



AGRICULTURAL TRAINING INSTITUTE – CENTRAL OFFICE
BIDS AND AWARDS COMMITTEE

**A RESOLUTION RECOMMENDING APPROVAL FOR ADOPTING ALTERNATIVE METHOD OF
PROCUREMENT – DIRECT CONTRACTING AND AWARD**

Section 50 and Annex “H” A of 2016 Revised IRR of RA 9184

BAC Resolution No. AFU-03-01 s. 2021

WHEREAS, as a general rule, all procurement shall be done through competitive bidding except whenever justified by the conditions in order to promote economy and efficiency, may resort to any alternative method of procurement;

WHEREAS, one of the functions of BAC is to recommend to the Head of Procuring Entity (HOPE) the mode of procurement to be undertaken to meet the actual conditions and to ensure that the same is most advantageous to the government;

WHEREAS, Section 48, Rule XVI Alternative Methods of Procurement of the Revised Implementing Rules and Regulations (IRR) of R.A. 9184, otherwise known as the “Government Procurement Reform Act” provides that in order to promote economy and efficiency, the procuring entity may resort to any of the alternative methods of procurement provided that the most advantageous price for the government will be obtained;

WHEREAS, Section 50 provides further that **Direct Contracting** or single source procurement is a method of procurement of goods that does not require elaborate Bidding Documents. The supplier is simply asked to submit a price quotation or a pro-forma invoice together with the condition of sale. Direct Contracting maybe resorted under any of the following conditions:

- Procurement of Goods of proprietary nature which can be obtained only from proprietary source, i.e. when patents, trade secrets, and copyrights prohibits others from manufacturing the same item;
- When procurement of critical components from specific supplier is a condition precedent to hold a contractor to guarantee its project performance, in accordance to the provisions of its contract; or
- Those sold by an exclusive dealer of manufacturer which does not have sub-dealers selling at lower prices and for which no suitable substitute can be obtained at more advantageous terms to the GoP.

WHEREAS, the Agricultural Training Institute Director/Head of Procuring Entity had approved Purchase Request (P.R.) No. ADMIN FUND 2020-09-65C of Toyota Hi-Ace SKE-640 for additional request payment of repair. Partial payment was made per ADA 9920070845 dated July 06, 2020 amounting to Php22,043.14 gross of tax. The Toyota Quezon Avenue, Inc. inadvertently misplaced the 3rd page of the Service Billing A2LA062180 stating the total amount of Php74,985.86. What was given to the motorpool technician was only page 2 which stated the amount of Php22,043.14 which is the basis on an earlier disbursement as stated above with Approved Budget for the Contract (ABC) of P 52,942.72 in accordance to the End-users Project Procurement Management Plan (PPMP);

WHEREAS, upon review of the cited P.R No. ADMIN FUND 2020-09-65C Sole Distributorship/ other documents as exclusive dealer of manufacturer/supplier's documents like patent, trade secrets and copyrights and the condition of sale to support the procurement, the BAC finds that the above conditions of Direct Contracting are satisfied.

NOW THEREFORE, in the consideration of the foregoing, We, the Members of the Bids and Awards Committee, *hereby RESOLVE AS IT HEREBY RESOLVED* to:

- Recommend Alternative Method of Procurement through Direct Contracting as provided in Sec. 50 and Annex H (Consolidated Guidelines for the Alternative Methods of Procurement) of the 2016 Revised IRR of RA 9184; and**
- Recommend the approval and award by the ATI Director of this Resolution and Purchase Order/Contract to the bonafide Supplier/Contractor as indicated in the Request for Quotation as attached.**

Let copies of this Resolution be posted at the ATI website, and other conspicuous place inside the premises of ATI.

Done this 2ND day of MAR- 2021 at Agricultural Training Institute Bldg, Elliptical Road, Diliman, Quezon City.

THE BIDS AND AWARDS COMMITTEE:

JOSEPHINE K. ABEN
Member

RUMELIA G. DELA CRUZ
Member

GAY RITCHEL Q. DIANALA
Member

LEONILA D. CAIZ
Vice Chairperson

ANTONIETA J. ARCEO
Chairperson

APPROVED BY:

ALFREDO S. ATON, MPS-DM
Director IV