



BIDS AND AWARDS COMMITTEE
Resolution No. 121-2023, Series of 2023

**RECOMMENDING THE AWARD OF CONTRACT TO MICROGENESIS BUSINESS SYSTEMS
AS THE SINGLE CALCULATED AND RESPONSIVE BID FOR THE PROCUREMENT OF
FIREWALL
(APP Item No. 2024-0007)**

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

WHEREAS, Section 7.1 of the 2016 Revised Implementing Rules and Regulations (RIRR) of Republic Act No. 9184, otherwise known as Government Procurement Reform Act, provides that all procurement shall be within the approved budget of the Procuring Entity (PE);

WHEREAS, the network infrastructure of the NPC is currently in place. However, to better protect the security of the NPC's internal and external network traffic, there is a need to identify and prevent security incidents and breaches at the network level to the furtherance of securing the NPC's network infrastructure;

WHEREAS, the NPC's Interim Management Information System Unit (IMISU) proposed the Early Procurement of Firewall (APP Item No. 2024-0007);

WHEREAS, on 24 November 2023, the Invitation to Bid was posted on the PhilGEPS, the NPC website and the bulletin board. The Bidding Documents were also made available on the same date. Invitations to observers were also sent in accordance with Section 13 of RIRR of R.A. 9184;

WHEREAS, on 4 December 2023, the National Privacy Commission - Bids and Awards Committee (NPC-BAC) conducted a Pre-Bid Conference;

WHEREAS, on 6 December 2023, the NPC-BAC issued Supplemental/Bid Bulletin clarifying provisions in the Bidding Documents herein attached as Annex "A";

WHEREAS, the NPC-BAC set the deadline of submission of submission of eligibility documents on 15 December 2023, at 8:00 AM. An instruction on the adoption of the procedure for the electronic submission and receipt of the financial and technical bid documents in accordance with the Guidelines was also provided in the bidding documents;

WHEREAS, on 15 December 2023, at 1:36 AM, Microgenesis Business Systems submitted their bid;

WHEREAS, on 15 December 2023 at 3:00 P.M., the NPC-BAC proceeded with the Opening of Bids which was attended by the prospective bidder, through its representative, Ms. Constanca B. Bautista. The same is in accordance with Section 24.4 of the RIRR of R.A. 9184;

WHEREAS, the NPC-BAC evaluated and inspected the first bid envelope (Technical Component) submitted by Microgenesis Business Systems and determined that the latter passed all the eligibility and legal requirements prescribed in accordance with the provisions of the IRR of R.A. 9184;

WHEREAS, immediately upon determining compliance with the requirements in the first envelope, the NPC-BAC opened the second envelope (Financial Proposal) of the eligible and technically complying bidder, Microgenesis Business Systems, and determined that it passed all the financial requirements, as shown in the Abstract of Bids as read herein attached as Annex "B";

WHEREAS, on 18 December 2023, the NPC-BAC conducted the Bid Evaluation for the procurement of Firewall. The BAC-TWG recommended to declare Microgenesis Business System as the Single Calculated Bid and be endorsed for post evaluation/qualification in accordance with Rule X, Section 34 of the Revised IRR of RA 9184;

WHEREAS, on 18 December 2023, the NPC-BAC adopted the recommendation of the BAC-TWG through BAC Resolution No. 112-2023;

WHEREAS, on 26 December 2023, the bid submitted by Microgenesis was subjected to post-qualification evaluation, and determined, after verification and examination of Microgenesis' bid documents, that it complied with the eligibility requirements (Legal, Financial, and Technical), under the Revised IRR of R.A. 9184, and thus, passed the post-qualification evaluation. Hence, the BAC-TWG recommended that the bid of Microgenesis be declared as the Single Calculated and Responsive Bid (SCRB);

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 declare the bid submitted by Microgenesis Business Systems with a bid price of One Million Three Hundred Forty-Eight Thousand Pesos (Php 1,348,000.00) be declared as the Single Calculated and Responsive Bid and be recommended for the award of contract for the procurement of Firewall, upon approval or enactment of the respective appropriations and issuance of budget authorization document, based on the amount authorized therein, in accordance with GPPB Circular No. 06-2019 on the Guidelines on the Implementation of Early Procurement Activities (EPA).

RESOLVED this 26th day of December 2023 via videoconference meeting.

ATTEST:



Digitally signed by
Plandor Lennard
Apora


MR. LENNARD A. PLANDOR
ITO II, IMISU
End-user/Provisional 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 Mendoza Ma
Josefina Eusebio
ATTY. MA. JOSEFINA E. MENDOZA
Attorney IV, LD
BAC Member


Digitally signed
by Milanés Rainier
Anthony Mabias
ATTY. RAINIER ANTHONY M. MILANES
Chief, CMD
BAC Member


Digitally signed by
Ivy Grace T.
Villasoto
ATTY. IVY GRACE T. VILLASOTO
Attorney V, PDD
BAC Vice Chairperson/End-user

On Official Business
ATTY. MARIA THERESITA E. PATULA
Director IV, LEO
BAC Chairperson

Approved:


ATTY. JOHN HENRY D. NAGA
Privacy Commissioner
Head of the Procuring Entity
Date: JAN 02 2024



Republic of the Philippines
NATIONAL PRIVACY COMMISSION
5th Floor, Philippine International Convention Center,
Vicente Sotto Avenue, Pasay City, Metro Manila 1307



NOTICE OF AWARD

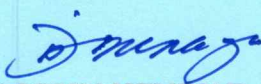
Date Issued: **JAN 02 2024**

MS. CONSTANCIA B. BAUTISTA
Solution Sales Specialist II
MICROGENESIS BUSINESS SYSTEMS
Unit 1202 Paragon Plaza Bldg. 162,
EDSA Corner Reliance St., Mandaluyong City

Dear **Ms. Bautista**,

Please be advised that upon the recommendation of the NPC Bids and Awards Committee, per BAC Resolution No. 121-2023 series of 2023, the contract for procurement of **FIREWALL** amounting to **ONE MILLION THREE HUNDRED FORTY-EIGHT THOUSAND PESOS (PhP1,348,000.00)** VAT inclusive, is awarded to **MICROGENESIS BUSINESS SYSTEM** consistent with Republic Act No. 9184 and its 2016 Revised Implementing Rules and Regulations.

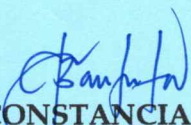
Very truly yours,


ATTY. JOHN HENRY D. NAGA
Privacy Commissioner
Head of the Procuring Entity

JAN 02 2024



Digitally signed
by Priscilla Maria
Therese Ebar

Conforme:


MS. CONSTANCIA B. BAUTISTA
Solution Sales Specialist II
MICROGENESIS BUSINESS SYSTEMS
Date: **JAN 08 2024**

PURCHASE ORDER NATIONAL PRIVACY COMMISSION

Entity Name

Supplier : MICROGENESIS SOFTWARE, INC. DOING BUSINESS UNDER THE NAME AND STYLE OF MICROGENESIS BUSINESS SYSTEMS		P.O. No. : 2024- <u>01-0002</u>						
Address : Unit 1202 Paragon Plaza, 162 Edsa Cor. Reliance St., Mandaluyong City, Metro Manila		Date : <u>19 JAN 2024</u>						
TIN : _____		Mode of Procurement : <u>Public Bidding</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 completed on 15 April 2024						
Date of Delivery : Full delivery shall be completed on 15 April 2024		Payment Term : <u>LDDAP-ADA</u>						
Stock/ Property No.	Unit	Description	Quantity	Unit Cost	Amount			
	Lot	FIREWALL	1	1,348,000.00	1,348,000.00 ✓			
		Specifications:						
	ITEM	QTY.	Unit Price	Sales and Other taxes	Total Price			
	License Requirements for Firewall (3 Subscription Licenses)	1	604,215.18	72,505.82	676,721.00			
	Cisco SMARTnet Service Requirements for Network Components (16 Support Coverage)	1	465,427.68	55,851.32	521,279.00			
	After-sales Support - (8 x 5 for One Year)	1	133,928.57	16,071.43	150,000.00			
A. License Requirements for Firewall (3 Subscription Licenses)			B. Cisco SMARTnet Service Requirements for Network Components (16 Support Coverage)					
No.	Description	Part Number	No.	Serial No.	Model/Description	Part Number		
1	TMC (Threat + Malware + URL Filtering) Firepower Smart License	L-FPR2130T-TMC1Y	1	FXS2148Q306	ASR-1001X	CON-SNT-ASR1001X and		
2	SWSS UPGRADES Cisco FMC KVM Support	CON-ECMUSFFMCKV2	2	JAE2141050W	WS-C4500X-325F+	CON-SNT-C45X325F		
3	FIREPOWER 2130 NGFW-K9 (SN: JMX2202Y01X)	CON-SNT-FPR2130W	3	FOC2152L09A	WS-C385048F-S	CON-SNT-WSC388FS		
C. Qualifications of Local Technical Support <ul style="list-style-type: none"> Bidder should have their local technical support certified with any existing and reliable security product related certifications. Technical support should be knowledgeable with handling, troubleshooting, supporting, configuring Cisco Firepower 2130 and network component models specified in item III(b). Bidder must provide a copy of their active security certifications and company IDs. 			4	FDO2152V2WZ	WS-C3650-24-PS-S	CON-SNT-WSC3652S		
			5	FOC2151V02Z	WS-C2960X-24PS-L	CON-SNT-WSC224SL		
			6	FOC2151S02S	WS-C2960X-24PS-L	CON-SNT-WSC224SL		
			7	FOC2151V02T	WS-C2960X-24PS-L	CON-SNT-WSC224SL		
			8	FOC2151V02K	WS-C2960X-24PS-L	CON-SNT-WSC224SL		
			9	FOC2151V02V	WS-C2960X-24PS-L	CON-SNT-WSC224SL		
			10	FOC2151V02W	WS-C2960X-24PS-L	CON-SNT-WSC224SL		
			11	FOC2151S02F	WS-C2960X-24PS-L	CON-SNT-WSC224SL		
			12	FOC2430L1C1	WS-C2960X-24PS-L	CON-SNT-WSC224SL		
			13	FOC2430L1CY	WS-C2960X-24PS-L	CON-SNT-WSC224SL		
			14	FOC2430L1DR	WS-C2960X-24PS-L	CON-SNT-WSC224SL		
			15	FOC2430L1EH	WS-C2960X-24PS-L	CON-SNT-WSC224SL		
			16	FOC2430L1E9	WS-C2960X-24PS-L	CON-SNT-WSC224SL		
			D. Service Legal Agreement Technical support must respond via telephone or email to resolve technical and other related problems based on the Service Level Agreement (SLA), resolution must be delivered based on the following levels of severity. Additionally, the bidder must submit an undertaking to have complied with the Technical Specifications and Service Level Agreement parameters as stated:			a. Severity Level 1 , categorized as Critical, response time within 1 hour after initial report to the services desk or customer support b. Severity Level 2 , categorized as Major, response time at the soonest possible time (within 2 hours) c. Severity Level 3 , categorized as Minor, response time must acknowledged immediately (within 4 hours)		
					Delivery: Full delivery shall be completed on 15 April 2024 ✓ One (1) Year Subscription Place of Delivery: NPC 5th Floor, Delegation Building, NPC Bldg. C			
					Payment: 1. Payment shall be processed upon issuance of Screen Capture of the inventory as reflected in Smart Software Licensing and Cisco MyDevices Portal and Certificate of Acceptance signed by the Inspection and Acceptance 2. Payment shall be made upon receipt of the Statement of Account/Billing statement/invoice/delivery receipt issued by the supplier.			
(Total Amount in Words) ONE MILLION THREE HUNDRED FORTY EIGHT THOUSAND 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 Ms. Joan P. Del Mundo at (02)8234-2228 local 203 or email at asd@privacy.gov.ph for questions delivery and other concerns.								
Conforme:  MS. CONSTANCIA B. BAUTISTA Signature over Printed Name of Supplier <u>January 30, 2024</u> Date			Very truly yours,  ATTY. JOHN HENRY D. NAGA Signature over Printed Name of Authorized Official Privacy Commissioner					
Fund Cluster : <u>01</u> Funds Available: <u>Php 1,348,000.00</u> ✓ JOHANA CARLA T. GOMEZ <i>as per PCSO No. 017 s. 2023</i> Signature over Printed Name of Chief Accountant/Head of Accounting Division/Unit			ORS/BURS No. : <u>02-101-2024-01-00025</u> Date of the ORS/BURS: <u>January 24, 2024</u> Amount : <u>Php 1,348,000.00</u> ✓					