



Republic of the Philippines
Supreme Court
Manila

**BIDS AND AWARDS COMMITTEE
FOR GOODS AND SERVICES (SC-BAC-GS)**

NOTICE OF AWARD

August 22, 2023

MS. CHRISTY ANN BARE

Authorized Representative
AEQUUS Enterprise
No. 20B Commonwealth Village 1
Commonwealth Avenue, Brgy. Old Balara
1119 Quezon City

Dear Ms. Bare:

This is to inform you that the Court *En Banc*, through its Resolution dated August 8, 2023 in A.M. No. 18-07-16-SC (*Re: Procurement of Air-conditioning Units for Various Offices of the Supreme Court*), has approved the recommendation of the SC-BAC-GS to **AWARD** the contract for the procurement of air-conditioning units for the different offices of the Supreme Court to **AEQUUS ENTERPRISE** in the amount of **SIX MILLION TWO HUNDRED THOUSAND PESOS (P6,200,000.00)**.

You are therefore advised to submit within a non-extendible period of ten (10) calendar days from receipt the following documents:

- a. Performance Security; and
- b. Signed/received copy of the Notice of Award.

The contract shall be issued at the soonest possible time.

Please be guided accordingly.

Very truly yours,

LILIAN C. BARRIBAL-CO
Assistant Court Administrator
and Chairperson, SC-BAC-GS

Received By:

(Signature above printed name)

(Name of Company & Designation)

(Date and Time of Receipt)

ANNEX "A"

Form of Performance Security	Minimum amount in Percentage (%) of Total Contract Price
Cash or Cashier's/ Manager's Check issued by a Universal or Commercial Bank	Five Percent (5%)
Bank Draft/Guarantee or Irrevocable Letter of Credit issued by a Universal or Commercial bank <i>Note: If issued by a foreign bank, it shall be confirmed or authenticated by a Universal or Commercial bank</i>	
Surety Bond Callable upon demand issued by a surety or insurance company duly certified by the Insurance Commission as authorized to issue such security or a surety bond callable on demand and issued by the GSIS	Thirty Percent (30%)
Performance Securing Declaration <i>(Pursuant to Provision 6 of GPPB Resolution No. 09-2022 dated May 7, 2020)</i>	N/A

REMINDERS:

1. 2016 Revised Implementing Rules and Regulations of R.A. 9184

Section 40. Failure to Enter into Contract and Post Performance Security

- 40.1. If the bidder with the LCRB, HRRB, SCRБ or SRRB fails, refuses or is unable to submit the documents required under Section 37.1 of this IRR or to make good its bid by entering into a contract with the Procuring Entity or post the required Performance Security within the period stipulated in this IRR or in the Bidding Documents, the bid security shall be forfeited and the appropriate sanctions provided in this IRR and existing laws shall be imposed, except where such failure, refusal or inability is through no fault of the said bidder.
- 40.2 In the case of the failure, refusal or inability of the bidder with LCRB or HRRB to submit the documents required under Section 37.1 of this IRR or to enter into contract and post the required Performance Security, as provided in this Section, the BAC shall disqualify the said bidder, and shall initiate and complete the post-qualification process on the bidder with the second Lowest Calculated Bid/Highest Rated Bid: Provided, however, That in the case of Consulting Services, the second Highest Rated Bid has successfully undergone the negotiation stage in accordance with Section 33.2.5 of this IRR. This procedure shall be repeated until the LCRB or HRRB is determined for award. However, if no bidder passes post-qualification, the BAC shall declare the bidding a failure and conduct a re-bidding with re-advertisement. Should there occur another failure of bidding after the conduct of the contract's re-bidding, the Procuring Entity concerned may enter into a negotiated procurement.
- 40.3 In the case of failure, refusal or inability of the bidder with the SCRБ or SRRB to submit the documents required under Section 37.1 of this IRR or to enter into contract and post the required Performance Security, as provided in this Section, the BAC shall disqualify the said bidder, and shall declare the bidding a failure and conduct a re-bidding with re-advertisement and/or posting, as provided for in Sections 21 and 25 of this IRR. Should there occur another failure of bidding after the conduct of the contract's re-bidding, the Procuring Entity concerned may enter into a negotiated procurement.