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Minutes of Pre-Bid Conference

**Procurement of Supply and Delivery of Industrial Fuel Oil for
Malaya Thermal Power Plant
(Project Reference No. 2020-PB-IFO-MTPP-001-05)**

Present:

Bids and Awards Committee (BAC)

Mr. Arnold C. Francisco	Chairperson
Mr. Ronald V. Conquilla	Vice Chairperson
Atty. Lorenzo Jared J. Briones	Member
Mr. Rey Evince R. Valencia	Member
Mr. Israel J. Dadap	Member

Technical Working Group (TWG)/End-User

Mr. James Marvin A. Mamaradlo	Chairperson-TWG
Mr. Jorem N. de Belen	Member

BAC Secretariat

Mr. Leonard E. Marquez	Head
Ms. Maria Anna R. Dela Cruz	Member
Mr. Caesar R. Antonio	Member
Ms. Mary Grace E. Catarin	Member
Ms. Annaliza C. Lopez-Cruz	Member
Ms. Aya N. Jacildo	Member

Bidders

Mr. Ramon Miguel E. Abeleda	Pilipinas Shell Petroleum Corporation (PSPC)
Ms. Emily M. Cruz	SL Harbor Bulk Terminal Corporation
Ms. Ma. Catherine C. David	SL Harbor Bulk Terminal Corporation
Mr. Andrew B. Tengkiat	SL Harbor Bulk Terminal Corporation

Observers

Atty. Glenda Leah A. Caringal	OPCEO
Mr. Abner B. Tolentino	AMD

The Ppre-Bid Conference for the Procurement of Supply and Delivery of Industrial Fuel Oil for Malaya Thermal Power Plant (the "Project") through ZOOM Cloud Meetings APP, was called to order at 10:15 AM on 04 September 2020, and was presided by the BAC Chairperson, Mr. Arnold C. Francisco.

53 **1. Business Matters**

54
55 The BAC Chairperson asked the BAC Secretariat if there is a quorum which the BAC
56 Secretariat replied in the affirmative.

57
58 The BAC Secretariat informed the BAC that invitations to observe the proceedings
59 were sent to the Commission on Audit and other observers from the private sector and
60 non-government organization. However, no observers attended the Pre-Bid
61 Conference except from the representatives of OPCEO and AMD.

62
63 The BAC Chairperson introduced the members of the BAC and TWG and
64 acknowledged the presence of the representatives of the bidders.

65
66 The BAC then proceeded with the Pre-Bid Conference.

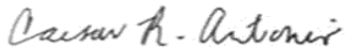
67
68 **2. Presentation by the TWG of the Bidding Procedures, Invitation to Bid (ITB) and**
69 **Clarification from the Bidders**

- 70
- 71 • The Bidding Documents, including the ITB, was presented by the TWG to the
72 prospective bidders.
 - 73
 - 74 • Mr. Abeleda of PSPC requested for the reference month and the BSP
75 Reference Rate used for the computation of the Approved Budget of the
76 Contract. The TWG thereafter provided the requested information that the
77 reference used for the computation of the ABC is the July 2020 MOPS and the
78 average of the July 2020 daily BSP Reference Rate or PHP49.4659 per US\$.
79
 - 80 • Ms. Cruz of SL Harbor requested clarification from the BAC on the possibility
81 of submitting a Performance Security once a guaranteed volume was
82 established for delivery. The BAC then explained that the submission of
83 Performance Security is required prior to the execution of contract in
84 accordance with Republic Act No. 9184 and its IRR.
85
 - 86 • Mr. Tengkiat and Ms. Cruz of SL Harbor further sought clarification from the
87 BAC on the possibility of assigning the fuel supply contract to the winning
88 bidder for the privatization of MTPP. While the Bidding Documents has a
89 provision on the transferability/ assignability of the fuel supply contract from
90 PSALM to the winning bidder, the BAC clarified that the winning bidder is not
91 required to operate the plant, which may not necessitate the continuance of
92 the existing fuel supply contract. In this case, PSALM will notify the fuel
93 supplier of its intent to terminate the contract pursuant to Clause 29 of the
94 Special Conditions of the Contract.

95
96 **3. Adjournment:**

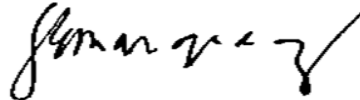
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98 There having no further clarifications from the bidders and being no other matters
99 to be discussed, the meeting was adjourned at 10:58 AM.

Prepared by:



CAESAR R. ANTONIO
BAC Secretariat Member

Reviewed by:



LEONARD E. MARQUEZ
BAC Secretariat Head

Approved by:



ARNOLD C. FRANCISCO
BAC Chairperson