

**MARITIME INDUSTRY AUTHORITY  
PRIMARY BIDS AND AWARDS COMMITTEE**

**IN RE: INVITATION TO APPLY FOR ELIGIBILITY  
AND TO BID FOR THE PROCUREMENT OF JANITORIAL  
SERVICES 2017 FOR THE MARITIME INDUSTRY AUTHORITY**

X-----X

**RESOLUTION**

(On the Motion for Reconsideration filed by LBP Service Corporation)

**Facts of the Case:**

This Resolution pertains to the MOTION FOR RECONSIDERATION OF LBP SERVICE CORP assailing the findings of the Bids and Awards Committee (BAC) that the company is not eligible in that bidding for failing to present the original copy of the Tax Clearance Certificate during the bid opening.

On 17 April at 10:00 A.M. following the published schedule for the opening of bids, the BAC upon examination of the contents of the first envelop tendered by LBP Service Corporation, one of the three bidders found that it only submitted Tax Clearance Certificate certified by the company and not by the issuing agency. However, after being required to present the original copy, it was discovered that it did not have the copy to present. The original copy was presented after the turn of of LBP Service Corporation and during the opening of the bids of the other bidder. Hence the Committee declared LBP Service Corporation as non-eligible to submit a bid proposal. Forthwith, LBP Service Corporation filed this Motion for Reconsideration.

**Issue :**

The central issue to be resolved now is whether or not LBP Service Corporation can be considered eligible?

**Ruling:**

AFFIRMATIVE.

The issue will be resolved based on the provisions of Rule VIII Sections 24.1 and 25.3 (c) and 29 of the 2016 Revised IRR of RA 9184, to wit:

**“Section 24. Eligibility Requirements and Short Listing for Consulting Services**

