

CONSOLIDATED COMMENT MATRIX

Launching and Pre-Submission Conference

11 July 2023

QUERIES	PROPONENT	ANSWERS
Do we have any information on the land zoning, including presence of IP, of Mabini and Sembrano Geothermal Prospects?	EDC / Lawrence Sumera	<p>RMH: The Department has no information on the land zoning, but the applicant/s can check the zoning at the respective municipal development offices where the pre-determined areas are situated.</p> <p>Based on our resource assessment (ground surveys), we found that there are no IP communities in Mt. Sembrano and Mabini PDAs. However, the NCIP has the final say in verifying whether the PDAs are situated within an IP community.</p>
Referencing requirement 3.3.1, for an integrated geothermal power producer, would the Power Supply Agreement with the DU/ Offtaker comply with the requirement?	EDC / Lawrence Sumera	Leo: Yes it complies to the requirement

<p>Most of the hydro projects have IP/NIPAS-issues, among others. Are there any plans in classifying RE projects as priority projects, that would result in significant reduction in bureaucratic delays, faster clearance of all government requirements, permits, and licenses?</p>	<p>Anonymous</p>	<p>There are programs to address such issues and concerns (e.i., significant reduction in bureaucratic delays, faster clearance of all government requirements, permits, and licenses). Said concerns were presented during the launching (e.g., challenges on IPs) for the participants/bidders to be well-informed enough to make a sound judgment especially in planning activities to be included in the work program for submission during the bid.</p> <p>But there are consistent programs/coordination with IPs and NCIPs regarding streamlining of processes. Further, NCIP processes are already included in the EVOSS system that could significantly help.</p>
<p>In future presentations, could the estimated project costs be expressed in current or near-current rates, that will help investors have a quick understanding of the project's financial feasibility?</p>	<p>Anonymous</p>	<p>Duly noted.</p>
<p>When will the Department announce the potential capacities for the Wind Power Projects?</p> <p>When do you intend to disclose the exact location of those sites?</p>	<p>Harold Joshua D. Uy / First Gen Visayas Energy Inc.</p>	<p>When we refer to the OCSP Guidelines, it is indicated in the Annex E3 that the determination of Annual Energy production as well as the capacity of the project is part of the Pre-Development Work Program of the winning Bidder</p>

<p>Given that Annex F-3 includes a commitment to “work for the Project in accordance with the time schedule as indicated in the contract”, does “key management” for wind projects refer not to corporate officers but to the project manager and officers who will be directly involved in the activities included in the time schedule?</p>	<p>Harold Joshua D. Uy / First Gen Visayas Energy Inc.</p>	<p>JAR: It is important to know the management capabilities of the company in conducting and implementing wind power projects</p>
<p>What is the nature of Pantabangan, inc. the Apolaki two Service Contract, public or private?</p>	<p>Harold Joshua D. Uy / First Gen Visayas Energy Inc.</p>	<p>JAR: It is a combination of private and public lands</p>
<p>Regarding the no. of years, we are saying that there is a Pre-Development of (5) which is separate from the 25 year Development Stage, is that the correct interpretation?</p>	<p>Atty. Rio Inocencio / ACEN</p>	<p>The Pre-Dev Stage is always within the 25 years</p>
<p>Annex G for wind, I see that there is a qualification that the minimum capital is 100% financial commitment for first year, assuming for the sake of argument that there are 5 entities that have qualified, how will the DOE or the Committee prioritize, is there a specific parameter, say for example, net asset value, How would the DOE intend to evaluate if there are 5 qualified? [at 2:41:04]</p>	<p>Atty. Rio Inocencio/ACEN</p>	<p>RERCD: We will evaluate as they come based on the time stamp received.</p>

<p>Clarification on the qualification for the Wind, in Annex G , about market study, 1. nego for power supply and tariff rates "if I understand the process right, OCSP is for us to be able to get a service contract, is that correct?"</p> <p>But you are requiring us to present a Market Study that includes our Power Supply negotiation, at the point of submission of requirements?</p> <p>The way the requirements, the evaluation of the Committee, there is no particular measure or parameter. It is somehow more subjective, by how the Committee perceive the submission.</p> <p>One of the things you are asking is the tariff rates. Is it a hard commitment that the tariff rate will be put there. If it is not a hard commitment, may we request that the tariff rates be deleted in the requirements/ submission?</p> <p>Also, you are asking ask for technical data analysis, this is a bid for a particular area, so we do not have data yet.</p> <p>All this requirements, is not the list of the documents to be submitted but on how we will do it.</p> <p>Is this the pre-submisison conference? Or is there any pre-submission conference.</p>	<p>Atty. Rio Inocencio / ACEN</p>	<p>Yes.</p> <p>The min. req. for the market study is the target market not the contract itself.</p> <p>We will issue a supplemental Bid Bulletin as for the measure or parameter enumerated in Annex G.</p> <p>We're only looking for the target market and target tariff. Not a hard commitment.</p> <p>The req. is the WP, you are mentioning the activities in the WP. Your submission will be the WP and narrative report.</p> <p>This is the last conference. All other questions and suggestions can be submitted within a seven day period for DOE to be considered and posted if it will be consider as a major decision in the existing guidelines.</p>
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<p>Will the presentation materials or slides be shared through email?</p>	<p>Rhoda M. Navarro / Vena Energy</p>	<p>Yes.</p>
<p>On Annex B, Checklist of Requirements, Technical Requirements</p> <p>Does the requirement of notarization also apply to resumes of foreign technical consultants that will be executed abroad? If yes, would the resume have to be consularized or apostilled?</p>	<p>Harold Uy / First Gen Visayas Energy Inc.</p>	<p>For supplemental: Notarization of CV will not be a requirement</p>
<p>On Annex B, Checklist of Requirements, Technical Requirements</p> <p>"2.5. List of existing company-owned and leased equipment (including its parent, predecessor or affiliated company) appropriate to the project with corresponding description."</p> <p>May I clarify what "equipment appropriate to the project" means? What details should be included in the description?</p>	<p>Harold Uy / First Gen Visayas Energy Inc.</p>	<p>ADF: "As for geothermal, if a company showed their company-owned equipment in conducting exploration such as geophysical equipment [to conduct the survey, if they have MT equipment for geophysics, laboratory to conduct sample analysis, as well as drilling rigs for drilling stated specific for project]. For hydro, flowmeter to measure the water flow as well in Wind, specifically cited for the project"</p>
<p>On Annex B, Checklist of Requirements, Technical Requirements</p> <p>"2.5.1. With duly notarized proof of ownership and / or contract of lease"</p> <p>Would a notarized certification by an affiliate that it owns the equipment suffice as "proof of ownership"?</p>	<p>Harold Uy / First Gen Visayas Energy Inc.</p>	<p>ADF: "Yes. Notarized certification can be accepted."</p>

<p>[Annex F-2] "List of on-going/completed similar projects"</p> <p>Can an RE applicant include the projects of its affiliates?</p>	<p>Harold Uy / First Gen Visayas Energy Inc.</p>	<p>Yes</p>
<p>During the Public Consultation, it was mentioned that RE Applicant can submit its proposal in a Pre-development Stage or Development Stage, Is this correct?</p>	<p>Recto Serrano / Energy Logics</p>	<p>"For wind project, as per OCSP guidelines, the requirements are the pre-devp and devp WP, but if you can undertake the majority of the pre-devp activities before August 25 [deadline for the submission of Bids] you can submit only the development WP, considering that you have completed the pre-dev activities, specifically the preparation of feasibility study"</p>
<p>In Annex G-4, is "available working capital" defined the same as "minimum working capital", meaning liquid assets minus current liabilities?</p>	<p>Lawrence Sumera / EDC</p>	<p>Sir Leo: "Yes. Liquid assets minus current liabilities."</p>
<p>[Annex F2] Name of company's corporate members, does corporate members refer to corporate officers i.e officers identified as such in the revised corporation code by laws of the corporation.</p> <p>Follow up: Name of key personnels, which personnel should be included in this list? How is this different from the company/corporate member?</p>		<p>Key personnel includes technical team designated for the project. For Geothermal, the identified technical Key Personnel is indicated in Annex H.</p> <p>Corporate members includes key members in the organization/company as a whole and shall be Included in the AOI.</p>

<p>3.3.1 Sales Agreement/Purchase Order of buyer for projected revenue on existing operation.</p> <p>3.3.2 Sworn Letter of Commitment from stockholders for additional equity/cash infusion.</p> <p>3.3.3 Bank approved loan/credit line earmarked for the proposed operation.</p> <p>To clarify, would it suffice to submit only one of the items enumerated above?</p>	<p>Harold Uy / First Gen Visayas Energy Inc.</p>	<p>Sir Leo: "The items are required if their funds are insufficient, but if they can present either one of the requirements, it can be allowed. But the credit line, is not a liquid asset, credit line not possible."</p>
<p>Is the final DC for OCSP4 already posted? If not yet, when and where will it be posted?</p>	<p>Arvind Miraballes of Scatec</p>	<p>Yes. The DC was posted in general circulation on June 26, 2023, Any changes in the Final DC, a supplemental bid bulletin will be issued</p>
<p>Is the final DC for OCSP4 already posted? If not yet, when and where will it be posted?</p>	<p>Arvind Miraballes of Scatec</p>	<p>Yes. The DC was posted in general circulation on June 26, 2023, Any changes in the Final DC, a supplemental bid bulletin will be issued</p>
<p>In Annex G-4, " In case of multiple RE proposal, the RE proponent should identify the prioritization of its applications" Where should the prioritization of applications be identified? Should this be specified in the Project Cash Flow Statement?</p>	<p>Email from EDC</p>	<p>It is a "first come, first serve" basis (based on the time received)</p>
<p>Who will certify the AFS? Is comptroller acceptable?</p>	<p>Email from EDC</p>	<p>The AFS must be duly signed by the President and/or the Chief Finance Officer. If the Chief Finance Officer is also the comptroller then it is acceptable.</p>

<p>In Annex G-4, will the available working capital requirement also apply to the unaudited FS</p>	<p>Email from EDC</p>	<p>Yes</p>
<p>The DOE mentioned that e-signatures will be accepted. We would just like to confirm that e-signatures will be accepted for all documents as long as this is compliant to the document format specified in Annex B.</p>	<p>Email from EDC</p>	<p>Yes</p>
<p>1. Does the authorized representative have to be the same as who was identified in the SecCert</p> <p>2. Will CVs requested from consultants based abroad (outside of the Philippines) also be notarized in the country of origin? Who should the authorized representative be for these CVs?</p> <p>3. Can the CVs be signed with E-sig?</p>	<p>Email from EDC</p>	<p>1. Yes</p> <p>2. For supplemental bid Bulletin, we will remove the notarization option in the requirement</p> <p>3. Yes</p>
<p>1. Is a list of the 20 stockholders who own approx. 98% of total shares acceptable?</p> <p>2. For the AOI, will the latest amended version suffice, or will the original AOI also be required?</p> <p>3. Will the Certificate of Registration also be required along with the AOI?</p>	<p>Email from EDC</p>	<p>1. As a general rule, we require the AOI, by-laws, and GIS of ALL corporate stockholders. However, if this is shown to be impractical, we may consider some instances, like the given example, as substantial compliance.</p> <p>2. The latest amended AOI will suffice.</p> <p>3. Yes, the COR is also required.</p>

<p>If a third party subsequently takes an adverse claim to the project area, how will the DOE resolve it vis-a-vis the winning bidder?</p>	<p>Email from EDC</p>	<p>DOE encourages simultaneous utilization of different resources within the same area under the "Multi-Use" concept under Sec. 24 of DC2019-10-0013</p> <p>Sec. 24.2.3. of DC2019-10-0013 states that: <i>If an objection is filed, the DOE Secretary, upon recommendation of concerned DOE bureaus, shall resolve the matter within ten (10) working days from receipt thereof, taking into account the most beneficial use of the resources</i></p>
<p>Can we confirm that there is no required format for external documents?</p>	<p>Email from EDC</p>	<p>Yes, no required format for external documents</p>
<p>I think there was a typo. The statement is exactly the same as 2.3.1. -- but "management and technical personnel" should be "consultants"</p>	<p>Email from EDC</p>	<p>Noted, we will issue a Supplemental Bid Bulletin for that item</p>