



**EMBASSY OF THE REPUBLIC OF THE PHILIPPINES**  
**フィリピン 共和国 大使館**  
**TOKYO, JAPAN**

**BIDS AND AWARDS COMMITTEE**

**BAC RESOLUTION NO. 2023-009**

**RESOLUTION RECOMMENDING, BY REFERENDUM, TO THE HEAD OF POST OF THE PHILIPPINE EMBASSY IN TOKYO, JAPAN TO RESORT TO NEGOTIATED PROCUREMENT FOR HIGHLY TECHNICAL CONSULTANT, AS AN ALTERNATIVE METHOD OF PROCUREMENT UNDER R.A. 9184, THE AWARD TO CHEF MARGARITA FORÉS OF SOSTANZA INC. FOR THE PROCUREMENT OF HER SERVICES AS HIGHLY TECHNICAL CONSULTANT FOR THE PROJECT “COCKTAIL RECEPTION FEATURING PHILIPPINE CUISINE FROM LUZON, VISAYAS AND MINDANAO IN COMMEMORATION OF THE 67TH ANNIVERSARY OF THE NORMALIZATION OF DIPLOMATIC RECEPTION OF THE PHILIPPINES AND JAPAN”.**

**WHEREAS**, the Philippine Embassy in Tokyo (Tokyo PE) will hold a cocktail reception featuring Philippine cuisine from Luzon, Vizayas and Mindanao in commemoration of the 67th Anniversary of the Normalization of Diplomatic reception of the Philippines and Japan on 29 July 2023 from 6:00 PM to 7:30 PM at the Official Residence of the Ambassador in Kudan;

**WHEREAS**, Tokyo PE’s Cultural Section intends to serve the Japanese and foreign guests a delectable culinary journey of the Philippines to be prepared by renowned Filipino Chef Margarita Forés and her team from Philippines;

**WHEREAS**, Chef Forés, the CEO and President of Sostanza Inc., is renowned as Asia’s Best Female Chef and appointed as **Ambassador for Gastronomy Tourism** during the 23rd United Nations World Tourism Organization Congress;

**WHEREAS**, Tokyo PE intends to engage the services of Chef Forés for the successful implementation of this project;

**WHEREAS**, the planning and arrangement of the cocktail reception featuring Philippine cuisine is included in Post’s Project Procurement Management Plan (PPMP);

**WHEREAS**, this program is part of the activities covered by the Php7,000,000 funds from NCCA in its Memorandum of Agreement (MOA) with the Embassy of Republic of the Philippines entered into on 1 June 2023;

**WHEREAS**, it intends to use the approved budget of **One Million Three Hundred Thousand Pesos (Php1,300,000)**, chargeable against NCCA funds;

**WHEREAS**, Republic Act No. 9184, otherwise known as the *Government Procurement Reform Act* and its Implementing Rules and Regulations prescribe for the modernization, standardization and regularization of the procurement of the government;

**WHEREAS**, under Sec. 48 of R.A. 9184, any of the Alternative Methods of Procurement may be resorted to, subject to the prior approval of the Head of the Procuring Entity or his duly authorized representative, and whenever justified by the conditions provided in the Act, in order to promote economy and efficiency;

**WHEREAS**, under Sec. 21.2.1 of the IRR of R.A. 9184, the Procuring Entity may dispense with the advertisement in the newspaper and posting requirement when resorting to alternative methods of procurement;

**WHEREAS**, CIR-397-BAC-2018 dated 15 February 2018 and CIR-2354-OUA-2019 dated 15 October 2019 provided GPPB Resolution No. 28-2017 dated 31 July 2017, prescribing guidelines for overseas procurement of goods and services, infrastructure and consulting services;

**WHEREAS**, under the same resolution, Foreign Service Posts will not be required to post their procurement activities in the PHILGEPS website until the corresponding facility has become available through the PhilGEPS Modernization Project, the requirement of advertisement of procurement projects through newspapers was dispensed, as well as documentary requirements are relaxed to take into consideration the usual trade and business practices of the host country;

**WHEREAS**, under Sec. 53.7 of R.A. 9184, Negotiated Procurement is a method of procurement of Goods, Infrastructure Projects and Consulting services, whereby the Procuring Entity directly negotiates a contract with a technically, legally, and financially capable supplier, contractor or consultant in case of individual consultants hired to do work that is (i) highly technical or proprietary; or (ii) primarily confidential or policy determining, where trust and confidence are the primary consideration for the hiring of the consultant; Provided, however that the term of the individual consultants shall, at the most, be on a six month basis, renewable at the option of the appointing HOPE, but in no case shall exceed the term of the latter;

**WHEREAS**, the services of Chef Forés for the cocktail reception featuring Philippine cuisine in collaboration with NCCA are highly technical or proprietary and fall under Sec.53.7 of R.A. 9184;

**WHEREAS**, Chef Forés of Sostanza Inc. submitted an official quotation of **One Million Two Hundred Fifteen Thousand Pesos (Php1,215,000)**, in accordance with the attached proposal/terms of reference;

**WHEREAS**, the BAC conducted due diligence inquiries on the selection of Chef Forés of Sostanza Inc. as consultant and main chef to prepare the Philippine cuisine and found her to be technically, legally, and financially capable service provider at the most advantageous price and contract for the Government.

**NOW, THEREFORE**, in light of the foregoing considerations, WE, the Members of the Bids and Awards Committee, hereby **RESOLVE** to:

**RECOMMEND, by referendum**, to the Head of the Procurement Entity (HOPE) of the Philippine Embassy in Tokyo, Japan, to resort to **Negotiated Procurement under Highly Technical Consultant**, as an alternative mode of procurement under **Sec. 53.7, R.A. 9184**, the award of the Contract to Chef Margarita Forés, for the procurement of her consultancy services for the Philippine Embassy's project "Cocktail reception featuring Philippine cuisine from Luzon, Vizayas and Mindanao in commemoration of the 67th Anniversary of the Normalization of Diplomatic reception of the Philippines and Japan" on 29 July 2023 from 6:00 PM to 7:30 PM at the Official Residence of the Ambassador in Kudan, for the total amount of **One Million Two Hundred Fifteen Thousand Pesos (Php1,215,000)**.

Adopted this 11th day of July 2023 in Tokyo, Japan.



**ROBESPIERRE L. BOLIVAR**  
Chairperson



**EVANGELINE T. ONG JIMENEZ-DUCROCQ**  
Vice Chairperson



**CHARMAINE A. SERNA-CHUA**  
Member



**MARY JOY B. RAMIREZ**  
Member



**JAN KENNETH T. BOLANTE**  
Member

Approved:



**MYLENE J. GARCIA-ALBANO**  
Ambassador

Head of the Procuring Entity  
Date Approved: 11 July 2023



**EMBASSY OF THE REPUBLIC OF THE PHILIPPINES**  
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**NOTICE OF AWARD**

Date: 12 July 2023

Sir:

Please be informed that, upon the recommendation of the Bids and Awards Committee (BAC) of the Philippine Embassy in Tokyo, Japan, as contained in its Resolution No.2023-009 dated 11 July 2023, the Philippine Embassy in Tokyo is awarding to **Chef Margarita Forés of Sostanza Inc.**, for the procurement of her **consultancy services for the Philippine Embassy's project "Cocktail reception featuring Philippine cuisine from Luzon, Visayas and Mindanao in commemoration of the 67th Anniversary of the Normalization of Diplomatic reception of the Philippines and Japan on 29 July 2023, for the total amount of One MillionTwo Hundred Fifteen Thousand Pesos (Php1,215,000) only inclusive of taxes and other lawful charges, subject to the Department of Foreign Affairs' existing accounting and auditing requirement and subject to the signing of the Contract.**

Very truly yours,

**MYLENE J. GARCIA-ALBANO**

Ambassador

Head of the Procuring Entity

**MS. MARGARITA FORÉS**

Chef, CEO and President

Sostanza, Inc.

Cyberpark Tower 1, Araneta City, Philippines



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**NOTICE TO PROCEED**

Date: 13 July 2023

Sir:

Please be informed that pursuant to the Notice of Award dated 12 July 2023 issued by the Philippine Embassy in Tokyo, **Chef Margarita Forés of Sostanza Inc.** is hereby given this **Notice to Proceed** for the procurement of her **consultancy services for the Philippine Embassy's project "Cocktail reception featuring Philippine cuisine from Luzon, Visayas and Mindanao in commemoration of the 67th Anniversary of the Normalization of Diplomatic reception of the Philippines and Japan on 29 July 2023, for the total amount of One MillionTwo Hundred Fifteen Thousand Pesos (Php1,215,000) only inclusive of taxes and other lawful charges.**

This Notice is issued in accordance with the requirements of Republic Act No. 9184, otherwise known as the "Government Procurement Act of 2003.

Very truly yours,

**MYLENE J. GARCIA-ALBANO**

Ambassador

Head of the Procuring Entity

**MS. MARGARITA FORÉS**

Chef, CEO and President

Sostanza, Inc.

Cyberpark Tower 1, Araneta City, Philippines