

BIDS AND AWARDS COMMITTEE (BAC)
Resolution No. 20-07-142

**RECOMMENDING THE USE OF DIRECT CONTRACTING WITH GAKKEN
(PHILIPPINES), INC. FOR THE PROCUREMENT OF DUPLO BRANDED
CONSUMABLES AND SPARE PARTS FOR DUPLO PHOTOCOPIER AND/OR PRINTER
OF STANDARDS BUREAU (SB)**
(PR No. 01-20001-PR-2020-05-00057)

WHEREAS, the Procurement Management Service (PMS), through the Procurement Planning and Management Division (PPMD), forwarded a referral to the Bids and Awards Committee (BAC) on 1 July 2020, requesting the issuance of a resolution recommending the use of Direct Contracting as an alternative procurement modality for the procurement of consumables and spare parts for Duplo copier / printer of Standards Bureau (SB). The said procurement was requested through approved Purchase Request (PR) No. 01-20001-PR-2020-05-00057. Copies of the referral memorandum, approved PR, and request for updated price quotation are hereto attached, marked as **Annexes "A", "B" and "C"**, respectively, and are made integral parts hereof;

WHEREAS, Gakken (Philippines), Inc. submitted a Distributor Certificate together with its Notarial Certificate from Yokohama District Legal Affairs Bureau indicating therein that the former, is appointed as the exclusive distributor for all Duplo products in the Philippines. Copies of Certification together with the price quotation are hereto attached, marked as **Annexes "D" and "E"**, and are made integral parts hereof;

WHEREAS, pursuant to Section 50 (c) of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act No. 9184 (RA 9184) otherwise known as the Government Procurement Reform Act (GPRA) provided that Direct Contracting may be resorted to by the concerned Procuring Entities when the goods are 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 Republic of the Philippines (GoP);

NOW THEREFORE, in view of the foregoing and on the basis of the documents presented, the Bids and Awards Committee (BAC) resolves, as it is hereby resolved, to recommend the following:

1. Adopt **Direct Contracting** as an alternative method of procurement pursuant to **Section 50 (c) of the 2016 Revised Implementing Rules and Regulations (IRR) of Republic Act No. 9184 (RA 9184), for the procurement of spare parts, accessories and consumables for Duplo branded copiers and/or printers of Standards Bureau (SB);** and
2. **Award of contract to Gakken (Philippines), Inc.** for the procurement of Duplo branded consumables and spare parts for Duplo branded copiers and/or printers of DSWD. This resolution shall be the basis of award in all subsequent procurement request for spare parts, accessories and consumables for Duplo branded copiers and/or printers of the Standards Bureau (SB) and shall be valid only until December 31, 2020, unless the certificate of Gakken (Philippines), Inc. as the exclusive distributor is earlier terminated by its foreign principal and provided that, it shall have no sub-dealers selling at a lower price.

RESOLVED, this 3rd day of **July 2020** at Quezon City, Philippines.



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*Director, National Resource and Logistics
Management Bureau*
Regular Member

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Chairperson 



CYNTHIA V. ILANO

Officer-in-Charge, Standards Bureau
Provisional Member


Approved

Disapproved



CAMILO G. GUDMALIN

*Undersecretary for Standards and Capacity Building
(Per Special Order No. 3242, Series of 2020)*
(Head of the Procuring Entity/Authorized Representative)



* Designated as Vice-Chairperson in the absence of the Chairperson