



PAGASA BIDS AND AWARDS COMMITTEE (PBAC)

Declaring a Failure of Bidding; Recommending Review, Classification and Identification of Required Positions of Project Management Staff/Personnel for Purposes of Determining the Hiring or Selection Process to be Undertaken; Recommending the Delegation of Authority to the Human Resources Management and Development Section (HRMDS-AD); and, Recommending Approval

Resolution No. 2023-012

WHEREAS, the Philippine Atmospheric, Geophysical and Astronomical Services Administration (PAGASA), through the **Multi-hazard, Impact Based Forecasting and Early Warning System (MH-IBF-EWS) – Green Climate Fund (GCF)**, intends to apply the Approved Budget for Contract (ABC) in the amount of Three Hundred Thousand Pesos (**Php300,000.00**) under the reference, **P.R. No. 2023-02-0142 / REI No. 2023-01**, for the hiring of a Project Management Staff, specifically described hereunder, as follows:

| Description / Position Title | Quantity/ Unit | Amount (Php) | Contract Duration |
|---------------------------------|----------------|---------------|-------------------|
| National Administrative Officer | 1 pax | Php300,000.00 | 12 mos. |

WHEREAS, by virtue of **BAC Resolution No. 2023-011**, s. 2023 dated **07 March 2023**, the PAGASA Bids and Awards Committee (*hereinafter*, **PAGASA-BAC**) recommended to the HOPE the resort to **Alternative Method of Procurement through Negotiated Procurement – Scientific, Scholarly or Artistic Work, Exclusive Technology and Media Services** under **Section 53.6(b)** of the 2016 Revised IRR of RA 9184; and, adopt a **two-stage bidding procedure** for the undertaking of procurement activities relative to the hiring of Project Management Staff/Personnel;

WHEREAS, on 9 March 2023, the PAGASA-BAC advertised/posted at the PAGASA website and PAGASA Bulletin board, continuously for seven (7) days, the **Request for Expression of Interest (REI)**, including the eligibility requirements for the shortlisting of applicants; and, invited all interested prospective applicants to submit their Letter of Intent (LOI) not later than the date specified therein. In view of the amount of the ABC; however, the conduct of Pre-Bid Conference has been waived by the PAGASA-BAC;

WHEREAS, in response to the said Advertisement, **only two (2) prospective applicants** submitted their respective Letter of Intent (LOI) including their respective eligibility documents to the PAGASA-BAC through the BAC Secretariat;

WHEREAS, on 16 March 2023, the scheduled opening of eligibility requirements and shortlisting of applicants; however, the two (2) participating applicants had been declared by the PAGASA-BAC as “disqualified” for failure to comply with simple Instructions of Bidders, more specifically, on the submission of “incomplete eligibility requirements” which is the very basis of the PAGASA-BAC in determining the shortlisting of qualified applicants using the non-discretionary “Pass/Fail” criterion. The results of the PAGASA-BAC’s eligibility screening are summarized as follows:

| Applicant | Name | Remarks |
|-----------|-----------------------|--------------|
| 1 | Kate Louise G. Ariate | Disqualified |
| 2 | Mike Jerome D. Somera | Disqualified |

WHEREAS, there being no other prospective applicants who submitted their Letter of Intent and eligibility documents, it was moved and unanimously concurred by all PAGASA-BAC members present, **to declared a failure of bidding** for the above-entitled Project;

Thelma A. Cinco
Interim Member / End user

Sharon Juliet M. Arriego
Member

Willy F. Evangelista
Member

Cristian A. Sanvictores
Member

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

Joel C. Rivera
1st Vice-Chairperson

Bonifacio G. Pajuelas, Ph.D.
Chairperson

WHEREAS, recognizing the urgency for the hiring of various Project Management Staff who will play vital roles in managing the activities and programs of the MH-IBF-EWS Project and following the failure of bidding for the above-entitled Project, the PAGASA-BAC finds it necessary to undertake the immediate conduct of the mandatory review of the specific manpower requirements of the Project.

Thus, the PAGASA-BAC, by virtue of its functions under Section 12 of the 2016 Revised IRR of RA 9184, immediately discussed and reviewed matters pertaining to the specific manpower requirements including the Terms of Reference (TOR), the procurement/hiring procedures and strategies for the successful and timely undertaking thereof; and, other related matters;

WHEREAS, after a careful review, discussion and inquiry with the End-user Unit, the PAGASA-BAC determined that a number of positions listed in the Project's manpower requirements do not require the level of technical and professional expertise that would fall under the category of "Consulting Services" as contemplated and defined under Annex "B" of the IRR of RA 9184 nor fall under Section 53.6 NP- Scientific, Scholarly or Artistic Work, Exclusive Technology and Media Services, thereof.

In other words, those positions that do not fall in the above category based on their respective position descriptions may be classified as purely administrative in nature, the hiring of such may not be covered by the Government Procurement Law (RA 9184) and its IRR; rather, governed by another applicable government Rules and Regulations.

WHEREAS, the PAGASA BAC recognizes the capability and authority of the Agency's Human Resources Management and Development Section of the Administrative Division (HRMDS-AD) in managing the hiring of its personnel requirements and whose services and assistance may be tapped for the hiring of those Project Management Staff or personnel whose functions are classified as purely administrative in nature.

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

1. **RECOMMEND**, that the Project Management Office (PMO) or the End-user Unit of the **Multi-hazard, Impact Based Forecasting and Early Warning System (MH-IBF-EWS) – Green Climate Fund (GCF)**, review, classify and identify the positions/designations of each Project Management Staff listed in their requirements including the level of expertise required for each position, whether the same is highly technical or purely administrative in nature; and, submit to the BAC within three (3) calendar days from the approval of this Resolution the results thereof for purposes of determining the positions that will be subjected to the procurement process under RA9184 or to be endorsed or delegated to the HRMDS-AD;
2. **RECOMMEND**, that the Project Management Office (PMO) or the End-user Unit be directed to officially request for exemption or authority from the Project's funding management for the conduct or undertaking thereof, recognizing the pertinent provisions in the Project's Memorandum of Agreement (MOA) pertaining to the hiring of Project Management Staff/personnel;
3. **RECOMMEND**, further, that delegation of authority be issued to the HRMDS-AD for the undertaking of the selection process thereof, including the submission of reportorial requirements pursuant to Annex H, Section J of the IRR of RA 9184, should the above request for exemption or authority be favourably granted; and
4. **RECOMMEND**, finally, the approval of the foregoing findings and recommendations.

RESOLVED, this **21st day of March 2023** at the Training Room, Room B, 2nd Floor, PAGASA Main Building, Science Garden Complex, BIR Road, Brgy. Central, Quezon City.

THELMA A. CINCO
Interim Member/End-user Representative


CRISTIAN D. SANVICTORES
Member


WILLY F. EVANGELISTA
Member


SHARON JULIET M. ARRUEJO
Member


JOEL C. RIVERA
1st Vice-Chairperson


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


BONIFACIO G. PAJUELAS, Ph.D.
Chairperson


APPROVED/DISAPPROVED:

VICENTE B. MALANO, Ph.D.
Administrator

Approved on: APR 17 2023