



Republic of the Philippines  
NATIONAL PRIVACY COMMISSION  
BIDS AND AWARDS COMMITTEE

**SUPPLEMENTAL/BID BULLETIN NO. 021-2021**

DATE : 23 February 2021

SUBJECT: Engagement of Consulting Service for Data Breach Notification Management System for the National Privacy Commission (NPC)

The National Privacy Commission Bids and Awards Committee (NPC-BAC), hereby issues this Supplemental/Bid Bulletin to guide the bidders with regard to the general conditions of the contract for the procurement of **Data Breach Notification Management System**, to wit:

CLARIFICATION/ QUESTION	ADDENDUM/AMENDMENT/ ANSWER
<b>With regard to system integration, is there a preferred programming language?</b>	There is no preferred programming language. However, use of secure technologies are required.
<b>Is there any expectation of cloud hosting (cloud, on-premise, or hybrid)?</b>	Hosting shall be on the cloud with provisions for on-premise hosting and will depend on the agreement of the parties.
<b>Will Value Added Tax (VAT) be included in the breakdown of costs?</b>	Yes, the same is provided for in the Request for Quotation.
<b>Will the system be considered critical necessitating 24/7 support?</b>	Since the system will be used to report and monitor data breaches which may occur beyond office hours, the system needs 24/7 support from its provider.

<p><b>Clause 1 on severity critical level of the Service Level Agreement, requires the supplier to resolve the issue on-site within four (4) hours. Considering that issues may now be resolved online in less than four (4) hours, will the end-user consider amending the same?</b></p>	<p>For issues that can be resolved remotely, supplier may not be required to be on NPC premises.</p>
<p><b>Considering that this procurement is under Negotiated Bidding (2 Failed Biddings), which between the Request for Quotation and the Bidding Documents will prevail? Will NPC still require the bidder to detail its Single Largest Completed Contract (SLCC) and Net Financial Contracting Capacity (NFCC)?</b></p>	<p>SLCC and NFCC are no longer required to be disclosed since the RFQ's provisions will govern this item of procurement.</p>
<p><b>Is the manpower requirements and time/work arrangement non-negotiable?</b></p>	<p>The supplier may comment on the TOR in their bid proposal regarding any concern about manpower and work arrangement requirement and the same may be considered by the Commission.</p> <p>The manpower requirements and time/work arrangement are negotiable, provided that they can perform their tasks as required in the Terms of Reference, the Service Level Agreement, and the contract. The Time/Work Arrangements shall be read as amenable for work from home setup or on-premise on a non-exclusive fulltime basis. The personnel must be available during scheduled meetings and must be on-call 24/7.</p>
<p><b>Does the Commission have an existing system requiring a specific technical metric?</b></p>	<p>Currently, the NPC does not use any technical metric for data breach notifications. However, the supplier and the end-user may agree on the metrics during the developmental stage of the project.</p>
<p><b>With regard to the Mayor's Permit, what is the remedy if the bidder only has a Mayor's Permit valid until December 31, 2020?</b></p>	<p>The NPC-BAC shall allow the submission of the recently expired Mayor's permit, provided that the same is accompanied by an Official Receipt evidencing that the bidder has applied and paid the fees for its renewal, pursuant to the Government Procurement Policy Board's (GPPB) Resolution No. 09-2020.</p>

**What other requirements do we need to comply with?**

Bidders are reminded to comply with Resolution No. 16-2020 issued by the Government Procurement Policy Board on 16 September 2020.

As such, bidders are reminded to submit the revised Bid Securing Declaration and Omnibus Sworn Statement, among others, as can be found in:

<https://www.gppb.gov.ph/downloadables.php>

The foregoing shall form an integral part of the procurement of **Data Breach Notification Management System** for the National Privacy Commission. Any provision inconsistent herewith is hereby amended and superseded accordingly.

For the information and guidance of all concerned.

**ATTY. MARIA THERESITA E. PATULA**  
*Chairperson, Bids and Awards Committee*