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**BIDS AND AWARDS COMMITTEE**  
BAC Resolution No. 090-2024, Series of 2024

**DECLARING THE BID OF FIRST DATA CORP. AS SINGLE CALCULATED AND  
RESPONSIVE BID FOR THE PROCUREMENT OF COMPLIANCE AND SECURITY  
MONITORING COMMAND CENTER (CSMSS)-WEBCLOUD HOSTING  
(APP Item No. 2024-0083)**

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**WHEREAS**, the National Privacy Commission (NPC) 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**, to fulfill its mission and vision to be a world-class regulatory and enforcement agency that is committed to excellence, it should be driven by a competent workforce that is equipped with the necessary ICT infrastructure, software solutions, and tools at its disposal;

**WHEREAS**, in compliance with the "Cloud First Policy" issued by the Department of Information and Communications Technology, the NPC is utilizing a co-location workload for cloud computing to enable ubiquitous, convenient, and on-demand network access to a shared pool of configurable computing resources that can rapidly provide and release with minimal management effort or service provider interaction;

**WHEREAS**, the main objective of procuring Compliance And Security Monitoring Command Center (CSMCC)-Web Cloud Hosting service is to maintain the performance, functionality, and high-availability of all NPC's mission-critical web application and ensure their compatibility with the existing ICT infrastructure setup;

**WHEREAS**, to procure Compliance and Security Monitoring Command Center (CSMCC)-Web Cloud Hosting (Php 10,000,000.00) is charged under the General Appropriations Act of 2024 (RA 11975), programmed under NPC CY 2024 APP with Item No. 2024-0083;

**WHEREAS**, this item of procurement shall be under the mode of Competitive Bidding pursuant to Section 10, Rule IV of the Revised Implementing Rules and Regulations (RIRR) of Republic Act No. 9184 (R.A. No. 9184);

**WHEREAS**, on 02 October 2024, an invitation to Bid (ITB) was posted on PhilGEPS, NPC Bulletin Board, and NPC Website. The Bidding Documents were also made available on the same date;

**WHEREAS**, the Invitation to Observers were also sent to Cybercrime Investigation and Coordinating Center (CICC), Department of Information and Communications Technology (DICT), National Telecommunications Commission (NTC), Sentro ng Alternatibong Lingap Panligal, National Privacy Commission-COA, Makati Business Club, and Philippine Chamber of Commerce and Industry in accordance with Section 13 of the IRR of R.A. No. 9184;

**WHEREAS**, on 09 October 2024, the NPC – Bids and Awards Committee (NPC-BAC) conducted a Pre-Bid Conference where the NPC-BAC discussed the Bidding Documents, Technical Specification and the Guidelines on Electronic Submission and Receipt of Bids and clarificatory questions were raised and answered;

**WHEREAS**, on 05 November 2024, the NPC – Bids and Awards Committee (NPC-BAC) set the deadline of submission at 09:00 A.M. and received one bid submitted by First Data Corp.;

**WHEREAS**, on the same date at 3:30 P.M., the Opening of Bids was conducted and was attended by the prospected bidders;

**WHEREAS**, the NPC-BAC evaluated and inspected the first bid envelope (Technical Components) submitted by the First Data Corp. and has determined that they pass all the eligibility and legal requirements prescribed in accordance with the provisions of the IRR of R.A. No. 9184;

**WHEREAS**, immediately upon determining compliance with the requirements in the first envelope, the NPC-BAC opened the second bid envelope (Financial Proposal) of the First Data Corp. and it was found that their Financial Bid Form is compliant with the standard and declared "Pass";

**WHEREAS**, the NPC-BAC proceed in opening the Price Schedule of the First Data Corp. with respective bid price of Seven Million One Hundred Forty-Two Thousand Eight Hundred Sixty-Six Pesos and 55/100 (Php 7,142,866.55);

**WHEREAS**, on 07 November 2024, the NPC-BAC conducted bid evaluation in accordance with Section 32 of the Revised IRR of RA 9184;

**WHEREAS**, pursuant to the BAC-Technical Working group's (TWG) Bid Evaluation Report reviewed by the NPC-BAC on 07 November 2024, it was found that the bid submitted by the First Data Corp. is complete and provided all the required items in the Bidding Documents. Further, no computation errors and omissions were found;

**WHEREAS**, the NPC-BAC, pursuant to the NPC-BAC TWG Bid Evaluation Report, recommended the bid of First Data Corp. as the Single Calculated Bid and be endorsed for post qualification in accordance with Rule X-Post Qualification under Section 34 of the revised IRR of RA 9184 to determine whether the Bidder has complied with and is responsive to all requirements and conditions as specified;

**WHEREAS**, on 12 November 2024, the bid submitted by First Data Corp. was subjected to post-qualification evaluation. The NPC BAC TWG presented their post-qualification report. The NPC BAC TWG stated that after verification and examination of First Data Corp.'s bidding documents, it was determined that the submission is compliant with the eligibility (Legal, Financial and Technical) requirements under the Revised IRR of R.A. 9184, and thus, passed the post-qualification evaluation. The NPC BAC-TWG recommended that the bid submitted by First Data Corp. be declared as the Single Calculated and Responsive Bid;

**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, that First Data Corp. with the bid amounting to Seven Million One Hundred Forty-Two Thousand Eight Hundred Sixty-Six Pesos and 55/100 (Php 7,142,866.55) be declared as Single Calculated

*The original of this document (containing only the BAC member's signature) is in digital format*  
Ref No.: BAC-24-01031 NPC\_BAC\_RESO-V1.0, R2.0, 04 March 2024



and Responsive Bid and recommend the award of contract for the procurement of Compliance and Security Monitoring Command Center (CSMCC)-Web Cloud Hosting.

**RESOLVED** on 18 November 2024, via combination of on-site and videoconference meeting.

**ATTEST:**

 Digitally signed  
by Dela Cruz  
Conrad Del Monte

**MR. CONRAD D.M. DELA CRUZ**  
CMD  
End-User/Provisional BAC Member

 Digitally signed  
by Fabricante  
Marlon Ruben  
Natividad


**MR. MARLON RUBEN N. FABRICANTE**  
Chief, ASD  
BAC Member

 Digitally signed  
by Cabatu  
Rodolfo Serios Jr

**ATTY. RODOLFO S. CABATU, JR**  
Chief, EnD  
BAC Member

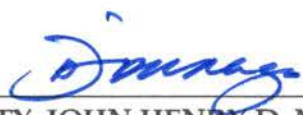

 Digitally  
signed by  
Nieva Aubin  
Romero

**ATTY. AUBIN ARN R. NIEVA**  
Director, DASCO  
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: 22 NOV 2024 



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: 22 NOV 2024




First Data Corp.  
105 B Don P Campos Ave.  
San Agustin III, Dasmariñas Cavite

Dear 

Please be advised that upon the recommendation of the NPC Bids and Awards Committee, per BAC Resolution No. 089-2024 series of 2024, the contract for **COMPLIANCE AND SECURITY MONITORING COMMAND CENTER (CSMCC) - WEB CLOUD HOSTING** amounting to **SEVEN MILLION ONE HUNDRED FORTY-TWO THOUSAND EIGHT HUNDRED SIXTY-SIX PESOS AND 55/100 (Php7,142,866.55)** VAT inclusive, is awarded to **FIRST DATA CORP.** 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  
Mendoza  
Ma Josefina  
Eusebio

Conforme:



Date: 25 NOV 2024

PURCHASE ORDER  
NATIONAL PRIVACY COMMISSION  
Entity Name

Supplier :	FIRST DATA CORPORATION	P.O. No. :	2024- 12 - 0046
Address :		Date :	09 DEC 2024
TIN :		Mode of Procurement :	Competitive Bidding

Gentlemen:  
Please furnish this Office the subject items subject to the terms and conditions contained herein:

Place of Delivery :	National Privacy Commission, 5th Floor, Delegation Building, Philippine International Convention Center, Vicente Sotto Avenue, Pasay City	Delivery Term :	Issuance of the Subscription ID shall be within 15 calendar days from the receipt by the supplier of the Purchase Order (PO)/Notice to Proceed (NTP)
Date of Delivery :	Issuance of the Subscription ID shall be within 15 calendar days from the receipt by the supplier of the Purchase Order (PO)/Notice to Proceed (NTP)	Payment Term :	LDDAP-ADA

Stock/ Property No.	Unit	Description	Quantity	Unit Cost	Amount
	Lot	<b>Compliance and Security Monitoring Command Center (CSMCC) - Web Cloud Hosting</b>  <i>Twelve (12) months subscription duration or as the subscription amount has been fully consumed, inclusive of technical support for the entire duration of the subscription</i>  <b>Specifications:</b> The specifications shall be in accordance with the Technical Requirements/Specifications and all its attachments, attached as "Annex A"  <b>Warranty, Support and Documentation</b> Warranties shall be in accordance with the Technical Requirements/Specifications and all its attachments, attached as "Annex A"  <b>Payment:</b> 1. Payment shall be processed upon issuance of Certificate of Acceptance by End-user  2. Payment shall be made through send bill arrangement and shall be processed upon receipt of the Statement of Account/Billing Statement/Invoice and Delivery Receipt issued by the supplier  <b>Basis of Award:</b> BAC Resolution No. 089-2024, Series of 2024 and Notice of Award (NOA) issued on 22 November 2024	1	7,142,866.55	7,142,866.55



(Total Amount in Words) SEVEN MILLION ONE HUNDRED FORTY-TWO THOUSAND EIGHT HUNDRED SIXTY-SIX PESOS AND 55/100


**NOTICE TO PROCEED:**

Notice is hereby given that by conforming to this Purchase Order, the Supplier shall proceed with the delivery of the item in accordance with the terms and conditions specified herein to commence from the date of conformance hereunder indicated.

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.

Coordination may be made with Ms. Joan P. Del Mundo at +632 5322 1322 or email at asd@privacy.gov.ph for clarifications relative to delivery.

Conforme:	Very truly yours,
	
Signature over Printed Name of Supplier	Signature over Printed Name of Authorized Official
<u>Dec. 20, 2024</u>	
Date	

Fund Cluster : 01	ORS/BURS No. : 02-101-2024-12-00831
Funds Available : 7,142,866.55	Date of the ORS/BURS: 19 DEC 2024
	Amount : 7,142,866.55
Signature over Printed Name of Chief Accountant/Head of Accounting Division/Unit	