



Republic of the Philippines
DEPARTMENT OF JUSTICE
OFFICE OF THE REGIONAL PROSECUTOR
Region IV
San Pablo City, Laguna

BAC RESOLUTION NO. 2023-004

BAC RESOLUTION RECOMMENDING DIRECT CONTRACTING AS AN ALTERNATIVE MODE OF PROCUREMENT AND RECOMMENDING THE AWARD OF CONTRACT TO E-COPY CORPORATION FOR THE PURCHASE OF CONSUMABLES FOR SHARP AR-6031N PHOTOCOPIER

WHEREAS, there is an urgent need to purchase consumables for SHARP AR-6031N Photocopier for the Regional Prosecution Office, Provincial Prosecution and City Prosecution Offices, Region IV;

WHEREAS, the purchase of the aforementioned items is included in the Annual Procurement Plan (APP) for CY 2023 of the National Prosecution Service, Region IV and the most appropriate mode of procurement to resort to is Direct Contracting;

WHEREAS, Section 50 of the Revised Implementing Rules and Regulations of R.A. 9184 provides that Direct Contracting or single source procurement is a method of procurement of Goods that does not require elaborate Bidding Documents. The supplier is simply asked to submit a price quotation or a pro-forma invoice together with the conditions of sale. The offer may be accepted immediately or after some negotiations. Direct Contracting may be resorted to by concerned Procuring Entities under any of the following conditions:

- a) *Procurement of Goods of proprietary nature which can be obtained only from the proprietary source, i.e. when patents, trade secrets, and copyrights prohibit others from manufacturing the same item;*
- b) *When the procurement of critical components from a specific supplier is a condition precedent to hold a contractor to guarantee its project performance, in accordance with the provisions of its contract; or*
- c) *Those 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 Gop.*

WHEREAS, E-Copy Corporation is the sole exclusive distributor in the Philippines of the consumables photocopier machines (SHARP AR-6031N Model) with Certificate of Exclusivity signed by Managing Director Kunihiro Morikita of Kenji Sugimori-Osaka Legal Affairs Bureau;

WHEREAS, upon review of the foregoing details, the BAC found that the above conditions for Direct contracting are satisfied;

*BAC Resolution (PO)
Purchase of Various Consumables for Copier Model: SHARP AR-6031N*

WHEREAS, the BAC received the price quotation, along with its eligibility requirements, for INEO 287 Photocopier consumables from E-Copy Corporation amounting to **ONE HUNDRED EIGHTY SIX THOUSAND SEVEN HUNDRED EIGHTY PESOS ONLY (P 186,780.00)** The BAC, based on their evaluation, found E-Copy Corporation to be responsive and eligible;

NOW, THEREFORE, We the Bids and Awards Committee hereby **RESOLVE**, as it is hereby **RESOLVED**:

1. to recommend the procurement of consumables for Kyocera Photocopier be done through Direct Contracting;
2. to award the contract to Copylandia Office Systems Corporation for the purchase of consumables for INEO 287 Photocopier in the amount of **ONE HUNDRED EIGHTY SIX THOUSAND SEVEN HUNDRED EIGHTY PESOS ONLY (P 186,780.00)**.

DONE in the City of San Pablo, Laguna, this 5TH day of June 2023.

ARP ROGELIO D. RADO, JR
Chairperson

ARP SHAUN HASSEN C. OBSUM
Vice Chairperson

ARP MA. VICTORIA S. LAGMAN
Member

ACP JOHN JOHN A. CABRAL
Member

ACP KATRINA P. HERNANDEZ
Member

Approved/Disapproved:

SARP JOSEF ALBERT T. COMILANG
OIC-Regional Prosecutor