



Republic of the Philippines  
NATIONAL PRIVACY COMMISSION

BIDS AND AWARDS COMMITTEE  
BAC Resolution No. 138-2022, Series of 2022

**RECOMMENDING THE AWARD OF CONTRACT FOR THE PROCUREMENT OF  
FLOOR STANDING AIR CONDITIONER (INVERTER)  
(APP ITEM NO. 2021-0244)**

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

**WHEREAS**, the Administrative Services Division (*ASD*) proposed the procurement of Floor Standing Air Conditioner (*Inverter*) as it was identified as essential to the operations of the Commission. The Floor Standing Air Conditioner are going to be placed in enclosed rooms/officer which are not covered by the centralized air conditioning of the Philippine International Convention Center (*PICC*);

**WHEREAS**, said procurement is reflected and has been approved in the Commission's CY 2021 Continuing Annual Procurement Plan (*APP*) under Item Number 2021-0244 with an Approved Budget for the Contract (*ABC*) amounting to Four Hundred Eighty Thousand Pesos (Php 480,000.00);

**WHEREAS**, Section 53.9 of the Revised Implementing Rules and Regulations (*IRR*) of Republic Act No. 9184, otherwise known as the "Government Procurement Reform Act" (*RA 9184*), 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**, a Request for Quotation (*RFQ*) was posted in *PHILGEPS*, the *NPC* website, and the *NPC* bulletin board and was likewise sent to four (4) suppliers, namely: Mega Saver, Abenson, Silent Worker Marketing, and Ceboom Enterprises;

**WHEREAS**, three (3) entities submitted their quotations: Brilliant Light Trading and Electrical Service, Rustia Enterprises, and Papzkool Airconditioning and Refrigeration Services;

**WHEREAS**, on 6 December 2022, the National Privacy Commission - Bids and Awards Committee (*NPC-BAC*) proceeded to evaluate all the submitted quotations and determined that only Brilliant Light Trading and Electrical Service, and Rustia Enterprises, passed the technical, legal, and financial requirements mandated under *RA 9184*;

*The original of this document (containing only the BAC member's signature) is in digital format*

Ref No.: BAC-22-00799

NPC\_BAC\_RESO-V1.0, R0.0, 05 May 2021

5<sup>th</sup> Floor, Philippine International Convention Center, Vicente Sotto Avenue, Pasay City, Metro Manila 1307

URL: <https://www.privacy.gov.ph> Email Add: [info@privacy.gov.ph](mailto:info@privacy.gov.ph) Tel No. 8234-2228

WHEREAS, Rustia Enterprises was determined to have submitted the single calculated and responsive bid at a bid price of Php 435,988.00;

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 Floor Standing Air Conditioner (Inverter) to RUSTIA ENTERPRISES for having the lowest calculated and responsive quotation in the total amount of **Four Hundred Thirty-Five Thousand Nine Hundred Eighty-Eight Pesos (Php 435,988.00)**, subject to the presentation of their original documentary requirements upon signing of the Notice of Award (NOA).

RESOLVED this 6<sup>th</sup> day of December 2022 via combination of on-site and videoconference meeting.

ATTEST:



Digitally signed by  
Milanes Rainier  
Anthony Mabias

**ATTY. RAINIER ANTHONY M. MILANES**  
Chief, CMD  
BAC Member



Digitally signed by  
Mendoza Ma  
Josefina Eusebio

**ATTY. MA. JOSEFINA E. MENDOZA**  
Attorney IV, LD  
BAC Member



Digitally signed by Ragsag  
Jonathan Rudolph Yandan

**MR. JONATHAN RUDOLPH Y. RAGSAG**  
Information Technology Officer II, DSTSD  
BAC Member



Digitally signed  
by Ivy Grace T.  
Villasoto

**ATTY. IVY GRACE T. VILLASOTO**  
Attorney V, PDD  
BAC Vice Chairperson



Digitally signed by  
Patula Maria Theresita  
Elnar

**ATTY. MARIA THERESITA E. PATULA**  
Director IV, LEO  
BAC Chairperson

Approved:



Digitally  
signed by  
Naga John  
Henry Du

**ATTY. JOHN HENRY D. NAGA**  
Privacy Commissioner  
Head of the Procuring Entity  
Date: DEC 07 2022

The original of this document (containing only the BAC member's signature) is in digital format

Ref No.: BAC-22-00799

NPC\_BAC\_RESO-V1.0, R0.0, 05 May 2021

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Republic of the Philippines  
NATIONAL PRIVACY COMMISSION

## NOTICE OF AWARD

DEC 07 2022

**MS. RODALICE RUSTIA**

*Rustia Enterprises*



Dear **Ms. Rustia**,

Please be advised that upon the recommendation of the NPC Bids and Awards Committee, per BAC Resolution No. 138-2022, series of 2022, the contract for procurement of **FLOOR STANDING AIR CONDITIONER (INVERTER)** (APP Item No. 2021-0244) amounting to Four Hundred Thirty-Five Thousand Nine Hundred Eighty-eight Pesos (Php 435,988.00), VAT inclusive, is awarded to **Rustia Enterprises**, consistent with Republic Act No. 9184 and its 2016 Revised Implementing Rules and Regulations.

Very truly yours,

Digitally  
signed by  
Naga John  
Henry Du

**ATTY. JOHN HENRY D. NAGA**

Privacy Commissioner  
Head of the Procuring Entity  
Date: DEC 07 2022



Conforme:

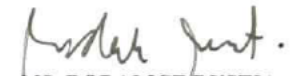

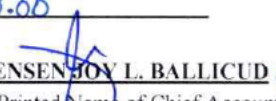
*Rodalice Rustia*  
**MS. RODALICE RUSTIA**  
*Rustia Enterprises*

DEC 13 2022



**PURCHASE ORDER**  
**NATIONAL PRIVACY COMMISSION**

Entity Name

Supplier : RUSTIA ENTERPRISES	P.O. No. : 2022- <u>12-0054</u>										
Address : <span style="background-color: black; color: black;">[REDACTED]</span>	Date : <u>DEC 09 2022</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 : Full delivery shall be on or before 20 December 2022										
Date of Delivery : Full delivery shall be on or before 20 December 2022	Payment Term : <u>LDDAP-ADA</u>										
<b>Stock/ Property No.</b>	<b>Unit</b>	<b>Description</b>	<b>Quantity</b>	<b>Unit Cost</b>	<b>Amount</b>						
	Lot	FLOOR STANDING AIR CONDITIONER (INVERTER)	1	435,988.00	435,988.00						
		Specifications:									
		<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: center;">QUANTITY</th> <th style="text-align: center;">UNIT PRICE</th> <th style="text-align: center;">TOTAL PRICE</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">4 Units</td> <td style="text-align: center;">108,997.00</td> <td style="text-align: center;">435,988.00</td> </tr> </tbody> </table>	QUANTITY	UNIT PRICE	TOTAL PRICE	4 Units	108,997.00	435,988.00			
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4 Units	108,997.00	435,988.00									
		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; vertical-align: top;"> <ul style="list-style-type: none"> <li>Nominal Capacity: 3.0 TR</li> <li>Cooling Capacity: 38000 Btu/h (Min-Max)</li> <li>40090 kJ/h (Min-Max)</li> <li>Power Supply: 230/ 60/ 1 V/Hz/Ph</li> <li>Rated Power: 3100 W</li> <li>Rated Current: 16.2 A</li> <li>EER: 12.3 Btu/hW</li> <li>12.9 kJ/hW</li> <li>Refrigerant: R410A</li> </ul> </td> <td style="width: 50%; vertical-align: top;"> <ul style="list-style-type: none"> <li>Operation Temperature: 17-32 °C</li> <li>Applicable Area (Unloaded Space): 48-70 m<sup>2</sup></li> <li>Airflow Volume (Hi/Med/Low): 1734 m<sup>3</sup>/h</li> <li>Noise Level (Low): 48 dB(A)</li> <li>Indoor</li> <li>Unit Dimension (W×D×H): 550 × 350 × 1800 mm</li> <li>Unit Weight: max. 70 Kg</li> <li>Includes all necessary piping connections</li> </ul> </td> </tr> </table>				<ul style="list-style-type: none"> <li>Nominal Capacity: 3.0 TR</li> <li>Cooling Capacity: 38000 Btu/h (Min-Max)</li> <li>40090 kJ/h (Min-Max)</li> <li>Power Supply: 230/ 60/ 1 V/Hz/Ph</li> <li>Rated Power: 3100 W</li> <li>Rated Current: 16.2 A</li> <li>EER: 12.3 Btu/hW</li> <li>12.9 kJ/hW</li> <li>Refrigerant: R410A</li> </ul>	<ul style="list-style-type: none"> <li>Operation Temperature: 17-32 °C</li> <li>Applicable Area (Unloaded Space): 48-70 m<sup>2</sup></li> <li>Airflow Volume (Hi/Med/Low): 1734 m<sup>3</sup>/h</li> <li>Noise Level (Low): 48 dB(A)</li> <li>Indoor</li> <li>Unit Dimension (W×D×H): 550 × 350 × 1800 mm</li> <li>Unit Weight: max. 70 Kg</li> <li>Includes all necessary piping connections</li> </ul>				
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		<p><b>Delivery:</b></p> <p>1. Full delivery shall be on or before 20 December 2022</p> <p><b>Warranty:</b></p> <p>1. Warranties against manufacturing defects, as well as parts and service</p> <p>2. Warranty: One (1) year service warranty or replacement in case the units and/or parts of it are found defective.</p> <p>3. Supplier have accredited/authorized service centers in Metro Manila</p> <p>4. Warranty shall commence upon issuance of Inspection and Acceptance Report (IAR) by the Inspection and Acceptance Committee</p> <p><b>Payment:</b></p> <p>1. Payment shall be processed upon issuance of Inspection and Acceptance Report by the Inspection and Acceptance Committee.</p> <p>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.</p>									
<b>(Total Amount in Words)</b>		FOUR HUNDRED THIRTY FIVE THOUSAND NINE HUNDRED EIGHTY EIGHT 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 Mr. Joel Pagtulingan Jr. at (02)8234-2228 local 123 or email at asd@privacy.gov.ph for questions delivery and other concerns.											
Conforme:		Very truly yours,									
 <b>MS. RODALICE RUSTIA</b> Signature over Printed Name of Supplier		 <b>ATTY. MANUEL C. SATUITO</b> Signature over Printed Name of Authorized Official Director IV, FAO									
Date											
Fund Cluster : <u>01</u>		ORS/BURS No. : <u>06-102-2022 12-0183</u>									
Funds Available : <u>₱ 435,988.00</u>		Date of the ORS/BURS: <u>13 DEC 2022</u>									
 <b>JENSEN JOY L. BALLICUD</b> Signature over Printed Name of Chief Accountant/Head of Accounting Division/Unit		Amount : <u>₱ 435,988.00</u>									