



Republic of the Philippines
NATIONAL PRIVACY COMMISSION

BIDS AND AWARDS COMMITTEE
BAC Resolution No. 080-2021, Series of 2021

**RECOMMENDING THE AWARD OF CONTRACT FOR THE
CONDUCT OF MANDATORY DRUG TESTING**

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

WHEREAS, NPC is mandated to administer and implement the provisions of the Data Privacy Act of 2012 (DPA) and to monitor and ensure compliance of the country with international standards set for data protection;

WHEREAS, to comply with Civil Service Commission Memorandum Circular No. 13, s. 2017, "Guidelines in the Mandatory Random Drug Test for Public Officials and Employees and for Other Purposes," there is a need to conduct mandatory drug testing for all officials and employees as well as Contract of Service Personnel as a condition for their retention in the government service;

WHEREAS, this procurement has a Certificate of Availability of Funds (CAF) and has been confirmed to be existing in the FY 2021 Appropriations (RA 11520), programmed under the NPC FY 2021 APP Item No. 2021-0142 and with Approved Budget for the Contract (ABC) amounting to Php70,000.00;

WHEREAS, Section 53.9 of the Implementing Rules and Regulations (IRR) of R.A. 9184 recognizes Small Value Procurement (SVP) as a mode of procurement for goods where the amount does not exceed One Million Pesos (Php1,000,000.00);

WHEREAS, a Request for Quotation was posted in the PhilGEPS website, NPC website, and the NPC bulletin board on 17 August 2021, and was likewise sent to four (4) suppliers via electronic mail, namely: Best Diagnostic Corporation, East Avenue Medical Center, AP Global IT Solutions, and Clearbridge Medical Philippines Inc.;

WHEREAS, three (3) suppliers submitted their quotations, namely: Best Diagnostic Corporation, East Avenue Medical Center, and Fortmed Medical Clinics Makati, Inc.;

WHEREAS, Fortmed Medical Clinics Makati, Inc. failed to submit the Secretary's Certificate authorizing its representative, while East Avenue Medical Center failed to submit its Mayor's/Business Permit, PhilGEPS Registration No., and Omnibus Sworn Statement, thus, both failed to comply with all eligibility requirements;

WHEREAS, Best Diagnostic Corporation complied with all the eligibility requirements at a bid price of Php67,500.00;

Ref No.: 080-2021

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

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 of contract for the Conduct of Mandatory Drug Testing to **Best Diagnostic Corporation** for passing all the required eligibility requirements and for having the single calculated and responsive quotation in the total amount of **Sixty-Seven Thousand Five Hundred and 0/100 Pesos (Php67,500.00)**.


RESOLVED this 26th day of August 2021 via videoconference meeting.

ATTEST:


Digitally signed by
Espenilla Erwin
Dejucos
Date: 2021.09.02
18:07:03 +08'00'
ERWIN D. ESPENILLA
Executive Assistant IV, OPC
BAC Member


Digitally signed by Narag
Aurelle Dominic Espita
Date: 2021.09.03 08:06:11
+08'00'
ATTY. AURELLE DOMINIC E. NARAG
Executive Assistant IV, OPC
BAC Member

on study leave
JONATHAN RUDOLPH Y. RAGSAG
OIC-Chief, DSTSD
BAC Member

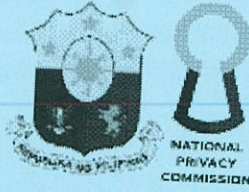

Digitally signed by
Mendoza Ma Josefina
Eusebio
Date: 2021.09.02
16:04:31 +08'00'
ATTY. MA. JOSEFINA E. MENDOZA
Attorney IV, Legal Division
BAC Member


Digitally signed by
Villasoto Ivy Grace Torres
Date: 2021.09.02 21:32:10
+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: 2021.09.02 14:58:38 +08'00'
ATTY. MARIA THERESITA E. PATULA
Director IV, LEO
BAC Chairperson

Approved:


RAYMUND ENRIQUEZ LIBORO
Privacy Commissioner
Head of the Procuring Entity
Date: 08 SEP 2021



Republic of the Philippines
NATIONAL PRIVACY COMMISSION

NOTICE OF AWARD

Date Issued: 08 SEP 2021

Ms. Abigail L. Santos
Authorized Representative
Best Diagnostic Corporation
94 Masikap Ext, Brgy. Central,
Diliman, Quezon City

Dear **Ms. Santos**:

Please be advised that upon the recommendation of the NPC Bids and Awards Committee, per BAC Resolution No. 080-2021 series of 2021, the contract for the Conduct of Mandatory Drug Testing amounting to **SIXTY-SEVEN THOUSAND FIVE HUNDRED AND 0/100 Pesos (Php67,500.00)**, VAT inclusive, is awarded to **Best Diagnostic Corporation**, 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

08 SEP 2021

Conforme:

Ms. Abigail L. Santos
Authorized Representative
Best Diagnostic Corporation
Date: September 19, 2021

Ref No.: 067-2021

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

**PURCHASE ORDER
NATIONAL PRIVACY COMMISSION**

Entity Name

Supplier : <u>BEST DIAGNOSTIC CORPORATION</u>	P.O. No. : <u>2021-09-0019</u>
Address : <u>94 Masikap Ext., Brgy. Central, Diliman, Quezon City.</u>	Date : <u>20 September, 2021</u>
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 : <u>upon receipt of the NTP/PO until 31 December 2021</u>
Date of Delivery <u>upon receipt of the NTP/PO until 31 December 2021</u>	Payment Term : <u>LDDAP-ADA</u>

Stock/ Property No.	Unit	Description	Quantity	Unit Cost	Amount
	Lot	Conduct of Mandatory Drug Testing Specifications: 1. The NPC Drug testing will cover a total of 150 pass and the duration of the program will be until 31 December 2021. 2. In compliance to the COVID-19 inter-Agency Task Force (IATF) for the management of emerging infectious disease to observe minimum health protocols during the pandemic, the conduct of the testing shall be two (2) consecutive days. 3. The schedule of the drug test shall be anytime within the date of effectivity of the contract/agreement with the service provider and NPC. The agreed schedule shall be disclosed and coordinated to NPC-HRDD only. 4. The service provider engaged to perform the drug test must meet the following requirements: - A government owned or a drug testing laboratory duly authorized and accredited by the DOH. - Has a stand-alone clinic/facility located within the NCR. - Has duly trained personnel to safely perform the drug test and specimen collection. - Capable of conducting test for methamphetamine (shabu) and tetrahydrocannabinol (marijuana). - Capable of conducting on-site specimen collection located at the NPC Office, 5/F Delegation Bldg. PCCC, Pasay City on an agreed upon schedule. - Can accommodate walk-in NPC Employees in their clinic from 7:30AM up to 5:00PM (Monday to Saturday) for the whole duration of the contract, with prior arrangements in coordination with NPC-HRDD. - Capable of providing confirmatory test services which shall validate and confirm the positive results. found on the sample during the screening tests, the cost of which shall be deductible from the contract rate. - Shall submit a checklist or preparatory requirements to the NPC-HRDD prior to the conduct of the on-site drug testing. - Shall provide a Consent Form to be accomplished by NPC employees who will undergo drug testing. - Has a track record of completed projects similar to this service. - Shall provide the list of personnel who will be on-duty during the scheduled on-site drug testing, as part of standard safety protocols for the prevention of COVID-19 transmission, the same shall likewise be required to accomplish the Daily Health Assessment Survey/Questionnaire of the NPC. 5. The NPC-HRDD shall provide list of employees and other information required for the conduct of Drug test. 6. The NPC has the right to deny entry of any personnel from the service provider manifesting COVID-19 symptoms on the scheduled on-site drug test as well as issue stoppage order of the conduct of testing if needed, at no additional cost for any expenses incurred related to the re-scheduling of on-site drug testing. 7. The service provider shall not use or disclose such confidential information, or any part thereof, in any manner other than what is/are necessary to perform its services under this Agreement or as required by law. 8. Notwithstanding any provisions to the contrary, the NPC shall have the right, power, and privilege to terminate the services of the provider for any unjustifiable cause.	1	67,500.00	67,500.00
		Payment and Delivery: 1. The results of the drug test shall be forwarded to the NPC thru HRDD in sealed envelope within 3 working days after the collection of specimens 2. Payment shall be based on the actual number of employees who have undergone the drug test and through send bill arrangement 3. The NPC-HRDD shall process payment upon receipt of the following documents submitted by the service provider: a. Statement of Account/Billing Statement b. Drug test results 4. All payment shall be subject to the existing budgeting, accounting and auditing laws, rules and regulations. Coverage of Agreement shall commence from the receipt of Notice to Proceed/Purchase Order until 31 December 2021 and the delivery shall be upon schedule agreed by the service provider and NPC HRDD			

(Total Amount in Words) SIXTY SEVEN THOUSAND FIVE HUNDRED 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.

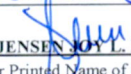
NOTICE TO PROCEED: Notice is hereby given that by conforming to this Purchase Order, the Service Provider/Supplier shall proceed with the delivery of the items in accordance with the terms and conditions specified herein to commence from the date of conformance hereunder indicated.

Contact Mr. Joel Pagningan Jr. at (02)8234-2228 local 119 or email at asd@privacy.gov.ph for questions/delivery and other concerns.

Conforme:

MS. ABIGAIL L. SANTOS
Signature over Printed Name of Supplier
October 8, 2021
Date

Very truly yours,

ATTY. MANUEL C. SATUITO
Signature over Printed Name of Authorized Official
Director IV, FAO
Designation

Fund Cluster : 01
Funds Available : ₱ 67,500.00

JENSEN JOY L. BALLICUD
Signature over Printed Name of Chief Accountant/Head of Accounting Division/Unit

ORS/BURS No. : 02-101-2021-10-0384
Date of the ORS/BURS: 01 OCT 2021
Amount : ₱ 67,500.00