

PCC BIDS AND AWARDS COMMITTEE (PBAC)

PBAC Resolution No. 201909-0114

RECOMMENDING THE AWARD OF CONTRACT THROUGH DIRECT CONTRACTING TO MAKTI SHANGRI-LA HOTEL AND RESORTS INCORPORATED FOR THE PROVISION OF FOOD FOR THE CONDUCT OF WORKSHOP ON COMPETITION ASSESSMENT FOR APEC PROJECT ENTITLED: COMPREHENSIVE REVIEW OF POTENTIALLY ANTI-COMPETITIVE LAWS AND REGULATIONS

WHEREAS, the Philippine Competition Commission (PCC) has allotted in its *Annual Procurement Plan (APP) CY 2019* with an approved budget for the contract (ABC) of Five Hundred Eighty Six Thousand Pesos (PhP586,000.00) for the “*Provision of Food for the conduct of Workshop on Competition Assessment for APEC Project Entitled: Comprehensive Review of Potentially Anti-Competitive Laws and Regulations*”;

WHEREAS, Section 50 (c) of the revised Implementing Rules and Regulations (IRR) of RA No. 9184 allows procuring entities to use Direct Contracting as an alternative mode of procurement when 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, in the letter sent by APEC dated 22 July 2019, it was mentioned that Makati Shangri-La Hotel is the official venue for the aforesaid 2-day workshop;

WHEREAS, in the letter submitted by Makati Shangri-La Hotel dated 15 August 2019, it certifies that all events and functions held at the Makati Shangri-La Hotel must utilize the in-house food services that are exclusively provided by the Hotel. Furthermore, no sub-dealers exist for food/catering services at the Hotel nor accept outsourced food/catering services;

WHEREAS, Makati Shangri-La Hotel and Resorts Incorporated has tendered a price quotation for the following subscription period:

<i>Particular</i>	<i>Makati Shangri-La Hotel and Resorts Incorporated</i>	
	<i>Unit Cost</i>	<i>Total</i>
<i>Provision of Food for the conduct of Workshop on Competition Assessment for APEC Project Entitled: Comprehensive Review of Potentially Anti-Competitive Laws and Regulations Inclusive date: 5-6 September 2019 # of participants: 100 pax (Buffet Lunch)</i>	<i>PhP 2,929.26 per pax</i>	<i>PhP 585,992.00</i>

WHEREAS, the proposal and price quotation submitted by Makati Shangri-La Hotel and Resorts Incorporated complies with the requirements of PCC and the law;




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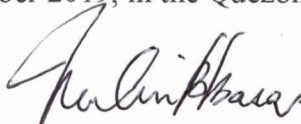



WHEREAS, Section 12 of RA 9184 mandates the BAC shall recommend the award of contract to the Head of Procuring Entity (HOPE) or his/her duly authorized representative.

NOW THEREFORE, the PBAC has **RESOLVED**, as it hereby **RESOLVES** to:

1. Recommend the award of contract through Direct Contracting to *Makati Shangri-La Hotel and Resorts Incorporated* for the procurement of *Provision of Food for the conduct of Workshop on Competition Assessment for APEC Project Entitled: Comprehensive Review of Potentially Anti-Competitive Laws and Regulations* in the total contract amount of *Five Hundred Eighty Five Thousand Nine Hundred Ninety Two Pesos (PhP585,992.00)*, inclusive of all applicable taxes;
2. Recommend to the Head of Procuring Entity the approval of the Notice of Award and Job Order.

DONE, this 2nd day of September 2019, in the Quezon City, Philippines.



ATTY. JOSEPH MELVIN B. BASAS

 PBAC Chairperson



ATTY. FERDINAND B. REDULLA
PBAC Vice-Chairperson



ATTY. LIANNE IVY P. MEDINA
PBAC Member




ALLAN ROY D. MORDENO
PBAC Member

- ON LEAVE -
ARNOLD ROY D. TENORIO
PBAC Member



BENJAMIN E. RADO, Jr.
Provisional Member (EO)

APPROVED:



KENNETH V. TANATE, PHD
Executive Director
and Head of Procuring Entity

