

GENERAL SERVICES ADMINISTRATION

REGULATIONS NUMBER 5

"FORMAL BIDS REGULATIONS"

No. 2699
Date August 29, 1980 2:30 p.m.

Approved: Pedro R. Vázquez
Secretary of State

By: *Luis E. Delgado*
Assistant Secretary of State

AMENDMENT of Article 70 to add a paragraph at the end of

clause 6. a. 2) b) (1) (b), so that it reads as follows:

ARTICLE 70: PURPOSE AND ADOPTION OF AWARD RULES

- 1.....
- 2.....
- 3.....
- 4.....
- 5.....
- 6. Whole Reject

All proposals received in a Formal Bid may be rejected in the following cases.

a. Unacceptable Offers

- 1) Proposals shall be considered unacceptable when they
 - a) Do not comply with the specifications;
 - b) Do not comply with the conditions;
 - c) The prices offered are unreasonably high.

2) Action In Order

When all proposals received are unacceptable, the following shall proceed:

- a) In the case of construction works, these may be done by administration.
- b) A new formal bid; shall be called.

(1) If upon calling the new bid the original situation for which all proposals were rejected should arise, the procedure below shall be followed:

(a) If the rejection was due to unreasonable price or non-compliance with conditions

The Office may be authorized to proceed in the acquisition of the goods, works, or services at issue, by negotiating the price or the conditions proposed with the rejected bidders who complied with the specifications, in accordance with the Acquisition Regulations.

(b) If the rejection was due to No-Compliance with Specifications

The Board shall return the case to the Office so it may be contact the petitioning agency for the amendment of specifications, so they may be more atuned to present open market conditions and a new formal bid shall be called with the ammended specifications.

A new bid will not be considered if it is justify in a reasonable way that the time to be used to prepare and award the new bid will affect adversely the beginning, development and use of the work or item according to its planification and necessity. If there is no such justification the initial procedure will continue as indicated by clause 6 of this Article 70.

EFFECTIVENESS:

This amendment shall enter in effect thirty (30) days after its presentation at the Department of State of the Commonwealth of Puerto Rico, according to the provision of Public Law Number 112 of June 30, 1957, as amended; beter known as the "Regulation Act of 1958".

Approved in San Juan, Puerto Rico on the ^{27th} day of ^{August} of 1980.


LEOPOLDO MERCADO SANTINI
ADMINISTRATOR