



Republika ng Pilipinas
PANGASIWAAN NG TUBIG AT ALKANTARILYA SA KALAKHANG MAYNILA
Metropolitan Waterworks and Sewerage System
Katipunan Road, Balara, Quezon City 1105, Philippines

REQUEST FOR EXPRESSION OF INTEREST FOR THE ENGAGEMENT OF AN EXTERNAL LEGAL COUNSEL FOR THE MWSS ARBITRATION PROCEEDINGS

The Metropolitan Waterworks and Sewerage System (MWSS), through the 2013 Approved Corporate Operating Budget intends to apply the sum of Philippine Pesos Twenty Two Million (Php22,000,000.00) being the Approved Budget for the Contract (ABC) to payments under the contract for Engagement of an External Legal Counsel. Bids received in excess of the ABC shall be automatically rejected at the opening of the financial proposals.

The MWSS, through its Special Bids and Awards Committee (SBAC), wishes to engage the services of an External Legal Counsel to assist the Office of the Government Corporate Counsel (OGCC) before the Appeals Panel. This is in relation to the appeal filed by Manila Water and Maynilad from the Regulatory Office's (RO's) rate rebasing determination as approved by the MWSS-Board of Trustees (MWSS-BOT).

The MWSS now calls for submission of Letters of Intent (LOI) and Eligibility Documents from interested firms from which the shortlist of firms shall be drawn and the External Legal Counsel shall subsequently be selected.

Interested legal firms may download copies of the TOR and Eligibility Documents from the link provided in the PHILGEPS advertisement or secure copies of the same from:

Estrella T. Decena-Zaldivar
Chairman, MWSS-SBAC
3rd Floor, Engineering Building, Katipunan Road,
Balara, Quezon City
Telephone No. 435-8899

and submit their LOI, the duly accomplished Eligibility Documents, and pay a non-refundable fee of Two Thousand Pesos (Php2,000.00) to the same office on or before 21 November 2013, 1:00 p.m. Philippine Standard Time (PST). Late submission will not be accepted.

The opening of Eligibility Documents shall be on 21 November 2013, 2:00 p.m. PST, at the MWSS-RO Conference Room, 3rd Floor Engineering Building, MWSS Complex, Katipunan Road, Balara, Quezon City.

Applications for eligibility shall be evaluated on a non-discretionary “pass/fail” criterion as specified in the IRR of RA 9184. The SBAC shall draw up the short list of legal firms from those who have been determined as eligible. The shortlist shall consist of a maximum of five (5) prospective bidders who obtain at least 70 points following the criteria and rating system as follows:

Applicable Experience	- 50 points
Quality of Personnel to be Assigned	- 35 points
Current Workload Relative to Job Capacity	- 15 points

Shortlisted firms shall be allowed to purchase the bidding documents in the amount of Twelve Thousand (P12,000.00) Pesos. The bids submitted shall be evaluated using the Quality Based Evaluation/Selection (QBE/QBS) procedure. The criteria and rating system for the evaluation of bids shall be provided in the Instructions to Bidders.

The contract shall be for the entire duration of arbitration proceedings until complete implementation of the final Arbitral award, unless otherwise sooner terminated by MWSS for any cause. The contract shall commence on the date specified in the Notice to Proceed, which will be issued by MWSS with concurrence of the OGCC.

The MWSS reserves the right to reject any and all bids, annul the bidding process, or not award the contract at any time prior to contract award, without thereby incurring any liability to the affected bidder or bidders.

November 6, 2013

Estrella T. Decena-Zaldivar
Chairman, MWSS-SBAC

