



BID BULLETIN NO. 03

RESPONSES FOR THE BIDDERS' QUERIES

To all Bidders,

In relation to Bid Bulletin No. 02, bidders were encouraged to submit queries. The Power Supply Procurement Bids and Awards Committee (PSP-BAC) has addressed the queries received from bidders as follows:

SECTION/PROVISION	QUESTIONS/CLARIFICATION	PSP-BAC RESPONSE
List of projects undertaken over the last ten (10) years; All power supply contracts	We kindly request that only existing contracts be required for submission under this requirement.	Only existing contracts are required for submission under this requirement.
Folder 2: Technical Documents a) List of previous and current customers: We suggest that this be limited to three (3) regulated entities and within the last 5 years with still active or expired supply contracts.	Please confirm that we only need to list 3 regulated and/or non-regulated customers for this requirement aligned with the 3 Certificate of Good Standing requirement.	We confirm to list 3 regulated and/or non-regulated customers for this requirement aligned with the 3 Certificate of Good Standing requirement.
(b) Details of financial and operating background for the two (2) recent full financial years demonstrating the bidder's financial viability AFS for the past two (2) years shall be accepted	Kindly confirm that we are only required to submit the 2022 and 2023 AFS, as the 2024 AFS has not yet been finalized and submitted to the BIR.	The 2022 and 2023 AFS are considered, and the 2024 AFS will be submitted by bidders once available.
Electronic Signatures	We kindly request your approval to allow the use of electronic signatures for documents to be executed by the Bidder, excluding those that require notarization.	Electronic signatures are allowed, except for those that require notarization.
Latest Audited Financial Statement available, showing, among others, the prospective bidder's total and current assets and liabilities, stamped "received" by the Bureau of Internal Revenue (BIR) for the preceding calendar year from the date of bid submission.	Please confirm that we will submit the 2023 AFS since the 2024 AFS is not yet available.	The 2022 and 2023 AFS are considered, and the 2024 AFS will be submitted once available.
Board Resolution or Secretary's Certificate evidencing the (1) grant of authority to the individual submitting the Bid and making representation on behalf of the bidder, (2) grant of authority to the individual signing the Bid and (3) grant of authority to the individuals signing the PSA;	Kindly allow bidders to use their own template for the Board Resolution or Secretary's Certificate, provided that the required authorizations specified in the CSP template are included in the bidder's Secretary's Certificate.	Bidders may use their own template for the Board Resolution or Secretary's Certificate, and/or SPA.



NEECO II - AREA 1

NUEVA ECJAJA II ELECTRIC COOPERATIVE, INC. - AREA 1

Calipahan, Talavera, Nueva Ecija
 www.neeco2area1.com
 neeco2_area1@yahoo.com.ph
 (044) 411-1007 loc. 117

Organizational Structure - Basic information of the bidder's legal status and organizational chart.	What documents should we submit for the basic information of the bidder's legal status?	Document that include Bidder's Name, Legal Status, Type of Entity, and Registration No.
Annex C: SPECIAL POWER OF ATTORNEY Template for Legal Docs_F.vii: SPECIAL POWER OF ATTORNEY	Kindly confirm whether these are different requirements. Additionally, please clarify which requirement needs the submission of Annex C.	Bidders may use either of the two formats provided by the PSP-BAC.
SWORN ATTESTATION OF NO CONFLICT OF INTEREST	We suggest including additional language to Legal Docs_F.v.	Bidders may enhance the template provided by the PSP-BAC.
Certificate of Non-Applicability	Kindly confirm whether bidders may use their own template for this requirement. Additionally, please specify in which folder the Certificate of Non-Applicability should be included.	Include it as a loose document enclosed in Envelope 1.
Bid Form	No drop-down options for Type of Technology and Resource Type	Bidders may disregard the drop-down inputs since this is open for all technology.
Legal Docs_F.vii SPECIAL POWER OF ATTORNEY I, [Name of Principal], of legal age, [Nationality], and residing at [Address],	We suggest using an office address instead of a residence address.	Office address shall be used instead of residence address.
ITB Annex C - SPECIAL POWER OF ATTORNEY I, [Full Name of the Bidder], of legal age, Filipino, and with residence at [Address],		Office address shall be used instead of residence address.
Legal Docs_F.i Board Resolution or Secretary's Certificate evidencing the (1) grant of authority to the individual submitting the Bid and making representation on behalf of the bidder, (2) grant of authority to the individual signing the Bid and (3) grant of authority to the individuals signing the PSA; Legal Docs_F.vii SPECIAL POWER OF ATTORNEY	Kindly confirm that these are two separate documents. Regarding the Special Power of Attorney (SPA), we suggest allowing the bidders to submit the Secretary's Certificate, provided that the necessary authorizations outlined in the SPA	Bidders may use their own template for the Board Resolution or Secretary's Certificate, and/or SPA.



ITB Annex C - SPECIAL POWER OF ATTORNEY	template are included in the Secretary's Certificate.	
ITB Annex A – BIDDER'S CHECKLIST OF DOCUMENTS	Kindly confirm the envelope or folder in which the bidder should submit the accomplished checklist.	Include it as a loose document enclosed in Envelope 1.
Financial Documents	During the bid preparation, only the 2022 and 2023 AFS are available, as the 2024 AFS has yet to be submitted. Please confirm that the 2022 and 2023 AFS will suffice.	The 2022 and 2023 AFS are considered, and the 2024 AFS will be submitted once available.
Board Resolution or Secretary's Certificate	We respectfully request that the PSP-BAC allow bidders to use their own Secretary's Certificate or Board Resolution.	Bidders may use their own template for the Board Resolution or Secretary's Certificate, and/or SPA.
Special Power of Attorney	We respectfully request that the PSP-BAC allow bidders to submit their Secretary's Certificate or Board Resolution for this requirement as long as the minimum requirements in the Special Power of Attorney template are met.	Bidders may use their own template for the Board Resolution or Secretary's Certificate, and/or SPA.
Legal Documents	For templates requiring residence address, we kindly request the PSP- BAC to allow using the office address of the authorized representative executing the document.	Office address shall be used instead of residence address.
Bid Form	We noticed that there are no options available in the drop-down inputs.	Bidders may disregard the drop-down inputs since this is open for all technology.
List of projects undertaken over the last ten (10) years;	We respectfully request that the PSP-BAC only requires the list of existing and active contracts for this requirement.	Only existing contracts are required for submission under this requirement.
Bid Price in Php/kWh Fixed for the duration of the Contract Term	Please confirm that the ITB, TOR and other Bidding Documents do not provide for a "Price Cap" which the Bidders should not breach.	The bidder shall submit their best offer.
Reduction of Contract Energy The reduction of contract energy due to the above cases, shall be done proportionately among the suppliers of the DU.	1. We believe it is more appropriate that this provision should be anchored on the Contract Capacity and not on the Contract Energy.	Kindly refer to Bid Bulletin 2, Item No. 1



NEECO II - AREA 1

NUEVA ECJAJA II ELECTRIC COOPERATIVE, INC. - AREA 1

	2. Does NEECO II - Area 1 have other suppliers at present other than AP Renewables Inc?	
Line Rental Bidder must provide and pay the Line Rental Cap (Php/kWh) and any excess of the specified cap will be charged to NEECO II – A1.	1. Does NEECO II - Area 1 have a desired level of Line Rental ("LR") cap OR each Bidder may proposed any level of LR Cap? 2. How will this LR Cap (for the account of the Supplier) and any excess thereof (for the account fo NEECO II - Area 1) be considered in the determination of the Lowest Calculated Responsive Bid ("LCRB")?	PSP BAC reiterated to submit best offer of the bidder for the LR Cap.
"9.2. Envelope 2-Financial Proposals The bid security shall be forfeited; a. if the bidder withdraws its bid during the period of bid validity, or b. if the bidder does not accept the correction of its bid price as provided in ITB 16, c. in the case of a successful bidder, if it fails within the specified time limit to: i. sign the Power Supply Agreement, or ii. furnish the required performance security."	Please confirm that the bid security shall be forfeited only when bidder does any of the three instances <u>without justifiable cause.</u>	Kindly refer to Item 9.2 of the ITB
	ITB Annex A – BIDDER'S CHECKLIST OF DOCUMENTS List of projects undertaken over the last ten (10) years; Please clarify which projects we need to list for this requirement	Provide regulated and/or non-regulated customers for this requirement aligned with the 3 Certificate of Good Standing requirement.
	ITB Annex A – BIDDER'S CHECKLIST OF DOCUMENTS Other relevant information showing proof of the technical capabilities of the Bidder that would be helpful to the PSP-BAC.	Yes, applicable during the Post Qualification.
	ITB Annex A – BIDDER'S CHECKLIST OF DOCUMENTS Any other relevant information regarding the financial track record and capabilities of the bidder that it believes would be helpful to the BAC. Please confirm that this is only applicable during post-qualification.	Yes, applicable during the Post Qualification.



NEECO II - AREA 1

NUEVA ECIIJA II ELECTRIC COOPERATIVE, INC. - AREA 1

	e) Other Applicable Fees and Charges including derivation of each component - does this mean the bidder should identify all passthrough costs (e.g. WESM fees, ER 1-94)?																																																																																																	
<table border="1"> <thead> <tr> <th colspan="6">ITB Annex F - FORECASTED CONTRACTED ENERGY (2026-2030)</th> </tr> <tr> <th>Month</th> <th>2026</th> <th>2027</th> <th>2028</th> <th>2029</th> <th>2030</th> </tr> <tr> <th></th> <th>47 MWh</th> <th>50 MWh</th> <th>53 MWh</th> <th>56 MWh</th> <th>59 MWh</th> </tr> </thead> <tbody> <tr> <td>January</td> <td>34,968,000</td> <td>37,200,000</td> <td>39,432,000</td> <td>41,664,000</td> <td>43,896,000</td> </tr> <tr> <td>February</td> <td>34,968,000</td> <td>37,200,000</td> <td>39,432,000</td> <td>41,664,000</td> <td>43,896,000</td> </tr> <tr> <td>March</td> <td>31,584,000</td> <td>33,600,000</td> <td>35,888,000</td> <td>37,632,000</td> <td>39,648,000</td> </tr> <tr> <td>April</td> <td>34,968,000</td> <td>37,200,000</td> <td>39,432,000</td> <td>41,664,000</td> <td>43,896,000</td> </tr> <tr> <td>May</td> <td>33,840,000</td> <td>36,000,000</td> <td>38,160,000</td> <td>40,320,000</td> <td>42,480,000</td> </tr> <tr> <td>June</td> <td>34,968,000</td> <td>37,200,000</td> <td>39,432,000</td> <td>41,664,000</td> <td>43,896,000</td> </tr> <tr> <td>July</td> <td>33,840,000</td> <td>36,000,000</td> <td>38,160,000</td> <td>40,320,000</td> <td>42,480,000</td> </tr> <tr> <td>August</td> <td>34,968,000</td> <td>37,200,000</td> <td>39,432,000</td> <td>41,664,000</td> <td>43,896,000</td> </tr> <tr> <td>September</td> <td>34,968,000</td> <td>37,200,000</td> <td>39,432,000</td> <td>41,664,000</td> <td>43,896,000</td> </tr> <tr> <td>October</td> <td>33,840,000</td> <td>36,000,000</td> <td>38,160,000</td> <td>40,320,000</td> <td>42,480,000</td> </tr> <tr> <td>November</td> <td>34,968,000</td> <td>37,200,000</td> <td>39,432,000</td> <td>41,664,000</td> <td>43,896,000</td> </tr> <tr> <td>December</td> <td>33,840,000</td> <td>36,000,000</td> <td>38,160,000</td> <td>40,320,000</td> <td>42,480,000</td> </tr> <tr> <td>Total</td> <td>411,720,000</td> <td>438,000,000</td> <td>465,552,000</td> <td>490,560,000</td> <td>516,840,000</td> </tr> </tbody> </table>	ITB Annex F - FORECASTED CONTRACTED ENERGY (2026-2030)						Month	2026	2027	2028	2029	2030		47 MWh	50 MWh	53 MWh	56 MWh	59 MWh	January	34,968,000	37,200,000	39,432,000	41,664,000	43,896,000	February	34,968,000	37,200,000	39,432,000	41,664,000	43,896,000	March	31,584,000	33,600,000	35,888,000	37,632,000	39,648,000	April	34,968,000	37,200,000	39,432,000	41,664,000	43,896,000	May	33,840,000	36,000,000	38,160,000	40,320,000	42,480,000	June	34,968,000	37,200,000	39,432,000	41,664,000	43,896,000	July	33,840,000	36,000,000	38,160,000	40,320,000	42,480,000	August	34,968,000	37,200,000	39,432,000	41,664,000	43,896,000	September	34,968,000	37,200,000	39,432,000	41,664,000	43,896,000	October	33,840,000	36,000,000	38,160,000	40,320,000	42,480,000	November	34,968,000	37,200,000	39,432,000	41,664,000	43,896,000	December	33,840,000	36,000,000	38,160,000	40,320,000	42,480,000	Total	411,720,000	438,000,000	465,552,000	490,560,000	516,840,000	May we suggest to include Contract Capacity, in kW, in Schedule 2 of the PSA since this will be the basis of the Buyer's nomination.	To be discussed during the finalization of the PSA with the Winning Bidder.
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	6. The Bidders shall submit at least three (3) Certificate of Good Standing including certificates from the non-regulated supply such as Contestable Customers, GEOP End-Users, Retail Aggregation Program End-Users among others.	Provide regulated and/or non-regulated customers for this requirement aligned with the 3 Certificate of Good Standing requirement.																																																																																																
Legal Docs F. i	Please confirm that Bidders may submit their own duly executed Secretary's Certificate authorizing the Bidder's company through its authorized representatives therein to: 1. Participate in the bid, and 2. to represent, sign and submit pertinent documents as well as the power supply agreement.	Bidders may enhance the template provided by the PSP BAC																																																																																																
Legal Docs F. ii Name of Procuring Entity	Please confirm that the Bidders should indicate "NEECO II-Area 1" as the "Name of Procuring Entity".	Yes																																																																																																
Legal Docs F. iv Name of Procuring Entity	Please confirm that the Bidders should indicate "NEECO II-Area 1" as the "Name of Procuring Entity".	Yes																																																																																																
Legal Docs F. vii	Please confirm that this template will be the one used by the Bidder instead of the ITB Annex C template.	Yes																																																																																																
Legal Docs F. vii Name of Principal	Please confirm that this document should be executed by the Bidder's Authorized Representative.	Yes																																																																																																



NEECO II - AREA 1

NUEVA ECJAJA II ELECTRIC COOPERATIVE, INC. - AREA 1

<p>Legal Docs F. vii</p> <p>I, [Name of Principal], of legal age, [Nationality], and residing at [Address], in my capacity as [Position] of [Company Name], xxx</p>	<p>Please confirm that the Bidders are allowed to change this to office address due to Data Privacy.</p>	<p>Yes</p>
<p>Legal Docs F. vii</p> <p>Name of Procuring Entity</p>	<p>Please confirm that the Bidders should indicate "NEECO II-Area 1" as the "Name of Procuring Entity".</p>	<p>Yes</p>
<p>ITB Annex B</p> <p>2. It has read and understood each and every section and page of the PSP and accepts and agrees to the bound, observe and comply with the terms and conditions of the Procedures and any amendment, supplement or modification thereto, including all Supplemental Bid Bulletins, as well as the decisions of the BAC.</p>	<p>We suggest to revise as follows:</p> <p>2. It has read and understood each and every section and page of the PSP and accepts and agrees to be the bound, observe and comply with the terms and conditions of the Procedures and any amendment, supplement or modification thereto, including all Supplemental Bid Bulletins, as well as the decisions of the BAC.</p>	<p>Noted by the PSP BAC</p>
<p>ITB Annex B</p> <p>Known to me and to me known to be the same persons who executed the foregoing Acceptance of the Final Instructions to Firm Proponent and Challenger consisting of two (2) pages including this page where the acknowledgment is written, and they acknowledged to me that the same is their own free and voluntary act and deed and the corporation represented.</p>	<p>Suggest to revise to reflect the current transaction.</p> <p>Suggest to reword as follows:</p> <p>Known to me and to me known to be the same persons who executed the foregoing Notarized Letter of Acceptance of the Final Instructions to Firm Proponent and Challenger consisting of two (2) pages including this page where the acknowledgment is written, and they acknowledged to me that the same is their own free and voluntary act and deed and the corporation represented.</p>	<p>Noted by the PSP BAC</p>
<p>13.1 ERC Application</p> <p>Filing of PSA with the ERC With reference to the filing of the PSA, the EC and Winning Bidder shall comply with timelines, deadlines, and requirements under Article VII (i.e., PSA Application) of the ERC 2023 CSP Guidelines.</p> <p>The Bidder shall bear all the expenses to be incurred in the Joint Filing of ERC Petition</p>	<p>We highly suggest that expenses (marked as "X") to be incurred relative to the filing of the PSA shall be shared by NEECO II-Area 1 (BUYER) and the Winning Bidder (SELLER) as follows:</p>	<p>All expenses incurred shall be borne by the Winning Bidder.</p>



NEECO II - AREA 1

NUEVA ECJAJA II ELECTRIC COOPERATIVE, INC. - AREA 1

Calipahan, Talavera, Nueva Ecija
 www.neeco2area1.com
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for the approval of PSA.						
Schedule 2	May we suggest to include Contract Capacity, in kW, in Schedule 2 of the PSA since this will be the basis of the Buyer's nomination.					
	We highly suggest that NEECO II - Area 1 issue (1) a Matrix containing all the queries/concerns of the Bidders as well as the responses thereto not limited to the one issued last March 24, 2025 and (2) the necessary Bid Bulletins relative to all revisions to the PSP Bidding Documents.					
	Please provide the Bidders with an updated PSA template incorporating the revisions contained in the Bid Bulletin No. 02.	To be discussed during the finalization of the PSA with the Winning Bidder.				
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 20%; text-align: center;">Name of Bidder</td> <td style="background-color: yellow;"></td> </tr> <tr> <td style="text-align: center;">Type of Technology</td> <td style="background-color: yellow;">Resource Type</td> </tr> </table>	Name of Bidder		Type of Technology	Resource Type	We suggest a revision in the PSP-CSP Bid Form particularly in the cell containing "Type of Technology" (Row 6, Column C) and "Resource Type" (Row 6, Column E) to indicate the drop down options.	Bidders may disregard the drop-down inputs since this is open for all technology.
Name of Bidder						
Type of Technology	Resource Type					