



BIDS AND AWARDS COMMITTEE
BAC Resolution No. 119-2023, Series of 2023

**RECOMMENDING THE AWARD FOR THE PROCUREMENT OF MOBILE PHONES
WITH SIM CARDS
(APP Item No. DSPQR 2023-0008)**

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 6, III (n) of R.A No. 10844 direct the DICT to ensure and protect the rights and welfare of consumers and business users to privacy, security and confidentiality in matters relating to ICT, in accordance with agencies concerned, the private sector and relevant international bodies;

WHEREAS, the Republic Act. No. 10173 or the "Data Privacy Act of 2012" designates the NPC to administer and implement the provisions of the Data Privacy Act (DPA), and to monitor and ensure compliance of the country with international standards set for data protection, that is hereby created an independent body to be known as the National Privacy Commission;

WHEREAS, NPC and DICT have agreed to work together on the successful deployment of the Digital Security and Privacy Quick Response (DSPQR) Project pursuant to MOA signed on 25 October 2023 and notarized on 28 October 2023 which will be procured and implemented by the NPC and integrated to current applications of the Government Digital Transformation Bureau;

WHEREAS, to ensure the smooth operations and achieve the utmost objective of the said project the NPC is mandated to provide equipment, supplies and materials required for meeting the objective of the project;

WHEREAS, the NPC approved the Digital Security and Privacy Quick Response (DSPQR) Project FY2023 APP which includes the procurement of Mobile Phones with Sim Cards with APP Item No. DSPQR 2023-0008 with an Approved Budget of the Contract of FOUR HUNDRED FIFTY THOUSAND PESOS (Php450,000.00) charge against Semi-Expandable ICT Equipment (OPERATIONS-MOOE);

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, on 15 December 2023, a Request for Quotation (RFQ) was posted at the PhilGEPs website and at the NPC website which only Gophertech Corporation submitted a quotation;

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

WHEREAS, on 22 December 2023, the National Privacy Commission – Bids and Awards Committee (NPC-BAC) proceeded to evaluate all the submitted quotations and determined that Gophertech Corporation has the single calculated and responsive quotation with a bid price amounting to Ninety-Seven Thousand Pesos (Php448,575.00);

NOW, THEREFORE, for and in consideration of the foregoing, WE, the members of the NPC-BAC, hereby **RESOLVE**, as it is hereby **RESOLVED**, to recommend the award for the procurement of **MOBILE PHONES WITH SIM CARD** in the total amount of **FOUR HUNDRED FORTY-EIGHT THOUSAND FIVE HUNDRED SEVENTY-FIVE PESOS (Php448,575.00)** to **GOPHERTECH CORPORATION** for being the single calculated and responsive quotation and be subject to the presentation of their original documents upon signing of the Notice of Award (NOA).

RESOLVED this 22nd day of December 2023, via combination on on-site and videoconference meeting.


ATTEST:



MS. LOREN Q. SANCHEZ
Team Member/Technical Staff, DSPQR Project
End-User/Provisional Member

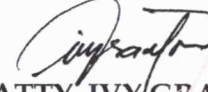
On Official Business
MR. ERWIN D. ESPENILLA
HEA, OPC
BAC Member

On Official Business
ATTY. RAINIER ANTHONY M. MILANES
Chief, CMD
BAC Member



Digitally signed by
Patula Maria
Theresita Elnar
ATTY. MARIA THERESITA E. PATULA
Director IV, LEO
BAC Chairperson


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


Digitally signed
by Mendoza Ma
Josefina Eusebio
ATTY. MA. JOSEFINA E. MENDOZA
Attorney IV, LD
BAC Member


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

APPROVED:


ATTY. JOHN HENRY D. NAGA
Privacy Commissioner
Head of the Procuring Entity
Date: ~~DEC 27 2023~~



NOTICE OF AWARD

Date Issued: **DEC 27 2023**

ENGR. GIAN CARLO F. QUIAOIT
Authorize Representative
Gophertech Corporation
Blk 11 Lot 5 Kasoy St.,
Treelane 2 Subdivision Bayan Luma 3
Imus City, Cavite

Dear **Engr. Quiaoit**,

Please be advised that upon the recommendation of the NPC Bids and Awards Committee, per BAC Resolution No. 119-2023 series of 2023, the contract for procurement of **MOBILE PHONES WITH SIM CARD** amounting to **Four Hundred Forty-Eight Thousand Five Hundred Seventy-Five Pesos (PhP448,575.00)** VAT inclusive, is awarded to **GOPHERTECH 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

DEC 27 2023

Digitally signed
by Pacula Maria
Theresita Elnar

Conforme:

ENGR. GIAN CARLO F. QUIAOIT
Authorize Representative
Gophertech Corporation
Date: **DEC 27 2023**

**PURCHASE ORDER
NATIONAL PRIVACY COMMISSION**

Entity Name

Supplier : GOPHERTECH CORPORATION	P.O. No. : <u>DSPQR-2023-12-0004</u>
Address : Blk 11 Lot 5 Kasoy St., Treelane 2 Subdivision Bayan Luma 3, Imus City, Cavite	Date : <u>27 DEC 2023</u>
TIN : XXXXXXXXXX	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 : Delivery shall be completed on/or before 28 December 2023.
Date of Delivery : Delivery shall be completed on/or before 28 December 2023.	Payment Term : <u>LDDAP-ADA</u>

Stock/ Property No.	Unit	Description	Quantity	Unit Cost	Amount								
	lot	Mobile Phone with SIM Card			448,575.00								
		<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Item</th> <th>Qty.</th> <th>Unit Price</th> <th>Total Amount</th> </tr> </thead> <tbody> <tr> <td>Mobile Phone with SIM Card</td> <td align="center">15</td> <td align="right">29,905.00</td> <td align="right">448,575.00</td> </tr> </tbody> </table>	Item	Qty.	Unit Price	Total Amount	Mobile Phone with SIM Card	15	29,905.00	448,575.00			
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Mobile Phone with SIM Card	15	29,905.00	448,575.00										
		<p><i>"Please see attached Annex A for Technical Specifications of item."</i></p>											

WARRANTY (to applicable items)

- Warranties against manufacturing defects, as well as parts and service
- Warranty period/s: One (1) year
- Warranty shall commence upon issuance of Inspection and Acceptance Report (IAR) by the Inspection and Acceptance Committee and end-user

EVALUATION of the supplies and materials shall include, but not limited to:

- Inspection and Acceptance of the product by the end-user, NPC Inspection and Acceptance Committee and Supply Officer, and
- Physical checks on the equipment for any deformation, dents and cracks and the completeness of the equipment for its physical and visual examination

DELIVERY:

- Delivery shall be completed on/or before 28 December 2023
- Place of Delivery: NPC 5th Floor, PICC, Vicente Sotto Ave., Pasay City

PAYMENT:

- Payment shall be processed upon issuance of Inspection and Acceptance Report (IAR) by the Inspection and Acceptance Committee.
- Payment shall be processed upon receipt of the Statement of Account/Sales Invoice/Billing Statement and Delivery Receipt issued by the supplier.

(Total Amount in Words) FOUR HUNDRED FORTY EIGHT THOUSAND FIVE HUNDRED SEVENTY FIVE 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 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:

FOR: 
ENGR. GIAN CARLO F. QUIAOIT
 Signature over Printed Name of Supplier
DEC. 28, 2023
 Date

Very truly yours,


ATTY. MANUEL C. SATUITO
 Signature over Printed Name of Authorized Official
 Director IV, FAO

Fund Cluster : 07

Funds Available : ₱ 448,575.00

JOHANA CARLA T. GOMEZ
as per PCSO No. 017 s.2023

Signature over Printed Name of Chief Accountant/Head of Accounting Division/Unit

ORS/BURS No. : 02-308-2023-12-00018

Date of the ORS/BURS: DEC 28 2023

Amount : ₱ 448,575.00