BIDDING

PEAKING CONTRACT CAPACITY OF 300 MW (NET), EFFECTIVE 26 MARCH 2023

SUPPLEMENTAL NOTICE NO. 2

To all prospective bidders:

Last 9 January 2023, pursuant to the provisions in the Invitation to Bid ("ITB") and Bid Requirements ("BR") approved by the Department of Energy (DOE) on 14 December 2022 with the issuance of a Certificate of Posting and also posted in the publicly viewable page of the DOE CSP e-Portal with note on the status as "Approved," the Third Party Bids and Awards Committee (TPBAC) declared a failure of bidding for this 300 MW Peaking supply requirements of MERALCO, effective (then) on 26 February 2023 ("**300 MW CSP**") because only one (1) Interested Bidder submitted an Expression of Interest ("EOI") and the pertinent provision of the aforementioned ITB/BR stated that: "[s]hould the TPBAC receive less than two (2) [EOI], it shall declare a failure of the Bidding process."

However, despite the DOE's prior approval, on 2 February 2023, MERALCO received a letter from the Department of Energy (DOE) dated 30 January 2023 which directs MERALCO to continue and complete the succeeding activities in the first round of CSP until the opening and evaluation of bids for the reason that "[t]he submission of the Expression of Interest may form part of the eligibility documents but the declaration of failure of bidding shall be pursuant to Section 9 of [DOE Department Circular] DC2018-02-003, as amended and supplemented by [DOE Department Circular] DC2021-09-0030. Under Sections 9.2.1 and 9.2.2, the failure of bidding can only be determined at the time of the submission of bids."

Wherefore, based on the foregoing, the TPBAC hereby:

A. In accordance with the DOE's latest directives, the TPBAC hereby resumes and **continues** the succeeding activities of this 300 MW CSP; and

B. **Approves** the updating and/amendment of the following items in the Invitation to Bid (published last 23 and 30 December 2022, copies of which can be accessed at Meralco's website <*https://company.meralco.com.ph/csp/ongoingbids*> and/or alternative cloud-based sharepoint site *https://tinyurl.com/MERALCO-300MWCSP*):

1. Terms of Reference (TOR) Table

Operations Effective Date ("OED")	**March** 26, 2023*

Required Contract Period	**March** 26, 2023* until July 25, 2023
	***March 26, 2023 or such later date upon Notice of Award and ERC Approval**

2. After the Expression of Interest Deadline (i.e. 6 January 2023), parties interested to become an Interested Bidder and join this Bidding, may still qualify to bid at the Bid Submission Deadline (discussed below) provided said interested party: (i) did not procure copies of the Bidding Documents for this Bidding from other Interested Bidders or through other means not authorized by the TPBAC; (ii) submits its Expression of Interest (together with the Participation Fee that was duly cleared by the applicable bank and/or the TPBAC's validation of MERALCO's receipt of the concerned party's proof of payment), Confidentiality Undertaking and Acknowledgement and Consent Form for Data Privacy; and (iii) submits the required Bid Document Submissions by the Bid Submission Deadline (discussed below).

   Furthermore, the said party (or any other party) will not be allowed to request for the restart of the Bidding process or reconduct of other Bidding processes that were already concluded; request for additional time to prepare and submit its bid or proposal; request for the postponement or rescheduling of the Bid Submission Deadline or opening of the bids; or any other unjustified requests which will delay the Bidding process, based on the ground, among others, that it only submitted its Expression of Interest (together with the Participation Fee), Confidentiality Undertaking and Acknowledgement and Consent Form for Data Privacy and/or Bid Document Submissions after the Expression of Interest Deadline and/or near or on the Bid Submission Deadline.

   To reiterate, a party may only become an Interested Bidder, obtain a copy of the Bidding Documents in this Bidding and be considered a participant in the bidding (and as such shall be entitled to receive notifications and submit queries) upon submission of its Expression of Interest (together with the Participation Fee), Confidentiality Undertaking and Acknowledgement and Consent Form for Data Privacy.

3. The following schedule of the Bidding is updated and/or amended as follows:

Milestone	Date
Submission of advance queries or comments of the Bidders on the Bidding Documents for the Pre-Bid Conference	On or before **6:00 PM, 8 February 2023**
Pre-Bid Conference	**1:30 PM to 4:00 PM, 10 February 2023**
Deadline for submission of queries or comments of the Bidders on the Bidding Documents	On or before **6:00 PM, 13 February 2023**
Deadline to respond to queries or comments on the Bidding Documents	**15 February 2023**

Deadline for Bidders to: (i) increase Offered Contract Capacity; and (ii) change indicated Nominated Plants	**4:00 PM, 22 February 2023**
Qualification Documents, Technical Proposals, and Bid Prices Submission Deadline **("Bid Submission Deadline")**	On or before 9:00 AM, **1 March 2023** (uploading of soft copy files) 8:00 AM to 9:00 AM, **1 March 2023** (Original Copy)
Opening of Document Submissions Notification of Best Bid/s	9:30 AM, **1 March 2023** and such other day/s determined by TPBAC

For your guidance and information.

Issued on 6 February 2023.

Third Party Bids and Awards Committee ("TPBAC")
Manila Electric Company

(sgd)
Atty. Ferdinand A. Domingo
Chairman