



Republic of the Philippines
NATIONAL PRIVACY COMMISSION
BIDS AND AWARDS COMMITTEE

SUPPLEMENTAL/BID BULLETIN NO. 130-2021

DATE : 23 November 2021

SUBJECT: **Procurement of Distributed Denial of Service (DDOS) Protection and Web Application Firewall Subscription (Early Procurement Activity - FY 2022)**

After considering the clarifications and recommendations made during the Pre-Bid Conference dated 18 November 2021 for this procurement, the National Privacy Commission – Bids and Awards Committee (NPC-BAC) hereby issues this Supplemental/Bid Bulletin clarifying provisions in the Bidding Documents, to wit:

CLARIFICATION/QUESTION	ADDENDUM/AMENDMENT/ ANSWER
Are the Technical Specifications under Nos. 11 and 15 (named dedicated solutions engineer and customer success manager for assistance with onboarding, optimization, and technical support, and up to 25x SLA penalties, respectively) new additions or upgrades as they are not included in the technical specifications for the same item in previous biddings? Can these requirements be removed as these	<p>Considering that this is an entirely new procurement with new bidding process, the technical specifications as required for this procurement are not to be considered as upgrades to an existing or previous contract nor a renewal of the same. Thus, the requirement under Nos. 11 and 15 of the Technical Specifications shall be retained.</p> <p>However, as regards the 25x SLA requirement, the Section V. Special Conditions of Contract and Section VII. Technical Specifications, I.15 of the Bidding Documents, are hereby amended, to read as follows:</p> <p>I. Technical Requirements/Specifications</p>

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are applicable only to new subscribers of Cloudflare DDOS and WAF solution?	15. Up to 10x SLA Penalties
Will you accept early submissions?	Yes. Early submissions are highly encouraged. Just make sure to follow the NPC-BAC's Guidelines on Electronic Submission and Receipt of Bids.
For the electronic submission of bids, do we have to encrypt just the zip folders for the technical and financial components or do we have to encrypt the individual files inside each zip folder as well?	<p>Pursuant to the Guidelines on the Electronic Submission and Receipt of Bids, you would need to encrypt with a password each PDF file contained in each zip folders (technical and financial components envelopes), all bearing a unique combination of passwords.</p> <p>In addition, hash values for the two zip folders (1 for the technical component, and 1 for the financial component) must be generated using SHA-256 hash algorithm. This is to maintain the integrity of the zip folders and to ensure that no alterations or revisions are made.</p>
Can we manually or physical submit our bid on December 02, 2021?	<p>No. Bids shall only be submitted and opened in accordance with the NPC-BAC Guidelines on the Electronic Submission and Receipt of Bids.</p> <p>This guideline is being adopted by virtue of NPC Bids and Awards Committee (NPC-BAC) Resolution dated 03 August 2021, for the efficient execution of its procurement activities, particularly the competitive biddings lined up for the year. This is accordance with the Government Procurement Policy Board (GPPB) Resolution Nos. 09-2020 and 12-2020 approving measures for the efficient conduct of procurement activities and prescribing the form of the certification required for the conduct of electronic submission and receipt of bids by a procuring entity.</p>
Will the scheduled bid submission and opening for this item continue despite the fact that December 2, 2021 is a special non-working holiday in Pasay City (Foundation Day of Pasay City) by virtue of R.A. No. 11140?	Yes, the scheduled bid submission and opening on December 2, 2021 shall continue. GPPB Resolution No. 21-2017 which approved the amendments to the 2016 Implementing Rules and Regulations (IRR) of R.A. 9184, amended Section 38.2 to include the second paragraph as shown below:

“The maximum periods and the recommended earliest possible time for action on specific procurement activities are provided for in Annex “C” of this IRR. In case the deadline for each activity falls on a non-working day (i.e. Saturday and Sunday), legal holiday, or special nonworking holiday, the deadline shall be the next working day.

However, for purposes of expediency, economy, and efficiency, as determined by the BAC, specific procurement activities may be held on a Saturday, Sunday, nonworking day or holiday; provided, that the BAC, secretariat and TWG members shall be available on such date, and the appropriate supplemental/bid bulletin is issued and posted pursuant to the posting requirements embodied in section 22.5.3 of this IRR.”

As such, for purposes of expediency and efficiency, seeing the urgency in the procurement of this item being undertaken as part of the Commission’s Early Procurement Activity for FY 2022 and the need to ensure the timely delivery of the procured services, the BAC agreed to proceed with the scheduled bid opening on December 2, 2021 despite it being a special non-working holiday.

The foregoing shall form an integral part of the **Bidding Documents for Distributed Denial of Service (DDOS) Protection and Web Application Firewall Subscription** for the National Privacy Commission. Any provision inconsistent herewith is hereby amended and superseded accordingly.

For the information and guidance of all concerned.

ATTY. MARIA THERESITA E. PATULA
Director IV, Legal and Enforcement Office
BAC Chairperson

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