



Office of the President of the Philippines  
PRESIDENTIAL MANAGEMENT STAFF  
Malacañang

**PMS-BIDS AND AWARDS COMMITTEE**

**Resolution No. 05, Series of 2018**

**RECOMMENDING THE AWARD OF CONTRACT VIA DIRECT CONTRACTING TO THE IBM PHILIPPINES, INC. FOR THE SUBSCRIPTION OF WARRANTY AND MAINTENANCE SERVICES FOR THE PMS' IBM PRODUCTS AND SOLUTIONS FOR FY 2018**

**WHEREAS**, the PMS Information and Communication Technology Service prepared the Terms of Reference (TOR) for the subscription of warranty and maintenance services for the PMS' IBM products and solutions for FY 2018 amounting to P600,000.00 (**Annex A**), which is included in the Annual Procurement Plan (APP) of the PMS for CY 2018<sup>1</sup> (**Annex B**);

**WHEREAS**, Section 50 (c) of the Revised Implementing Rules and Regulations of R.A. No. 9184 allows government agencies to use direct contracting as a legitimate method of procurement when a certain product or service is "*sold by an exclusive dealer or 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 government of the Philippines*";

**WHEREAS**, the IBM Philippines, Inc. is a wholly-owned subsidiary of the IBM World Trade Corporation. As such it is the sole Philippine company which has been authorized by the IBM World Trade Corporation to distribute IBM products and provide services in the Philippines (**Annex C**);

**WHEREAS**, the IBM Philippines Inc. tendered a price quotation and proposal for the subscription of warranty and maintenance services for the PMS' IBM products and solutions amounting to P341,466.00, which is within the ABC (**Annex D**);

**WHEREAS**, per evaluation, the proposal of the IBM Philippines, Inc. is found to be compliant with the TOR, and its price quotation amounting to P341,466.00 is the most economical and advantageous to the Government, thereby rendering the same as the single calculated responsive bid (**Annex E**);and

**WHEREAS**, Section 12 of R.A. No. 9184 mandates that the BAC shall recommend the award of contract to the Head of the Procuring Entity or his/her duly authorized representative.

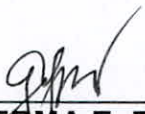
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<sup>1</sup> Item no. 13 of the APP 2018.

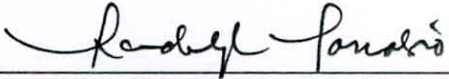
**NOW, THEREFORE**, for and in consideration of the foregoing, **WE**, the members of the PMS-BAC, hereby **RECOMMEND** to the Acting Deputy Head pursuant to Office Order No. 2018-011, the following:

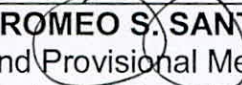
- (1) **AWARD OF CONTRACT** via direct contracting to the IBM Philippines, Inc. for the subscription of warranty and maintenance services for the PMS' IBM products and solutions for FY 2018 amounting to P341,466.00, inclusive of appropriate taxes and fees, from 01 March 2018 to 28 February 2019; and
- (2) **GRANT OF AUTHORIZATION** to the BAC Chairperson to sign the Notice of Award and Notice to Proceed to implement this Resolution.

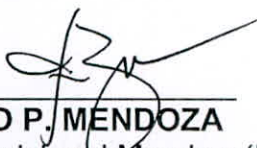
DONE in the City of Quezon this 20<sup>th</sup> day of February 2018.

  
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**GUILLERMA E. FLORES**  
Assistant Secretary and Chairperson

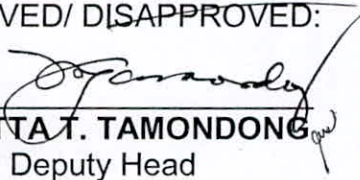
  
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**DOMINGA R. FLORES**  
Director and Vice-Chairperson

  
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**Atty. RANDOLPH A. PASCASIO**  
Director and Member

  
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**JOAQUIN ROMEO S. SANTIAGO**  
Director and Provisional Member  
(Technical Expert  
For Information Technology)

  
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**ANTONIO P. MENDOZA**  
Director and Provisional Member (End-  
User Representative  
for Information Technology)

APPROVED/ DISAPPROVED:

  
\_\_\_\_\_  
**MARIETTA T. TAMONDONG**  
Acting Deputy Head

Date: \_\_\_\_\_