



Republic of the Philippines
Department of Health

CENTRAL OFFICE BIDS AND AWARDS COMMITTEE

COBAC RESOLUTION NO. 2021-151

11 March 2020

RECOMMENDING APPROVAL OF THE AWARD OF CONTRACT FOR THE PROCUREMENT OF LIGHT CURE UNIT IB NO. 2021-099 /

WHEREAS, an Open Competitive Bidding for the Procurement of Light Cure Unit was conducted in accordance with Republic Act (RA) 9184 and its 2016 Revised Implementing Rules and Regulations (IRR) through the General Appropriations Act of 2021 with a total Approved Budget for the Contract (ABC) of Thirty Six Million Philippine Pesos (Php36,000,000.00); /

Item No. /	Description	Qty.	Unit	Total ABC (Php)
1 /	Light Cure Unit	3,000 /	Piece /	36,000,000.00 /

WHEREAS, on 11 November 2020, a Pre-Procurement Conference was conducted at 10:00 A.M. at the COBAC Conference Room, Building 6, DOH with the End-user, Disease Prevention and Control Bureau (DPCB), to discuss the details of the procurement at hand;

WHEREAS, on 17 November 2020, the COBAC-C issued memoranda to the DPCB requesting to submit a revised Purchase Request (PR) based on the discussion during the cited conference;

WHEREAS, on 02 December 2020, the Committee issued another memorandum to the DPCB following-up the submission of revised PR and to submit a market study;

WHEREAS, on 04 December 2020, the DPCB submitted the revised PR;

WHEREAS, on 10 December 2020, the cited revised PR was presented to the COBAC-C during the 8th Regular Meeting and the Committee decided to commence with the procurement process upon receipt of the market study;

WHEREAS, on 14 December 2020, the DPCB submitted its market study;

WHEREAS, on 17 December 2020, the market study was presented to the COBAC-C during its 9th Regular Meeting and decided to commence with the procurement process;

WHEREAS, on 30 December 2020, the Invitation to Bid was posted in the PhilGEPS and DOH websites and in conspicuous places within the premises of the DOH for a continuous period of seven (7) calendar days;

WHEREAS, the Technical Working Group (TWG) was created through the issuance of Department Personnel Order (DPO) COBAC No. 2021-041 dated 04 January 2021;

WHEREAS, on 07 January 2021, the Pre-Bidding Conference took place as scheduled at 10:00 A.M. at the COBAC Conference Room, DOH and through videoconferencing Cisco Webex. Six (6) prospective bidders attended the cited conference, namely:

1. Surgical Trading Corporation (STC);
2. Bio-Dent Medical Equipment Trading (BDMET);
3. Invictus Dental Supplies (IDS);
4. Eilan Vita Diagnostic Solutions (EVDS);
5. EEA Enterprises (EEAE); and

6. Mondial Medical Technologies Inc. (MMTI)

WHEREAS, on 08 January 2021, the Minutes of the Pre-Bidding Conference was posted in the DOH website;

WHEREAS, on 13 January 2021, the COBAC-C issued a memorandum to the DPCB requesting confirmation on the discussion and changes made during the cited conference;

WHEREAS, on 19 January 2021, the DPCB submitted the revised PR;

WHEREAS, Bid Bulletin No. 1, dated 20 January 2021, was issued to announce the new schedule of the Submission and Opening of Bids, to amend or modify the posted bidding document in the PhilGEPS and DOH websites, and to clarify the query of a prospective bidder;

WHEREAS, on 28 January 2021, the Submission and Opening of Bids took place as re-scheduled at 9:00 A.M. at the COBAC Conference Room, DOH and through video conferencing. Three (3) prospective bidders purchased the bidding documents and submitted their respective proposals, namely:

- a. EEAE;
- b. STC; and
- c. EVDS in soft copy and password protected file submitted through cobac.csecretariat@gmail.com

WHEREAS, the first envelopes, containing the Eligibility and Technical Documents, were individually opened and the presence, completeness and correctness of all the documents were verified by the COBAC-C in the presence of the prospective bidders' representatives. Upon examination, EEAE and STC were declared "ELIGIBLE". However, EVDS was declared "INELIGIBLE" due to non-submission of License to Operate and Sworn Statement requirements;

WHEREAS, the second envelopes, containing the Financial Documents, were individually opened and the presence, completeness and correctness of all the documents were verified by the COBAC-C in the presence of the prospective bidders' representatives. Upon examination, all eligible bidders were rated "PASSED" and subsequently their respective proposals were read out publicly and posted in the Abstract of Bids, to wit:

				1	2	3
	Name of Company			EEAE	STC	EVDS
	Bid Security			Bid Securing Declaration		
	Amount			N/A		
	Validity			120 calendar days		
	REMARKS			Eligible Passed	and Eligible Passed	Ineligible due to non-submission of License to Operate and Sworn Statement
Item No.	Item Description	QTY	UNIT	TOTAL ABC (Php)	TOTAL BID PRICE AS READ (PHP)	
1	Light Unit Cure	3,000	Piece	36,000,000.00	7,635,000.00	23,364,000.00

WHEREAS, the COBAC-C declared EEAE as the lowest bidder subject to further review and correction of the financial bid to determine the bona fide Lowest Calculated Bid (LCB), and post-qualification;

WHEREAS, on the same date, the notice of ineligibility was issued to EVDS;

WHEREAS, on 29 January 2021, the evaluation of the financial proposal of EEAE was undertaken by the designated TWG - Financial evaluator and subsequently submitted the Abstract of Bids as Calculated, to wit:

Item No. 1 – 3,000 pieces of Light Cure Unit

Bidder's Rank	Name of Company	ABC (Php)	Bid as Calculated Amount (Php)	% Variance from ABC
LCB	EEAE	36,000,000.00	7,635,000.00	78.79%
2 nd LCB	STC		23,364,000.00	35.10%

WHEREAS, on 01 February 2021, EVDS filed a Request for Reconsideration (RfR) attaching the License to Operate and its Sworn Statement within the prescribed timeline pursuant to Section 38.2 of the 2016 Revised IRR of RA 9184 which states, in case the deadline for each activity falls on a non-working day (i.e. Saturday and Sunday), legal holiday, or special non-working holiday, the deadline shall be the next working day;

WHEREAS, on 04 February 2021, the Abstract of Bids as Calculated and the RfR of EVDS were presented to the COBAC-C during its 16th Regular Meeting. Upon review and due deliberation, the Committee decided to grant the RfR of EVDS, to defer the post-qualification of the LCB, and to proceed with the re-opening of the bid of EVDS;

WHEREAS, on 05 February 2021, the COBAC-C issued a letter to EVDS through e-mail granting its RfR;

WHEREAS, on 10 February 2021, the COBAC-C invited EEAE, STC, and EVDS for the scheduled re-opening of the latter's bid proposal;

WHEREAS, on 11 February 2021, the Re-Opening of Bids took place as scheduled at 9:00 A.M. at the COBAC Conference Room, DOH and through video conferencing via Cisco Webex wherein STC and EVDS attended the cited activity;

WHEREAS, the first envelope of EVDS, containing the Eligibility and Technical Documents, was opened and the presence, completeness and correctness of all the documents including the RfR filed were verified by the COBAC-C in the presence of the prospective bidders' representatives. Upon examination, EVDS was declared "ELIGIBLE";

WHEREAS, the second envelope of EVDS, containing the Financial Documents, was opened and the presence, completeness and correctness of all the documents were verified by the COBAC-C in the presence of the prospective bidders' representatives. Upon examination, EVDS was rated "PASSED" and subsequently its proposal was read out publicly and posted in the Abstract of Bids, to wit:

Name of Company				EVDS	
Bid Security				BDS	
Amount				N/A	
Validity				120 cd	
REMARKS				Eligible and Passed	
Item No.	Item Description	QTY	UNIT	TOTAL ABC (Php)	TOTAL BID PRICE AS READ (PHP)
1	Light Cure Unit	3,000	Piece	36,000,000.00	22,464,000.00

WHEREAS, the initial Abstract of Bids as read was presented, and upon review, the COBAC-C declared EVDS as the 2nd lowest bidder as read subject to further review and correction of the financial bid to determine the bona fide LCB;

WHEREAS, on the same date, the evaluation of the financial proposal of EVDS was undertaken by the designated TWG - Financial evaluator and subsequently submitted the consolidated Abstract of Bids as Calculated, to wit:

Item No. 1 – 3,000 pieces of Light Cure Unit

Bidder's Rank	Name of Company	ABC (Php)	Bid as Calculated Amount (Php)	% Variance from ABC
LCB	EEAE	36,000,000.00	7,635,000.00	78.79%
2 nd LCB	EVDS		22,464,000.00	37.60%
3 rd LCB	STC		23,364,000.00	35.10%

WHEREAS, on 18 February 2021, the consolidated Abstract of Bids as Calculated was presented to the COBAC-C during its 19th Regular Meeting. Upon review and deliberation, the Committee decided to proceed with the post-qualification of the LCB, EEAE;

WHEREAS, on 19 February 2021, the COBAC-C issued a letter through electronic-mail (e-mail) to EEAE requesting for the submission of the Post-Qualification requirements within a non-extendible period of five (5) calendar days upon receipt of the notification;

WHEREAS, on 22 February 2021, EEA submitted its Post-Qualification requirements within the prescribed period;

WHEREAS, on 24 February 2021, the detailed evaluation of the eligibility, technical requirements and post-qualification documents of the LCB were undertaken by the designated TWG to verify, validate and ascertain the documents submitted by the LCB;

WHEREAS, on 26 February 2021, the TWG Legal/Technical and Financial found the bid of EEAE/“Responsive”and submitted their respective reports;

WHEREAS, on the same date, the above-cited TWG reports were presented to the COBAC-C during its 21st Regular Meeting. The Committee concurred with the recommendation of the TWG and found EEAE “Post-qualified”;

WHEREAS, on 11 March 2021, the TWG submitted the final Bid Evaluation and Post-Qualification Report (BEPQR) citing EEAE “Responsive” to all the requirements and conditions specified in the bidding documents;

WHEREAS, on the same date, the BEPQR was presented to the COBAC-C during its 24th Regular Meeting. The Committee reviewed and deliberated the TWG reports as well as the documents submitted by the LCB for the item listed below and the following are the salient points of the deliberation:

Item	Description	Name of Bidder	Bidder's Rank	Total ABC (Php)	Bid Price (Php)	TWG		COBAC	
						Finding	Recommendation	Finding	Recommendation
1	Light Cure Unit	EEAE	LCB	36,000,000.00	7,635,000.00	The LCB passed the post-qualification and found to have complied with the legal, technical and financial requirements.	Responsive	<ul style="list-style-type: none"> The COBAC-C conforms with the recommendation of TWG. EEAE is determined to be responsive and have complied to all the requirements and conditions as specified in the Philippine Bidding Documents and recommended for the award of contract. 	Lowest Calculated and Responsive Bid (LCRB)

WHEREAS, at the time of the signing of this resolution, there is no pending incident, no pending Request for Reconsideration, no pending Protest and the COBAC-C followed the requirements set forth in R.A. 9184;

NOW THEREFORE, in consideration of the above premises, the herein members of the COBAC-C **HEREBY RESOLVE** to recommend the award of contract to EEA Enterprise determined as the Lowest Calculated and Responsive Bid with a total Contract Price of Seven Million Six Hundred Thirty-Five Thousand Philippine Pesos (Php7,635,000.00) inclusive of other taxes for the item listed below:

Item No.	Description	Qty.	Unit	Total Bid Price (Php)
1	Light Cure Unit	3,000	Piece	7,635,000.00

Signed this MAR 12 2021 day of _____ at the Department of Health, San Lazaro Compound, Sta. Cruz, Manila.

CENTRAL OFFICE BIDS AND AWARDS COMMITTEE – C

DAVID P. MASIADO JR., MD, MM
Regular Member

GLORIA J. BALBOA, MD, MHA, MPH, CEO VI, CESO II
absent
Regular Member

ERIC A. GUERRERO, MHA
Alternate Member

ANGELINA A. DEL MUNDO, MA, CESO III
absent
Vice-Chairperson

MARIA FRANCIA M. LAXAMANA, MD, MHSA, MHA, CHS
Assistant Secretary of Health
Alternate Chairperson

By Authority of the Secretary of Health:

BEVERLY LORRAINE C. HO, MD, MPH
Director IV
Disease Prevention and Control Bureau

APR 05 2021