



VISAYAS
STATE UNIVERSITY
VISCA, CITY OF BAYBAY, LEYTE

**OFFICE OF THE SECRETARY OF
THE BOARD AND THE UNIVERSITY**

Republic of the Philippines
VISAYAS STATE UNIVERSITY
Visca, Baybay, Leyte

BOR RESOLUTION NO. 68, s. 2015

**A RESOLUTION APPROVING THE NOTICE TO PROCEED AND AWARD OF CONTRACT IN FAVOR OF JGS CONSTRUCTION, TO START THE CONSTRUCTION OF THE FOOD INNOVATION LABORATORY BUILDING IN THE VISAYAS STATE UNIVERSITY MAIN CAMPUS, VISCA, CITY OF BAYBAY, LEYTE
SUBJECT TO THE PROVISIONS OF REPULIC ACT 9184**

WHEREAS, the Leyte State University was created by virtue of Republic Act 9158 which converted the then Visayas State College of Agriculture (ViSCA) into a state university last 11 August 2001 which was later renamed Visayas State University (VSU) by virtue of R.A. 9437;

WHEREAS, Section 4 of R.A. 9158 specifically provides that the University "*shall have the general powers of a corporation as set forth in the Corporation Law. The Administration of the University and the exercise of its powers shall be vested exclusively in the Board of Regents*";

WHEREAS, Section 7 of RA 9158 provides: "*The Board shall have the following specific powers and duties in addition to its general power of administration and the exercise of the powers granted to the Board of Directors of a corporation under Section 36 of the Batas Pambansa Blg. 68, otherwise known as the Corporation Code of the Philippines*";

WHEREAS, Paragraph (B) of R.A. 9158 empowers the Governing Board "*to receive and appropriate all sums as may be provided for the support of the University in the manner it may determine, in its discretion, to carry out the purposes and functions of the University*";

WHEREAS, Section 37 of Article XI of Republic Act 9184 provides: "*Within a period not exceeding fifteen (15) calendar days from the determination and declaration by the BAC of the Lowest Calculated Responsive Bid or Highest Rated Responsive Bid, and the recommendation of the award, the Head of the Procuring Entity or his duly authorized representative shall approve or disapprove the said recommendation,; in case of approval, the Head of the Procuring Entity or his duly authorized representative, shall immediately issue the Notice of Award to the bidder with the Lowest Calculated Responsive Bid or Highest Rated Responsive Bid.*

Within ten (10) calendar days from receipt of the Notice of Award, the winning bidder shall formally enter into contract with the Procuring Entity. When further approval of higher authority is required, the approving authority for the contract shall be given a maximum of twenty (20) calendar days to approve or disapprove it.

The Procuring Entity shall issue the Notice to Proceed to the winning bidder not later than seven (7) calendar days from the date of approval of the contract by the appropriate authority. All notices called for by the terms of the contract shall be effective only at the time of receipt thereof by the contractor."

BOR Resolution No. 68, s. 2015 - A Resolution Approving the Notice to Proceed and Award of Contract in Favor of JGS Construction, to Start the Construction of the Food Innovation Laboratory Building in the Visayas State University Main Campus, ViSCA, City of Baybay, Leyte, *Subject to the Provisions of Republic Act 9184.*

WHEREAS, Section 38 of Article XI of R.A. 9184 provides: *“The procurement process from the opening of the bids up to the award of contract shall not exceed three (3) months, or a shorter period shall be determined by the procuring entity concerned. Without prejudice to the provisions of the preceding section, the different procurement activities shall be completed within reasonable periods to be specified in the IRR.*

If no action on the contract is taken by the Head of the Procuring Entity or by his authorized representative, or by the concerned Board, in the case of government-owned and/or –controlled corporations, within the periods specified in the preceding paragraph, the contract concerned shall be deemed approved.”

WHEREAS, the VSU Bids and Award Committee has determined that the JGS Construction is the bidder with the **Lowest Calculated and Responsive Bid (LCRB)** for the **Construction of the Animal Disease Research and Diagnostic Laboratory in the Visayas State University Main Campus, ViSCA, City of Baybay, Leyte;**

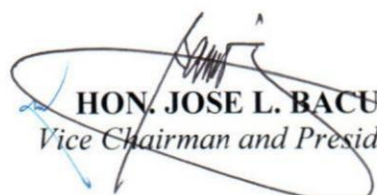
WHEREAS, the VSU Bids and Award Committee is recommending to the Board of Regents, through the University President, the approval of the Notice of Award and the Award of Contract to DT & C Construction for the construction of the Animal Disease Research and Diagnostic Laboratory in the Visayas State University Main Campus, ViSCA, City of Baybay, Leyte.

THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED to Approve the Notice to Proceed and Award of Contract to JGS Construction for the construction of the Animal Disease Research and Diagnostic Laboratory in the Visayas State University Main Campus, ViSCA, City of Baybay, Leyte, effective upon BOR approval.

IN WITNESS of our approval thereof, we hereby affix our signatures this 10th day of October 2015 at LNU Conference Hall, Leyte Normal University, Tacloban City, Leyte.

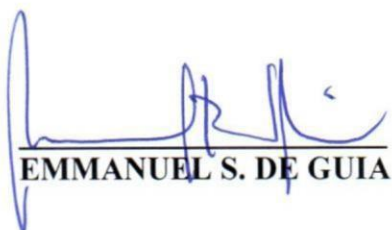
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*CHED Commissioner and Chairperson
VSU-Board of Regents*


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Vice Chairman and President, VSU

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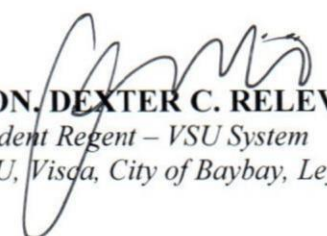

EMMANUEL S. DE GUIA


Represented by:



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National Economic & Dev. Authority-RO8
Gov't. Center, Palo, Leyte*


HON. LEO P. CAÑEDA
*Regional Executive Director
Department of Agriculture-RO8
Tacloban City*


HON. DEXTER C. RELEVO
*Student Regent – VSU System
VSU, Visca, City of Baybay, Leyte*


HON. DEOGRACIAS E. PERNITEZ
*Vice Pres., VSU Federated Alumni Assn.
VSU, Visca, City of Baybay, Leyte*


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*Faculty Regent – VSU Faculty Association
VSU, Visca, City of Baybay, Leyte*

Private Sector Representatives: