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**BIDS AND AWARDS COMMITTEE**  
Resolution No. 089-2023, Series of 2023

**RECOMMENDING THE AWARD OF CONTRACT FOR DATA CENTER EQUIPMENT**  
**(APP Item No. 2023-0072)**

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**WHEREAS**, the National Privacy Commission (NPC or Commission) is the agency mandated to administer and implement Republic Act No. 10173 or the Data Privacy Act of 2012 and to monitor and ensure compliance of the country with international standards set for data protection;

**WHEREAS**, the Interim Management Information System (IMISU), acting as the Information and Technology Division of the NPC, is tasked to support, maintain, and implement the Information and Communications Technology (ICT) infrastructure of the NPC;

**WHEREAS**, this procurement has a Certification of Availability of Funds and has been confirmed to be existing as APP Item No. 2023-0072 (Data Center Equipment), amounting to Three Hundred Fifty Thousand Pesos (P350,000.00) chargeable against ICT Equipment (OPERATIONS-CO), under the General Appropriations Act of 2023 (RA No. 11936), programmed in the NPC CY 2023 APP;

**WHEREAS**, Section 53.9 of the Revised Implementing Rules and Regulations (IRR) of Republic Act No. 9184, otherwise known as the "Government Procurement Act", recognizes Small Value Procurement as a method of procuring goods where the amount involved does not exceed the threshold prescribed in Annex "H" of the IRR, provided, that in case of goods, the procurement does not fall under shopping in Section 52;

**WHEREAS**, on 25 October 2023, a Request for Quotation (ROQ) was posted in the PhilGEPS and NPC website, and NPC bulletin board from which only Intellyx IT Solutions submitted a bid;


**WHEREAS**, on 08 November 2023, the National Privacy Commission – Bids and Awards Committee (NPC-BAC) proceeded to evaluate the submitted quotation and determined that Intellyx IT Solutions passed the technical, legal, and financial requirements mandated under RA No. 9184 and its IRR, as well as the submitted Scope of Work, and that Intellyx IT Solutions submitted the single calculated and responsive quotation at a bid price of P345,000.00;

**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 recommend the award of contract for the procurement of Data Center Equipment to **Intellyx IT Solutions** for having the single calculated and responsive quotation in the total amount of **Three Hundred Forty-Five Thousand Pesos (Php345,000.00)**, subject to the presentation of their original documentary requirements upon signing of the Notice of Award (NOA).


RESOLVED this 08<sup>th</sup> day of November 2023 via videoconference meeting.

ATTEST:

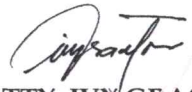
  
Digitally signed  
by Plandor  
Lennard Apora  
**MR. LENNARD A. PLANDOR**  
ITO II, IMISU  
End-User/Provisional Member

  
Digitally signed by  
Fabricante Marlon  
Ruben Natividad  
**MR. MARLON RUBEN N. FABRICANTE**  
Division Chief, ASD  
BAC Member

*On Official Business*  
**MR. ERWIN D. ESPENILLA**  
Head Executive Assistant, OPC  
BAC Member



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

*On Official Business*  
**ATTY. RAINIER ANTHONY M. MILANES**  
Division Chief, CMD  
BAC Member

  
Digitally signed by  
Ivy Grace T.  
Villasoto  
**ATTY. IVY GRACE T. VILLASOTO**  
Division Chief, PDD  
BAC Vice Chairperson

  
Digitally signed by Patula  
Maria Theresita Elnar  
**ATTY. MARIA THERESITA E. PATULA**  
Director IV, LEO  
BAC Chairperson

Approved:

  
**ATTY. JOHN HENRY D. NAGA**  
Privacy Commissioner  
Head of the Procuring Entity  
Date: NOV 17 2023 





Republic of the Philippines  
**NATIONAL PRIVACY COMMISSION**  
5th Floor, Philippine International Convention Center,  
Vicente Sotto Avenue, Pasay City, Metro Manila 1307



## NOTICE OF AWARD

Date Issued: **NOV 17 2023**

[REDACTED]  
Intellyx IT Solutions  
B20 L101 P2 A4 Dalagang Bukid,  
Longos, Malabon City

Dear [REDACTED]

Please be advised that upon the recommendation of the NPC Bids and Awards Committee, per BAC Resolution No. 089-2023 series of 2023, the contract for the procurement of **Data Center Equipment** amounting to **Three Hundred Forty-Five Thousand Pesos (P345,000.00) VAT inclusive**, is awarded to **Intellyx IT Solutions**, 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

Digitally signed  
by Medella Joan  
Theresia Caragay

**NOV 17 2023**

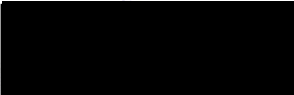

Conforme: [REDACTED]

[REDACTED]  
Intellyx IT Solutions  
Date: **NOV 17 2023**



# PURCHASE ORDER NATIONAL PRIVACY COMMISSION

Entity Name

Supplier : <b>INTELLYX IT SOLUTIONS</b>		P.O. No. : 2023- <b>11-0027</b>															
Address : Longos Dalagang Bukid, Malabon City		Date : <b>20 NOV 2023</b>															
TIN : _____		Mode of Procurement : <u>Small Value Procurement</u>															
Gentlemen: Please furnish this Office the following articles subject to the terms and conditions contained herein:																	
Place of Delivery : <u>NPC OFFICE</u>		Delivery Term : Delivery of item shall be within 45 days from receipt of PO/NTP Installation shall be deliver within 15 days from the <u>delivery/acceptance of item</u>															
Date of Delivery : Delivery of item shall be within 45 days from receipt of PO/NTP Installation shall be deliver within 15 days from the delivery/acceptance of item		Payment Term : <u>LDDAP-ADA</u>															
Stock/ Property No.	Unit	Description	Quantity	Unit Cost	Amount												
	Lot	<b>DATA CENTER EQUIPMENT</b> <b>Specifications:</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th>Item</th> <th>Quantity</th> <th>Total Amount</th> </tr> <tr> <td>COMPRESSOR</td> <td>1</td> <td>345,000.00</td> </tr> </table> 1. FUNCTIONAL DESCRIPTION 2. SERVICE LEVEL AGREEMENT "See attached detailed Technical Requirement Specifications "ANNEX A" <b>WARRANTY (to applicable items)</b> 1. Warranties againts manufacturing defects, as well as parts and service 2. DELIVERY: Warranty Certificate (within One (1) year from date of delivery and acceptance) 3. INSTALLATION: Warranty Certificate (within One (1) year from date of installation and acceptance) 4. Warranty shall commence upon issuance of Inspection and Acceptance Report (IAR) by the Inspection and Acceptance Committee and end-user <b>DELIVERY:</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th>Particular</th> <th>Delivery</th> </tr> <tr> <td>Data Center Equipment (Compressor)</td> <td>Deliver within 45 days from receipt of PO/NTP</td> </tr> <tr> <td>Data Center Equipment Installation</td> <td>Deliver within 15 days from the delivery/acceptance of compressor</td> </tr> </table> Place of Delivery: NPC 5th Floor PICC Complex, Pasay City <b>PAYMENT:</b> 1. Payment shall be processed upon receipt of the following issued by the supplier: Warranty Certificate, Delivery Receipt, Sales Invoice/Statement of Account/Billing Statement, and Completion Report (within 10 days after installation) 2. 100% payment after delivery, installation and issuance of a certificate of acceptance by the NPC Inspection and Acceptance Committee 3. Any delay for each other delivery term indicated above is subject for liquidated damages. In cases of delay in the delivery, the supplier/provider must request for extension on/or before the delivery date and must be duly approved by the Head of the Procuring Entity.	Item	Quantity	Total Amount	COMPRESSOR	1	345,000.00	Particular	Delivery	Data Center Equipment (Compressor)	Deliver within 45 days from receipt of PO/NTP	Data Center Equipment Installation	Deliver within 15 days from the delivery/acceptance of compressor	1	345,000.00	345,000.00
Item	Quantity	Total Amount															
COMPRESSOR	1	345,000.00															
Particular	Delivery																
Data Center Equipment (Compressor)	Deliver within 45 days from receipt of PO/NTP																
Data Center Equipment Installation	Deliver within 15 days from the delivery/acceptance of compressor																
<b>(Total Amount in Words)</b> THREE HUNDRED FORTY FIVE THOUSAND PESOS ONLY																	
In case of failure to make the full delivery within the time specified above, a penalty of one-tenth (1/10) of one percent for every day of delay shall be imposed on the undelivered item/s.																	
<b>NOTICE TO PROCEED:</b> Notice is hereby given that by conforming to this Purchase Order, the Service Provider/Supplier shall proceed with the delivery of the items in accordance with the terms and conditions specified herein to commence from the date of conformance hereunder indicated.																	
Contact Ms. Joel T. Pagnulingan Jr. at (02)8234-2228 local 123 or email at asd@privacy.gov.ph for questions delivery and other concerns.																	
Conforme:  Signature over Printed Name of Supplier <b>28 NOV 2023</b> Date		Very truly yours,  <b>ATTY. MANUEL C. SATUITO</b> Signature over Printed Name of Authorized Official <u>Director IV, FAO</u>															
Fund Cluster : <u>01</u> Funds Available : <u>₱ 345,000.00</u> <b>JOHANA CARLA T. GOMEZ</b> <i>as per PCSO No. 007 s. 2023</i> Signature over Printed Name of Chief Accountant/Head of Accounting Division/Unit		ORS/BURS No. : <u>02-101-2023-11-00650</u> Date of the ORS/BURS: <u>22 NOV 2023</u> Amount : <u>₱ 345,000.00</u>															