



BIDS AND AWARDS COMMITTEE
Resolution No. 089-2023, Series of 2023

**RECOMMENDING THE AWARD OF CONTRACT FOR DATA CENTER EQUIPMENT
(APP Item No. 2023-0072)**

WHEREAS, the National Privacy Commission (NPC or Commission) 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, the Interim Management Information System (IMISU), acting as the Information and Technology Division of the NPC, is tasked to support, maintain, and implement the Information and Communications Technology (ICT) infrastructure of the NPC;

WHEREAS, this procurement has a Certification of Availability of Funds and has been confirmed to be existing as APP Item No. 2023-0072 (Data Center Equipment), amounting to Three Hundred Fifty Thousand Pesos (₱350,000.00) chargeable against ICT Equipment (OPERATIONS-CO), under the General Appropriations Act of 2023 (RA No. 11936), programmed in the NPC CY 2023 APP;

WHEREAS, Section 53.9 of the Revised Implementing Rules and Regulations (IRR) of Republic Act No. 9184, otherwise known as the "Government Procurement Act", 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 25 October 2023, a Request for Quotation (ROQ) was posted in the PhilGEPS and NPC website, and NPC bulletin board from which only Intellyx IT Solutions submitted a bid;


WHEREAS, on 08 November 2023, the National Privacy Commission – Bids and Awards Committee (NPC-BAC) proceeded to evaluate the submitted quotation and determined that Intellyx IT Solutions passed the technical, legal, and financial requirements mandated under RA No. 9184 and its IRR, as well as the submitted Scope of Work, and that Intellyx IT Solutions submitted the single calculated and responsive quotation at a bid price of ₱345,000.00;

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 Data Center Equipment to **Intellyx IT Solutions** for having the single calculated and responsive quotation in the total amount of **Three Hundred Forty-Five Thousand Pesos (Php345,000.00)**, subject to the presentation of their original documentary requirements upon signing of the Notice of Award (NOA).


RESOLVED this 08th day of November 2023 via videoconference meeting.

ATTEST:

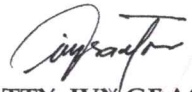

Digitally signed
by Plandor
Lennard Apor
MR. LENNARD A. PLANDOR
ITO II, IMISU
End-User/Provisional Member


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

On Official Business
MR. ERWIN D. ESPENILLA
Head Executive Assistant, OPC
BAC Member




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

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


Digitally signed by
Ivy Grace T.
Villasoto
ATTY. IVY GRACE T. VILLASOTO
Division 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: NOV 17 2023 



NOTICE OF AWARD

Date Issued: **NOV 17 2023**

MS. ALIAH MAE MABUYAO
Sales Assistant
Intellyx IT Solutions
B20 L101 P2 A4 Dalagang Bukid,
Longos, Malabon City

Dear **Ms. Mabuyao**,

Please be advised that upon the recommendation of the NPC Bids and Awards Committee, per BAC Resolution No. 089-2023 series of 2023, the contract for the procurement of **Data Center Equipment** amounting to **Three Hundred Forty-Five Thousand Pesos (₱345,000.00) VAT inclusive**, is awarded to **Intellyx IT Solutions**, 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 Medulla Joan
Therese Caragay

NOV 17 2023

Conforme:

MS. ALIAH MAE MABUYAO
Sales Assistant
Intellyx IT Solutions
Date: **NOV 17 2023**

**PURCHASE ORDER
NATIONAL PRIVACY COMMISSION**

Entity Name

Supplier : INTELIX IT SOLUTIONS		P.O. No. : 2023- 11-0027									
Address : Longos Dalagang Bukid, Malabon City		Date : 20 NOV 2023									
TIN : _____		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 of item shall be within 45 days from receipt of PO/NTP Installation shall be deliver within 15 days from the delivery/acceptance of item									
Date of Delivery : Delivery of item shall be within 45 days from receipt of PO/NTP Installation shall be deliver within 15 days from the delivery/acceptance of item		Payment Term : <u>LDDAP-ADA</u>									
Stock/ Property No.	Unit	Description	Quantity	Unit Cost	Amount						
	Lot	DATA CENTER EQUIPMENT	1	345,000.00	345,000.00						
		Specifications:									
		<table border="1"> <thead> <tr> <th>Item</th> <th>Quantity</th> <th>Total Amount</th> </tr> </thead> <tbody> <tr> <td>COMPRESSOR</td> <td>1</td> <td>345,000.00</td> </tr> </tbody> </table>	Item	Quantity	Total Amount	COMPRESSOR	1	345,000.00			
Item	Quantity	Total Amount									
COMPRESSOR	1	345,000.00									
		1. FUNCTIONAL DESCRIPTION 2. SERVICE LEVEL AGREEMENT "See attached detailed Technical Requirement Specifications "ANNEX A" WARRANTY (to applicable items) 1. Warranties againts manufacturing defects, as well as parts and service 2. DELIVERY: Warranty Certificate (within One (1) year from date of delivery and acceptance) 3. INSTALLATION: Warranty Certificate (within One (1) year from date of installation and acceptance) 4. Warranty shall commence upon issuance of Inspection and Acceptance Report (IAR) by the Inspection and Acceptance Committee and end-user DELIVERY:									
		<table border="1"> <thead> <tr> <th>Particular</th> <th>Delivery</th> </tr> </thead> <tbody> <tr> <td>Data Center Equipment (Compressor)</td> <td>Deliver within 45 days from receipt of PO/NTP</td> </tr> <tr> <td>Data Center Equipment Installation</td> <td>Deliver within 15 days from the delivery/acceptance of compressor</td> </tr> </tbody> </table>	Particular	Delivery	Data Center Equipment (Compressor)	Deliver within 45 days from receipt of PO/NTP	Data Center Equipment Installation	Deliver within 15 days from the delivery/acceptance of compressor			
Particular	Delivery										
Data Center Equipment (Compressor)	Deliver within 45 days from receipt of PO/NTP										
Data Center Equipment Installation	Deliver within 15 days from the delivery/acceptance of compressor										
		Place of Delivery: NPC 5th Floor PICC Complex, Pasay City PAYMENT: 1. Payment shall be processed upon receipt of the following issued by the supplier: Warranty Certificate, Delivery Receipt, Sales Invoice/Statement of Account/Billing Statement, and Completion Report (within 10 days after installation) 2. 100% payment after delivery, installation and issuance of a certificate of acceptance by the NPC Inspection and Acceptance Committee 3. Any delay for each other delivery term indicated above is subject for liquidated damages. In cases of delay in the delivery, the supplier/provider must request for extension on/or before the delivery date and must be duly approved by the Head of the Procuring Entity.									
(Total Amount in Words)		THREE HUNDRED FORTY FIVE THOUSAND 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 Ms. Joel T. Pagulingan 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,									
<u>MS. ALIAH MAE MABUYAO</u> Signature over Printed Name of Supplier <u>28 NOV 2023</u> Date		<u>ATTY. MANUEL C. SATUITO</u> Signature over Printed Name of Authorized Official Director IV, FAO									
Fund Cluster : <u>01</u>		ORS/BURS No. : <u>02-101-2023-11-00650</u>									
Funds Available : <u>₱ 345,000.00</u>		Date of the ORS/BURS: <u>22 NOV 2023</u>									
<u>JOHANA CARLA T. GOMEZ</u> <i>as per PCSO No. 007 s.2023</i> Signature over Printed Name of Chief Accountant/Head of Accounting Division/Unit		Amount : <u>₱ 345,000.00</u>									

ANNEX A

TECHNICAL REQUIREMENT/SPECIFICATIONS

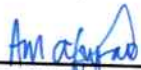
FUNTIONAL DESCRIPTION

- a. It must be a scroll type of compressor designed for high efficiency and reliability in air conditioning, comfort, and process cooling applications, with evaporating temperatures around +5 °C.
- b. It must have features such as brazed fitting connections, tandemization and multiple refrigerant capability provide for the needs of a more demanding market.
- c. The refrigerants compatibilities must be R-22, R-407C, R-134a.
- d. The voltage and frequency range must be 200-220 V at 50 Hz, and 200-230 V at 60 Hz.
- e. It must have the cooling capacity of 14.8 kW.
- f. It must have a power input of 4.64 kW.
- g. It must have a Coefficient of Performance (COP) of 3.19.
- h. It must have an overall dimension of 246 x 246 x 451 mm (W x L x H).
- i. It must have a net weight of 38.6 kg.
- j. It must have a low/high side PS of 20/29.5 bar(g).
- k. It must have a maximum operating current of 26A.

SERVICE LEVEL AGREEMENT

- a. The supplier is required to remove the damaged compressor, install the replacement compressor, and shall submit a completion report after 10 calendar days of the activity.
- b. The warranty for the compressor should be a minimum of one (1) year.
- c. The supplier must provide onsite technical support for critical issues and must respond via telephone, mobile and email to resolve technical issues related to the compressor that will impede the network operations of the commission, in which case, severity levels are indicated below:
 - i. **Severity Level 1**, categorized as Critical, the issue must be resolved within one (1) hour after initial report to the service desk or customer support.
 - ii. **Severity Level 2**, categorized as Major, the issue must be resolved at the soonest possible time (within 2 hours)
 - iii. **Severity Level 3**, categorized as Minor, the issue must be resolved immediately (within 4 hours).

CONFORME:



MS. ALIAH MAE MABUYAO
Supplier/Provider

