



INVITATION TO BID
CONTRACT CAPACITY OF 1,200 MW (NET), COD 2024

SUPPLEMENTAL NOTICE NO. 1

To all interested bidders:

For clarity, the definition of “Outstanding Dispute” as appearing on page 3 of the Bid Requirements is qualified as follows:

“**Outstanding Dispute**” refers to any pending judicial, administrative, contractual or alternative dispute resolution proceeding between the Bidder or any of its Affiliates engaged in power generation, on one hand, and Meralco, on the other, provided that the following pending judicial or administrative cases involving the Bidder or any of its Affiliates and Meralco are excluded from the definition of Outstanding Dispute:

<u>Case Title and Docket Nos.</u>	<u>Subject Matter</u>
<u><i>Bayan Muna, et. al. v. ERC, et. al.</i> (G.R. Nos. 210245, 210255 & 210502)</u>	<u>Supreme Court T.R.O. on MERALCO’s December 2013 billing rate increase in relation to the generation cost price spike in November 2013 and December 2013</u>
<u><i>SN Aboitiz-Magat, et. al. v. ERC, et. al.</i> (G.R. No. 246641-50, 246729, 246739-48, 246685-94, 246873-82, 246661-70, 246631-40)</u>	<u>Supreme Court – Legality of ERC Order voiding the Luzon WESM prices during the November and December 2013 supply months</u>
<u><i>ERC I.U. v. Meralco and TMO</i> (ERC Case No. 2015-025 MC)</u>	<u>ERC Investigating Unit complaint in relation to the generation cost price spike in November 2013 and December 2013</u>
<u><i>Meralco v. SPPC, et. al.</i> (ERC Case No. 2013-077 MC)</u>	<u>Petition for Dispute Resolution with the ERC in relation to the refund of the 2.98% transmission line losses</u>

In addition, the TPBAC would like to reiterate that Bidders should submit to the TPBAC Secretariat's email address: tpbacsecretariat@meralco.com.ph any queries or requests for clarifications to the Bidding Documents, only in writing, signed by the Bidder's authorized representative and transmitted through such representative's official email address as indicated in the Expression of Interest. Any other form of communication to the TPBAC or Meralco employees may be considered an illegal conduct or attempt to influence the evaluation by the TPBAC or its Technical Working Group, which is a ground for disqualification under the IPB.

For your guidance and information.

Issued on 29 July 2019.

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

(sgd)

Atty. Ferdinand A. Domingo
Chairman