



Republic of the Philippines
NATIONAL PRIVACY COMMISSION

BIDS AND AWARDS COMMITTEE
BAC Resolution No.135-2020, Series of 2021

**RECOMMENDING THE AWARD OF CONTRACT FOR THE PROCUREMENT OF
FIREWALL TO MICROGENESIS SOFTWARE INC. DOING BUSINESS UNDER
THE NAME AND STYLE OF MICROGENESIS BUSINESS SYSTEMS AS THE
SINGLE CALCULATED AND RESPONSIVE BIDDER**

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

WHEREAS, in order to protect NPC's internal and external network traffic, the NPC saw it fit to procure firewall licenses under APP Item No. 2020-0078 with an Approved Budget for the Contract (ABC) amounting to Php2,300,000.00;

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 (IRR) of Republic Act No. 9184 (R.A. 9184);

WHEREAS, on 18 November 2020, the National Privacy Commission-Bids and Awards Committee (NPC-BAC) conducted a pre-procurement conference where the details pertaining to this procurement was discussed and clarified;

WHEREAS, on 23 November 2020, the Invitation to Bid was posted in the PhilGEPS and NPC website as well as the NPC bulletin board together with the Bidding Documents. Invitations to observers were also sent in accordance with Section 13 of the IRR of R.A. 9184;

WHEREAS, on 1 December 2020, the Pre-bid Conference was conducted but no prospective bidder was present. However, considering matters that needed to be clarified, the NPC issued a Supplemental Bid Bulletin, a copy of which were furnished to the prospective bidders and published in the NPC website, bulletin board. However, the same was not posted in the PhilGEPS website due to the migration from PhilGEPS Alternative Posting Tool to the new portal (<https://notices.philgeps.gov.ph>). As per Advisory, the PhilGEPS Alternative Posting Tool (<https://notices.philgeps.gov.ph/main/>) where the Invitation to Bid for this procurement item is posted, will only be accessible for search and view of the procurement opportunities and for the posting of awards posted from 1 November 2020 until 27 November 2020, the copy of the Advisory is attached herein as Annex "A";

WHEREAS, the NPC-BAC set the deadline of submission of the Bids on 14 December 2020 at 10:00 a.m. where two (2) bidders, Universal Access and Systems Solutions Phil., Inc. and Microgenesis Software, Inc. doing business under the name and style of Microgenesis Business Systems (Microgenesis), submitted their bids;

WHEREAS, on the same date, at 03:00 p.m., the NPC-BAC proceeded to open the bid submitted and conduct preliminary evaluation to determine the bidders' compliance with the documents required to be submitted for eligibility and for the technical requirements. The NPC-BAC with the assistance of the BAC-Technical Working Group (BAC-TWG) checked the submitted documents of the bidder against a checklist of required documents to ascertain if they are all present, using a non-discretionary "pass/fail" criterion in accordance with Section 25 of the IRR of R.A. 9184;

WHEREAS, upon inspection and evaluation of the eligibility requirements submitted, it was determined that Microgenesis and Universal Access and Systems Solutions Phil., Inc. passed all the eligibility requirements prescribed by the provisions of the IRR of R.A. 9184;

WHEREAS, immediately after determining compliance with the requirements in the first envelope, the BAC opened the second bid envelope (Financial Proposals) of the eligible and technically complying bidders and determined that both passed all the financial requirements with the bid from Universal Access and Systems Solutions Phil., Inc. determined as the Lowest Calculated Bid and Microgenesis' bid coming in second;

WHEREAS, on 16 December 2020, the BAC conducted a bid evaluation on both bids in accordance with Section 30 of the RIRR of RA 9184 and prepared the corresponding

Abstract of Bids as Calculated attached as Annex "B", where the bid of Universal Access and Systems Solutions Phil., Inc. amounting to Php585,000.00 was determined as the Lowest Calculated Bid and was recommended for the conduct of post-qualification evaluation;

WHEREAS, the BAC-TWG proceeded to conduct Post-Qualification Evaluation of the bid submitted by Universal Access and Systems Solutions Phil., Inc. However, it was determined that in the itemized quotation it submitted, only the SNTC 8X5 NBD advance hardware replacement service level was included for all cisco components and the license for Threat Intelligence Malware Update (L-FPR2130T-TM-1Y) for the FPR-2130-NGFW-K9 was not included in the quoted amount, BAC-TWG post-qualification report is herein attached as Annex "C";

WHEREAS, having failed to include all items required in the computation of the bid price proposal as indicated in the Bidding Documents, the bid submitted by Universal Access and Systems Solutions Phil., Inc. failed the post-qualification evaluation pursuant to Section 34 of the RIRR of R.A. 9184;

WHEREAS, on 28 December 2020, the NPC-BAC declared the Universal Access and Systems Solutions Phil., Inc. post-disqualified and accordingly, recommended the post-qualification evaluation of the bid submitted by Microgenesis being the second lowest calculated bid;

WHEREAS, the BAC-TWG proceeded to conduct post-qualification evaluation of the bid submitted by Microgenesis and determined that the same passed the legal, financial and technical requirements, report is herein attached as Annex "D";

WHEREAS, noting no issues in the BAC-TWG Post-Qualification Report, the NPC-BAC moved and seconded to declare the bid by Microgenesis as the Single Calculated and Responsive Bid;

NOW, THEREFORE, for and in consideration of the foregoing, WE, the members of the NPC-BAC, hereby RESOLVE, as it is hereby RESOLVED, to recommend the award for the procurement of the firewall to Microgenesis Software, Inc. doing business under the name and style of Microgenesis Business Systems as having the Single Calculated and Responsive Bid at a bid price of Php1,280,000.00;

RESOLVED this 6th day of January 2021, via combination of on-site and videoconference meeting.

ATTEST:

Sgd.
MR. ERWIN D. ESPENILLA
Executive Assistant IV, OPC
BAC Member

Sgd.
ATTY. AURELLE DOMINIC E. NARAG
Executive Assistant IV
BAC Member


Ragsag Jonathan
Rudolph Yandan
Digitally signed by Ragsag Jonathan Rudolph Yandan
Date: 2021.01.08 09:59:50 +08'00'
JONATHAN RUDOLPH Y. RAGSAG
OIC-Chief, DSTSD
BAC Member

Mendoza Ma
Josefina Eusebio
Digitally signed by Mendoza Ma Josefina Eusebio
Date: 2021.01.08 13:51:47 +08'00'
ATTY. MA. JOSEFINA E. MENDOZA
OIC-Division Chief, Legal Division
BAC Member


Digitally signed by Villasoto Ivy Grace Torres
Date: 2021.01.08 11:55:08 +08'00'
ATTY. IVY GRACE T. VILLASOTO
OIC-Director, PPO
BAC Vice Chairperson

Patula Maria
Theresita Elnar
Digitally signed by Patula Maria Theresita Elnar
Date: 2021.01.08 10:41:50 +08'00'
ATTY. MARIA THERESITA E. PATULA
Director IV, LEO
BAC Chairperson

Approved:


RAYMUND ENRIQUEZ LIBORO
Privacy Commissioner
Head of the Procuring Entity
Date: 25 JAN 2021



Republic of the Philippines
NATIONAL PRIVACY COMMISSION

NOTICE OF AWARD

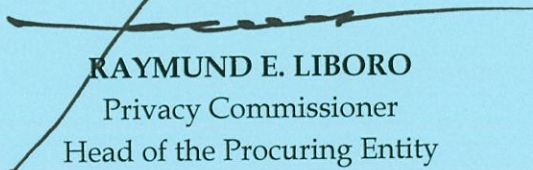
25 JAN 2021

Ms. Constancia B. Bautista
Representative
Microgenesis Business Systems
Unit 1202 Paragon Plaza Bldg.,
162 EDSA corner Reliance Street,
Mandaluyong City

Dear Ms. Bautista:

Please be advised that upon the recommendation of the NPC Bids and Awards Committee, per BAC Resolution No. 135-2020 series of 2021, the contract for the procurement of **FIREWALL LOICENSES** amounting to **ONE MILLION TWO HUNDRED EIGHTY THOUSAND AND 0/100 PESOS (Php1,280,000.00)**, VAT inclusive, is awarded **MICROGENESIS SOFTWARE INC. DOING BUSINESS UNDER THE NAME AND STYLE OF MICROGENESIS BUSINESS SYSTEMS**, consistent with Republic Act No. 9184 and its 2016 Revised Implementing Rules and Regulations.

Very truly yours,


RAYMUND E. LIBORO
Privacy Commissioner
Head of the Procuring Entity

25 JAN 2021

Conforme:

Ms. Constancia B. Bautista
Representative
Microgenesis Business Systems
Date: _____



NATIONAL PRIVACY COMMISSION

5th Floor, Ang Kiukok Hall, PICC Delegation Bldg., PICC Complex, Roxas Blvd., Pasay City

PURCHASE ORDER

Supplier : MICROGENESIS BUSINESS SYSTEMS	P.O. No.: 2021-02-0005
Address : Unit 1202 Paragon Plaza Bldg, 162 EDSA co. Reliance St., Mandaluyong City	Date : February 1, 2021
Tel. No. : _____	Procurement : Public Bidding
TIN : _____	

Gentlemen:

Please furnish this office the following articles subject to the terms and conditions contained herein:

Place of Delivery: 5th Floor, Ang Kiukok Hall, PICC Delegation Bldg., PICC Complex	Payment Term: LDDAP-ADA
Roxas Blvd., Pasay City	Delivery Term: 30 working days from receipt of notice to proceed
Date of Delivery : 30 working days from receipt of notice to proceed	

Qty.	Unit	Description	Stock No.	Unit Cost	Amount
1	lot	<p>FIREWALL LICENSES</p> <p><i>Cisco Firewall and Smartnet Total Care Licenses</i></p> <p>Required Licenses must be for the following components: 1xFPR2130-NGFW-K9; 1xASR-1001X; 1xWS-C3850-48F-S; 1xWS-C3650-24-PS-S; WS-C4500X-32SF+; 7xWS-C2960X-24PS-L</p> <p>All licenses must be for one (1) year only that includes full hardware replacement or warranty, software update and upgrade, real time threat intelligence malware update and technical support</p> <p>The license must include proactive technical support to solve problems faster, improve operational efficiency, and reduce your risk of downtime</p> <p>Technical support must have integrated smart capabilities, providing current information about the installed base, contracts, and security alerts to enhance the efficiency of your support workflows</p> <p>Technical support must be staffed by Cisco experts and is accessible 24/7/365</p> <p>Technical support services available through the TAC are backed by advanced hardware replacement options and fast response time, next calendar day delivery, local business hours based on depot time, 7 days a week</p> <p>Must have self-help tools that includes extensive knowledge library, software downloads and support tools designed to help you resolve network issues quickly without opening a case</p> <p>Must have a portal where licenses and status of support can be monitored via the Internet or mobile application</p> <p>Must provide end-user training for the installation, configuration and management of the devices and licenses</p> <p>SLA: 8x5xNext business day (Hardware replacement)</p> <p>xxxnothing followsxxx</p>		1,280,000.00	1,280,000.00

ONE MILLION TWO HUNDRED EIGHTY THOUSAND PESOS ONLY Php 1,280,000.00

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.

Conforme:

(Signature)
CONSTANCIA B. BAUTISTA
 (Signature over Printed Name of Supplier)
02-02-21
 (Date)

Very truly yours,

(Signature)
RAMUNO E. LIBORD
 (Signature over Printed Name of Authorized Official)
PRIVACY COMMISSIONER
 Designation

Fund Cluster: <u>01</u>	ORS/BURS No.: <u>02-101-2021-02-0007(20)</u>
Funds Available: <u>₱ 1,280,000.00</u>	Date: <u>FEB 11, 2021</u>
	Amount : <u>₱ 1,280,000.00</u>

TEODULO C. LORENZO
Accountant III

Signature over Printer Name of Chief Accountant/Head of Accounting Division/Unit