PROCUREMENT OF CLOUD PLATFORM FOR THE OFFICE OF THE SOLICITOR GENERAL
(OSG PR No. 023-04-070   -)

TO ALL PROSPECTIVE BIDDERS:

Please be guided on the following clarification to the queries posted by Telcom Live Content, Inc (TLCI) and First Data Corp.

A. Telcom Live Content, Inc (TLCI)

Page, Item	Particular	TLCI Comment	OSG Comment
Page 3, 5	2021 Gartner Magic Quadrant	Magic Quadrant 2021. Why specifically 2021 wherein, there is already a 2023? In addition, there are various sub-category in Gartner, what particular category are you referring to? https://www.gartner.com/en/research/magic-quadrant	Category: **Cloud Infrastructure and Platform Services** **The proposed cloud solution must be in the "leader's quadrant" in Infrastructure and Platform Services in the Gartner Magic Quadrant 2023**
Page 4, 20	Windows Defender	Generic term: Cloud Security [S]ection 18 of Republic Act (RA) No. 9184, the Government Procurement Reform Act, and its 2016 revised Implementing Rules and Regulations (IRR), mandate that reference to brand names shall not be allowed and thus, specifications for the procurement of goods shall be based on relevant characteristics and/or performance requirements.	We will remove the "Windows Defender" to avoid branding and replace it with a "The solution must have **Cloud-native application protection platform (CNAPP)**"
Page 5, Sec Reqts 4	Azure Services Azure App Services Azure SQL	Generic term: Cloud services Web App Service SQL Cloud Storage [S]ection 18 of Republic Act (RA) No. 9184, the Government	The OSG will replace requirement 4 with the following statement **"Security can detect threats targeting Cloud services, including Web App Service, SQL, Cloud Storage Account, and more data services."**

	Azure Storage Acct	Procurement Reform Act, and its 2016 revised Implementing Rules and Regulations (IRR), mandate that reference to brand names shall not be allowed and thus, specifications for the procurement of goods shall be based on relevant characteristics and/or performance requirements.	
Page 5, Sec Reqts 8	Azure SQL	Generic term: SQL [S]ection 18 of Republic Act (RA) No. 9184, the Government Procurement Reform Act, and its 2016 revised Implementing Rules and Regulations (IRR), mandate that reference to brand names shall not be allowed and thus, specifications for the procurement of goods shall be based on relevant characteristics and/or performance requirements.	The OSG will replace requirement 8 with the following statement **"The security has capabilities that help automatically classify data in SQL."**
Page 7, BOM 6th box	Database for MySQL	Not included in the Statement of Compliance (SOC). Indicated in the SOC is Managed SQL, instead.	The OSG will replace requirement 19 on page 4 with the following statement: **"The solution must have a Managed MySQL database in the cloud."**
Page 11, 5th bullet, 2nd sub-bullet	Azure		The term "Azure" will be omitted, and the term will become **"Consulting services on related support and services."**
Page 12, G – 2nd bullet	Certified Engineer	Relaxed to Engineering graduate	Terms will be retained. A cloud platform Certified Engineer/Trainer is better than an engineering graduate for training. Unlike an engineering graduate, a Certified Engineer/Trainer has practical experience and cloud platform-specific training. They're certified in real-world settings, difficult issues, and performance optimization. By combining their

			expertise, participants can benefit from hands-on coaching, industry best practices, and insights into the newest innovations, making learning more complete and impactful.
Page 13	Agile Project Manager	Agile PMs are usually required in full software development projects, relaxed to Project Manager with more than 5-year experience	Terms will be retained. Including an agile project manager in the offering enhances the project management approach by leveraging flexibility, collaboration, and adaptability principles. While a traditional project manager may excel in organizing and overseeing projects, an agile project manager brings a unique skill set specifically tailored to agile methodologies. Agile PMs are adept at managing dynamic environments, and ensuring iterative development, resulting in improved project outcomes.
Page 13	3 Cloud Network and Security Certified Engineers 3 Security Operations Analyst 1 Cloud Solution Architect 1 Enterprise Administrator Expert	Relaxed to 2 Certified Cloud Solution Architects with Professional Level, 2 Certified Cloud Solution Architects with Associate Level, 1 Computer Engineer with at least 5 years experience	The terms will be retained. Security is important to the OSG, especially in cloud infrastructure. These Cloud Networks and Security Certified Engineers ensure a secure cloud system. These engineers know how to design, deploy, and maintain secure cloud networks, reduce risks, and protect critical data. Having more Security Operations Analysts improves threat detection and incident response, ensuring proactive security. A Cloud Solution Architect optimizes system performance and scalability by aligning cloud solutions with

			corporate goals. An Enterprise Administrator Expert ensures efficient management of the corporate infrastructure. This diversified workforce maximizes security, scalability, and operational efficiency in the cloud.
	Delivery	10 days delivery - request for delivery extension	The OSG will stick to the delivery schedule outlined in the TOR. Adhering to the planned delivery schedule for the cloud platform is essential due to the non-extendable nature of the firm's existing cloud platform contract—the OSG systems and backup in the cloud also require continuous 24/7 availability. Delaying the migration process may result in significant disruptions and financial losses, and sticking to the schedule ensures uninterrupted access to critical services.

B. **First Data Corp**

1. On number of bid copies. *May we confirm if the number of bid copy is only 1 (original copy)?*	***The Invitation to Bid provides:*** 10. Prospective Bidders are required to submit (1) one additional hard copy of their bid as allowed in ITB Clause 15. Clause 15 in turn provides of the Bidding Documents provide: Each Bidder shall submit one copy of the first and second components of its Bid. The Procuring Entity may request additional hard copies and,/or electronic copies of the Bid. However, failure of the Bidders to comply with the said request shall not be a ground for disqualifi cation. xxx...xxx...xxx
2. *Please confirm if there are really no required ongoing contracts.*	***The IRR of R.A. No. 9184 provides:***

	Section 23. Eligibility Requirements for the Procurement of Goods and Infrastructure Projects. 23.1 For purposes of determining the eligibility of bidders using the criteria stated in Section 23.4 of this IRR, only the following documents shall be required by the BAC, using the forms prescribed in the Bidding Documents: xxx...xxx...xxx Technical Documents iv) Statement of the bidder of all its ongoing government and private contracts, including contracts awarded but not yet started, if any, whether similar or not similar in nature and complexity to the contract to be bid. xxx...xxx...xxx
3. On single contract, BDS ITB Clause 5.3, a, b • *Does item b, 'Completed within three (3) years prior to the deadline for the submission and receipt of bids', refer to item a, 'contract that is similar to this Project, equivalent to at least fifty percent (50%) of the ABC'?*	***For similar projects, whether it is a single contract or multiple similar projects, so long as it amounts (or they amount) to at least 50% of the ABC, that is OK.***
• *May we relax the required SLCC contract of 3 years completion to 5 years?*	***We are granting the request for 5-year contract completion for the required SLCC, so as to ensure enough competition in this procurement project.***
4. On 3 completed similar projects, BDS ITB Claus 4.3, c, d • *Would like to confirm if you will require completion certification for the 3 completed projects.*	***We request a certificate of completion for the completed projects.***
• Also please confirm if these 3 projects would not need be 50% of the ABC.	***Kindly refer to the answer to question 3. A single contract or similar project amounting to at least 50% of the ABC will suffice.***
5. *On Item 28 under General Requirements, 'the solution must have monitoring tool/s for application performance, analytics, system health, and diagnostic logs', may we remove this since as stated*	***We retain the term 'the solution must have monitoring tool/s for application performance, analytics, system health, and diagnostic logs.' Although not in the bill of materials, the cloud***

in the Bill of materials, there's no Azure Monitor instances included?	***platform must have this tool if we need it within the year for future monitoring of our systems in the cloud.***
6. *Is 2021 AFS is still acceptable? Is the 2022 AFS electronic filing acceptable?*	***The IRR of R.A. No. 9184 provides:*** Section 23. Eligibility Requirements for the Procurement of Goods and Infrastructure Projects. 23.1 For purposes of determining the eligibility of bidders using the criteria stated in Section 23.4 of this IRR, only the following documents shall be required by the BAC, using the forms prescribed in the Bidding Documents: XXX...XXX...XXX Financial Documents **vii) The bidder's audited financial statements, showing, among others, the bidder's total and current assets and liabilities, stamped "received" by the BIR or its duly accredited and authorized institutions, for the preceding calendar year which should not be earlier than two (2) years from the date of bid submission.** *xxx...xxx...xxx*

Attached is the revised Terms of Reference.

    For your guidance.

    Makati City, 15 May 2023.

ASG SHARON E. MILLAN-DECANO
Chairperson

SSS AILEEN P. ESPIÑA-DALWATAN
Vice-Chairperson

SSS CHERYL ANGELINE M. ROQUE-JAVIER
Member

SSII LEANNE MAUREEN S. APOLINAR
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ASIII ALANNA GAYLE ASHLEY B. KHIO
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ASIII EMILE JUSTIN D. CEBRIAN
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Member