

JOINT VENTURE SELECTION COMMITTEE (JVSC)

**COMPETITIVE SELECTION FOR THE JOINT VENTURE ON THE NEW CLARK CITY
(NCC) INFORMATION AND COMMUNICATIONS TECHNOLOGY (“ICT”)
INFRASTRUCTURE DISPOSITION**

JVSC Resolution No. 1

06 May 2024

WHEREAS, on 16 October 2023, the JVSC advertised the Instructions to Private Sector Participants (IPSP) Volume 1 – Eligibility Documents, which detailed the requirements to determine the legal, technical and financial capability of prospective private sector participants (PSP);

WHEREAS, pursuant to Section 6.7 of the BCDA JV Guidelines, the eligibility evaluation is prescribed to be completed within fifteen (15) days from the date of deadline of submission of the Eligibility Documents and determine if the PSP is “Eligible” or “Ineligible;”

WHEREAS, in response to the published Instructions to Private Sector Participants, four (4) prospective PSPs purchased the bidding documents, namely, Infinivan Inc., Innove Communications Inc., PLDT Inc., and Philippine Fiber Optic Cable Network Ltd., Inc. (PFOCN);

WHEREAS, on 25 March 2024, PFOCN has submitted its Eligibility Documents;

WHEREAS, only PFOCN submitted its Eligibility Documents before the deadline of submission set on 12 April 2024 at 12:00 PM. The submitted documents of PFOCN are hereto attached as **Annex “A”** and made an integral part of this Resolution. On the same day, the Eligibility Documents of PFOCN were opened and subjected to a preliminary examination to determine the presence or absence of the required documents;

WHEREAS, the JVSC Technical Working Group (TWG) conducted a detailed evaluation of the Eligibility Documents of PFOCN from 12 to 17 April 2024 in accordance with the BCDA JV Guidelines and the criteria provided under IPSP Volume 1 – Eligibility Documents;

WHEREAS, on 23 April 2024 and 30 April 2024, the JVSC deliberated the results of the detailed evaluation by the JVSC TWG and concluded that PFOCN be rated “Failed” considering its noncompliance with the mandatory requirements to demonstrate its legal capacity and technical capability prescribed in IPSP Volume 1 – Eligibility Documents. The detailed evaluation of the JVSC TWG is hereto attached as **Annex “B”** and made an integral part of this Resolution;

WHEREAS, pursuant to Section 11.6 of the IPSP Volume 1, the PSP shall be considered “Ineligible” to participate in the competitive selection process if it is rated “Failed” in any of the Eligibility Requirements;

NOW, THEREFORE, for an in consideration of the foregoing, we, the members of the Joint Venture Selection Committee for the Competitive Selection for the Joint Venture on the New Clark City (NCC) Information and Communications Technology (“ICT”) Infrastructure Disposition, hereby **RESOLVE**, as it is hereby **RESOLVED**, to recommend the following:

1. To declare Philippine Fiber Optic Cable Network Ltd., Inc., the sole prospective PSP, “**INELIGIBLE**” to proceed with the competitive selection process;
2. To declare a failure of the Competitive Selection of the Project; and
3. To conduct a mandatory review and evaluation of the terms, conditions, qualification criteria contained in the bidding documents relative to this disposition.

The BCDA Joint Venture Selection Committee for the Competitive Selection for the Joint Venture on the New Clark City (NCC) Information and Communications Technology (“ICT”) Infrastructure Disposition

[SIGNED]

HEDDA LOURDES Y. RULONA
Chairperson

[ON LEAVE]

VIRGIL M. ALVAREZ
Vice Chairperson

[SIGNED]

MARIA SOLEDAD C. SAN PABLO
Member

[SIGNED]

RYAN S. GALURA
Member

[SIGNED]

CHRISTIAN T. DULDULAO
Member