



Republic of the Philippines
NATIONAL PRIVACY COMMISSION

BIDS AND AWARDS COMMITTEE
BAC Resolution No. 141-2022, Series of 2022

**RECOMMENDING THE AWARD OF CONTRACT FOR PUBLICATION OF THE
DRAFT CIRCULAR ON THE AMENDMENTS TO NPC 2021 RULES OF PROCEDURE
(APP ITEM NO. 2021-0245)**

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, Section 7(b) of the DPA authorizes the NPC to receive complaints and institute investigations on matters affecting any personal information, by virtue of which NPC Circular 2021-01 (2021 NPC Rules of Procedure) was issued;

WHEREAS, whereas, through its proactive approach in identifying recurrent and relevant mediation-related issues, the NPC will be issuing a circular on the Amendments to the 2021 NPC Rules of Procedure;

WHEREAS, the end-user, the Legal Division (LD), proposed the publication of the draft NPC Circular on the Amendments to the 2021 NPC Rules of Procedure in one (1) newspaper of general circulation by December 2022, prior to the conduct of the public consultation;

WHEREAS, this procurement has a Certification of Availability of Funds with APP Item No. 2021-0245 with an Approved Budget for Contract of Php 200,000.00;

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, legally and financially capable are Philippine Daily Inquirer, The Manila Times Publishing Corporation, and the Daily Tribune;

The original of this document (containing only the BAC member's signature) is in digital format
Ref No.: BAC-22-00828 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

WHEREAS, the BAC proceeded to negotiate with the said suppliers based on the Technical Specifications prepared by the end-user;

WHEREAS, Philippine Daily Inquirer and The Manila Times Publishing Corporation proceeded to submit their quotations as requested;

WHEREAS, on 9 December 2022, 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 P106,848.00 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 **PUBLICATION OF THE DRAFT CIRCULAR ON THE AMENDMENTS TO NPC 2021 RULES OF PROCEDURE to THE MANILA TIMES PUBLISHING CORPORATION** in the total amount of One Hundred Six Thousand Eight Hundred Forty-Eight Pesos (P106,848.00), subject to the presentation of their original documentary requirements upon the signing of the Notice of Award (NOA).

RESOLVED this 9th 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



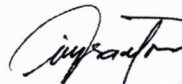
Digitally signed by
Mendoza Ma Josefina
Eusebio

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



Digitally signed
by Naga John
Henry Du

Approved:

ATTY. JOHN HENRY D. NAGA
Privacy Commissioner
Head of the Procuring Entity
Date: DEC 14 2022

Ref No.: BAC-22-00828

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

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 14 2022~~

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. 141-2022, series of 2022, the contract for the procurement of **PUBLICATION OF THE DRAFT CIRCULAR ON THE AMENDMENTS TO NPC 2021 RULES OF PROCEDURE** (App Item No. 2021-0245) amounting to One Hundred Six Thousand Eight Hundred Forty Eight Pesos (P106,848.00) 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

Digitally signed by Atty. John Henry D. Naga


Date: ~~DEC 14 2022~~

Conforme:

MS. CATHY LAMBINA DEC 14 2022
Account Manager
The Manila Times Publishing Corporation
A. Soriano Avenue, Intramuros
Manila, Metro Manila

PURCHASE ORDER
NATIONAL PRIVACY COMMISSION

Entity Name

Supplier : THE MANILA TIMES PUBLISHING CORPORATION Address : A. Soriano Avenue, Intramuros, Manila, Metro Manila, NCR TIN : 218-487-141-000	P.O. No. : 2022- <u>12-0056</u> Date : <u>DEC 15 2022</u> 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> Date of Delivery : Delivery shall be on or before 23 December 2022	Delivery Term : Delivery shall be on or before 23 December 2022 Payment Term : <u>LDDAP-ADA</u>																	
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 15%;">Stock/ Property No.</th> <th style="width: 10%;">Unit</th> <th style="width: 35%;">Description</th> <th style="width: 10%;">Quantity</th> <th style="width: 15%;">Unit Cost</th> <th style="width: 15%;">Amount</th> </tr> </thead> <tbody> <tr> <td></td> <td style="text-align: center;">Lot</td> <td style="text-align: center;"> PUBLICATION OF THE DRAFT CIRCULAR ON THE AMENDMENTS TO NPC 2021 RULES OF PROCEDURE Specifications: a. The circular should be published on print media, specifically a newspaper broadsheet. b. The duration of publication one (1) day. c. The space allotted for the circular is two (2) full newspaper pages. d. The readership of the newspaper is any newspaper with the widest circulation nationwide. e. The providers should be one that is of general circulation, which means that: 1. it is published for the dissemination of local news and general information; 2. it has a bona fide subscription list of paying subscribers; and 3. it is published at regular intervals. f. The providers should be able to publish the draft Circular on Amendments to the 2021 NPC Rules of Procedure within five (5) calendar days upon request of the end-user and approval of the final layout. g. The providers should be able to give three (3) complimentary copies of the publication to the Commission. h. Other specifications: a. Text Color: Black b. Font style: Arial c. Font Size: 7 pt (Note: Necessary adjustment should not be smaller than 6 pt) </td> <td style="text-align: center;">1</td> <td style="text-align: right;">106,848.00</td> <td style="text-align: right;">106,848.00</td> </tr> </tbody> </table>	Stock/ Property No.	Unit	Description	Quantity	Unit Cost	Amount		Lot	PUBLICATION OF THE DRAFT CIRCULAR ON THE AMENDMENTS TO NPC 2021 RULES OF PROCEDURE Specifications: a. The circular should be published on print media, specifically a newspaper broadsheet. b. The duration of publication one (1) day. c. The space allotted for the circular is two (2) full newspaper pages. d. The readership of the newspaper is any newspaper with the widest circulation nationwide. e. The providers should be one that is of general circulation, which means that: 1. it is published for the dissemination of local news and general information; 2. it has a bona fide subscription list of paying subscribers; and 3. it is published at regular intervals. f. The providers should be able to publish the draft Circular on Amendments to the 2021 NPC Rules of Procedure within five (5) calendar days upon request of the end-user and approval of the final layout. g. The providers should be able to give three (3) complimentary copies of the publication to the Commission. h. Other specifications: a. Text Color: Black b. Font style: Arial c. Font Size: 7 pt (Note: Necessary adjustment should not be smaller than 6 pt)	1	106,848.00	106,848.00	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;"> Delivery: Delivery shall be on or before 23 December 2022 </td> <td style="width: 50%;"></td> </tr> <tr> <td> Payment: 1. Payment shall be processed upon issuance of Certificate of Acceptance by the end-user 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. </td> <td></td> </tr> </table>		Delivery: Delivery shall be on or before 23 December 2022		Payment: 1. Payment shall be processed upon issuance of Certificate of Acceptance by the end-user 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.	
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(Total Amount in Words) ONE HUNDRED SIX THOUSAND EIGHT HUNDRED FORTY 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.																		
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 Pagtulingan Jr. at (02)8234-2228 local 123 or email at asd@privacy.gov.ph for questions/delivery and other concerns.																		
Conforme:  MS. CATHY LAMBINA Signature over Printed Name of Supplier <u>December 16, 2022</u> Date			Very truly yours,  ATTY. MANUEL C SATUITO Signature over Printed Name of Authorized Official Director IV, FAO															
Fund Cluster : <u>01</u> Funds Available : <u>Php 106,848.00</u> JENSEN JOY L. BALLICUD Signature over Printed Name of Chief Accountant/Head of Accounting Division/Unit			ORS/BURS No. : <u>02-102-2022-12-0185</u> Date of the ORS/BURS: <u>15 DEC 2022</u> Amount : <u>Php 106,848.00</u>															