

<b>Bid Document</b>	<b>Section/Provision</b>	<b>Query</b>	<b>TPBAC Clarification/s</b>
Terms of Reference	Type of Contract Baseload & Load Following, Firm	To clarify, what specific contract demand is needed for the Baseload & Load Following, Firm?	Please refer to LUECO's hourly load profile for year 2019 and 2020 (herein attached).
Terms of Reference - ANNEX A	Schedule of Annual Demand and Energy Requirements	To clarify, are the values indicated in the demand and energy column maximum or minimum?	Maximum forecasts for demand and energy.
2.2. Summary of Bidding	<p>The Winning Bidder shall be determined as one with the lowest resulting LCOE. There will only be one Winning Bidder and such must be able to supply for the entire requirement of LUECO for the duration of the Cooperation Period.</p> <p>Moreover, to be declared as Winning Bidder, the Bidder's Proposed Price (for the first Billing Year) and its LCOE are both subject to pre-determined reserve price, which will only be revealed by the TPBAC to Qualified Bidders during the opening of the Bids (hereinafter collectively referred to as the "Reserve Prices.")</p>	May we know how the Reserve Prices were computed?	We can only declare the Reserve Price but not its basis.
Section 3.1.2	<p>Company Information</p> <p>(e) Parent of, the Bidder and a copy of the shareholders' agreement, pooling agreement, voting trust agreement or equivalent document if the Bidder is a partnership or consortium, which shall be certified as a true copy by the corporate secretary (or its equivalent), which</p>	To clarify - is this requirement applicable to Bidders that is not a partnership?	<p>Letter (d) pertains to a registered Partnership or Consortiums while Letter (g) refers to Unincorporated Partnership or Consortiums, in which case the Bidder should submit an evidence that their liability in the bidding is solidary. Please refer to Section 2.2.4 of the IPB.</p> <p>Section 3.1.2 is amended to read as follows:</p>

	<p>certification must be under oath and notarized;</p>		<p>3.1.2. <i>Company Information, using the form in ANNEX 3, with the following attachments;</i></p> <ul style="list-style-type: none"> <li>(a) <i>copy of its SEC Certificate xxx . . .</i></li> <li>(b) <i>copy of its articles xxx . . .</i></li> <li>(c) <i>copy of its latest General xxx . . .</i></li> <li>(d) <i>a diagram of the corporate structure of the Bidder with an indication of which entity has Controlling interest over, or is the Affiliate or Ultimate Parent of, the Bidder and a copy of the shareholders' agreement, pooling agreement, voting trust agreement or equivalent document if the Bidder is a partnership or consortium, which shall be certified as a true copy by the corporate secretary (or its equivalent), which certification must be under oath and notarized;</i></li> <li><del>(e) ——— Parent of, the Bidder and a copy of the shareholders' agreement, pooling agreement, voting trust agreement or equivalent document if the Bidder is a partnership or consortium, which shall be certified as a true copy by the corporate secretary (or its equivalent), which certification must be under oath and notarized</del></li> </ul>
<p>Section 3.4. SUBMISSION OF QUALIFICATION DOCUMENTS, TECHNICAL PROPOSAL AND BI</p>	<p>SUBMISSION OF QUALIFICATION DOCUMENTS, TECHNICAL PROPOSAL AND BIDS</p> <p>(e) Electronic copies of ALL documents submitted in the Bid shall be in PDF format. In addition, the Financial Evaluation Workbook shall be contained in a USB/thumb flash memory drive in excel format and the Bidder shall submit such electronic copies on a USB/thumb flash memory drive included in the envelopes containing the applicable Documents Submissions.</p>	<p>May we ask when will the TPBAC issue the Financial Evaluation Workbook in excel format?</p>	<p>The following Bid Documents were sent via email to the following email addresses <a href="mailto:jeremiah.padilla@aboitiz.com">jeremiah.padilla@aboitiz.com</a>, <a href="mailto:benedick.salvador@aboitiz.com">benedick.salvador@aboitiz.com</a>, <a href="mailto:jeffrey.estrella@aboitiz.com">jeffrey.estrella@aboitiz.com</a>, <a href="mailto:Sandro.Aboitiz@aboitiz.com">Sandro.Aboitiz@aboitiz.com</a>, <a href="mailto:rowena.romero@aboitiz.com">rowena.romero@aboitiz.com</a>, <a href="mailto:anthony.co@aboitiz.com">anthony.co@aboitiz.com</a>, <a href="mailto:jemelle.tambaoan@aboitiz.com">jemelle.tambaoan@aboitiz.com</a>, on 19 January 2021 in one folder.</p> <ul style="list-style-type: none"> <li>1) Invitation to Bidders</li> <li>2) TOR</li> <li>3) Instructions to Prospective Bidders</li> <li>4) EPPA</li> <li>5) LCOE Calculation Worksheet</li> <li>6) Therma Luzon Official Receipt for the Participation Fee</li> </ul>

			<p>The above were acknowledged receipt by Mr. Jeremiah L. Padilla on 20 January 2021.</p> <p>Can you please choose only two (2) authorized email addresses wherein we could send our replies.</p>
4.4. Stage Three: Opening of Envelope 3	4.4.2 The TPBAC shall then proceed to evaluate the Proposed Price of the Qualified Bidders using Levelized Cost of Electricity stated in PhP per kWh, taking into account the tariff components, and applicable price escalations over the projected Cooperation Period of the Electric Power Purchase Agreement, discounted to August 2021 at an interest rate of 8% p.a and based on the projected energy in the Electric Power Purchase Agreement. Details of the evaluation of the Bid are embodied in the Financial Evaluation Workbook.	<p>May we clarify on how this will be implemented?</p> <p>“taking into account the tariff components, and applicable price escalations over the projected Cooperation Period of the Electric Power Purchase Agreement, discounted to August 2021 at an interest rate of 8% p.a and based on the projected energy”</p>	We are just concerned with the BER. The LCOE calculation is so simple.
ANNEX 10 ACKNOWLEDGMENT AND ACCEPTANCE OF THE ELECTRIC POWER PURCHASE AGREEMENT TEMPLATE	1. [Bidder] has received the Electric Power Purchase Agreement (EPPA) template together with the Bidding Documents, and no changes will be made on the EPPA template except only as necessary to reflect the terms and conditions of the Technical Proposal and Bid of the Winning Bidder;	May we clarify if the TPBAC is open to negotiations with the winning bidder on the Electric Power Purchase Agreement (EPPA)?	<p>The very purpose of the submission of your comments prior to Pre-Bid Conference and Opening of Bids is to enhance the Bid Documents including the EPPA that would reflect the mutual understanding of the parties. In fact, these changes are to be posted in the Bid Bulletins for transparency.</p> <p>We would like to be transparent as necessary to all Bidders. Please share your other concerns regarding the EPPA via email so we can address them.</p> <p>We can no longer afford to extend the schedule since LUECO's extended PSA will expire on 25 August 2021. The period between the signing of the EPPA and the Deadline of LUECO's PSA may not be enough for the waiting period for ERC to approve the signed EPPA.</p>

ANNEX 9	<p>Bid Security</p> <p>Subject to the other provisions of this Letter of Credit, LUECO is hereby irrevocably authorized to make one drawing for the entire Stated Amount under this Letter of Credit by presenting to the Issuer, at its address set forth above, a demand for payment to LUECO in substantially the form attached as ANNEX 9, duly completed, and is in the form of a letter on LUECO's letterhead signed by any of its authorized signatories.</p>	<p>In the statement "a demand for payment in substantially the form attached as ANNEX 9", may we clarify if the TPBAC will be providing a draft demand for payment?</p>	<p>Yes, TPBAC will provide when the time comes.</p>
ANNEX 9	<p>Bid Security</p>	<p>To clarify, may the TPBAC revise the SBLC Template to expressly state the purpose of the Bid Security?</p>	<p>No. This cannot be revised because there are conditions set forth in the IPB and they are unique to the BUYER.</p>