

BAC RESOLUTION NO. 2025-19

07 February 2025

ACCEPTING THE OFFER OF MESSAGING SOLUTIONS PROVIDER, INC. (MSPI) FOR THE PROCUREMENT OF 3,000 PIECES OF INK CARTRIDGE FOR DM-300 POSTAGE METERED MACHINE PURSUANT TO SECTION 50 OF THE 2016 REVISED IRR OF R.A. 9184 AND RECOMMENDING THE AWARD OF THE CONTRACT FOR THE SAID PROJECT TO MESSAGING SOLUTIONS PROVIDER, INC.

WHEREAS, there was a request for the Procurement of 3,000 Pieces of Ink Cartridge for DM-300 Postage Metered Machine from the Office of the Manager, Logistics and Property Management Department with Purchase Request No. 001-01-25 dated 02 January 2025;

WHEREAS, the Approved Budget for the Contract (ABC) for the said procurement project is Php 20,187,000.00, which is in accordance with the approved Annual Procurement Plan (APP) for CY 2025 of this Corporation;

WHEREAS, the said purchase request and other pertinent documents were forwarded to the Bids and Awards Committee (BAC) by the Acting Manager, LPMD in order to facilitate the procurement of the abovementioned project in accordance with R.A. No. 9184 and its 2016 Revised Implementing Rules and Regulations (IRR) and other applicable laws, rules and regulations;

WHEREAS, under circumstances, Section 50 and Annex "H" of the 2016 Revised IRR of R.A. 9184 allows the alternative method of procurement through Direct Contracting, as follows:

"A. DIRECT CONTRACTING

1. **Definition.** *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 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 government.*



To justify the need to procure through the Direct Contracting method, the End-User should conduct a survey of the industry and determine the supply source. In all cases where Direct Contracting is contemplated, the survey must be conducted prior to the commencement of the procurement process. Moreover, the End-User must justify the necessity for an item that may only be procured through Direct Contracting, and it must be able to prove that there is no suitable substitute in the market that can be obtained at more advantageous terms.

2. Procedure

- a) The BAC shall prepare the RFQ or pro-forma invoice together with the terms and conditions of sale, and shall send the same to the identified direct supplier.
- b) Simplified negotiations on the terms and conditions of the contract may be conducted by the BAC to ensure that the supplier is technically, legally and financially capable to deliver the goods at the most advantageous price and contract for the Government.
- c) The BAC shall recommend to the HOPE the award of contract in favor of the supplier. Award of contract shall be made in accordance with Section IV(L) of this Guidelines.”

WHEREAS, as per Certification issued by Pitney Bowes on 03 April 2024, **Messaging Solutions Provider, Inc. (MSPI)** is exclusively providing franking Machines/Postage Meters, Desktop Inserters, Address Printers, and its accompanied parts, consumables and software. MSPI likewise exclusively provides competent technical support, and comprehensive maintenance to the machines;

WHEREAS, **Messaging Solutions Provider, Inc.** submitted its price quotation to BAC for the said project on 03 February 2025 with a bid amount as follows:

NO.	ARTICLE	Quantity	UNIT PRICE	TOTAL AMOUNT
1	Ink Cartridge for DM-300 Postage Metered Machine	3,000	6,729.00	20,187,000.00

WHEREAS, the BAC, through its Technical Working Group (TWG), conducted a negotiation with Messaging Solutions Provider, Inc., regarding the price for the said procurement project;

WHEREAS, after conducting negotiation, Messaging Solutions Provider Inc. submitted its discounted price quotation on 06 February 2025, as follows:

NO.	ARTICLE	Quantity	UNIT PRICE	TOTAL AMOUNT
1	Ink Cartridge for DM-300 Postage Metered Machine	3,000	6,729.00	Php 20,187,000.00
	Less: Special Discount			- 403,740.00
Total Discounted Amount VAT inclusive				Php 19,783,260.00

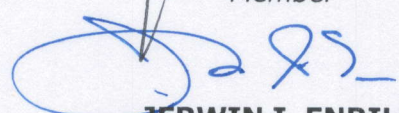
WHEREAS, upon review and evaluation of the request for quotation (RFQ) and other documentary requirements, the TWG recommended to BAC to accept the offer of Messaging Solutions Provider, Inc. and to recommend to the HoPE to award the contract to MSPI for the said procurement project;

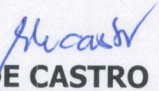
NOW, THEREFORE, FOR AND IN CONSIDERATION OF THE FOREGOING PREMISES, the PHLPost-BAC hereby resolves to accept the offer of **Messaging Solutions Provider, Inc.** (MSPI) and to recommend to the Board of Directors to award the Contract to MSPI for the Procurement of 3,000 Pieces of Ink Cartridge for DM-300 Postage Metered Machine with a total contract price of Nineteen Million Seven Hundred Eighty-Three Thousand Two Hundred Sixty Pesos (Php **19,783,260.00**) pursuant to Section 50 and Annex H of the 2016 Revised IRR of R.A. 9184.

APPROVED, this 7th day of February 2025, Manila.


ENGR. REYNALDO D. CADANO
Member

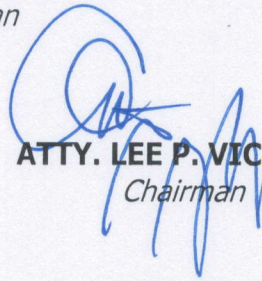

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