



Republic of the Philippines
NATIONAL PRIVACY COMMISSION

BIDS AND AWARDS COMMITTEE
BAC Resolution No. 013-2022, Series of 2022

**RECOMMENDING THE AWARD OF CONTRACT
FOR TELEPHONE - LANDLINE**

WHEREAS, the National Privacy Commission (NPC), is the agency mandated to enforce data privacy protection;

WHEREAS, in order to be able to effectively perform its mandate, NPC should have a reliable telephone-landline provider;

WHEREAS, the Government Procurement Policy Board (GPPB) has issued Resolution No. 019-2006 adopting the guidelines on the procurement of water, electricity, telecommunications and internet service providers;

WHEREAS, GPPB Resolution Nos. 019-2006 and 41-2017 recognizes that changing telecommunications provider yearly may prove to be more costly to the government;

WHEREAS, in order to save on the costs, the GPPB allows for the renewal of telecommunication services provided that the procuring entity must first assess the quality of services provided by its current supplier, compare the cost charged and the range of services it offers as against other service providers in the area;

WHEREAS, upon assessment, the current service provider continue to display acceptable quality of service and did not commit any violation of the contract as evidenced by the Certificate of Acceptance issued by the end-user herein attached as Annex "A". Further, the Assessment and Certificate of Services of Landline Subscription issued by the end-user, herein attached as Annex "B" and "C", showed that it is more advantageous for the NPC to renew its contract with the current provider than engage the service of a new one;

WHEREAS, as of 30 March 2022, the current service provider, **PLDT, Inc.**, has submitted most of the documentary requirements for renewal save for its Omnibus Sworn Statement, as mandated under RA 9184;

WHEREAS, pursuant to the provisions of GPPB Resolution No. 019-2006 and 41-2017, the management of NPC saw it fit to renew the contract of its current service provider, **PLDT, Inc.**, with the contract commencing from 1 April 2022 until 31 December 2022;

NOW, THEREFORE, for and in consideration of the foregoing, WE, the members of the NPC Bids and Awards Committee (NPC-BAC), hereby RESOLVE, as it is hereby RESOLVED, to

The original of this document (containing only the BAC member's signature) is in digital format

Ref No.: 010-2022

NPC_BAC_RESO-V1.0, R0.0, 05 May 2021



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recommend the renewal of the contract for the NPC's telephone – landline services, in accordance with GPPB Resolution Nos. 019-2006 and 41-2017 with **PLDT, INC.**, *provided that* prior to the first payment of the services, PLDT will submit a copy of the duly accomplished and notarized Omnibus Sworn Statement, with applicable attachments, in compliance with RA 9184 and GPPB Resolution No. 21-2017.

RESOLVED this 30th day of March 2022 via combination of on-site and videoconference meeting.

ATTEST:


Digitally signed by Ragsag
Jonathan Rudolph Yandan
JONATHAN RUDOLPH Y. RAGSAG
OIC-Chief, DSTSD
BAC Member



Digitally signed
by Mendoza
Ma Josefina
Eusebio
ATTY. MA. JOSEFINA E. MENDOZA
Attorney IV, LD
BAC Member


Digitally signed
by Milanes
Rainier Anthony
Mabias
ATTY. RAINIER ANTHONY M. MILANES
Chief, CMD
BAC Member

On official business
ATTY. IVY GRACE T. VILLASOTO
Attorney V, PDD
BAC Vice Chairperson


Digitally signed by Patula Maria
Theresita Elnar
Date: 2022.03.31 15:32:02 +08'00'
ATTY. MARIA THERESITA E. PATULA
Director IV, LEO
BAC Chairperson

APPROVED:


Digitally signed
by Naga John
Henry Du
ATTY. JOHN HENRY DU NAGA
Privacy Commissioner
Head of the Procuring Entity
Date: 31 March 2022

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NPC_BAC_RESO-V1.0, R0.0, 05 May 2021



Republic of the Philippines
NATIONAL PRIVACY COMMISSION

NOTICE OF AWARD

Date Issued: **MAR 31 2022**



PLDT, Inc.
8/F MGO Bldg. Dela Rosa Street,
Brgy. San Lorenzo, Makati City

Dear 

Please be advised that upon the recommendation of the NPC Bids and Awards Committee, per BAC Resolution No. 013-2022 series of 2022, the contract for the procurement of Telephone-Landline amounting to **Four Hundred Sixty-Four Thousand Seven Hundred Forty-Three Pesos and forty-four centavos (P 464,743.44), VAT inclusive, for a contract period of Nine (9) months or until December 31, 2022**, is hereby awarded to PLDT, Inc., consistent with Republic Act No. 9184 and its 2016 Revised Implementing Rules and Regulations.

Very truly yours,

ATTY. JOHN HENRY D. NAGA

Privacy Commissioner
Head of the Procuring Entity

MAR 31 2022

Conforme:



PLDT, Inc.
8/F MGO Bldg. Dela Rosa Street,
Brgy. San Lorenzo, Makati City
Date: **MAR 31 2022**

Ref No.: 007-2022

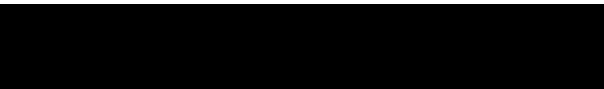
NPC_BAC_NOA-V1.0, R0.0, 05 May 2021



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NATIONAL PRIVACY COMMISSION

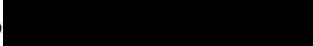
NOTICE TO PROCEED

Date Issued: APR 01 2022



PLDT Inc.
Ramon Cojuangco Building, Makati Ave.,
Makati City,

Dear 

Notice is hereby given to  for the commencement of the procurement for the **TELEPHONE-LANDLINE** for the National Privacy Commission at the Philippine International Convention Center (PICC) in accordance with the terms and conditions of the attached Telephone (Landline) Renewal Agreement.

Kindly acknowledge receipt and acceptance of this notice by signing both the copies in the space provided below. Keep one (1) copy and return the other to the NPC within three (3) days upon receipt of this notice.

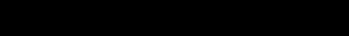
Very truly yours,

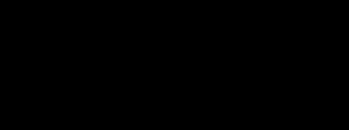


ATTY. JOHN HENRY D. NAGA
Head Of the Procuring Entity



I acknowledge receipt of this notice on April 01, 2022

Name of the authorized representative of the Bidder 

Signature of the authorized representative 

TELEPHONE (LANDLINE) RENEWAL AGREEMENT

KNOW ALL MEN BY THESE PRESENTS:

This Telephone (Landline) Renewal Agreement ("Agreement") is made and entered into by and between:

The **NATIONAL PRIVACY COMMISSION**, a national government agency created by virtue of Republic Act No. 10173 or the Data Privacy Act of 2012, with office address at the 5th Floor, Delegation Building Philippine International Convention Center, Vicente Sotto Street, Pasay City, Metro Manila, Philippines, herein represented by its Privacy Commissioner, **ATTY. JOHN HENRY D. NAGA** (hereinafter referred to as the "NPC" or the "COMMISSION");

- and -

PLDT INC., a corporation duly organized and existing under and by virtue of Philippine laws, with principal office at Ramon Cojuangco Building, Makati Ave., Makati City, herein represented by its [REDACTED]

(hereinafter referred to as the "PROVIDER");

(The NPC and the PROVIDER shall hereinafter be referred to collectively as the "PARTIES.")

WITNESSETH: That -

WHEREAS, on 13 January 2021, NPC and the PROVIDER entered into a 12- month contract for Trunkline and Managed PABX subscription (the "Existing Services"), which was subsequently renewed/extended until 31 March 2022. A copy of the contract dated 12 January 2021 is attached and made an integral part of this Agreement as ANNEX "A";

WHEREAS, the NPC sees the need to renew the subscription of the Existing Services for another year, or from 01 April 2022 until 31 December 2022;

WHEREAS, the end-user has submitted its assessment, supported with a certification by the NPC Network and Infrastructure Specialist as approved by the HoPE, favorably recommending the continued subscription for the Existing Services provided by the PROVIDER;

WHEREAS, the Existing Service is covered by an approved budget of Php620,000.00 which is included in the NPC's 2022 Annual Procurement Plan (APP);

WHEREAS, on 31 January 2022 the NPC Accountant issued a Certificate of Availability of Funds (CAF) amounting to Php 620,000.00. A copy of the CAF is hereto attached as ANNEX "B" and made an integral part of this Agreement.

WHEREAS, GPPB Resolution Nos. 019-2006 and 41-2017 recognize that changing telecommunications providers yearly may prove to be more costly to the government;

WHEREAS, in order to save on the costs, the GPPB allows for the renewal of telecommunication services provided that the procuring entity must first assess the quality of services provided by its current supplier, compare the cost charged and the range of services it offers as against other service providers in the area;

WHEREAS, the Privacy Commissioner of the National Privacy Commission approved the NPC - BAC Resolution No. 013-2022, Series of 2022 Recommending the renewal of the contract for the Existing Services from 01 April 2022 until 31 December 2022 (the "**Renewal Term**") with total contract amount of FOUR HUNDRED SIXTY-FOUR THOUSAND SEVEN HUNDRED FORTY-THREE PESOS AND FORTY-FOUR CENTAVOS ONLY (Php 464,743.44);

NOW THEREFORE, the NPC and the PROVIDER hereby agree as follows:

1. The terms and conditions of the Original Contract shall be read and construed as part of this Agreement, and all terms and conditions of the Original Contract which are not inconsistent with this Agreement shall remain unchanged and in full force and effect during the Renewal Term. In addition to Annex A, also incorporated in this Agreement are the Renewal Agreement for the period 30 December 2019 to 12 January 2020, 13 January 2020 to 12 January 2021 and 13 January 2021 to December 31, 2021 (collectively, "**Original Contract**") respectively. Except as expressly amended hereunder, the Existing Services shall be provided in accordance with the Original Contract.
2. This Agreement, which further renews/extends the Original Contract between the PARTIES, shall be effective within the Renewal Term. Unless otherwise extended in accordance with applicable laws, the Original Contract shall terminate at the end of the Renewal Term.
3. The NPC hereby covenants to pay the PROVIDER, in consideration of the provision of the Existing Service during the Renewal Term, the total contract amount of FOUR HUNDRED SIXTY-FOUR THOUSAND SEVEN HUNDRED FORTY-THREE PESOS AND FORTY-FOUR CENTAVOS ONLY (Php 464,743.44), Philippine currency, inclusive of value-added tax, as well as such other sum as may become payable under the provisions of the Original Contract, at the time and in the manner prescribed by the Original Contract.

[signature page follows]



IN WITNESS WHEREOF, the PARTIES hereto have signed this Agreement this day
of APR 01 2022.

NATIONAL PRIVACY COMMISSION

PLDT INC.

By:

By:


ATTY. JOHN HENRY D. NAGA
Privacy Commissioner




JENSEN JOY L. BALLICUD
Accountant II

Signed in the Presence of:


MARLON RUBEN N. FABRICANTE
Chief, Administrative Services Division

Signature over Printed Name

Signature over Printed Name

[Acknowledgment page follows.]

ACKNOWLEDGMENT

BERORE ME, a Notary Public for and in the City of Pasay, Philippines, personally appeared the following:

NAME	GOV'T ISSUED ID/Date issued/ Expiring Date
ATTY. JOHN HENRY D. NAGA	

Known to me to be the same person who executed the foregoing Renewal Agreement and he acknowledged that the same is his true act and voluntary will and deed as well as the true will and deed of the entity he represents. The foregoing instrument consists of four (4) pages, including the Acknowledgment page, and has been signed by the authorized representative of the party on the space above his/her name and on all pages at the margins, including the witness.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal this day of 01 APR 2022 at the City of Pasay, Metro Manila, Philippines.

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NOTARY PUBLIC

ATTY. ROGELIO J. BOLIVAR
NOTARY PUBLIC

Commission No. Adm. Matter No. NP 204 (2021-2022)
IBP O.R. No. 132134 MD 2021 & IBP O.R. No. 133076 MD 2022
PTR O.R. No. 2403255D 1/3/22 / Roll No. 33832 / TIN# 129-871-009
MCLE No. VI-0029583