



NATIONAL TRANSMISSION CORPORATION
RESOURCE MANAGEMENT SERVICES GROUP
TransCo Annex Bldg., Diliman, Quezon City
Tel. No. 7902-1521/Fax No. 7914-6209

SUPPLIER'S TECHNICAL/PRICE QUOTATION FORM
(NEGOTIATED PROCUREMENT: SMALL VALUE PROCUREMENT)

REFERENCE NO.: SDMD-21-97501(PLP)

FOR INQUIRIES, CONTACT PURCHASING OFFICER: **PINEDA, MA. PILAR**

Sir/Madam:

Please provide us with your best quotation and submit the same to the above assigned purchasing officer on or before the quote closing date at PROCUREMENT MANAGEMENT DIVISION OFFICE, Ground Floor, TRANSCO Main Building, Power Center, Quezon Avenue corner BIR Road, Diliman, Quezon City.

QUOTE CLOSING DATE/TIME: NOVEMBER 26, 2021/10:00AM

Deadline for submission may be extended if there are insufficient offers received. In case of a failed canvass, a re-canvass may be conducted without prior notice to any previous offeror (s).

Offers may be submitted in a sealed envelope, through fax or **through e-mail (mlpineda@transco.ph)** at the option of the offeror, properly marked with the reference number. This bid document comprises TWO (2) pages including this sheet.

Please signify your acceptance of the TERMS AND CONDITION as stated herein, by signing on the space provided below and submit the signed copy together with your separate letter of quotation (as applicable).

Very truly yours,

ROGELIO M. MABULAY, JR.
Manager, Procurement Management Division

NOTE: THIS FORM IS COMPUTER GENERATED. SIGNATURE IS NOT REQUIRED.

NO.	DESCRIPTION	QUANTITY	ABC (VAT INC)	UNIT PRICE	TOTAL PRICE
				(VAT EXCLUSIVE, INDICATE APPLICABLE 12% VAT)	
001	NEWSPAPER ADVERTISEMENT FOR THE PUBLICATION OF JOINT APPLICATION OF TRANSCO AND PELCO III ON THE SALE OF SUB-TRANSMISSION ASSETS SIZE: SIX (6) COLUMNS BY 45CM FONT SIZE: 6 DATE OF POSTING/ADVERTISEMENT: DECEMBER 03, 2021 NOTE: - INCLUSIVE OF NOTARIAL FEE - THE ADVERTISEMENT SHALL BE AWARDED TO A NEWSPAPER OF NATIONWIDE CIRCULATION - PROVIDE ELECTRONIC COPY OF PUBLISHED NEWSPAPER	1 LOT	₱25,000.00		

TOTAL AMOUNT (VAT EXCLUSIVE) _____

ADD: APPLICABLE VAT (___%) _____

TOTAL NET AMOUNT (VAT INCLUSIVE) _____

REFERENCE NO.: SDMD-21-97501(PLP)

NOTE : ALTERNATE OFFERS ARE NOT ALLOWED
Bids received in excess of the Approved Budget for the Contract (ABC) shall be automatically rejected.

SPECIAL INSTRUCTION: Interested suppliers must view/download the attached document in the Associated Component to be included in the Document Request List (DRL).

FIXED TERMS (PLEASE INCLUDE IN YOUR OFFER):

- **BID PRICE VALIDITY:** AT LEAST 60 DAYS FROM QUOTE CLOSING DATE
(**VAT EXCLUSIVE, INDICATE APPLICABLE VAT**)
- **DELIVERY PERIOD:** () DECEMBER 3, 2021
- **DELIVERY POINT:** TRANSCO-HO, DILIMAN, Q.C. (C/O Mr. Noel E. Miranda, Manager-SDMD)
- **PAYMENT TERMS:** WITHIN 30 CALENDAR DAYS UPON DELIVERY AND SUBMISSION OF COMPLETE REQUIRED DOCUMENTS
- **WARRANTY:** _____

OTHER REQUIREMENTS/DOCUMENTS TO BE INCLUDED IN THE PROPOSAL:

1. **Product brochures/catalog/technical reference.** (If applicable)
2. Please indicate **BRAND/MODEL & WARRANTY** for each offer. (If applicable)

ELIGIBILITY REQUIREMENTS/DOCUMENTS TO BE SUBMITTED BY THE AWARDEE PRIOR TO ISSUANCE OF NOTICE OF AWARD:

1. **PhilGEPS Registration Number/Certificate of PhilGEPS Registration (for Platinum)**
2. **DTI/SEC Registration Certificate**
3. **Mayor's Permit/Business Permit (2021)**
4. **BIR Certificate of Registration**
5. **Latest Income/Business Tax Return (2020 Annual ITR)**
6. **Notarized Omnibus Sworn Statement (Use applicable format)**
7. Receipts must be BIR compliant (please see below).

Please issue an **Invoice/Receipt** to:

Name: National Transmission Corporation (TransCo)
Address: Power Center Agham Road Corner
Quezon Ave., Diliman Quezon City
TIN: 223-242-186-000

If transaction is subject to VAT, kindly show as separate item the VAT amount (12%) in the:

OFFICIAL RECEIPT - for sale of SERVICES
SALES INVOICE - for sale of GOODS or PROPERTIES

TRANSCO TERMS ACCEPTED: _____

(SIGNATURE AND DATE)

(NAME AND DESIGNATION)

(NAME OF COMPANY)

(MOBILE NO. and EMAIL ADD)

Republic of the Philippines
ENERGY REGULATORY
San Miguel Avenue, Pasig City

IN THE MATTER OF THE
APPLICATION FOR THE
APPROVAL OF THE SALE OF
VARIOUS SUB-
TRANSMISSION
LINES/ASSETS OF THE
NATIONAL TRANSMISSION
CORPORATION (TransCo) TO
PAMPANGA III ELECTRIC
COOPERATIVE, INC. (PELCO
III), AS COVERED BY A
CONTRACT TO SELL DATED 19
OCTOBER 2021

ERC CASE NO. _____

NATIONAL TRANSMISSION
CORPORATION (TransCo) AND
PAMPANGA III ELECTRIC
COOPERATIVE, INC. (PELCO
III),

Applicants.

x-----x

JOINT APPLICATION

Applicants, NATIONAL TRANSMISSION CORPORATION (TransCo) and PAMPANGA III ELECTRIC COOPERATIVE, INC. (PELCO III), through their respective counsel, and to this Honorable Commission most respectfully aver the following:

1. **TransCo** is a government-owned and controlled corporation (GOCC) created and existing by virtue of R.A. No. 9136, otherwise known as the *Electric Power Industry Reform Act of 2001* (EPIRA), with principal office address at the TransCo Main Building, Quezon Avenue corner BIR Road, Diliman, Quezon City, Philippines.

2. **PELCO III** is an electric cooperative (EC) duly organized and existing under the laws of the Republic of the Philippines, with

principal office address in Sampaloc, Apalit, Pampanga, Philippines. It holds an exclusive franchise from the National Electrification Commission to operate an electric light and power distribution service in certain municipalities of the province of Pampanga, namely: Apalit, Macabebe, Masantol, San Simon, Sto. Tomas and Minalin.

3. By virtue of Section 8 of the *EPIRA*, TransCo assumed the electrical transmission functions of the National Power Corporation, and the responsibility of the latter for the planning, construction and centralized operation and maintenance of high voltage transmission facilities, including grid interconnections and ancillary services.

4. Section 8 of the *EPIRA* and Rule 6, Section 8(e) of the *EPIRA's Implementing Rules and Regulations (IRR)* also mandate the segregation of the transmission and sub-transmission functions and assets for transparency and disposal, and authorize TransCo to negotiate for, and to transfer such sub-transmission assets (STAs) and facilities to qualified distribution utilities (DUs), electric cooperatives (ECs) and Consortia.

5. Pursuant thereto, this Honorable Commission promulgated the "*Guidelines on the Sale and Transfer of the TransCo's Sub-transmission Assets and the Franchising of Qualified Consortiums*" (*ERC Guidelines*) dated 17 October 2003, as amended by *ERC Resolution No. 3, Series of 2005* dated 17 March 2005 which set forth, among others, the standards to distinguish TransCo's transmission assets from its sub-transmission assets and establish the approval process prior to the final sale and transfer of sub-transmission assets to qualified DUs.

6. Consistent with the *ERC Guidelines*, TransCo adopted its own *Guidelines on the Sale of Sub-transmission Assets (TransCo Guidelines)* (Annex "A") as approved by *TransCo Board Resolution No. TC-2003-067* dated 28 November 2003 (Annex "B"), as further amended by *TransCo Board Resolution No. TC-2004-009* dated 16 March 2004 (Annex "C").

7. On 16 July 2011, this Honorable Commission issued *Resolution No. 15, Series of 2011* entitled "*A Resolution Adopting the Amended Rules for the Approval of the Sale and Transfer of TransCo's Sub-transmission Assets and the Acquisition by Qualified Consortiums.*"

8. In accordance with the aforesaid *ERC Guidelines*, and based on a thorough evaluation conducted by TransCo, it was determined that the following assets are indeed sub-transmission assets:

- a. Mexico-SKK20 Line;
- b. SKK20-CIGI Line;
- c. CIGI-Apalit (PELCO III) Line;
- d. Mexico-PELCO III (PAO) Line;
- e. PAO-INGASCO Line;
- f. INGASCO-MIC 2nd Line;
- g. MIC 2nd -UPPC Line;
- h. PELCO III-UPPC Line;
- i. Mexico-SKK40 Line; and,
- j. Mexico-Milwaukee Line.

Moreover, PELCO III is the only qualified DU that is connected thereto.

Copies of the *Report* regarding the nature of the assets, *List of STAs for Sale to PELCO III* and the *Single Line Diagram* are attached as Annexes “D”, “E” and “F,” respectively.

9. On 21 October 2020, the PELCO III Board of Directors issued *Board Resolution No. 79a Series of 2020* (Annex “G”), for the acquisition of the aforesaid lines by PELCO III, and the authorization of Board President, Engineer Lamberto N. Canlas and/or PELCO III General Manager, Maria Elizabeth D. Urbano, to sign all documents related to the acquisition for an on behalf of PELCO III.

10. On 19 October 2021, TransCo and PELCO III concluded a *Contract to Sell* (Annex “H”) covering the sale of the subject sub-transmission assets for the amount of **ONE HUNDRED THIRTEEN MILLION NINE HUNDRED EIGHTEEN THOUSAND NINE HUNDRED SEVENTY-SIX PESOS AND SIXTY-FOUR CENTAVOS (PHP 113,918,976.64)**, based on the rolled-forward values of the SKM Valuation (Annex “I”) for the second regulatory period, and inclusive of the twelve percent value-added tax (12% VAT).

11. Based on a careful evaluation conducted by TransCo, PELCO III meets all technical criteria set forth under Article IV of the *ERC Guidelines* in acquiring, operating, maintaining, upgrading and expanding the subject sub-transmission assets.

12. However, PELCO III failed to meet the Debt Ratio and Average Collection Period under the same *ERC Guidelines*, ratios that TransCo, thru its Management Committee and Board of Directors, decided to waive, on account of the nature of the divestment, which is via an outright sale/*Contract to Sell*, as opposed to a *Lease Purchase Agreement*. Attached as Annex “J” is a copy of the *Secretary’s Certificate*

dated 01 October 2021, attesting to the truth hereof and in compliance with Section 2, Article IV of the *ERC Guidelines*.

13. Considering the two (2) failed financial ratios, PELCO III sourced financing from San Miguel Corporation (SMC) with payment to TransCo to be made either in cash or Manager's Check for the acquisition of the subject sub-transmission assets. Attached as Annex "K" is a copy of PELCO III General Manager Maria Elizabeth D. Urbano's *Letter* dated 02 November 2021, on PELCO III's commitment to avail of financing from SMC.

14. In support of the above allegations, Applicants also hereby jointly submit the following relevant documents:

- a. *Financial Qualification Evaluation* of PELCO III (Annex "L");
- b. *Technical Qualification Evaluation* of PELCO III (Annex "M");
- c. *Audited Financial Statements* of PELCO III as of 31 December 2019 and 31 December 2020 (Annex "N");
- d. *Draft Deed of Absolute Sale* (Annex "O");
- e. *Franchise Description* (Annex "P");
- f. *Franchise Certificate*; (Annex "Q"); and
- g. *List of Connected DUs and Directly Connected Entities* (Annex "R") with their corresponding contact details

15. The proposed sale has satisfied all the requirements and criteria set by the *EPIRA* and its *IRR*, as well as the *ERC* and *TransCo's Guidelines on the Sale of Sub-transmission Assets*.

16. The approval by this Honorable Commission of the instant *Joint Application* shall pave the way for the attainment of a reformed electricity industry under the *EPIRA*, which would ultimately best serve the interests of the consuming public.

PRAYER

WHEREFORE, premises considered, the **National Transmission Corporation** (TransCo) and **Pampanga III Electric Cooperative, Inc.** (PELCO III) most respectfully pray of this Honorable Commission that after due notice and hearing, a *Decision* be

rendered **APPROVING** the sale of TransCo's subject sub-transmission assets for **ONE HUNDRED THIRTEEN MILLION NINE HUNDRED EIGHTEEN THOUSAND NINE HUNDRED SEVENTY-SIX PESOS AND SIXTY-FOUR CENTAVOS (PHP 113,918,976.64)**, in favor of PELCO III under the terms provided in the *Contract to Sell* dated 19 October 2021.

Applicants also pray for other just and equitable relief.

Quezon City and Pampanga, for Pasig City, _____ November 2021.

NATIONAL TRANSMISSION CORPORATION
Transco Main Bldg., Quezon Avenue cor. BIR Road
Diliman, 1101 Quezon City
Tel No. 7902-1500
OVP-Legal@transco.ph



NOEL Z. DE LEON
General Counsel

Roll of Attorneys 36660, April 1990
IBP No. 142630, 06 January 2021, Quezon City
MCLE Compliance VI-0026339, 08 May 2019



LEON T. TAFEL, JR.
Deputy Legal Counsel

Roll of Attorneys 34555, May 30, 1987
IBP No. 160693, 10 March 2021, PPLM
MCLE Compliance VI-0024894, 17 April 2019



DONNA L. CALOZA-ALERIA

Manager, Corporate Legal Services Department

Roll of Attorneys 44968
IBP 07254 (Lifetime), La Union
MCLE Compliance No. VI-008473, 14 April 2018



ANA FRANCCESSCA REYES

Corporate Attorney, Corporate Legal Services Department

Roll of Attorneys 63235, 07 May 2014
IBP No. 137635, 04 January 2021, Quezon City
MCLE Compliance No. VI-0020151, 06 March 2019

**DECHAVEZ LERIOS-AMBOY AND EVANGELISTA
LAW OFFICES¹**

Counsel for Co-Applicant

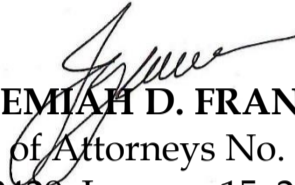
Pampanga III Electric Cooperative, Inc. (PELCO III)

Unit 2008, Tycoon Centre

Pearl Drive, Ortigas Center, Pasig City 1605

Tel. No. 79101587

By:



JEREMIAH D. FRANCISCO

Roll of Attorneys No. 62302

PTR No. 5242429, January 15, 2020, Pasig City

IBP Lifetime Member No. 018969, RSM

MCLE Compliance No. VI Cert. No. 0017800, Feb. 13, 2019

¹ Pursuant to Office of the Court Administrator Circular No. 56-2015, hereunder are the MCLE Compliance Numbers of the undersigned Firm's name partners, to wit:

Partners	MCLE Compliance No. VI	Date of Issuance
Joseph Ferdinand M. Dechavez	Certificate No. 000893	Sept. 18, 2018
Ditas A. Leros-Amboy	Certificate No. 0022789	March 29, 2019
Nelson V. Evangelista	Certificate No. 0026811	May 24, 2019

VERIFICATION and CERTIFICATION
of NON-FORUM SHOPPING

I, **ATTY. MELVIN A. MATIBAG**, of legal age, Filipino, with principal office address at the **National Transmission Corporation (TransCo)**, TransCo Main Building, Quezon Avenue corner BIR Road, Diliman, Quezon City, after having been duly sworn in accordance with law, do hereby depose and state:

1. I am TransCo's President and Chief Executive Officer, who is authorized to represent it in this *Joint Application* as per the attached relevant section of TransCo's *Manual of Approvals (Annex "S")*.

2. I have caused the preparation of the instant *Joint Application* and read the contents thereof, and I attest to the authenticity and veracity of all the documents attached herein as based on my personal knowledge as well as existing and authentic records.

3. I attest that the *Joint Application* is not filed to harass, cause unnecessary delay, or needlessly increase the cost of litigation;

4. I also attest that the factual allegations in the *Joint Application* have evidentiary support, or if specifically so identified, will likewise have evidentiary support after reasonable opportunity for discovery;

5. I further attest that I have not commenced or filed any claim involving the same issues herein with any other court, tribunal or quasi-judicial agency or I am not aware of any such other case or claim pending before any other court, tribunal, or quasi-judicial agency; and,

6. Should I hereinafter learn that the same or a similar action or claim has been filed or is pending in the Supreme Court, the Court of Appeals or any court, tribunal, or quasi-judicial agency, I shall report said fact within five (5) days from discovery thereof to this Honorable Commission.

ATTY. MELVIN A. MATIBAG
Affiant

SUBSCRIBED AND SWORN to before me this ____ day of November 2021 at TransCo, Quezon City. Affiant exhibited to me his I.D No. _____ issued in _____ on _____ which bears his picture and signature.

Doc. No. _____;
Page No. _____;
Book No. _____;
Series of 2021.

VERIFICATION and CERTIFICATION
of NON-FORUM SHOPPING

I, **MA. ELIZABETH D. URBANO**, of legal age, Filipino, with principal office address at Sampaloc, Apalit, Pampanga, after having been duly sworn in accordance with law, do hereby depose and state:

1. I am the General Manager of PELCO III who is authorized to represent it in this *Joint Application*, as evidenced by Annex "T" hereof.

2. I have caused the preparation of the instant *Joint Application* and read the contents thereof, and I attest to the authenticity and veracity of all the documents attached herein as based on my personal knowledge as well as existing and authentic records.

3. I attest that the factual allegations in the *Joint Application* is not filed to harass, cause unnecessary delay, or needlessly increase the cost of litigation;

4. I also attest that the factual allegations in the *Joint Application* have evidentiary support, or if specifically so identified, will likewise have evidentiary support after reasonable opportunity for discovery;

5. I further attest that I have not commenced or filed any claim involving the same issues herein with any other court, tribunal or quasi-judicial agency or I am not aware of any such other case or claim pending before any other court, tribunal, or quasi-judicial agency; and

6. Should I hereinafter learn that the same or a similar action or claim has been filed or is pending in the Supreme Court, the Court of Appeals or any court, tribunal, or quasi-judicial agency, I shall report said fact within five (5) days from discovery thereof to this Honorable Commission.

MA. ELIZABETH D. URBANO
Affiant

SUBSCRIBED AND SWORN to before me at _____
___this ___ day of November 2021. Affiant exhibited to me her I.D No.
_____ issued in _____ on _____
which bears her picture and signature.

Doc. No. _____;
Page No. _____;
Book No. _____;
Series of 2021.

Notary Public