

**JOINT VENTURE SELECTION COMMITTEE (JVSC)**

**SELECTION OF JOINT VENTURE PARTNER FOR THE COMMERCIALIZATION OF THE  
INFORMATION AND COMMUNICATIONS TECHNOLOGY INFRASTRUCTURE PROJECT  
IN NEW CLARK CITY (NCC)**

**BID BULLETIN NO. 3, s. 2023**

In connection with the ongoing Selection of Joint Venture partner for the development of Information and Communications Technology Infrastructure Project in NCC, we are hereby issuing this bid bulletin to inform interested Private Sector Participants (PSPs) of the following:

**Responses to the Queries from the Prospective Bidders**

<b>Item No.</b>	<b>Questions/Clarifications from the Prospective Bidders</b>	<b>Clarification/Answer</b>
1	If a bidder qualified and becomes part of the shortlist, can that bidder still withdraw in the second stage?	Yes. Any Eligible PSP is not obligated to proceed to the second stage and may withdraw its participation.
2	Since BCDA is focusing on the eligibility requirements in the next days to come, do we need to be pre-qualified before we will have access in the data room, and more so access to the list of your existing contracts and all the details of the project not just the eligibility requirements?	No, pre-qualification is not required to have access in the data room.  The access to the data room in the Pre-Selection Stage is open to all interested parties, who have purchased IPSP: Volume 1 – Forms and Annexures, subject to compliance with the requirements set out in Bid Bulletin No. 1, s. 2023.
3	The eligibility requirements is focused merely on fiber to direct fiber component and yet there's a data center requirement as well, is there no eligibility requirement for that one?	The data center is not part of the scope of this procurement.
4	Can a majority foreign owned company place bid on this project?	Yes, no limitation for majority foreign owned company to participate in the bidding.  The IPSP Vol 1 - Eligibility has no foreign ownership restrictions imposed on nominated entities.
5	For the site visit, any pre-requisites like permits or	There are no pre-requisite requirements for the Site Visit as contained in Bid Bulletin No 2.

	access? Will it cover only 1 day or 2 days to cover the complete site visit?											
6	Is it possible to nominate several contractors?	<p>Sec. 3.2.4, IPSP Vol. 1 – Eligibility Documents, mentions that a bidder can nominate:</p> <p>(a) one (1) Contractor if it meets both the Design Experience Requirements and the Construction Experience Requirements; or</p> <p>(b) two (2) Contractors, each of whom will separately meet the Design Experience Requirements and the Construction Experience Requirements</p> <p>Withdrawal, Substitution, and addition of Contractors is subject to the Lock-Up Rules in Sec. 13, IPSP Vol. 1 – Eligibility Documents.</p>										
7	Is it possible to request for an extension on the submission of eligibility documents?	<p>Extension is granted as follows.</p> <p>Sec. 8, IPSP Vol. 1 – Eligibility Documents is amended to read as:</p> <p>“8. Eligibility Documents Submission Date</p> <p>The Eligibility Documents must be submitted on or before <b>16 February 2024, 12:00PM</b> at the BCDA Corporate Center, 2/F Bonifacio Technology Center, 31<sup>st</sup> St. corner 2<sup>nd</sup> Ave., BGC, Taguig City.</p> <p>Accordingly, the schedule in Sec. 2.13, IPSP Vol. 1 is also amended to read as:</p> <table border="1"> <thead> <tr> <th>Activities</th> <th>Date Schedule</th> </tr> </thead> <tbody> <tr> <td>Site Visit</td> <td>Friday, 12 January 2024</td> </tr> <tr> <td>Last date of submission of queries and clarification</td> <td>Thursday, 25 January 2024 5:00PM</td> </tr> <tr> <td>Issuance of final IPSP Vol 1 – Eligibility Document, including IPSP Vol. 1 Forms and Annexures</td> <td>Thursday, 01 February 2024</td> </tr> <tr> <td>Deadline for Submission of Eligibility Documents</td> <td>Friday, 16 February 2024 12:00PM</td> </tr> </tbody> </table>	Activities	Date Schedule	Site Visit	Friday, 12 January 2024	Last date of submission of queries and clarification	Thursday, 25 January 2024 5:00PM	Issuance of final IPSP Vol 1 – Eligibility Document, including IPSP Vol. 1 Forms and Annexures	Thursday, 01 February 2024	Deadline for Submission of Eligibility Documents	Friday, 16 February 2024 12:00PM
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Deadline for Submission of Eligibility Documents	Friday, 16 February 2024 12:00PM											

		Opening of Eligibility Documents	Friday, 16 February 2024 1:00 PM
		Notification of Shortlisted PSPs	Wednesday, 28 February 2024
8	Just to clarify our understanding, at the onset it's going to be an unincorporated JV, and when we eventually finalized the requirement, (JV) would be incorporated?	The JV must be incorporated. Pending the approvals to effect the incorporation, the JV will be unincorporated.	
9	Is it possible for the commercialization, where BCDA require 100 kms underground requirement and 100,000 end points to possibly include the mobile communication?	No, mobile communication does not qualify under the commercialization experience as the experience sought is provision of fiber connectivity.	
10	Does the scope of work include structured cabling in buildings? Because many other buildings will be served by this backbone infrastructure, but will not be there yet. So, maybe the responsibility of the PSP is up to the cable entrance facility because beyond that, you have risers and horizontals that we can't design and quantify as if the structures are there?	There are two cases, first for buildings and parcels for which conduits and fibers are already built and laid by developers, free-of-charge, exclusive use of the conduits and fibers will be requested and granted on behalf of the JV.  The second case is, for those buildings and parcels, which do not have conduits and fibers already built and connected, the JV Partner is expected to connect the fiber to every lettable unit, the cost of which will be for the account of the building developer.	
11	Can we receive the recording, slides and access to all the documentations?	The presentation material used during the Pre-Selection Conference is attached as "Annex A", but not the recording.	
12	Did BCDA conducted studies in terms of the number of locators that will be in the vicinity in the next probably 5 to 10 years, and if such will be available for the providers and what is the forecast period that was prepared?	Yes, Pre-Feasibility Study has been prepared reflecting the projection of potential number of locators in the New Clark City. BCDA shall provide the information on the existing and potential number of locators in NCC in the second stage bidding process in the data room as part of the BCDA Supplied Information.	

13	Additional clarification	<p>Sec. 3.1.2 XXX</p> <p>The PSP must certify that it, its Affiliates, and contractors whose projects and experience are being submitted as evidence of fulfillment of the Technical Capability Requirements or Financial Capability Requirements have no Unsatisfactory Performance Record <b>within the last five (5) years from the Eligibility Documents Submission Date</b> (using the form in Annex EF-5 of IPSP: Volume 1 – Forms and Annexures).</p> <p>Sec. 3.1.3 XXX</p> <p>Each Consortium Member must certify that it, its Affiliates, and contractors whose projects and experience are being submitted as evidence of fulfillment of the Technical Capability Requirements or Financial Capability Requirements Page 19 of 44 have no Unsatisfactory Performance Record <b>within the last five (5) years from the Eligibility Documents Submission Date</b> (using the form in Annex EF-5 of IPSP: Volume 1 – Forms and Annexures).</p>
14	Additional clarification	<p>Sec 3.2.4.1</p> <p>The entity nominated to fulfill the Design and Construction Experience Requirements must have client-side experience of satisfactorily completing the design of ALL of the following eligible projects, whether locally or abroad, <del>for at least two (2) consecutive years</del> within the last five (5) years prior to the Eligibility Documents Submission Date.</p>
15	Additional clarification	<p>For deletion in IPSP Volume 1</p> <p><del>4.2.5 List of Key Personnel (using the form in Annex EF-12 of IPSP: Volume 1 – Forms and Annexures) to be submitted by the PSP. More than one name can be submitted for each position.</del></p>

16	Additional clarification	3.1.4 Regardless of the PSP's ownership, the PSP undertakes that it does not and shall not engage in any Anti-Competitive Behavior (using the form in Annex EF-1344 of IPSP: Volume 1 – Forms and Annexures)
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**General Reminder:**

1. The Private Sector Participants are reminded of the revised timeline contained in the Bid Bulletin for guidance. There are additional clarifications listed in items 13 to 16 discussed during the Pre-Selection Conference pertaining to the changes on the eligibility requirement under IPSP Vol 1.
2. A second round of site visit is scheduled on January 12, 2024 and priority is given to those who failed to attend the first round. This activity is open for all interested parties. Kindly pre-register maximum of two participants by sending request to the following contact persons:

**Stevenson E. Tugas, Jr.**  
**Lucky Niño Baula**  
E-mail: [jvsc\\_ict@bcda.gov.ph](mailto:jvsc_ict@bcda.gov.ph)  
Telephone: +63 2 8575 1765

3. All interested bidders may send any queries on any aspect of the bidding documents in writing by personal delivery or electronic mail, addressed to the JVSC Chairperson through the following contact details:

**HEDDA Y. RULONA**  
**The Chairperson**  
**JVSC for the NCC ICT Infrastructure Project**  
Bases Conversion and Development Authority  
BCDA Corporate Center, 2/F Bonifacio Technology Center  
31st Street corner 2nd Avenue, Bonifacio Global City, Taguig City  
E-mail: [jvsc\\_ict@bcda.gov.ph](mailto:jvsc_ict@bcda.gov.ph)  
Telephone: +63 2 8575-1765

BCDA, the JVSC, and its officers and employees will not entertain any comments or queries with respect to these documents coursed through channels other than as stated above.

This Bid Bulletin No. 3 is being issued to amend, revise, modify and update previous postings/issuances pertaining to the items discussed above related to the subject disposition.

For your guidance and information.

Issued this 24<sup>th</sup> day of November 2023.

**JOINT VENTURE SELECTION COMMITTEE**

[SIGNED]

**HEDDA LOURDES Y. RULONA**  
Chairperson

[SIGNED]

**VIRGIL M. ALVAREZ**  
Vice Chairperson

[SIGNED]

**MARIA SOLEDAD C. SAN PABLO**  
Member

[SIGNED]

**RYAN S. GALURA**  
Member

[SIGNED]

**CHRISTIAN T. DULDULAO**  
Member

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# Annex A

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**Be our partner in building  
New Clark City as an intelligent  
urban development!**



**Commercialization of Information & Communications Technology  
Infrastructure (ICT) in New Clark City (NCC), Philippines  
Joint Venture Partner Selection**



Pre-Selection Conference, 14 November 2023

# AGENDA

- 1 New Clark City

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- 2 Project Overview

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- 3 Pre-Selection Process & Site Visit

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- 4 Instructions to Private Sector Participants (IPSP) Vol. 1  
Eligibility Requirements

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- 5 Access to the Data Room

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- 6 Q&A

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# BCDA

Bases Conversion and  
Development Authority

- BCDA is a government corporation tasked with developing former military bases into economic hubs in the Philippines.
- Prime mover of national development.
- Key driver of the national government's "Build Better More" Infrastructure Program.



# Clark Freeport and Special Economic Zone

- Located in Central Luzon Region
- Only 90 km away from Manila

## New Clark City

23,351.46 acres (9,450 hectares)

## Clark Freeport Zone

Mixed-use Area 5,189.21 acres (2,100 hectares)

Civil Aviation Complex 5,683.42 acres  
(2,300 hectares)

## Sub-zone

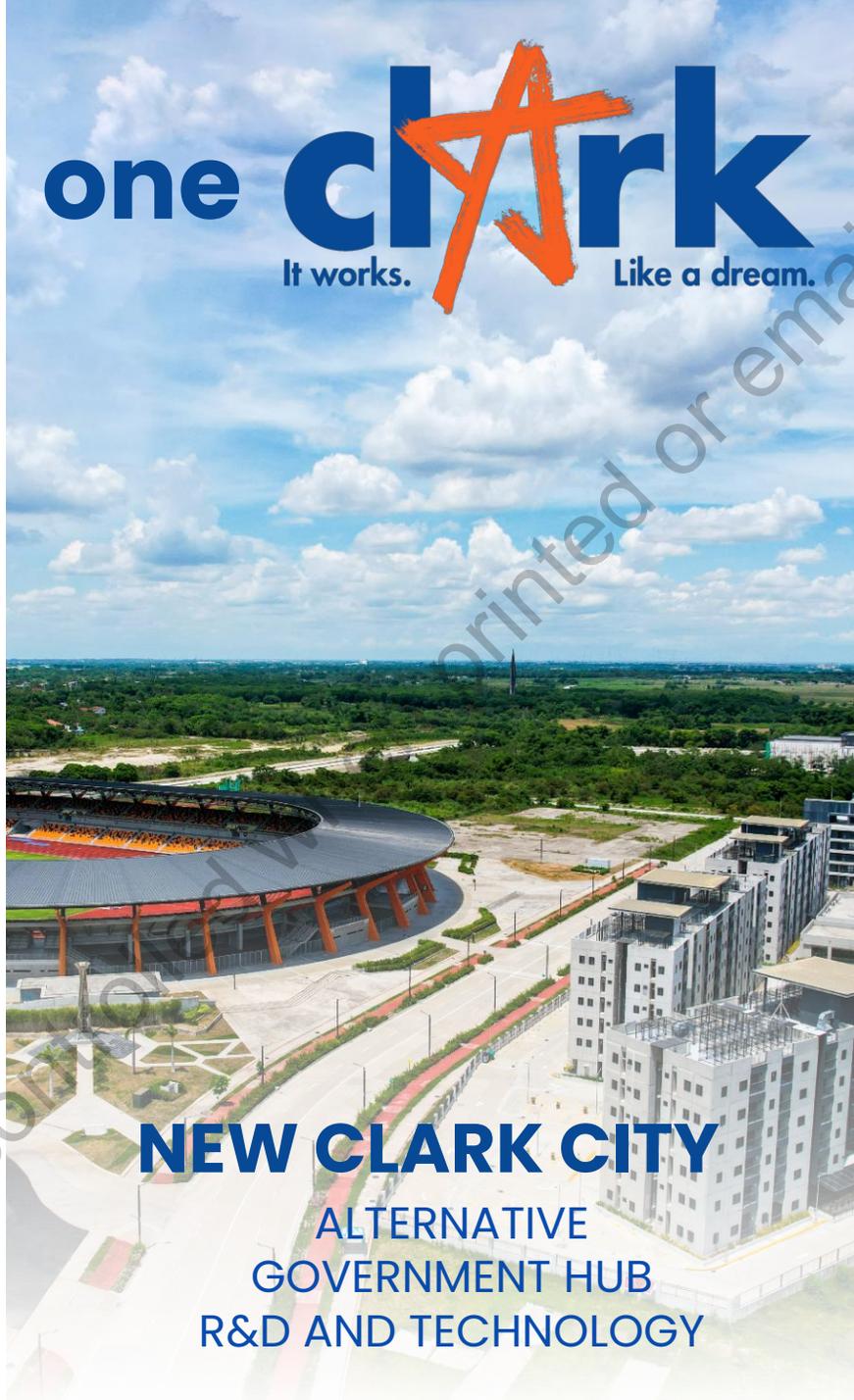
44,478.97 acres (18,000 hectares)





## **CLARK FREEPORT ZONE**

LEISURE AND  
TOURISM



**one clark**  
It works. Like a dream.

## **NEW CLARK CITY**

ALTERNATIVE  
GOVERNMENT HUB  
R&D AND TECHNOLOGY

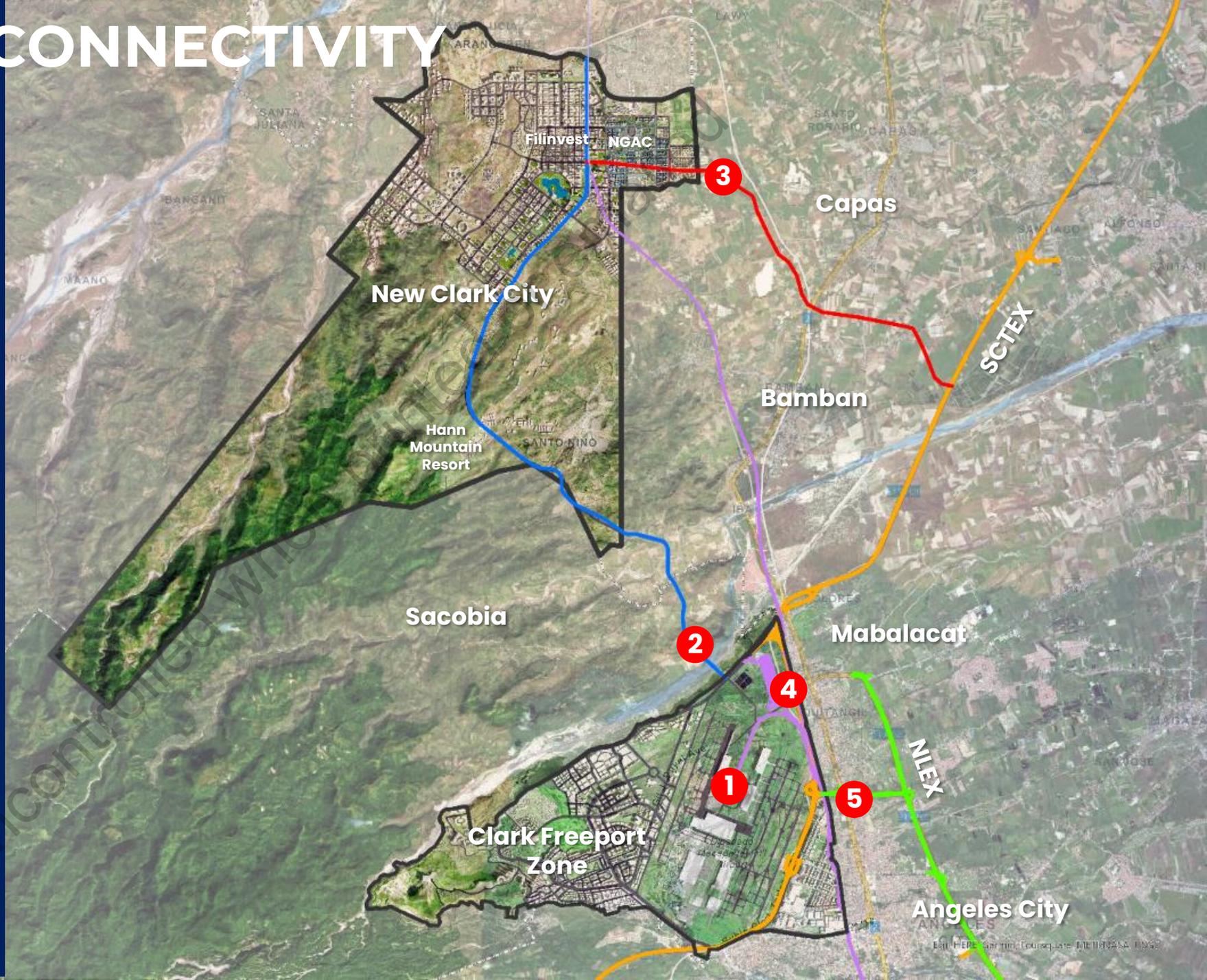


## **CLARK AIRPORT CITY**

GATEWAY AND  
LOGISTICS HUB

# UNMATCHED IN CONNECTIVITY

- 1** Clark International Airport
- 2**  Airport to NCC Access Road
  - Opening this November
- 3**  NCC to SCTEX Access Road
  - Tollgate to service the public by November
- 4**  North-South Commuter Rail
  - Manila to Clark in less than 1 hour
  - Malolos to Clark segment completion by Q3 2024
- 5**  Subic-Clark-Tarlac Expressway
  - Road connection to/from Northern Luzon, Subic Bay Port and Metro Manila
-  North Luzon Expressway



# New Clark City

## Land Use Distribution

The Master Plan for NCC provides a broad land use framework to guide its development. Whilst plans for NCC Phase One have been detailed, the latter phases will be subject to supplements and/ or amendments, reflecting changing circumstances.

### Residential Zone

- R1 - Low Density Residential Zone
- R4 - Mixed Use Residential Zone
- R2 - Medium Density Residential Zone
- R3 - High Density Residential Zone

### Commercial Zone

- C1 - Neighborhood Level Commercial Zone
- C2 - City Level Commercial Zone
- C3 - Central Business Zone
- T - TOD Zone

### Parks and Recreational Zone

- P1 - Passive Recreational Zone
- P2A - Active Recreational Zone
- P2B - Active Recreational Zone (SEA Games)
- P3 - Protected Zone

### Civic and Institutional Zone

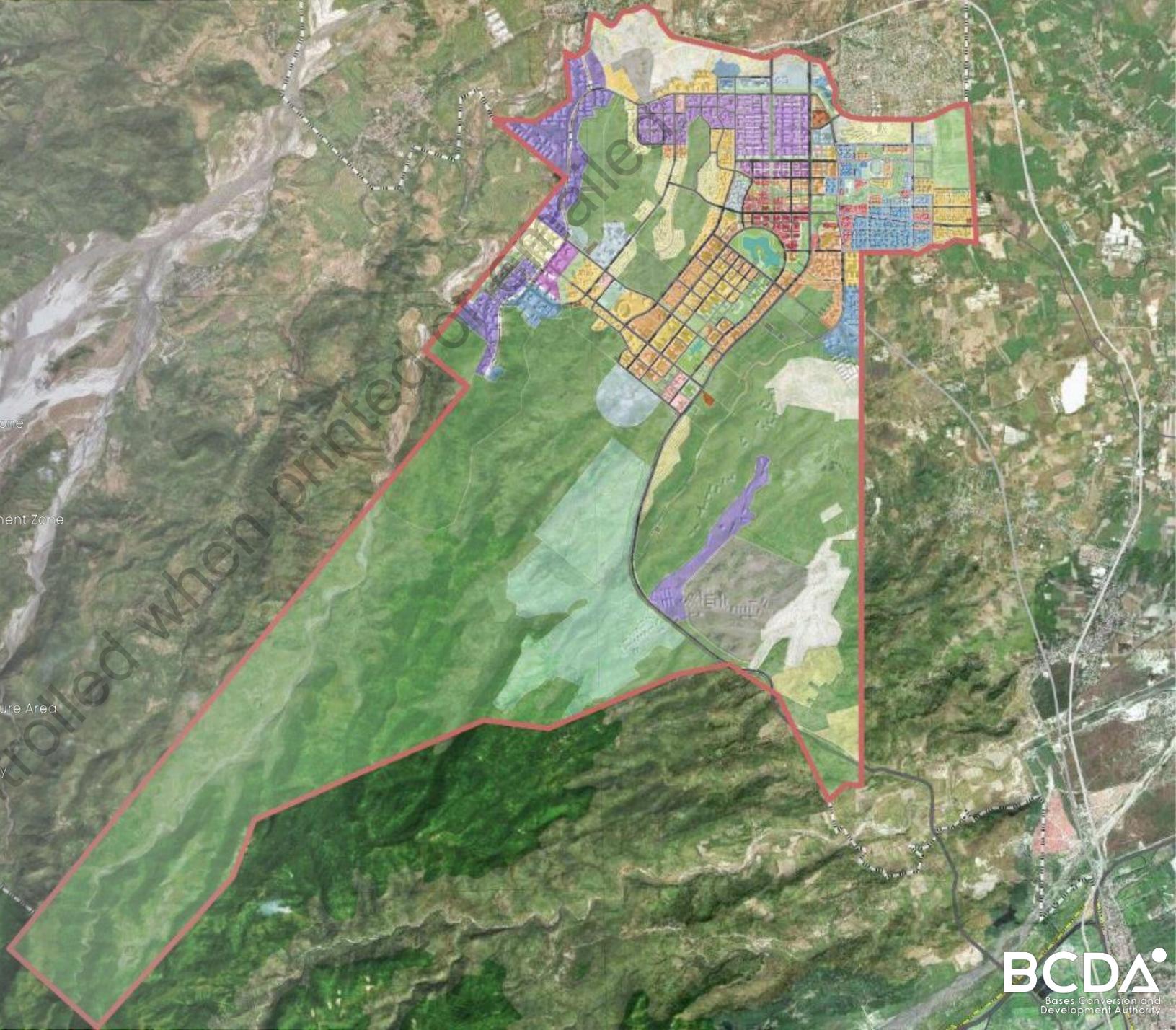
- G - Civic and Institutional Zone
- E - Education Zone

### Industrial Zone

- I1 - Research and Development Zone
- I2 - Light Industrial Zone
- I3 - General Industrial Zone

### Other Zones

- W - Reserved Zone
- IN - Infrastructure Zone
- IN-C - Common Infrastructure Area
- Rd - Road Right of Way
- uROW - Utilities Right of Way
- Ex - Excluded Areas



# BCDA Vision: ICT in NCC

## Roadmap for Delivery

4. E-Government (Ph Gov/BCDA-led)	<ul style="list-style-type: none"> <li>Govt digitization, e-service &amp; Cyber-security delivery</li> <li>National Disaster Recovery strategy delivered</li> </ul>
3. Smart City (OC is BCDA-led)	<ul style="list-style-type: none"> <li>Operations Center (OC) requirements for smart city services</li> <li>Retail services and systems integrators use Open Access Fiber</li> </ul>
2. Data Center (Market-led)	<ul style="list-style-type: none"> <li>Data Center development is supported (NCC, PH &amp; SE Asia region)</li> <li>Internet to create Hosting and Internet Exchange</li> </ul>
1B Retail Services (Market-led)	<ul style="list-style-type: none"> <li>Internet Service Providers deploy active networks &amp; end-user services</li> <li>Mobile Network Operators &amp; Independent Tower Companies enhance mobile services</li> </ul>
1A OPEN ACCESS FIBER (JV-led)	<ul style="list-style-type: none"> <li>Passive fiber infrastructure and services</li> <li>Fast-start, cost-efficient, and ubiquitous ICT infra</li> </ul>

## Indicative Timeline

2024 onwards
Opportunities to be assessed (2024/25)
Project concept and market engagement ready (2024)
Open Access Fiber will enable market to deliver retail services (2024-25)
NCC ICT Infrastructure Project, Subject JV tender



An Open Access strategy will allow multiple ICT service providers to **share the same physical network**.

- ✓ The NCC ICT Infrastructure Project will **lay the foundation** for a Smart City in NCC.
- ✓ Deliver immediate fiber access for locators
- ✓ Ensure competitive pricing of ICT services for residential users, businesses & government departments.
- ✓ Low barriers to entry attracts more ISPs which enables innovation and drives service quality.
- ✓ Ensure delivery and futureproof broadband to support smart, modern living for all.

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1 New Clark City

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3 Pre-Selection Process & Site Visit

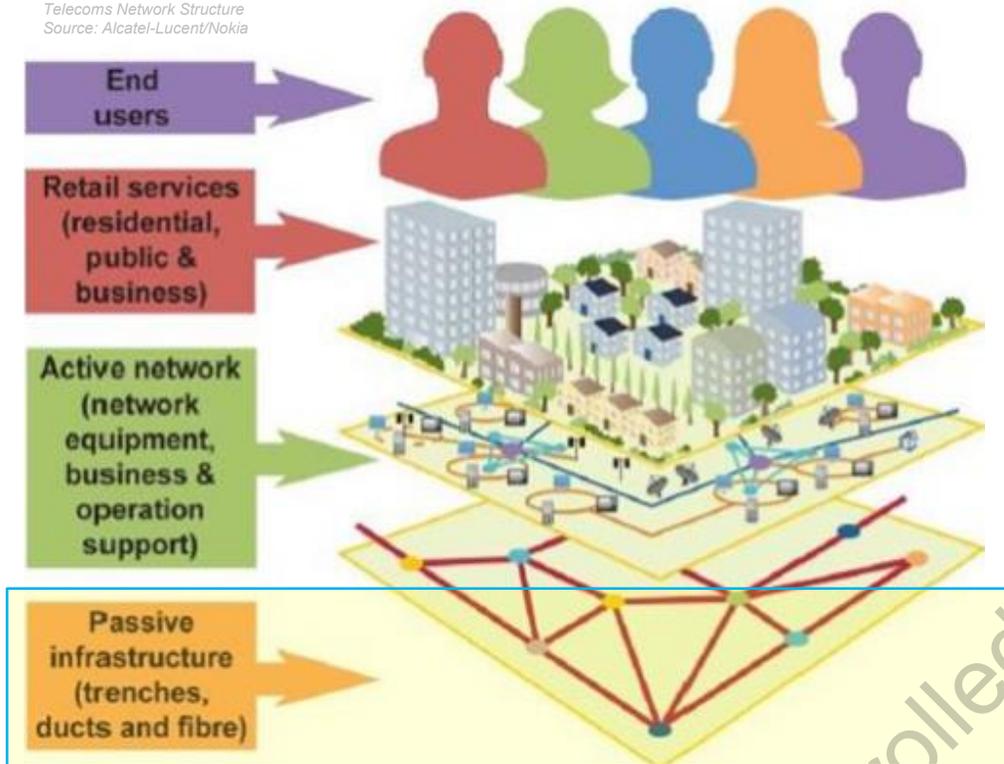
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# Project Overview

Telecoms Network Structure  
Source: Alcatel-Lucent/Nokia



## JV PROJECT SCOPE



**Commercialize Passive ICT Infrastructure in NCC by leasing out fiber on a wholesale basis to:**

- Active service providers, e.g., internet service providers and mobile network operators
- Other service providers, e.g., data centers, independent tower companies



**Design & construct Passive ICT Infrastructure** such as conduits and dark fiber.

**Establish a “Meet-Me Room” or Neutral Hosting Site** through which active service providers will patch into the passive ICT network.



**Repair & maintain** Passive ICT Infrastructure and Neutral Hosting Site to meet contracted service levels.

# JV Structure

**BCDA Equity Contribution**  
(As defined in JV Agreement)  
- Land and Project Rights  
- In-kind Contribution

**BCDA**

**JV Partner**

**JV Partner Contribution**  
Investment requirement for  
the Project

[x]%

[1-x] %

Grant right to use in-building  
and in-parcel assets

**NCC Locators**

**JV / SPV**

Service Level Agreement

**Clients**  
(Data Transmission Providers  
e.g., Internet Service  
Providers/Data Centers,  
Mobile Network Operators or  
Independent Tower  
Companies )

# Key Terms of the JV

## Procuring Entity

Bases Conversion and Development Authority

## Procurement Framework

2017 Guidelines on the Disposition and Privatization of BCDA Properties – Procedures for Entering in JV Agreement with Private Entities issued by BCDA.

## Project Scope

Disposition of BCDA's passive ICT infrastructure in NCC by:

- Carrying out the commercialization, and as necessary, expansion, repair, and maintenance of passive physical ICT infrastructure (e.g., conduits, fiber optic cables, chambers, and colocation facilities)
- This includes establishing the last mile connection direct to home or office up to the network termination point within the lettable area of a building, apartment, office or other facility.
- Infrastructure and services provided by the JV shall be configured to ensure Open Access.

## Estimated Investment Requirement

PhP 2.5 Bn over the contractual term of the JV

# Key Terms of the JV

<b>Contractual Arrangement</b>	Incorporated Joint Venture (A contractual JV will be permitted for an initial period pending the incorporation of the JV Company)
<b>Contractual Term</b>	25 years, extendable by up to 10 years upon mutual agreement of the parties.
<b>BCDA Equity in JV</b>	Land and project rights plus other in-kind contribution of which terms are as defined in the JV Agreement
<b>Revenues</b>	<ul style="list-style-type: none"><li>• In exchange for its services, the JV shall collect Reference Tariff Offer and Ancillary Revenue from its customers in accordance with the JV Agreement.</li><li>• Reference Tariff Offer will be reset regularly following a regulated asset base model and rebasing methodology defined in the JV Agreement.</li></ul>
<b>Nationality Requirement</b>	There is no foreign ownership cap in the Philippines for firms to be engaged in the passive ICT infrastructure.

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# Pre-Selection Process

## Site Visit on 16-17 Nov 2023

- Section 2.14 of IPSP Vol. 1 Eligibility Documents
- Open to interested parties

## Period for Submitting Queries by 04 Dec 2023

- Section 2.7 of IPSP Vol. 1 Eligibility Documents
- Open to parties who purchased bid documents



## Purchase of IPSP Vol. 1 Documents

- IPSP Vol. 1 Forms & Annexures are available starting 06 Nov 2023.
- To secure the documents:
  - (1) submit a letter of intent and
  - (2) pay a non-refundable fee of PhP 250,000 in cash, via bank transfer, or manager's check issued to BCDA by a bank in the Philippines.

## Submission & Opening of Eligibility Documents on 18 Dec 2023 (Physical Submission ONLY)

- Section 5-11 of IPSP Vol. 1 Eligibility Documents
- IPSP Vol. 1 Forms & Annexures

## Evaluation & Shortlisting of Eligible PSPs

- Announcement of shortlisted PSPs on 9 Jan 2024

# Pre-Selection Process

25 Oct 2023	Release of Information Documents and IPSP Vol. 1
06 Nov 2023	IPSP Vol. 1 Forms & Annexures become available for purchase
06 Nov 2023	Opening of Data Room
<b>14 Nov 2023</b>	<b>Pre-Selection Conference</b>
16–17 Nov 2023	NCC Site Visit
<b>04 Dec 2023 12:00pm</b>	<b>Last date for Submission of Queries and Clarifications</b>
11 Dec 2023	Issuance of Final Versions of the IPSP Vol. 1 and IPSP Vol. 1 Forms & Annexures
<b>18 Dec 2023 8:00am–12:00pm</b>	<b>Submission of Eligibility Documents</b> BCDA Lobby, 2/F Bonifacio Technology Center, 31st St. corner 2nd Ave., Bonifacio Global City, Taguig City, Metro Manila, Philippines
<b>18 Dec 2023 1:00pm</b>	<b>Opening of Eligibility Documents</b> BCDA Lobby, 2/F Bonifacio Technology Center, 31st St. corner 2nd Ave., Bonifacio Global City, Taguig City, Metro Manila, Philippines
09 Jan 2024	Notification to Short-listed PSPs

# Site Visit



## Sec. 2.14, IPSP Vol.1 – Eligibility Documents

Interested parties may conduct a maximum of two days of site visits by sending requests to BCDA through the following contact persons:

Stevenson E. Tugas, Jr.

Lucky Niño Baula

E-mail: [jvsc\\_ict@bcda.gov.ph](mailto:jvsc_ict@bcda.gov.ph)

Telephone: +63 2 8575 1765

In their requests, Site Visit participants must include a list of attendees with full names, mobile numbers, and email addresses. Site Visit participants must make their own travel arrangements.

**Site Visits will be accommodated only on 16 & 17 November 2023.**

BCDA will inform requesting parties separately re: the site visit guidelines, including itinerary and directions.

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# (1) Legal Eligibility Requirements

## **Eligible Private Sector Participant (PSP)**

Partnership, Corporation, or Consortium (with max 3 Consortium Members)

## **Registration with Securities and Exchange Commission (SEC)**

- Partnerships or corporations must be registered with SEC or its equivalent in the foreign country
- Consortium members must be partnerships or corporations registered with the SEC or its equivalent in the foreign country

## **No Unsatisfactory Performance Record**

- Certification from the PSP (if the PSP is a Consortium, then from each Consortium Member) that it, its Affiliates, and contractors whose projects and experience are being submitted as evidence of fulfillment of the Technical Capability Requirements or Financial Capability Requirements have no Unsatisfactory Performance Record
- Within the last five (5) years from the Eligibility Documents Submission Date

## **Non-engagement in any Anti-Competitive Behavior**

Submit Form in Annex EF-13 in IPSP Vol. 1 Forms and Annexures

# (2) Technical Eligibility Requirements

## Technical Eligibility Requirements

Consist of:

1. Design & Construction Experience
2. Maintenance Experience
3. Commercialization Experience

## Entities to be nominated to meet the Eligibility Requirements

If the PSP is a partnership or corporation:

- PSP itself
- Affiliate of the PSP

If the PSP is a Consortium:

- Consortium Member
- Affiliate of the Consortium Member

## No aggregation of experience

- A nominated entity by itself must comply with the relevant Technical Eligibility Requirement for which it is being nominated

## No Unsatisfactory Performance Record

Submit Form in Annex EF-5 in IPSP Vol. 1 Forms and Annexures

# (2) Technical Eligibility Requirements

## DESIGN & CONSTRUCTION EXPERIENCE

**PSP may nominate the same entity or different entities to meet the Design Experience Req'ts and Construction Experience Req'ts**

- If 1 entity is nominated to fulfill both Design and Construction Experience Requirements, the same project may be relied upon by the nominated entity.
- If 2 different entities are nominated, the PSP shall nominate only 1 entity each to meet the Design Experience Requirement and Construction Experience Requirement.
- A Contractor can be nominated by the PSP to fulfill the Design and/or Construction Experience Requirement. Different PSPs may nominate the same Contractor.

### Eligible Projects

The entity nominated to fulfill the Design and Construction Experience Requirements must have client-side experience of satisfactorily completing the design of **ALL** of the following eligible projects, whether locally or abroad, within the last five (5) years prior to the Eligibility Documents Submission Date.

If the entity nominated to fulfill the Design and Construction Experience Requirements is a Telecommunications Company, it may submit its in-house experience and/or its client-side experience

# (2) Technical Eligibility Requirements

## DESIGN & CONSTRUCTION EXPERIENCE

### Design Experience Requirements – Eligible Projects

#### **Design of underground optical fiber multi-conduit network**

More than 100 km of underground optical fiber multi-conduit network within 7 integrated passive networks, serving an identifiable, contiguous area, aggregated back to a network site with capability for interconnection to the equipment of more than 1 DTP (“**Integrated Network**”).

#### **Design of fiber installations to address mixed end-user base including residential and enterprise buildings, government, and other end points**

More than 100,000 billable end points including mixed end-user based within 7 Integrated Networks.

#### **Design of passive wholesale network services (e.g., end-to-end dark fiber services)**

At least 1 passive fiber wholesale network delivering services to at least 2 DTPs.

# (2) Technical Eligibility Requirements

## DESIGN & CONSTRUCTION EXPERIENCE

### Construction Experience Requirements – Eligible Projects

**Construction of underground optical fiber multi-conduit network**

More than 100 km of underground optical fiber multi-conduit network within 7 Integrated Networks.

**Construction of fiber installations to address mixed end-user base including residential and enterprise buildings, government, and other end points**

More than 100,000 billable end points including mixed end-user based within 7 Integrated Networks.

**Construction of passive wholesale network services (e.g., end-to-end dark fiber services)**

At least 1 passive fiber wholesale network delivering services to at least 2 DTPs.

# (2) Technical Eligibility Requirements

## DESIGN & CONSTRUCTION EXPERIENCE

### PCAB License

Any entity nominated to meet the Construction Experience Requirements must possess a Philippine Contractors Accreditation Board (PCAB) License Category AAA and License Classification Large B in General Engineering, General Building, Electrical Works, or Communication Facilities.

If the nominated entity is foreign, such entity must submit an equivalent license from an equivalent accreditation institution in its country of origin, provided that such foreign nominee must secure a license and accreditation from the PCAB after the PSP is awarded the Project.

### Shareholding Restriction

In case the entity nominated to fulfill the Design and/or Construction Experience Requirements is a Consortium Member or the Affiliate of a Consortium Member and such entity is not also nominated to fulfill either the Maintenance Experience Requirements or the Commercialization Experience Requirements, the equity of such Consortium Member in the Consortium **must not exceed thirty percent (30%)**.

# (2) Technical Eligibility Requirements

## MAINTENANCE EXPERIENCE

### Eligible Projects

The PSP shall only nominate one (1) entity with either client-side or in-house experience to fulfill the Maintenance Experience Requirements and the entity nominated must have prior and current experience in maintaining the eligible projects / facilities below for a period of at least five (5) consecutive years within the last seven (7) years prior to the Eligibility Documents Submission Date.

### Maintenance Experience Requirements – Eligible Projects

**Providing connectivity and maintenance services of fiber assets to address mixed end user base including residential and enterprise buildings, government, and other end points**

Service level agreements with a record showing restoration of services / repair of outages within a maximum of 8 hours for 95% of the time for the prior consecutive 5 years for (i) More than one hundred (100) kilometers of underground optical fiber multi-conduit network within seven (7) Integrated Networks AND (ii) 100,000 billable end points

# (2) Technical Eligibility Requirements

## MAINTENANCE EXPERIENCE

### Shareholding Requirement

In case the PSP is a Consortium, the entity which fulfills the Maintenance Experience Requirements must be:

- (1) a Consortium Member, that is neither a natural person nor a sole proprietorship with at least twenty percent (20%) interest in the Consortium, or
- (2) an Affiliate of a Consortium Member with at least twenty percent (20%) interest in the Consortium.

# (2) Technical Eligibility Requirements

## COMMERCIALIZATION EXPERIENCE

### Eligible Projects

The PSP shall only nominate one (1) entity with either client-side or in-house experience to fulfill the Commercialization Experience Requirements and the entity nominated must have prior and current experience in commercializing the eligible projects / facilities below for a period of at least five (5) consecutive years within the last seven (7) years prior to the Eligibility Documents Submission Date.

### Commercialization Experience Requirements – Eligible Projects

#### Selling and leasing of wholesale passive asset services

At least 1 relevant Wholesale Services Agreement

# (2) Technical Eligibility Requirements

## COMMERCIALIZATION EXPERIENCE

### Shareholding Requirement

In case the PSP is a Consortium, the entity which fulfills the Commercialization Experience Requirements must be:

- (1) a Consortium Member, that is neither a natural person nor a sole proprietorship with at least twenty percent (20%) interest in the Consortium, or
- (2) an Affiliate of a Consortium Member with at least twenty percent (20%) interest in the Consortium.

# (3) Financial Eligibility Requirements

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## Entities to be nominated

If the PSP is a partnership or corporation:

- PSP itself
- Affiliate of the PSP that will guarantee the obligations of the PSP under the JV.

If the PSP is a Consortium:

- Consortium Members, by combining their respective net worth in relation to their percentage of participation in the Consortium

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## Financial Capability Requirements

- Possess a net worth of at least One Billion Philippine Pesos (PhP 1,000,000,000.00) or its equivalent in foreign currency as of its latest audited financial statements for the previous three (3) financial years, the latest of which must be dated not earlier than 31 December 2022; **or**
  - A set-aside deposit equivalent to One Billion Philippine Pesos (PhP 1,000,000,000.00) evidenced by a notarized certification from the relevant bank as proof of set-aside deposit indicating the name of the account holder and the amount of set-aside deposit.
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# Lock-Up Rules

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## Applicable Period

Apply from Eligibility Documents Submission Date to Proposals Submission Date

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## If the PSP is a corporation or partnership

No lock-up provided PSP will ensure continued eligibility.  
If an Affiliate is proposed to meet any of the Eligibility Requirements, the Affiliate must remain as such in accordance with Sec. 2.1 of IPSP Vol.1

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## If the PSP is a Consortium

- A Consortium Member, except for the Lead Member, may be replaced.
  - A Consortium Member solely proposed to meet a particular Technical Capability Requirement cannot Withdraw except in a Substitution with another qualified substitute.
  - Each Consortium Member's equity interest must be at least 20% and the Lead Member must always own the highest percentage interest.
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## Contractors

- A Contractor solely proposed to meet a particular Technical Capability Requirement cannot Withdraw except in a Substitution with another qualified substitute.
- If a Contractor is not the sole nominated entity proposed to meet a particular Technical Capability Requirement, the remaining Contractors shall confirm in writing their continued participation.

# Submission of Queries

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All parties who purchase the Invitation Documents may send any queries on any aspect of these documents in writing by personal delivery or electronic mail to BCDA:

**HEDDA Y. RULONA**

The Chairperson

JVSC for the NCC ICT Infrastructure Project

Bases Conversion and Development Authority

2/F Bonifacio Technology Center 31st Street corner 2nd Avenue, Bonifacio Global City, Taguig City

E-mail: [jvsc\\_ict@bcda.gov.ph](mailto:jvsc_ict@bcda.gov.ph)

Telephone: +63 2 8575 1765

**The JVSC will accept all reasonable queries, comments, and clarifications only in relation to the Invitation Documents not later than 12:00 p.m. on 04 December 2023.**

Responses to queries and any modifications to the Invitation Documents shall be communicated to all PSPs in writing.

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# Eligibility Documents Submission

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Each PSP shall submit one (1) original and one (1) copy of its Eligibility Documents.

The PSP shall also submit five (5) clear electronic or scan copies of the Eligibility Documents in CDs/DVDs/USBs. The electronic copies of the Eligibility Documents must be in PDF files arranged in exactly the same sequence as those of the original set of Eligibility Documents. Where practicable, the PSP shall also provide searchable PDF copies of its Eligibility Documents.

**The Eligibility Documents must be submitted on 18 December 2023 from 08:00AM to 12:00 PM at the lobby of the BCDA's office, 2/F Bonifacio Technology Center 31st Street corner 2nd Avenue, Bonifacio Global City, Taguig City**

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# AGENDA

- 1 New Clark City
- 2 Project Overview
- 3 Pre-Selection Process & Site Visit
- 4 Instructions to Private Sector Participants (IPSP) Vol. 1  
Eligibility Requirements
- 5 Access to the Data Room
- 6 Q&A

# Access to the Data Room



## **Bid Bulletin No. 1 s. 2023**

Interested parties must submit:

1. An executed confidentiality undertaking; and
2. An executed authorization letter.

The forms for these documents are provided in Bid Bulletin No. 1

**In the authorization letter, interested parties may provide up to two (2) email addresses to whom VDR access will be granted.**

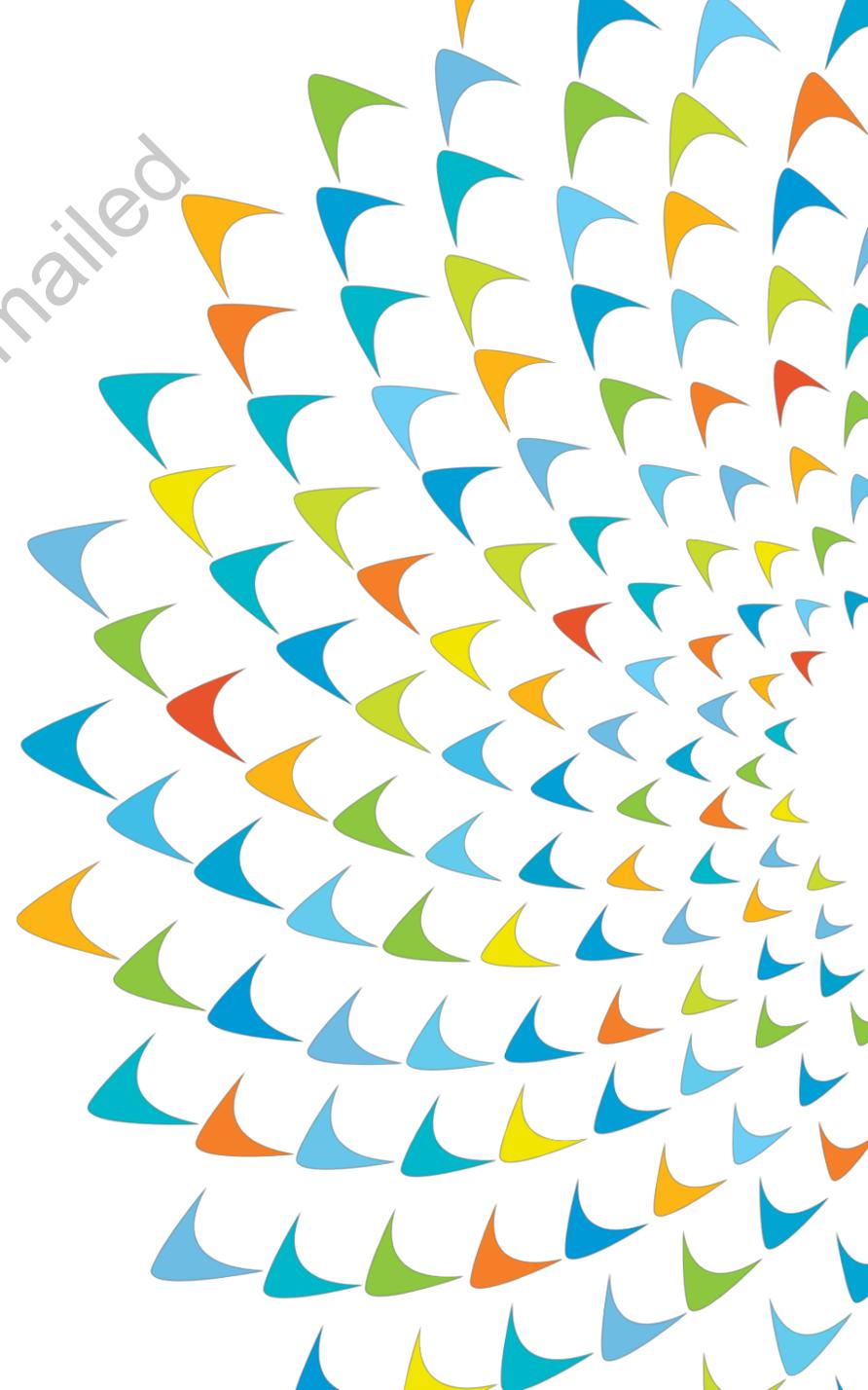
BCDA & ADB will grant VDR access after a review of the submitted documents.

# AGENDA

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Thank you.

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# Disclaimer

Private sector participants (“**PSPs**”) (including any Consortium Members, their Affiliates or proposed Contractors) acknowledge that any BCDA Supplied Information is provided solely for background information on the Project, and therefore no reliance on such BCDA Supplied Information is being made for purposes of formulating its Proposal. PSPs (including any Consortium Members, their Affiliates or proposed Contractors) shall not be entitled to, and shall not make, any claim against BCDA, its officers, the JVSC, the technical working group (“**TWG**”), any BCDA employee, or any other associated party, whether on the basis of contract, quasi-delict or delict, for damages, extensions of time or payments on the following grounds:

- a. any misunderstanding or misapprehension in respect of the Project, the Invitation Documents, and the BCDA Supplied Information; or
- b. that incorrect or insufficient information relating to the Project, the Invitation Documents, and the BCDA Supplied Information was given to them by BCDA, or any other associated party, or any person or entity employed or engaged by BCDA or any other associated party; or
- c. any failure of the PSP (including any Consortium Members, their Affiliates or proposed Contractors) to obtain correct and sufficient information.