

1                                      **Republic of the Philippines**  
2                                      **Power Sector Assets and Liabilities Management Corporation**  
3                                      3/F National Transmission Corporation Bldg., Power Center  
4                                      Quezon Ave. cor. BIR Road, Diliman, Quezon City  
5                                      Telephone No. (632) 739-5214  
6                                      <https://www.psalm.gov.ph>  
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9                                      **Minutes of the Above 50 Million Bids and Awards Committee**  
10                                      **Pre-bid Conference for the Procurement of Supply and Delivery of Diesel Oil for**  
11                                      **Malaya Thermal Power Plant for CY 2018**  
12                                      **(Project Reference No. 2018-PB-IDO-MTPP-006-01)**  
13

14 Present were:

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16                                      **Above PHP50 Million Bids and Awards Committee (AFMBAC)**

17 Atty. Helena C. Tolentino	Chairperson
18 Atty. Lalaine Mae O. Parlade	Vice Chairperson
19 Mr. Exequiel C. Cempron	Member
20 Mr. Eduardo S. Manuel	Member

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22                                      **Technical Working Group (TWG)**

23 Mr. Jorem N. de Belen	Head
24 Ms. Mary Felicie V. Magpantay	Member
25 Ms. Maria Anna R. Dela Cruz	Member

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27                                      **BAC Secretariat**

28 Mr. Leonard E. Marquez	Head
29 Ms. Annaliza C. Lopez-Cruz	Member
30 Ms. Mary Grace E. Catarin	Member

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32                                      **Bidders**

33 Mr. Allan V. Peczon	Petron Corporation
34 Mr. Rene Concepcion	Phoenix Petroleum Philippines, Inc.
35 Ms. Shirley Mae Yatco	Phoenix Petroleum Philippines, Inc.
36 Mr. Jeffrey Uy	Phoenix Petroleum Philippines, Inc.
37 Ms. Carmina Dungo	Phoenix Petroleum Philippines, Inc.
38 Mr. Richard Tiansay	Phoenix Petroleum Philippines, Inc.
39 Mr. Roy O. Jimenez	Phoenix Petroleum Philippines, Inc.
40 Mr. John Henry Yap	Phoenix Petroleum Philippines, Inc.
41 Mr. Jeffrey Lloyd Quezon	Pilipinas Shell Petroleum Corporation
42 Ms. Malou Nautan	Pilipinas Shell Petroleum Corporation
43 Mr. Alvin Panuncialman	Pilipinas Shell Petroleum Corporation
44 Mr. Reynold Garganta	Seaoil Philippines, Inc.
45 Mr. Jon Detaunan	Seaoil Philippines, Inc.
46 Mr. Kyle C. Rogacion	SL Harbor Bulk Terminal Corporation
47 Mr. Cesar Galang	Petrotrade Philippines, Inc.

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51 **Observer**  
52 Mr. Almario C. Yumul PSALM Corporation, FMD

53 The pre-bid conference for the Procurement of Supply and Delivery of Diesel Oil  
54 for Malaya Thermal Power Plant for CY 2018 (the "Project"), held at OLC Conference  
55 Room, 4/F NPC Building, Power Center, Quezon Ave. cor. BIR Road, Diliman, Quezon  
56 City, was called to order at 11:00 AM on 16 April 2018, and was presided by the  
57 AFMBAC Chairperson, Atty. Helena C. Tolentino.

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59 **1. Business Matters:**

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61 The AFMBAC Chairperson introduced the members of the BAC and TWG and  
62 welcomed the representatives of six (6) interested bidders, namely: Petron  
63 Corporation ("PETRON"), Phoenix Petroleum Philippines, Inc. ("PHOENIX"), Pilipinas  
64 Shell Petroleum Corporation ("SHELL"), Seoil Philippines, Inc. ("SEAOIL"), SL  
65 Harbor Bulk Terminal Corporation ("SLHBTC"), and Petrotrade Philippines, Inc.  
66 ("PETRO").

67  
68 The BAC reiterated that "no contact rule" is strictly implemented between the  
69 members of the BAC, TWG, and the bidders.

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71 The BAC then proceeded with the pre-bid conference. The TWG presented and  
72 discussed the Bidding Documents to the bidders.

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74 **2. Clarification from the Bidder**

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- 76 • The BAC informed the bidders that errors in the bidding documents will be  
77 clarified through a Supplemental Bid Bulletin (SBB).
  - 78
  - 79 • Likewise, the BAC reiterated to the bidders the mandatory submission of  
80 PhilGEPS Certificate of Registration and Membership (Platinum Membership)  
81 effective 01 May 2017.
  - 82
  - 83 • Ms. Bundac of PHOENIX asked if the required Bid Security shall be limited to  
84 Bid Securing Declaration or any one other form.
  - 85

86 The BAC replied that the Bid Security shall be in 'ANY' form in accordance  
87 with Instructions to Bidders Clause 18.1. However, they will take note of the  
88 query and clarify through a SBB.

- 89
- 90 • Ms. Bundac inquired if the required volume of 1,400,000 Liters of Diesel Oil is  
91 good until 31 December 2017 only or will be extended until January 2018.
  - 92

93 The BAC replied that in case the contracted quantity cannot be lifted by PSALM  
94 during the Contract Term, PSALM shall continue lifting Fuel from the Supplier  
95 pursuant to Special Conditions of the Contract Clause 9.2 (Total Contract  
96 Price). On the other hand, if the Total Contract Price has been used up and  
97 there is still remaining volume for delivery, the same shall no longer be lifted.  
98

- 99 • Mr. De Jesus of PHOENIX asked the applicable year for the required Latest  
100 Annual Income Tax Return (ITR).  
101

102 The BAC replied that the latest annual ITR shall refer to CY 2016 filed in CY  
103 2017.  
104

- 105 • Mr. De Jesus asked clarification on the quantity of Fuel requirements to be  
106 delivered; if there will be a supply shortage or will exceed in requirement.  
107

108 The BAC clarified that in the event of a supply shortage and/or allocation of  
109 petroleum supplies imposed by the Philippine Government, or any of its  
110 instrumentalities, Supplier shall sell to PSALM the said volumes as a minimum  
111 subject to the implementing rules and regulations issued by the Government  
112 agency of the Philippines exercising supervision over petroleum utilization and  
113 supplies. However, PSALM shall issue an amendment or repeat order in case  
114 the contracted quantity of fuel will exceed in requirement.  
115

- 116 • Mr. De Jesus inquired if there is a provision in case of the implementation of  
117 Excise Tax in the Terms of Reference.  
118

119 The BAC responded that any changes in the Philippine Tax Laws which may  
120 adversely affect the price during the implementation of the contract shall be  
121 for the account of the supplier or the winning bidder.  
122

- 123 • Mr. De Jesus requested clarification on Section V. SCC Clause 6.2,  
124 Transportation and Demurrage Charges.  
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126 The BAC replied that this will be clarified through a SBB.  
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- 128 • Mr. Rogacion of SLHBTC requested for an extension in the submission of bids.  
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130 The BAC replied that requests for extension of bid opening will not be  
131 accommodated.  
132

- 133 • Ms. Bersales of SHELL inquired if the MTTP is a must-run-unit.  
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135 The BAC answered in the affirmative.  
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137 The BAC Chairperson reiterated that requests for clarifications on any part of the  
138 Bidding Documents or for any interpretation must be in writing and submitted to the  
139 BAC at least ten (10) calendar days before the deadline set for the submission and  
140 receipt of bids.  
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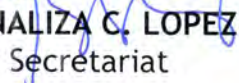
### 142 3. Adjournment

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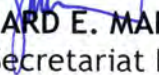
144 There being no other matters to be discussed, the pre-bid conference was  
145 adjourned at 12:00 PM.  
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Prepared by:

  
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Approved by:

  
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AFMBAC Chairperson