit)** comply with the specific guidelines set forth under Clause J, Part V (D) of Annex H, thereof in the conduct of direct retail purchase; and, regularly provide the HOPE, through the PAGASA-BAC, any and all related reports and updates, to ensure compliance with all the conditions and requirements provided for under R.A. 9184, its IRR; and

c) to **RECOMMEND**, finally, the approval of the foregoing recommendations.

RESOLVED, this **15th day of August 2022** at the Deputy Administrators for A&ES Conference Room, 4th Floor, PAGASA Main Building, Science Garden Complex, BIR Road Brgy. Central, Quezon City.


MA. ANNALYN S. NOLASCO
End-user


CRISTIAN D. SANVICTORES
Member

Did Not Participate
WILLY F. EVANGELISTA
Member


JOEL C. RIVERA
1st Vice-Chairperson


Atty. ERIC CHRISTOPHER AMADO J. AGSAOAY
2nd Vice-Chairperson

Did Not Participate
BONIFACIO G. PAJUELAS, Ph.D.
Chairperson

APPROVED/DISAPPROVED:


VICENTE B. MALANO, Ph.D.
Administrator

Approved on _____