



Competitive Selection Process for the Procurement of Ancillary Services to the Grid

BID BULLETIN NO. 2022-02

This Bid Bulletin No. 2022-02 is hereby issued to postpone the Submission and Opening of Bids as earlier scheduled on July 12, 13, and 14, 2022, and to reschedule them at a later date. Further, the issues and queries raised by eligible bidders during the Pre-Bid Conference held virtually on May 23 and June 9, 2022 are addressed as follows:

Major Concerns	TPBAC Response
Bid Security and Performance Bond	Instead of the original proposal of 5 years' worth of Capacity Payment as basis for Bid Security (2%) and Performance Bond (30%), the basis of computation is reduced to 1 year worth of Capacity Payment from bidder's offer , and maintain the 2% for Bid Security and 30% for Performance Bond.
	Bid Security to be valid for 120 days, starting from the date of Bid Submission
	Bid Security of disqualified and non-winning bidders will be returned to the bidder, by personal pick up or courier, to be coordinated with the bidder on its preferred process.
	Performance Bond to be posted upon execution of the ASPA, and valid for one year, to be renewed annually based on the coming year's Firm Contracted Capacity
	In case of ASPA termination without default, and ASPA termination due to Material Adverse Change, the Performance Bond will be returned to the AS Provider in full, and will not be forfeited.
	Bid Security and Performance Bond may be in the form of Surety Bond or SBLC, with separate document per AS type offered.
	The Eligible Bidder's parent company may secure the Bid Security and Performance Bond.
List of Banks for SBLC	The list of approved banks will be provided to the Eligible Bidders. (Herewith attached as Annex A)
Post Qualification	If required documents are not submitted in time for the Post Qualification Deadline, Bid Security will be forfeited in favor of NGCP.
Timely Issuance of AS Certificates, TSA, and MSA for the Post Qualification	All requirements for the issuance of TSA, MSA, and AS Certification must be completed at least one month prior to the Post Qualification Deadline, otherwise, NGCP will not have sufficient time to process these documents. The Eligible Bidder must have ensured its qualification even prior to the start of the bidding, since NGCP has already adjusted this requirement, from Pre-Qualification requirement, it was moved to the Post Qualification stage.



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Force Majeure	<p>The ASPA template will be revised to clarify that for un-availability of Firm Contracted Capacity during Force Majeure events for a period of 15 days, the AS Provider is not obligated to provide Replacement AS Capacity, and will not be penalized for un-availability. It follows that since AS Provider is not available for this period, that it shall also not be paid for said period.</p> <p>Starting on the 16th day, AS Provider shall provide Replacement AS capacity, if generating unit is still unavailable. By the 90th day, if generating unit is still unavailable, ASPA will be subject to termination.</p> <p>For Force Majeure events that affect the Transmission Facilities, and AS Provider's facility is available, then AS capacity will not be scheduled, and there will be no payment.</p>
Basis of ASPA Termination due to default	<p>AS Provider whose generating unit is on outage, and provides Replacement AS capacity within 30 days, will not be considered for termination.</p> <p>If outage will exceed 30 days, then ASPA be subject to termination.</p>

The corresponding change in the schedule of activities will be announced in a separate Bid Bulletin.

CERTIFICATION

As Chairman of NGCP's Third Party Bids and Awards Committee ("TPBAC"), I hereby certify that this Bid Bulletin No. 2022-02 for the Procurement of Ancillary Services to the Grid was discussed and approved by the TPBAC on July 8, 2022 at Quezon City.

(sgd) **DARRYL LON A. ORTIZ**
TPBAC Chairman

ANNEX A

NGCP Accredited Banks for Issuance of Standby Letter of Credit (SBLC):

1. Asia United Bank
2. Bank of China (Hong Kong) Ltd., Manila Branch
3. Bank of Commerce
4. Bank of the Philippine Islands
5. BDO Unibank, Inc.
6. China Banking Corporation
7. Citibank N.A.
8. Land Bank of the Philippines
9. Maybank Philippines, Inc.
10. Metropolitan Bank and Trust Company
11. Philippine National Bank
12. Security Bank Corporation
13. Sumitomo Mitsui Banking Corporation – Manila Branch
14. Union Bank of the Philippines
15. United Coconut Planters Bank

Banks accepting large corporations only:

1. Australia & New Zealand Bank
2. Mizuho Bank Ltd., Manila Branch
3. MUFG Bank Ltd. Manila Branch (formerly The Bank of Tokyo-Mitsubishi UFJ, Ltd.)

Banks accommodating only clients with existing accounts:

1. Hongkong and Shanghai Banking Corporation, Limited
2. ING Bank N.V.
3. Standard Chartered Bank

NGCP Accredited Insurance Company for Issuance of Surety Bond:

1. Prudential Guarantee Assurance, Inc.