



National Center for Mental Health

BIDS AND AWARDS COMMITTEE FOR INFRASTRUCTURE AND EQUIPMENT

RESOLUTION NO. 07 – 2021

“RESOLUTION ON CANCELLATION OF SCHEDULE OF PUBLIC BIDDING FOR THE SUPPLY, DELIVERY, INSTALLATION, COMMISSIONING AND TESTING OF THE FOLLOWING EQUIPMENT FOR CY 2021”

- VARIOUS MEDICAL EQUIPMENT
- ELECTROENCEPHALOGRAM (EEG) MACHINE
- ELECTROMYOGRAPHY (EMG) MACHINE
- HIGH FLOW NASAL OXYGEN SYSTEM
- LABORATORY INFORMATION SYSTEM (LIS)

WHEREAS, on March 12, 2021, the National Center for Mental Health advertised the Invitation to Bid No. 010 and was posted continuously for seven (7) days at the NCMH Website, the PHILGEPS and at conspicuous places of the National Center for Mental Health; *Annex “A”*

WHEREAS, the following equipment have Approved Budget for the Contracts as follows:
Annex “B”

1. VARIOUS MEDICAL EQUIPMENT	- Php 52, 499,000.00
2. ELECTROENCEPHALOGRAM (EEG) MACHINE	- Php 3,000,000.00
3. ELECTROMYOGRAPHY (EMG) MACHINE	- Php 2,400,000.00
4. HIGH FLOW NASAL OXYGEN SYSTEM	- Php 799,000.00
5. LABORATORY INFORMATION SYSTEM (LIS)	- Php 3,000,000.00

WHEREAS, on March 19, 2021, a successful Pre-Bid Conference was conducted at the Pag-Asa Hall, NCMH Compound;

WHEREAS, the Submission and Opening of Bids was scheduled on March 31, 2021, 9 o'clock in the morning at the Pag-Asa Hall, NCMH Compound; *Annex “C”*

WHEREAS, on March 22, 2021, Dr. Noel Reyes, Head of the Procuring Entity (HoPE) issued a letter to Dr. Alden Cuyos, Head, Bids and Awards Committee to suspend all procurement activities that would encourage mass gatherings in pursuant to **Malacañang Memorandum No.**

“There is no Health without Mental Health”

85, S. 2021 re: "Establishing the Operational Capacity to be Observed by Government Agencies and Instrumentalities in Areas under General Community Quarantine until 04 April 2021, and for Other Purposes"; Annex "D"

WHEREAS, on March 23, 2021, a Notice of Suspension of all procurement activities and a Supplemental Bid Bulletin were issued by Dr. Alden Cuyos, Head, Bids and Awards Committee, suspending the scheduled Submission and Opening of Bids until further notice; *Annex "E"*

WHEREAS, in response to the continuing Covid-19 surge and as published in **The Philippine Daily Inquirer** newspaper last April 28, 2021, **DOH Undersecretary Maria Rosario Vergeire** said during the **Laging Handa** briefing said that, they were expanding their capacity to accommodate patients by opening 900 plus beds at the National Center for Mental Health in order to allow them to admit mild and moderate cases. *Annex "F"*

Hence, time is of the essence in the immediate procurement of various medical equipment, since the State of Public Health Emergency, as declared by the President, still exists;

WHEREAS, a **Negotiated Procurement (Emergency Cases)** under **Section 53 (b) of Republic Act (RA) No. 91841** and **Section 53.2 of its 2016 Revised Implementing Rules and Regulations (IRR)** was applied by the center in procuring various medical equipment to be used for the newly opened NCMH 1000 Beds Covid-19 Facility;

WHEREAS, on May 26, 2021, the BAC for Infrastructure and Equipment convened to discuss the suspended Public Bidding for the Supply, Delivery, Installation, Commissioning and Testing of Various Medical Equipment, Electroencephalogram (EEG) Machine, Electromyography (EMG), High Flow Nasal Oxygen System and Laboratory Information System (LIS) CY 2021;

WHEREAS, upon thorough discussion, the Bids and Awards Committee for Infrastructure and Equipment deemed it necessary and appropriate to cancel the said bidding activity and restart the procurement process based on the unforeseen circumstances due to Covid-19 surge;

1. During the surge of Covid-19 in the center, mass gatherings was strictly prohibited, thus, a Notice of Suspension was issued in compliance to **Malacañang Memorandum No. 85, S. 2021 re: "Establishing the Operational Capacity to be Observed by Government Agencies and Instrumentalities in Areas under General Community Quarantine until 04 April 2021, and for Other Purposes"**;

2. The National Center for Mental Health (NCMH) was among of the chosen hospitals to become a Covid-19 Facility catering 1,000 Beds for outside patients infected with Covid-19. In relation to its urgency, some of the items previously posted and included in the various medical equipment were procured through Alternative Method of Procurement - Negotiated Procurement -Emergency Cases in accordance with RA 9184 and its 2016 Implementing Rules and Regulations; and

3. Approved Budget for the Contracts of the affected items due to Emergency Cases procurement are now subject to changes.

The cancellation is also in pursuant to Clause 9 on the Invitation to Bid of the Bidding documents which provides that, *“The Procurement Service reserves the right to accept or reject any bid, to annul the bidding process, and to reject all bids at any time prior to the contract award, without thereby incurring any liability to the affected bidder or bidders”*.

In addition, the proposed cancellation aimed to have a clean slate process and to make it equitable to the participating bidders who already bought the bidding documents. Consequently, they may request for refund of the payment for the purchase of bidding documents.

WHEREAS, upon the recommendation of the Technical Working Group, the Bids and Awards Committee for Infrastructure and Equipment resolved to recommend to the Head of the Procuring Entity (HoPE), to **CANCEL** the scheduled Public Bidding for the Supply, Delivery, Installation, Commissioning and Testing of Various Medical Equipment, Electroencephalogram (EEG) Machine, Electromyography (EMG), High Flow Nasal Oxygen System and Laboratory Information System (LIS) CY 2021;

NOW THEREFORE, for and in consideration of the foregoing, we, the members of the Bids and Awards Committee for Infrastructure and Equipment, by virtue of the power vested on us by law, resolve as it hereby resolved to:

A. Recommend to the Medical Center Chief II of the National Center for Mental Health to **CANCEL** the scheduled Public Bidding for the Supply, Delivery, Installation, Commissioning and Testing of Various Medical Equipment, Electroencephalogram (EEG) Machine, Electromyography (EMG), High Flow Nasal Oxygen System and Laboratory Information System (LIS) CY 2021;

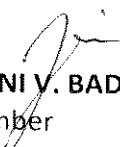
B. Recommend the approval of this foregoing BAC resolution; and

C. Effect posting at the NCMH website, and in conspicuous places of NCMH.

RESOLVED at the BAC Conference Room, NCMH Compound, Nueve de Pebrero Street, Mandaluyong City this 26th day of May 2021.

**CONCURRED BY THE BIDS AND AWARDS COMMITTEE
FOR INFRASTRUCTURE AND EQUIPMENT**


RECOMMENDING APPROVAL:


RAYMUND GIOVANNI V. BADILLO, DMD, MMHoA
Member

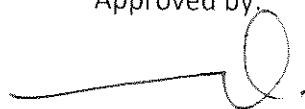

SOLIDAD G. YAMBAO, MGM
Member


EPIFANIA A. CRESPO, ChE, MPA
Member

ATTY. RICO J. CARAOS, MD, FPPA, JD
Vice-Chairperson


ALDEN C. CUYOS, MDFPPA, IFAPA, MMHoA
Chairperson, Bid and Awards Committee

Approved by:



NOEL V. REYES, MD, FPPA
Medical Center Chief II