



Republic of the Philippines
Department of Education
 REGION IV-A CALABARZON



PU-BR01-2025-187

BAC RESOLUTION

RECOMMENDING TO THE HEAD OF THE PROCURING ENTITY THE DIRECT CONTRACTING AS AN ALTERNATIVE METHOD OF PROCUREMENT AND TO AWARD THE CONTRACT TO PHOENIX EDUCATIONAL SERVICE, INC. FOR THE PROCUREMENT OF SUPPLY AND DOOR TO DOOR DELIVERY OF SUPPLEMENTARY LEARNING RESOURCES (SLRs) FOR LIBRARY HUBS

WHEREAS, DepEd Regional Office IV-A CALABARZON has undertaken procurement of **SUPPLY AND DOOR TO DOOR DELIVERY OF SUPPLEMENTARY LEARNING RESOURCES (SLRs) FOR LIBRARY HUBS**;

WHEREAS, the Approved Budget for the Contract (ABC) is **TWO MILLION EIGHT HUNDRED SIXTY THOUSAND PESOS (Php2,860,000.00)**;

WHEREAS, DepEd Central Office and DepEd Region IV-A CALABARZON conducted a separate market scoping to determine the availability, quality and indicative pricing of locally developed and commercially available Supplementary Learning Resources (SLRs) that align with DepEd Curriculum and support the diverse learning needs of Filipino learners across grade levels and subject areas;

WHEREAS, the market scoping also aimed to identify potential publishers, suppliers and resource developers with existing SLRs that have undergone quality assurance and are suitable for classroom, library hub or home-based use;

WHEREAS, the activity also aimed to evaluate the cost-effectiveness of various SLRs by comparing pricing across suppliers, ensuring the selected materials provide the best possible learning outcomes without compromising educational integrity and budget efficiency;

WHEREAS, Section 48.1, Rule XVI of the Revised IRR of Republic Act No. 9184 otherwise known as the "Government Procurement Reform Act" provides that in order to promote economy and efficiency, the procuring entity may resort to any of the alternative methods of procurement provided that the most advantageous price for the Government is obtained;

WHEREAS, Section 50 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;

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- 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, Item no. 3 of DepEd Order No. 014, s. 2024 entitled "Amendment to DepEd Order No. 24, s. 2023 (Guidelines on the Provision of Supplementary Learning Resources for Public School Libraries and Library Hubs)" is amended as follows:

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- 3. Item V.A, No. 2 (Procurement Activities) of the enclosure to DO 024, s. 2023 is amended as follow:

A.2 Procurement Activities

When utilizing Central Office (CO)-downloaded funds, the procurement of SLRs for library hubs shall be conducted at the regional level, while the procurement of SLRs for school libraries shall be conducted at the division level. However, the schools division offices (SDOs) and schools that are implementing units (Ius) are not precluded from conducting procurement activities for SLRs using the scoping and evaluation process as herein provided when utilizing any allowable funds from other resources.

Competitive/public bidding or any of the alternative methods of procurement may be used in the procurement of SLRs.

Bidding requirements and procedures, whether for competitive/public bidding or alternative methods of procurement, shall be undertaken in accordance with the provision of RA 9184 and its IRR and other relevant rules and regulations.

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WHEREAS, as gleaned from the above-cited provision in D.O. No. 014, s. 2024, the DepEd Regional Offices are given the discretion to either procure the said SLRs through competitive/public bidding or any of the alternative methods of procurement;

WHEREAS, the BAC unanimously decided to recommend to the Head of the Procuring Entity (HoPE) the Alternative Mode of Procurement through Direct Contracting in lieu of Competitive Bidding for the procurement of Supplementary Learning Resources (SLRs) as enumerated in the letter request of the End-User, **PHOENIX EDUCATIONAL SERVICE, INC.** in view of the cogent reason that such entity is the sole/exclusive distributor and/or authorized distributor of the title requested by the End-user;

WHEREAS, the BAC sent an RFQ to **PHOENIX EDUCATIONAL SERVICE, INC.** for the said project;

WHEREAS, in response, **PHOENIX EDUCATIONAL SERVICE, INC.** submitted its quotation/proposal for the project with a total bid price of **TWO MILLION EIGHT HUNDRED SIXTY THOUSAND PESOS (Php2,860,000.00)**;

WHEREAS, upon review of the foregoing details, the BAC found that the above conditions for direct contracting are satisfied. **PHOENIX EDUCATIONAL SERVICE, INC.** provided certificate of registration of the enumerated titles of the Supplementary Learning Resources (SLRs) products offered;

WHEREAS, the bid submitted by **PHOENIX EDUCATIONAL SERVICE, INC.** is compliant with its proposal in the total amount of **TWO MILLION EIGHT HUNDRED SIXTY THOUSAND PESOS (Php2,860,000.00)**;

NOW, THEREFORE, the BAC hereby **RESOLVES**, as it hereby **RESOLVED**:


1. To **RECOMMEND** the approval of Direct Contracting as Alternative Method of Procurement; and
2. To **RECOMMEND** to the Head of the Procuring Entity the award of the contract to **PHOENIX EDUCATIONAL SERVICE, INC.** in the amount of **TWO MILLION EIGHT HUNDRED SIXTY THOUSAND PESOS (Php2,860,000.00)**.

DONE, at DepEd Regional Office IV-A CALABARZON, this 10th of July 2025.

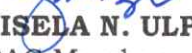

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Provisional BAC Member

 ☒ **APPROVED** ☐ **DISAPPROVED:**


ATTY. ALBERTO T. ESCOBARTE, CESO II
Head of the Procuring Entity