



Republic of the Philippines
NATIONAL PRIVACY COMMISSION

BIDS AND AWARDS COMMITTEE
BAC Resolution No. 026-2023, Series of 2023

**RECOMMENDING THE AWARD OF CONTRACT FOR THE PROCUREMENT OF
PUBLICATION OF CIRCULAR ON THE SCHEDULE OF FEES AND CHARGES OF
THE NATIONAL PRIVACY COMMISSION (APP ITEM NO. 2023-0040)**

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 (DPA) of 2012 and to monitor and ensure compliance of the country with international standards set for data protection;

WHEREAS, the NPC is authorized by Executive Order No. 292, otherwise known as the "Administrative Code of 1987", to charge fees, including honoraria, and other reasonable allowances as compensation for consultation, seminars or training programs, or technical services rendered to other government agencies or private entities;

WHEREAS, to exercise such power, the NPC will issue a Circular fixing the amount of the aforementioned fees;

WHEREAS, Section 18, Chapter 5, Book I of the Administrative Code states that "Laws shall take effect after fifteen (15) days following the completion of their publication in the Official Gazette or in a newspaper of general circulation, unless it is otherwise provided";

WHEREAS, to give effect to this, there is a need to publish the Circular on Schedule of Fees and Charges of the NPC in one (1) newspaper of general circulation;

WHEREAS, this procurement has a Certification of Availability of Funds with APP Item No. 2023-0040 with an Approved Budget for Contract of Php100,000.00;

WHEREAS, Section 53.6 (e) of the Revised IRR of Republic Act No. 9184 (R.A. 9184) otherwise known as the Government Procurement Reform Act provides that goods and services can be contracted to a particular supplier if the requirement is for media documentation, advertisement, or announcement through television, radio, newspaper, internet, and other communication media. Further, it is provided that due to the nature of the information to be disseminated, alongside principles of transparency, efficiency and economy, award to more than one (1) supplier may be made by the Procuring Entity.

WHEREAS, based on the market study previously conducted by the end-user to determine the probable sources, herein attached as "Annex A," the providers who were determined to have the capacity to undertake the project at a more advantageous terms and are technically,

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

Ref No.: BAC-23-00249

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

5th 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 Tel No. 8234-2228

legally and financially capable are Philippine Daily Inquirer, The Manila Times Publishing Corporation, and the Daily Tribune (Concept and Information Group Inc.);

WHEREAS, the Request for Quotation was sent to the aforementioned suppliers and was likewise posted in the PhilGEPs and NPC websites, as well as the NPC bulletin board;

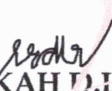
WHEREAS, the Philippine Daily Inquirer, The Manila Times Publishing Corporation, and the Daily Tribune (Concept and Information Group Inc.) proceeded to submit their quotations as requested;


WHEREAS, on 31 March 2023, the National Privacy Commission – Bids and Awards Committee (NPC-BAC) evaluated the submissions and determined that The Manila Times Publishing Corporation with a bid price of P53,424.00 as the lowest calculated and responsive quotation and that it passed all the technical, legal, and financial requirements under RA 9184 and its 2016 Revised Implementing Rules and Regulations;

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 **PUBLICATION OF CIRCULAR ON THE SCHEDULE OF FEES AND CHARGES OF THE NATIONAL PRIVACY COMMISSION** to **THE MANILA TIMES PUBLISHING CORPORATION** in the total amount of Fifty-Three Thousand Four Hundred Twenty-Four Pesos (P 53,424.00), subject to the presentation of their original documentary requirements upon the signing of the Notice of Award (NOA).

RESOLVED this 31st day of March 2023 via combination of on-site and videoconference meeting.


ATTEST:


Digitally signed by
Rellosa-Saguiguit
Rasiele Rebekah D.L.
ATTY. RASIELE REBEKAH D.L. RELLOSA-SAGUIGUIT
Chief, Legal Division
End-user / Provisional BAC Member


Digitally signed by
Fabricante Marlon
Ruben Natividad
MR. MARLON RUBEN N. FABRICANTE
Chief, ASD
BAC Member

On official business
MR. ERWIN D. ESPENILLA
HEA, OPC
BAC Member


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

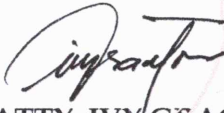
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 Digitally signed
by Ivy Grace T.
Villasoto
ATTY. IVY GRACE T. VILLASOTO
Chief, PDD
BAC Vice Chairperson

 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: APR 13 2023



Republic of the Philippines
NATIONAL PRIVACY COMMISSION

NOTICE OF AWARD

APR 13 2023

MS. CATHY LAMBINA
Account Manager
The Manila Times Publishing Corporation
A. Soriano Avenue, Intramuros
Manila, Metro Manila

Dear Ms. Lambina

Please be advised that upon the recommendation of the NPC Bids and Awards Committee, per BAC Resolution No. 026-2023, series of 2023, the contract for the procurement of **PUBLICATION OF CIRCULAR ON THE SCHEDULE OF FEES AND CHARGES OF THE NATIONAL PRIVACY COMMISSION** (APP Item No. 2023-0040) amounting to Fifty-Three Thousand Four Hundred Twenty-Four Pesos (P 53,424.00) is awarded to **The Manila Times Publishing Corporation** 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

Date: APR 13 2023

Juste Digitally signed
by Mercedes Joan
Therese Caragay




Conforme:

MS. CATHY LAMBINA
Account Manager
The Manila Times Publishing Corporation
A. Soriano Avenue, Intramuros
Manila, Metro Manila

APR 18 2023

PURCHASE ORDER
NATIONAL PRIVACY COMMISSION

Entity Name

Supplier :	THE MANILA TIMES PUBLISHING CORPORATION	P.O. No. :	2023- <u>04-0005</u>		
Address :	A SORIANO AVE., INTRAMUROS, MANILA, METRO MANILA	Date :	<u>APR 24 2023</u>		
TIN :	_____	Mode of Procurement :	<u>Scientific, Scholarly or Artistic Work, Exclusive Technology and Media Services</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 : Delivery shall be on or before 30 June 2023			
Date of Delivery : Delivery shall be on or before 30 June 2023		Payment Term : <u>LDDAP-ADA</u>			
Stock/ Property No.	Unit	Description	Quantity	Unit Cost	Amount
	Lot	PUBLICATION OF CIRCULAR ON THE SCHEDULE OF FEES AND CHARGES OF THE NATIONAL PRIVACY COMMISSION	1	53,424.00	53,424.00
<p>Specifications:</p> <p>a. The circular should be published on print media, specifically a newspaper broadsheet.</p> <p>b. The duration of publication one (1) day.</p> <p>c. The space allotted for the circular is one (1) full newspaper pages.</p> <p>d. The readership of the newspaper is any newspaper with the widest circulation nationwide.</p> <p>e. The provider should be one that is of general circulation, which means that:</p> <p style="margin-left: 20px;">1. it is published for the dissemination of local news and general information;</p> <p style="margin-left: 20px;">2. it has a bona fide subscription list of paying subscribers; and</p> <p style="margin-left: 20px;">3. it is published at regular intervals.</p> <p>f. The provider should be able to publish the Circular on Schedule of Fees and Charges of the NPC within five (5) calendar days upon request of the end-user and approval of the final layout.</p> <p>g. The providers should be able to give three (3) complimentary copies of the publication to the Commission.</p> <p>h. The provider should be able to provide an Affidavit of Publication</p> <p>i. Other specifications:</p> <p style="margin-left: 20px;">a. Text Color: Black</p> <p style="margin-left: 20px;">b. Font style: Arial</p> <p style="margin-left: 20px;">c. Font Size: 7pt (Note: Necessary adjustment should not be smaller than 6 pt)</p>					
Delivery:					
QUANTITY	ITEM	DATE OF DELIVERY			
1	PUBLICATION OF CIRCULAR ON THE SCHEDULE OF FEES AND CHARGES OF THE NATIONAL PRIVACY COMMISSION	Delivery shall be on or before 30 June 2023 (Exact date will be coordinated by the end-user)			
Payment:					
<p>1. Payment shall be processed upon issuance of Inspection and Acceptance Report (IAR) by the Inspection and Acceptance Committee and Certificate of Acceptance by the end-user.</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 issued by the supplier.</p>					
(Total Amount in Words)		FIFTY THREE THOUSAND FOUR HUNDRED TWENTY FOUR PESOS ONLY			
<p>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.</p> <p>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.</p> <p>Contact Mr. Joel T. Pagtingan Jr. at (02)8234-2228 local 123 or email at asd@privacy.gov.ph for questions/delivery and other concerns.</p>					
Conforme:		Very truly yours,			
 MS. CATHY LAMBINA Signature over Printed Name of Supplier <u>APR 27 2023</u> Date		 ATTY. MANUEL C. SATUITO Signature over Printed Name of Authorized Official Director IV, FAO			
Fund Cluster : <u>01</u>		ORS/BURS No. : <u>02-101-2023-04-00155</u>			
Funds Available : <u>₱ 53,424.00</u>		Date of the ORS/BURS: <u>April 26, 2023</u>			
 JENSEN JOY L. BALLICUD Signature over Printed Name of Chief Accountant/Head of Accounting Division/Unit		Amount : <u>₱53,424.00</u>			