

30 January 2020 Ref.No.: OP-MEU-010-2020L

MR. SAMUEL G. DAGPIN, JR.

Chairman

MR. MICHAEL P. CLORIBEL

Commissioner

MS. MARITES C. DORAL

Commissioner

GOVERNANCE COMMISSION FOR GOCCS

3rd Floor Citibank Center, 8741 Paseo De Roxas, Makati City, Philippines



SUBJECT:

PERFORMANCE EVALUATION SYSTEM (PES) FOR CY 2019

Gentlemen:

In compliance with your letter dated February 6, 2019 regarding the above-stated subject, we transmit herewith the Performance Evaluation System (PES) Monitoring Report for the fourth quarter of the Calendar Year 2019. For the strategic measures without status, we will submit it as soon as the data becomes available.

We trust that you will find the foregoing submission to be in order.

Thank you.

Very truly yours,

MIGUEL E. UMA

resident and CEO

w/att.







31 JANUARY 2020

ATTY. MIGUEL E. UMALI President and CEO PHILIPPINE NATIONAL CONSTRUCTION CORPORATION (PNCC) Km. 15 East Service Road, Bicutan Parañaque City

ACKNOWLEDGEMENT RECEIPT

LETTER 30 JANUARY 2020

DATE:

RE:

SUBMISSION OF PNCC'S PERFORMANCE EVALUATION SYSTEM (PES) MONITORING REPORT FOR THE FOURTH QUARTER OF THE CALENDAR

YEAR 2019

The said document was officially received by the Governance Commission on 31 January 2020 and has been forwarded to the responsible GCG Officer for appropriate action.

To follow-up for further action on the document, you may contact us through telephone numbers (02) 328-2030 or (02) 318-1000. Please cite the GCG Document Management System (DMS) Barcode Number: 0-1019-31-01-2020-001640.

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PHILIPPINE NATIONAL CONSTRUCTION CORPORATION

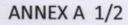
	OR IECTIVE / MEASURES	CODMILLA	The state of the s	DATING COALE	MY/ACCIONAL CONTRACTOR	2019	Realization Rate (%) vs.	Weighted
	OBJECTIVE / MEASURES	FORMULA	WEIGHT	RATING SCALE	Target	4th QUARTER ACCOMPLISHMENT	Target	Average
SO 1	Maximize Stakeholder Value							
	Construction and Development of Real						1 404	101
	Porac	Actual Accomplishment	4%	All or Nothing	Signed Lease Contract for Porac Property	Signed Lease Contract with Tokogawa Global Corp. on January 30, 2019	4%	4%
SM1	FCA	Actual	407		Signed Lease Contract for the 3 Areas in FCA Property	FCA 1 – 3 has. (PCPI) Contract of Lease between PNCC and PCPI was signed on October 8, 2019.	Justificat	er to lion Lette lex A)
	Accomplishment	Accomplishment	4%	All or Nothing		 FCA 2 – 1 ha. and FCA 3 – 8.9 has. Awaiting clearance from the Office of the President of the Philippines on the planned open bidding for the lease and development of the subject property. 		
	Bicutan	Actual Accomplishment	4%	All or Nothing	Disposition of Bicutan Property	Awaiting instruction from the Board		
SM2	Percentage of Satisfied Customers		8%	Actual/Target x Weight 0% = If less than 80%	90%	 On 29 October 2019, request for consulting services to conduct the Customer Satisfaction survey was initiated pursuant to GCG letter dated 24 September 2019 in regard the Enhanced Standard Guideline on the Conduct of Customer Satisfaction Survey; request was approved by the President & CEO on 30 October 2019. (See Annex "B-1") The Corporate Legal submitted the draft Terms of Reference for the Third Party to conduct the Customer Service survey (See Annex "B-2") The corresponding procedure for the conduct of Customer Satisfaction was revised and reviewed by the ISO Core Team to incorporate the GCG's Enhanced Standard Guideline on the Conduct of Customer Satisfaction Survey. It was later approved by the President and CEO on November 13, 2019. (See Annex "B-3") 		
		SUBTOTAL	20%				6%	6%

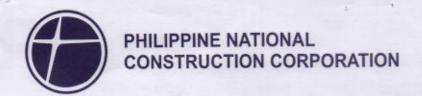
OBI	FOTIVE / MEAGURES	E / MEASURES FORMULA WEIGHT		A STATE OF THE STA		2019	Realization	Weighted
OBJ	ECTIVE / MEASURES	FORMULA	WEIGHT	RATING SCALE	Target	4th QUARTER ACCOMPLISHMENT	Rate (%) vs. Target	Average
SO 2	Establish Sound Legal and Ethical Ir	nternal investment	Framew	ork				
SM 3	Expansion of Presidential Decree (P.D.) 1894	Actual Accomplishment	5%	All or Nothing	Filing of Bill for the Amendment of P.D. 1894	No update yet		
SO 3	Improve Internal Systems and Procedu	ires					P. Leuren	
SM 4	ISO Certification	Actual Accomplishment	6%	All or Nothing	ISO Certification 9001:2015	 The ISO Core Team has reviewed the following procedures and approved by the President and CEO for implementation on given dates: a. Communication – 10/10/2019 (Annex C-1) b. Control of Non-conforming Products/Service and Corrective Action – 10/15/2019 (Annex C-2) c. Contracts Administration, Monitoring and Control – 10/15/2019 (Annex C-3) d. Guidelines on ICT Repair and Technical Assistance – 10/15/2019 (Annex C-4) e. Guidelines on Acquisition, Delivery and Inspection of Computers and Related peripherals – 10/15/2019 (Annex C-4) f. Guidelines on Software Installation – 10/22/2019 (Annex C-4) g. Customer Satisfaction – 11/13/2019 (Annex B-3) h. Property Management – 11/28/2019 (Annex C-5) i. Contract Review – 11/28/2019 (Annex C-6) j. Property Disposition – 11/28/2019 (Annex C-7) k. Asset Property Disposal – 12/10/2019 (Annex C-8) Internal Audit Training course was attended by selected employees on September 3-4, 2019. (See Annex C-9) The President & CEO appointed the Internal Quality Auditors for PNCC's QMS. (See Annex C-10) The Deputy Quality Management Representative and Lead Internal Quality Auditor (IQA) has attended the 5-day 		

	OBJECTIVE / MEASURES	FORMULA	BONY	WEIGHT RATING SCALE			Realization Rate (%)	Weighte
	OBSESTIVE / MEASURES	TOKINOLA	WEIGHT		Target	4 th QUARTER ACCOMPLISHMENT	vs. Target	Avera
						training for CQI and IRCA Certified ISO 9001:2015 Lead Auditor Training course on October 21-25,2019. (Annex C-11) PNCC has appointed the Lead IQA for QMs on October 29, 2019 (see Annex (C-12). QMS Planning scheduled on November 27-29, 2019 was moved to December 12-13 due to intervening activities that some members has to attend to. (See Annex C-13). However, the said schedule was further moved to 1st quarter of 2020 to give ample time to process owners to complete the required documentation. ISO awareness training was conducted to all employees who were not involved in any ISO related trainings. (See Annex C-14).		
SO 4								
244.5	Construction and Development of Expres		For	All as Markins	1.0		FOV	E0/
SM 5	a. Pasig River Expressway Project (PAREX)	Actual Accomplishment	5%	All or Nothing	Memorandum of Agreement on PAREX Submitted to the NEDA and GCG for Approval	On November 11, The Office of the President of the Philippines approved the Assignment of Usufruct for the project in favor of the joint venture company to be formed between PNCC and SMHC. (See Annex "D-1")	5%	5%
						PNCC assumes the accomplishment of its		
						target as the Memorandum of Agreement is equivalent to the signed Business Joint Venture Agreement entered into by PNCC and SMHC on 26 November 2019.		
						target as the Memorandum of Agreement is equivalent to the signed Business Joint Venture Agreement entered into by PNCC		

OBJECTIVE / MEASURES		VE / MEASURES FORMULA	1	WEIGHT RATING SCALE		Realization Rate (%) vs.	Weighted	
OBJE	ECTIVE / MEASURES	FORMULA	WERSHI	RATING SCALE	Target	4th QUARTER ACCOMPLISHMENT	Target	Avera
						the STOA for the project which was subsequently responded by TRB on 3 September 2019		
	c. Bulacan-Tuguegarao Expressway (BUTEX)	Actual Accomplishment	5%	All or Nothing	Signed Memorandum of Agreement (MOA) on BUTEX	No update yet		
	Increased Annual Daily Traffic							
SM 6	a. Buendia-Plaza Dilao	Actual Accomplishment	a. i. 1% ii. 1% iii. 1% iv. 1% b. 5%	All or Nothing	Completion of Segmental Works: i. San Juan River ii. Section 3 iii. Section 4 iv. Balintawak	No update yet, awaiting the updated Gantt Chart from JV partner		
	b. FTI-Bicutan	Actual Accomplishment	5%	All or Nothing	5% of Segment 1 Completed	No update yet		
		Sub - total	40%				5%	59
SO 5	Reinforce Collection System							
SM 7	Percentage of Receivables Collected	Actual Accomplishment	5%	(Actual / Target) x Weight	Collection of at Least 10% of Judgement / Monetary Award	Collected P100,058,945.34 from Manila International Airport Authority (MIAA) on March 20, 2019.Collection corresponds to 100% of Judgement Award based on COA Decision dated June 14, 2016.	5%	59
SO 6	Improved Equity and Debt Ma	anagement Service S	Strategies					
SM 8	Revenues	Service Income + Rental Lease Income + Share in JVAs + Dividend Income + Interest Income	10%	(Actual / Target) x Weight	8% Increase from 2018 Revenues	Data not available yet		
SM 9	Lease Income	Actual Amount	5%	(Actual / Target) x Weight	13% increase from 2018 Lease Income	Data not available yet		
SM 10	Earnings before Interest, Tax, Depreciation, and Amortization (EBITDA)	Net Income (before Other Comprehensive Income/Loss, Gains and other Non- Operating Income) + Depreciation + Income Taxes + Interest Expense	10%	(Actual / Target) x Weight	Positive EBITDA	Data not available yet		

	OBJECTIVE / MEASURES		MEASURES FORMULA		RATING SCALE	2019		
			TORMOLA	WEIGHT	TATING GOALE	Target	4 th QUARTER ACCOMPLISHMENT	
	SM 11	Conversion of Debt-to-Equity	Actual Accomplishment	3%	All or Nothing	Negotiation of Terms of Debt Payment with PMO	No update yet	
		Sub – total		33%				
영포	SO 7	Development of Manpower						
LEARNING	SM 12	Percentage of Employees Meeting Required Competencies	Actual Accomplishment	7%	All or Nothing	Board-approved Competency Framework	No update yet	
E C			Sub - total	7%				
			TOTAL	100%				





30 January 2020 OP-MEU-009-2020L

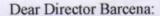
ATTY, JOHANN CARLOS S. BARCENA

Director - Corporate Governance Office B Government Owned or Controlled Corporation 3/F Citibank Center, 8741 Paseo De Roxas, Makati City

Attention:

Ms. Dara Abegail M. De Vera

Corporate Governance Officer



This is in regard to the Strategic Measure 1 of the approved 2019 Performance Scorecard of the Philippine National Construction Corporation (PNCC) specifically on the construction and development of real property - FCA. The property was divided into three parts such as FCA 1 - 3 hectares, FCA 2 - 1 hectare and FCA 3 - 8.9 hectares having a 4% weight with "All or Nothing" rating scale.

In view of the fact that a contract of lease has been signed between PNCC and PCPI on October 8, 2019, we respectfully request that we be given a due consideration by your good office to at least 2% rating for this accomplishment.

The non-accomplishment of the target for the remaining portion of the FCA property is due to the following reasons:

 There are existing structures and establishments on the 9.9-hectare portion of the FCA property which were put up by former lessees who refuse to vacate the property despite the expiration of their lease contracts.

2. More than 4 hectares of the subject property are currently under litigation in view of the obstinate refusal of the present occupants to vacate the property even PNCC

has filed ejectment cases against them.

3. The said occupants even filed separate suits against PNCC, and one former lessee was even able to secure an injunction order from a Pasay City Trial court to

prevent its eviction from the property.

4. For purposes of transparency and to obtain the most reasonable and advantageous terms for the company, the PNCC Board decided to lease out the development of the 9.9-hectare portion via open bidding on a "As Is, Where Is" basis. The Terms of Reference (TOR) for the said public bidding was submitted to the Office of the President for its information, comment and appropriate action on July 17, 2019.

The PNCC Board is keen on immediately developing the property with the end view of augmenting the company's income and increase the property's intrinsic value. However, the resolution of the first 3 issues above and more importantly the much needed guidance from the Office of the President, particularly the approval of the TOR, are necessary before PNCC can proceed to its envisioned development. Consequently the same has vital impact in accomplishing our target in Strategic Measures 8 – Increase in Revenues and 9 – Increase Lease Income. Nonetheless, as stated above, the development of the 3-hectare portion of the property by PCPI is now on its way. Hence, we are requesting consideration that the same be considered as partial accomplishment which would merit at least 2% rating.

We hope you find our justification in order.

Very truly yours,

L.E. UMALI and CEO Madula

Cc: Chairman Dagpin

Comm. Doral

Comm. Cloribel

Att: a/s







04 FEBRUARY 2020

ATTY. MIGUEL E. UMALI President and CEO PHILIPPINE NATIONAL CONSTRUCTION CORPORATION (PNCC) Km. 15 East Service Road, Bicutan Parañaque City

ACKNOWLEDGEMENT RECEIPT

LETTER 30 JANUARY 2020

DATE:

RE:

LETTER FROM PNCC TO GCG REQUESTING THAT THEY BE GIVEN A DUE CONSIDERATION TO AT LEAST 2% RATING IN THE SM 1 of the Approved 2019 Performance Scorecard SPECIFICALLY ON THE CONSTRUCTION AND DEVELOPMENT OF

REAL PROPERTY - FCA

The said document was officially received by the Governance Commission on 04 February 2020 and has been forwarded to the responsible GCG Officer for appropriate action.

To follow-up for further action on the document, you may contact us through telephone numbers (02) 328-2030 or (02) 318-1000. Please cite the GCG Document Management System (DMS) Barcode Number: 0-0955-04-02-2020-001853.

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Received by:	
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FOR

PHILIPPINE NATIONAL CONSTRUCTION CORPORATION

MEMORANDUM

THE PRESIDENT/& CEO

QUALITY MANAGEMENT REPRESENTATIVE

FROM : DEPUTY QUALITY MANAGEMENT REPRESENTATIVE

REF. No. : ISO-RSD-013-19M

DATE : 29 OCTOBER 2019

SUBJECT : CUSTOMER SATISFACTION SURVEY

In relation to GCG letter dated 24 September 2019 in regard the Enhanced Standard Guideline on the Conduct of Customer Satisfaction Survey, formally submitting herewith the following comments, to wit:

 The ISO Core Team has drafted and reviewed the Customer Satisfaction Procedure of PNCC's QMS. This is in conformance with the requirements of ISO 9001:2015 standard Clause 9.1.2 and in satisfaction with the Strategic Measure No. 2 of PES for 2019.

The procedure has not been finalized pending the determination of the appropriate survey form to be used. However, upon review of GCG guideline, PNCC's procedure is not in conformance with the prescribed data gathering method, sampling procedure, data collection, data collection instrument to be used, data collection quality control, data collection, control and processing, analysis plan and responsible personnel to handle the activity.

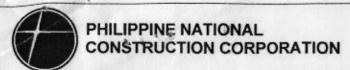
- GCG has identified/recommended the target respondent and the methodology to be used by PNCC in conducting the survey.
- Although the GCG gave an option to self-administer the survey, still, the company has to strictly follow the guideline and shall present a comprehensive report on the procedure and processes undertaken in the administration of the survey, the analysis of report shall be undertaken by a third party.

Recommendation:

- To ensure that PNCC will satisfy the requirements of GCG in the conduct of Customer Satisfaction Survey (CSS), the undersigned recommends to hire a third-party provider to conduct the CSS for the year ended 2019.
- Re-align PNCC's Customer Satisfaction Procedure with GCG guideline and adopt the survey form to be used by the third-party provider, so we have the option to self-administer the survey on the next conduct of survey.

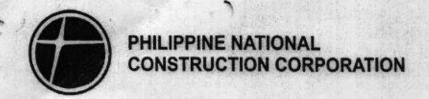
For your approval.

ROSALYN S. DELIVIOS



SUBCONTRACTING REQUEST (SR)

			OBCONTRACT	ING KEWOEST (SK)	
REQUISITION	ER (DIVIDION/DEPAR Management	RTMENT/PROJECT) Information Systems Department	*	DATE: November 05, 2019	SR. NO.:
LOCATION:					
WORK ITEM NUMBER	scor	PE OF WORKS	UNIT	QTY.	REMARKS (IF ANY)
	Engagement of Qual Undertake Customer	ified Consulting Firm to Satisfaction Survey	lot	1	
ATTACHMENT	rs	COVERING PERIOD:		SUBMITTED BY:	RECOMMENDING APPROVAL:
Drawings: Terr	ns of Reference			ROSALYN S. DELIVION MIS Manager	///////////////////////////////////////
PLANS: Specifications:		TARGET COMPLETION DA	TE:		



MEMORANDUM

FOR

HEAD - MANAGEMENT INFORMATION SYSTEM DIVISION

FROM

VICE PRESIDENT & HEAD - LEGAL

RE

PROCUREMENT OF A THIRD PARTY TO ADMINISTER,

GENERATE AND INTERPRET THE RESULT OF THE CUSTOMER

SATISFACTION SURVEY FOR 2020

DATE

04 NOVEMBER 2019

Transmitted herewith for your information and reference is a draft of the Terms of Reference (TOR) with regard to the procurement of a Third Party Administrator for the Customer Satisfiction Survey, as required by the Governance Commission of GOCC's (GCG). This is based on the standard guideline prescribed by the GCG for the Conduct of Customer Satisfaction Survey of GOCC's. Please let us know if there are other terms necessary to be added in the TOR.

Thank you

ILIE LIONEL B. GRAMATA

TERMS OF REFERENCE

(Procurement of Consulting Service for a Third Party to administer, generate and interpret the result of the Customer Satisfaction Survey for 2020)

I. ANTECEDENTS/ BACKGROUND

- 1. On 24 September 2019, the Governance Commission for Government Owned or Controlled Corporations (GOCC) prescribed the Standard Guidelines for the Conduct of Customer Satisfaction Survey of the GOCCs under the jurisdiction of the GCG for compliance.
- 2. The result of the customer satisfaction feedback is part of PNCC's target in the CY 2020 Performance Scorecard.

II. OBJECTIVES

The procurement aims to engage the services of an independent body/ individual who are capable to administer, generate and interpret the Customer Satisfaction Survey of CY 2020.

III. PROPOSED BUDGET FOR THE CONTRACT

The budget for the procurement of the Consulting Service as reflected in the revised CY 2020 Corporate Operating Budget is Three Hundred Thousand Pesos (Php 300, 000.00) inclusive of all applicable taxes.

IV. TERMS OF ENGAGEMENT

The engagement of the CONSULTANT shall commence in December 2020 and terminates within thirty (30) days from the acceptance of the result of the Customer Satisfaction Survey, subject to extension at the option of the PNCC.

It is understood that the Consultancy Services does not create employee-employee relation between the CONSULTANT and PNCC; and that the former is not entitled to any benefits enjoyed by the regular personnel of PNCC.

The CONSULTANT shall not assign the contract or sub-contract any portions of it without the consent of PNCC.

V. DUTIES AND RESPONSIBILITIES

A. The CONSULTANT shall:

- 1. Administer the Customer Satisfaction Survey of PNCC;
- 2. Generate data
- Interpret and analyze the data generated.
- Possess a similar structure of team as indicated in the prescribed GCG Guideline¹.

Annex "A" - Enhanced Standard Methodology for the Conduct of the Customer Satisfaction Survey of the GOCC's under the jurisdiction of the GCG.

B. The PNCC shall:

- Work closely with the CONSULTANT regarding the technical and administrative requirements of the activities;
- Provide logistical requirements during the meetings, meeting venues, (LCD projector, laptops, etc.), and;
 - Provide location guides during the activities.

VI. REQUIREMENTS

- 1. The requirements2 of the CONSULTANT shall submit to PNCC the following:
 - a. Profile highlighting related projects;
 - b. Scope of work and implementation methodology;
 - c. Mayor's/ Business Permit/ BIR Certificate of Registration, in lieu thereof;
 - d. PhilGEPs Registration Number;
 - e. Omnibus Sworn Statement; and/or
 - f. Professional License/ Curriculum Vitae.
 - g. Income Tax Return
- All information reviewed and recorded by the CONSULTANT shall be treated in the strictest confidence at all times.
- 3. The CONSULTANT shall adhere to the agreed scope of services or deliverables approved by PNCC. Changes in the agreed arrangements shall likewise be with the prior consent of PNCC.
- 4. The CONSULTANT shall provide full appraisal report to PNCC (containing the approved details provided in Section V (Duties and Responsibilities) of this TOR.

VII. PAYMENT TERMS

The CONSULTANT shall be paid the amount of Three Hundred Thousand Pesos (PhP 300, 000.00), inclusive of all applicable taxes. The total contract price shall be paid within ten (10) working days upon PNCC's acceptance of the final appraisal report submitted by the CONSULTANT.

All other miscellaneous expenses such as but not limited to transportation, accommodation, meals and snacks, etc., shall be shouldered by the CONSULTANT.

² In accordance with Annex "H", Appendix "A" of the Revised IRR of RA 9184

VIII. EXPECTED OUTPUTS

The CONSULTANT shall undertake the following services with the corresponding expected output:

Percentage	Activity	Timeline of Activity	Output Required for the Payment	Cost (in PhP)
	1. Inception meeting and discussion of sampling design, methodology, protocols, and work plan;			
30%	2. Review, add questions specific for the GOCC (optional), format, and translate survey instrument; 3. Pilot testing of survey instrument and feedback for possible revisions (optional, if there are major additions) 4. Finalization of the survey instrument;	1 week	Initial Assessment Report Pilot Testing Report Report, re: finalized survey instrument	90,000.00
20%	5. Data collection set up (including production and preparation of fieldwork materials) Data collection proper	2 weeks	Report on the Data Collected	60,000.00
50%	6. Data cleaning and validation, and computation of descriptive statistics; and 7. Writing and submission of the final analysis	1 week	Data Validation Report Final Report (Analyzed and Interpreted Survey Result)	150,000.00
		No manufacture	TOTAL:	300,000.00

IX. CONTRACT TERM

The Contract shall remain in force and effect upon signing of the contract until the full delivery of the requirements and acceptance by the PNCC, subject to extension should the need be determined.

X. MODE OF PROCUREMENT

The mode of procurement for the consulting services shall be through Alternative Mode of Procurement-Small Value Procurement.

Evaluation Criteria	Weight
Technical Proposal	
 a. Applicable experience and Track Record (At least 1 from the survey) 1. No. of Years of experience – 20% 2. Similar Projects conducted for government and / or private institutions within the last two (2) years – 10% 3. Client Feedback – 10% 	40%
 b. Qualification of the Consultant 1. Members with solid hands-on experience in the administration of Customer Satisfaction Survey- 10% 2. Members with relevant public sector specific experience and / or similar or related nature to PNCC Operations (Public Administration; Regulatory Agency) - 10% 3. Members have minimum two (2) year's survey experiences- 10% 4 Educational Attainment /Applicable accreditation of audit team members - 10% 	40%
c. Financial Proposal 20	20%
TOTAL	100%

Signatury - CMM, VBT, DMM

ANNEX B-3 1/2

ISO CORE TEAM REVIEW OF QMS DOCUMENTS TRACER SHEET

Document : CUSTOMER SATISFACTION PROCEDURE

Number : ISO-P-01 05/19

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And	3. Felix M. Erece, Jr.	6/11	6/13	4	
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PHILIPPINE NATIONAL CONSTRUCTION CORPORATION

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CUSTOMER SATISFACTION PROCEDURE

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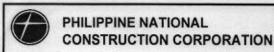
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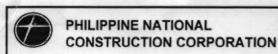
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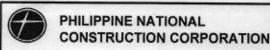
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ISO CORE TEAM REVIEW OF QMS DOCUMENTS TRACER SHEET

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1. GUIDELINES ON ACQUISITION, DELIVERY AND INSPECTION OF COMPUTERS AND RELATED PERIPHERALS (YCM, Indiana, Medianilla)

2. GUIDELINES ON ICT REPAIRS AND TECHNICAL ASSISTANCE (BASIS, Tradoras, Serians)

3. GUIDELINES ON SOFTWARE INSTALLATION (Trace, Faminiam, Granta)

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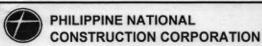
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IN-HOUSE TRAINING ATTENDANCE SHEET

Tutor:

Michael Atlenza

Company:

Philippine National Construction Corporation

Date:

03-04 September 2019

Module:

ISO 9001:2015 Internal Audit Training Course

SN	Complete Name (Please write your name as you would like it to appear in your certificate) First Name, Middle Initial, Last Name	Position	DAY 1 Signature	DAY 2 Signature	Email Address
1	Larraine L. Abellar	Acountant	Gellan	feller	lar abellar @ Yaliw. com
2	Sabino B. Bassig	Ham, 610	1/x	//×	
3	George A. Buen	mumo	1 Qu	OM	
4	Joanna Marie A. Castillo	Ē-Sec-	Au.	ANI-	jnncstl@gnail-com
5	Reggie Ley L. Dela Cruz	Bookkeeper	gley	SUK	regolderacraz@grail com
6	Rosalyn S. Delivios	MIS HEAD/ DEPUTY DIME	Middles:	graduis	rosedelivios@pncc.ph
7	Jocelyn B. Eiman	occ les	Henry	James	jordyn cimanos @grail-com
8	Felix M. Erece, Jr.	Head, HN	1997	9	
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IN-HOUSE TRAINING ATTENDANCE SHEET

Tutor:

Michael Atienza

Company:

Philippine National Construction Corporation

Date:

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Michael Atienza

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SN	Complete Name (Please write your name as you would like it to appear in your certificate) First Name, Midle Initial, Last Name	Position	DAY 1 Signature	DAY 2 Signature	Email Address
21	Jaime G. Soriano	Principal Engineer	20	Colone Colone	jg.soriono@proc.ph
22	Veronica B. Tacderas	Hend , controller ship	W	W	romitaeduras a prece ph
23	Teresa M. Tee	Company Murce	pla	AV	
24	Dominique Grace U. Ursolino	EA	4	- All	teresantee e your com tominique unselino P price ph
25			The Party Control		P

IN-HOUSE TRAINING ATTENDANCE SHEET



PHILIPPINE NATIONAL CONSTRUCTION CORPORATION

MEMORANDUM

TO

ALL CONCERNED

FROM

PRESIDENT AND CEO /

QUALITY MANAGEMENT REPRESENTATIVE

REF. NO.

ISO-QMR-008-2019M

DATE

9 SEPTEMBER 2019

SUBJECT

APPOINTMENT OF INTERNAL QUALITY AUDITORS

Please be informed the following employees shall comprise the Internal Quality Audit team of the PNCC Quality Management System, to wit:

1. Joanna Marie Castillo

- 2. Rosalyn S. Delivios
- 3. Jocelyn B. Eiman
- 4. Felix M. Erece, Jr.
- 5. Esmeralda V. Esteban
- 6. Demosthenes F. Faminiano
- 7. Ilie Lionel B. Gramata
- 8. Cristy M. Mediavillo

Flerida A. Mejorada

- 10. Dolly C. Nepomuceno
- 11. Cristian P. Onigo
- 12. Elmer M. Simbulan
- 13. Jaime G. Soriano
- 14. Veronica B. Tacderas
- 15. Teresa M. Tee

Dominique Grace U. Ursulino

The IQA Team shall be responsible in ensuring the conformance and compliance of the organizational processes with the ISO 9001 standard, customer, regulatory, and PNCC's own requirements.

The IQA Team shall hold meetings to ensure that orderly and timely progression of the QMS audit deliverables are met accordingly.

Everyone is enjoined to support the above-named employees in their additional responsibilities.

For your information and guidance.

MIGUELE. UMALI



...making excellence a habit.

08 Jan 2020

ROSALYN DELIVIOS
PHILIPPINE NATIONAL CONSTRUCTION CORPORATION
KM 15 EAST SERVICE ROAD, BICUTAN
PARANAQUE CITY
1700
PH

Dear ROSALYN DELIVIOS,

Ref: CQI and IRCA Certified ISO 9001:2015 Lead Auditor Training course, 21 Oct 2019 - 25 Oct 2019

We are pleased to congratulate you on completing your course. We enclose herewith your certificate of attendance, which confirms your achievement.

We hope to see you again soon at the BSI Training Academy. You may visit our website for other courses and qualification that we are offering. Should you prefer to talk to our training consultants for course information and recommendation, please do let us know.

Once again, congratulations, and thank you very much for choosing the BSI Training Academy.

Yours sincerely

Crisanto E. Cawaling

Training Sales Assistant Manager

T:+63 2 636 6430

E: Crisanto. Cawaling@bsigroup.com



...making excellence a habit.

08 Jan 2020

CRISTY MEDIAVILLO
PHILIPPINE NATIONAL CONSTRUCTION CORPORATION
KM 15 EAST SERVICE ROAD, BICUTAN
PARANAQUE CITY
1700
PH

Dear CRISTY MEDIAVILLO,

Ref: CQI and IRCA Certified ISO 9001:2015 Lead Auditor Training course, 21 Oct 2019 - 25 Oct 2019

We are pleased to congratulate you on completing your course. We enclose herewith your certificate of attendance, which confirms your achievement.

We hope to see you again soon at the BSI Training Academy. You may visit our website for other courses and qualification that we are offering. Should you prefer to talk to our training consultants for course information and recommendation, please do let us know.

Once again, congratulations, and thank you very much for choosing the BSI Training Academy.

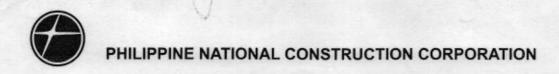
Yours sincerely

Crisanto E. Cawaling

Training Sales Assistant Manager

T:+63 2 636 6430

E:Crisanto.Cawaling@bsigroup.com



MEMORANDUM

TO

ALL CONCERNED

FROM

PRESIDENT AND CEO /

QUALITY MANAGEMENT REPRESENTATIVE

REF. NO.

ISO-QMR-009-2019M

DATE

29 OCTOBER 2019

SUBJECT

APPOINTMENT OF ACTING LEAD INTERNAL QUALITY AUDITOR

Please be informed that MS. CRISTY M. MEDIAVILLO is hereby appointed as Acting Lead Internal Quality Auditor (LIQA), in additional to her present task as Treasurer.

Ms. Mediavillo shall head the IQA Team who are responsible in ensuring the conformance and compliance of the organizational processes with the ISO 9001 standard, customer, statutory, regulatory, and PNCC's own requirements.

The LIQA shall preside the IQA team meetings to ensure that orderly and timely progression of the QMS audit deliverables are met accordingly.

Everyone is enjoined to support Ms. Mediavillo in her additional responsibilities.

For your information and guidance.

MIGUEL E. UMALI

MEMORANDUM

TO :

ALL CONCERNED EMPLOYEES

FROM

THE PRESIDENT & CEO

QUALITY MANAGEMENT REPRESENTATIVE

REF. NO.

ISO-QMR-010-19M

DATE

19 NOVEMBER 2019

SUBJECT

ISO OMS PLANNING SCHEDULE AND DELIVERABLES

Please be informed that there will be an ISO QMS Planning to be held on December 11-12, 2019, 8:30am – 4:30pm at the Director's Lounge, PNCC Bicutan Office. Attendees of the said planning session are the members of the ISO Core Team, Internal Quality Auditors and process owners who were responsible in the effective implementation of the Quality Management System.

Agenda of the planning will focus on the presentation, discussion and approval of the following:

- Day 1 Actions to address risks and opportunities (in conformance with ISO 9001:2015 Clause 6.1), and
- Day 2 Quality Objectives and plan to achieve them (in conformance with ISO 9001:2015 Clause 6.2).

The projected results of the planning session are the following:

- Risk and Opportunity Register of each offices (which will be consolidated to be included in the Quality Manual in conformance with ISO 9001:2015 Clause 7.5);
- Objectives and Targets of each offices (which will also be consolidated to be included in the Quality Manual in conformance with ISO 9001:2015 Clause 7.5), and
- Organizational Context Storyboard (which will become part of the Quality Manual in conformance with ISO 9001:2015 Clause 4.1 and 4.2).

In view of the foregoing, all concerned employees shall submit to the ISO Core Team Secretariat the abovementioned requirements for their consolidation and preparation of presentation and materials on or before 28 November 2019.

Attendance to the said activity is a must.

For your information and guidance.

MIGUEL F. UMALI

ISO CORE TEAM and IQA MEMBERS

۱o.	Name	Position
	Miguel E. Umali	QMR
	Rosalyn S. Delivios	Deputy QMR /IQA
3	Ilie Lionel B. Gramata	Member/IQA
4	Yolanda C. Mortel	Member
5	Felix M. Erece, Jr.	Member/IQA
6	Cristy M. Mediavillo	Member/IQA
7	Veronica B. Tacderas	Member/IQA
8	Demosthenes F. Faminiano	Member/IQA
9	Jaime G. Soriano	Member/IQA
10	Salih U. Indanan	Member
11	Sabino B. Bassig	Member
12	Jocelyn B. Eiman	DCC/IQA/Secretariat
13	Dolly C. Nepomuceno	IQA
14	Joanna Marie A. Castillo	IQA
15	Cristian P. Onigo	IQA
16	Teresa M. Tee	IQA
17	Esmeralda V. Esteban	IQA
18	Elmer . Simbulan	IQA
19	Elenita P. Eroy	IQA
20	Paul C. Vicente	IQA
21	Regie Ley L. Dela Cruz	IQA
22	Ailyn Saligan	Secretariat

MEMORANDUM

TO

ALL CONCERNED EMPLOYEES

FROM

THE PRESIDENT & CEO

QUALITY MANAGEMENT REPRESENTATIVE

REF. NO.

ISO-QMR-011-19M

DATE

26 NOVEMBER 2019

SUBJECT

ISO AWARENESS TRAINING

Please be informed that there will be an ISO awareness training to be conducted by the ISO Core Team to all employees who were not involved in the previous ISO related trainings. It will be scheduled in 3 batches so as not to hamper the routine tasks of the subject employees. Attached hereto is the schedule of training.

The objective of the training is to ensure that persons doing work under PNCC's control are aware of the following:

1. quality policy;

2. relevant quality objectives;

 their contribution to the effectiveness of the Quality Management System (QMS), including the benefits of improved performance, and

4. the implications of not conforming with the QMS requirements.

Attendance to the said training is a must.

For your information and guidance.

MIGUEL E UMAL

SCHEDULE OF ISO AWARENESS TRAINING

De	ecember 5, 2019, 9:00am - 3:00pm	
1	ABARENTOS, MA. FRANCIS CLAIRES	OC
2	ABOGADO, ANGELO R.	OP
3	BAYANI, AMIEL A.	MMD
4	CARDONA, RHEA C.	HR
5	CALIMAG, CRISANTO D.	
6	CARPENTERO, ANDY R.	GSD
7	CASER, RODERICK M.	CLD
8	CASINILLO, RICKY M.	GSD
9	DAGPIN, ELMER E.	GSD
10	ENANO, CAROL E.	GSD
11	EQUIO, RUDY P.	CCD
12	FINES, SAMUEL Q.	HR
13	FORBES, MANUEL R.	GSD
14	DALISAY, RAMON	CCD
	DALIBAT, KAMON	SECURITY

De	cember 9, 2019, 9:00am - 3:00pm	
15	GUAB, BOBBY C.	CCD
16		GSD
17	LABAO, EFREN S.	OP
18	LUNA, ROBERTO F.	GSD
19	NAMOCATCAT, VENJIE E	GSD
20	PANGILINAN, MOSES M.	MIS
21	QUINO, DIONISIO C.	MMD
22	SALIGAN, AILYN L.	HR
23	VELASCO, ERIKA GRACE E.	OC
24	VILLA, IZELLA	CLD
25	CABATINGAN, MARCO	OC
26	SULIT, JOHN MICHAEL VINCENT	OC
27	ORALLO, AMANDO M.	HR
	7,	CCD

28	ember 16, 2019, 9:00am – 3:00pm BALBIN, LUISA A.	I
29	IFURUNG, REY NATHANIEL C.	HR
30	LANDICHO, ADRIAN G.	· OC
31	MANLAWE, ANTONIO C.	GSD
32	MATEO, ENRICO M.	MMD
33	MONSANTO, RENATO M.	HR
34	REALUYO, NEIL R.	OC
35	PIVEDA MICHAEL R.	GSD
36	RIVERA, MICHAEL E.	GSD
37	ROBERTO, ELIZA A.	OC
_	ROSELL, WENDELL B.	GSD
38	SALAZAR, HENRY B.	CLD
39	SILVESTRE, ARNNE NORBERT C.	CTD
40	VITORILLO, JUSTINE E.	CLD
41	TORNO, ERNESTO	SECURITY

TRAINING ATTENDANCE SHEET

Tutor:

Rosalyn S. Delivios

Date:

16 December 2019

Training:

QMS AWARENESS "An Overview of the Quality Management System"

No.	First Name, Midle Initial, Last Name	Position	Email Address/Contact No.	Signature
1	LUISA A. BALBIN			,
2	REY NATHANIEL C. IFURUNG	Comp. OFFice	iturungregmail.com	W25
3	ADRIAN G. LANDICHO	SV DRIVER	landichoodrian Odti 1976	ARR
4	ANOTINO C. MANLAWE	Ast. Manager	monface toy o grad. con	of Buy
5	ENRICO M. MATEO	MITHITINA	09106916966	Mood
6	RENATO M. MONSANTO			<i>F</i>
7	NEIL R. REALUYO	vels	09321088443	Me
8	MICHAEL E. RIVERA	MECHANIC		M
9	RHEA C. CADORNA	timberper cont clock	Attencordonn @ price-per	Jecoleman
10	WENDELL B. ROSSEL	sy-Dhivet	werely topen @70 hipa	m register
11	HENRY B. SALAZAR	legal Oferon	hbsolara procegnation	Auf
12	ARNNE NORBERT C. SILVESTRE	greasing	arnir-silveste @ solon on	
13	JUSTINE E. VITORILLO	legal Assistant	timitorille @ gmail.com	50
14	ERNESTO G. TORNO	Searrity	Torno quail. com	Ale o
15	ERIKA GRACE E. VELASCO	Legal Researche	egvelasco.pncc@gm	rail.com
16	BOBBY C. GUAB	CY-DRIVER	09155263769	(Sh

TRAINING ATTENDANCE SHEET

Tutor:

Rosalyn S. Delivios

Date:

09 December 2019

Training:

QMS AWARENESS "An Overview of the Quality Management

Svstem"

le	First Name, Midle Initial, Last Name	Position	Email Address/Contact No.	Signature
1	BOBBY C. GUAB	Q- DNIVEN	09555263369	The The
2	SANDY B. JORDAN	SN- priver	0975-2896101	# Cu -
3	EFREN S. LABAO		09166721419	Ki O
4	ROBERTO F. LUNA	CARpenter	09502592089	11/1/2
5	VENJIE E. NAMOCATCAT	TECHNICAL ASSISTANT	09190024246	41
6	MOSES M. PANGILINAN	MM	680-NWO	9
7	DIONISIO C. QUIÑO	blek 11	69279079294	1
8	ERIKA GRACE E. VELASCO			
9	IZELLA MAE L. VEGA	艺术师庄长90年77	0916-6545028	(AFIN
10	NIÑO AHRENN MARCO B. CABATINGAN	+SCHOOTWE - ASST	09149133862	after 1
11	JOHN-MICHAEL VINCENT G. SULIT	DENTIST	0919 0044467	A Duli
12	AMANDO M. ORALLO	Lumbant	XIA	Aller
13	ELIZA A- ROBEKTO	WINTY	09 48 63 95613	Ten
14				1
15				

TRAINING ATTENDANCE SHEET

Tutor:

Rosalyn S. Delivios

Date:

05 December 2019

Training:

QMS AWARENESS "An Overview of the Quality Management System"

	First Name, Midle Initial, Last Name	Position	Email Address/Contact No.	Signature
1	MA. FRANCIS CLAIRE S. ABARENTOS		69178287554	mgin
2	ANGELO R. ABOGADO	Otilityman	29070894938	Ch gre
3	AMIEL A. BAYANI	tool KERREN	leimainalabeyation.com	1 Land
4	CRISANTO D. CALIMAG			OIX.
5	ANDY R. CARPENTERO	whitey	19957289253	AND -
6	RODERICK M. CASER	priven	09396157922	- Hotel
7	RICKY M. CASINILLO	UHL:H	1,100,100	felle
8	ELMER E. DAGPIN	Av. Briver		121.81
9	CAROL E. ENANO	Accountant	093285597/0	JAN 12/5/22/9
10	RUDY P. EQUIO	Dob's Synch		The state of the s
11	SAMUEL Q. FINES	MOCH	09998821014	NA
12	MANUEL R. FORBES		177000.017	The state of the s
13	AILYN L. SALIGAN	Board Gleggerynn	095603366699	92.
14	RAMON B. DALISAY	Care taker	09227459508	1 Vin
15				1 70

Office of the President of the Philippines Malacañang

NOV 11 2019

MR. MIGUEL E. UMALI

President
Philippine National Construction Corporation (PNCC)
PNCC Complex, KM 15 East Service Road, Bicutan
Parañaque City

Dear Mr. Umali:

With reference to your letter dated 08 July 2019 regarding the Pasig River Expressway (PAREX) Project, and upon your representations, please be advised that pursuant to the franchise of the PNCC under Presidential Decree No. 1894, the President has **APPROVED** the assignment of the PNCC's usufructuary rights over its franchise in favor of the joint venture company to be formed by the PNCC with San Miguel Holdings Corporation, subject to compliance with existing laws, rules and regulations.

This approval shall be limited solely to the proposed assignment of the PNCC's usufructuary rights over its franchise, and shall not be construed as an approval of the scope, alignment, technical specifications, and other matters pertaining to the PAREX Project, which shall be subject to the necessary approvals of relevant government agencies and instrumentalities, including those issued by the Department of Environment and Natural Resources, as well as the approval of the Supplemental Toll Operation Agreement by the Toll Regulatory Board.

Moreover, considering the possible significant impact of the Project, given its location within Metro Manila, it should be consistent with and not intrude upon existing projects along or crossing the Pasig River.

Should this Office determine that the alignment of the PAREX Project may affect the security of the Malacañang Complex, the PNCC, the SMHC, and their assigns and representatives shall be obligated to comply with any and all security measures that shall be imposed by this Office.

In addition, the PNCC and SMHC should ensure compliance with all environmental laws and instill measures to mitigate the environmental impact of the Project.

Violation or non-compliance with any of the aforementioned conditions or any existing or applicable laws, rules, and regulations shall be a ground for the revocation by the President of his approval of the proposed assignment of usufructuary rights.

For your guidance.

Very truly yours,

By authority of the President:

SALVADOR C. MEDIALDEA

Executive Secretary

OPINION NO. 6



Republika ng Pilipinas KAGAWARAN NG KATARUNGAN Department of Justice Manila

VNA-L- 199 MAR 2 6 2018

Mr. MARIO K. ESPINOSA

President & CEO Philippine National Construction Corporation KM. 15 East Service Road, Bicutan Paranaque City, Metro Manila

Dear Mr. Espinosa:

This refers to your request for confirmatory opinion on the query stated therein relative to the right of the Philippine National Construction Corporation (PNCC) in the implementation of the construction, operation and maintenance of tollways under its legislative franchise.

Specifically, you want to be advised on whether the PNCC has the right not to bid out: (1) the construction, operation, and maintenance of tollways under its legislative franchise, and (2) its choice of Joint Venture Partners.

The query, it appears, is raised in connection with the several proposals received by the PNCC (formerly CDCP) for the construction, operation, and maintenance of certain extension, stretches, and linkages of the North Luzon Expressway (NLEX), South Luzon Expressway (SLEX), and Metro Manila Expressway (MMEX); and that while PNCC intends to implement the said proposals in order to help address the country's traffic problem and contribute to the government's growing infrastructure projects aimed at promoting our economy, it needs a strong legal basis for its decision,

As per the background provided, Presidential Decree No. 1113 granted in favor of then Construction Development Corporation (CDCP), now PNCC, a 30-year franchise to construct, maintain and operate NLEX and SLEX, together with the toil facilities appurtenant thereto; that pursuant to the same P.D., PNCC and Toll Regulatory Board (TRB) entered into a Toll Operation Agreement; and that, thereafter, P.D. No. 1894 gave PNCC franchise over the MMEX and further granted the right, privilege and authority to construct, maintain and operate any and all such extensions, linkages or stretches, together with the toll facilities appurtenant thereto, from any part of NLEX, SLEX and/or MMEX and/or to divert the original route and change the original endpoints of NLEX and/or SLEX as the TRB may approve.

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DIR ARHOLD JOSEPH M. CO. Officer-in-Charge
Records Management Section

OPINION NO. 6 15, 20 18

It is also stated that in 1993, PNCC sought the opinion of the Office of the Government Counsel (OGCC) on whether its choice of a joint venture partner for the implementation of projects under its franchise should be bid out; that the OGCC replied in the negative, applying the principle of delectus personae, adding that joint venture agreements are basically founded on mutual trust and confidence; that sometime in 1994, the Department of Public Works and Highways (DPWH) also sought the opinion of the Department of Justice (DOJ) asking the same legal question which the latter, in its Opinion No. 79, s. 1994,1 confirmed the OGCC Opinion No. 224 that PNCC need not bid out its choice of joint venture partner based on the same principle of "delectus personae" and that joint ventures are basically founded on mutual trust and confidence and involves management decision; that in 2005, then President Gloria Macapagal-Arroyo Issued Executive Order No. 423, Section 8 of which directed the National Economic Development Authority (NEDA), in consultation with the Government Procurement and Policy Board (GPPB), to issue guidelines regarding joint venture agreements with private entities with the objective of promoting transparency, competitiveness, and accountability in government transactions, and, where applicable, complying with the requirements of an open and competitive public bidding; and that pursuant thereto, NEDA issued the required Guidelines and procedures for Public-Private Joint Ventures.

We answer the query in the affirmative.

The ruling of the Supreme Court, in the case of Francisco, et al. vs. Toll Requiatory Board, is pertinent, clear and categorical, thus:

While it may be, as held in Strategic Alliance Development Corporation v. Radstock Securities Limited, that PNCC's P.D. 1113 franchise had already expired effective May 1, 2007, this fact of expiration did not, however, carry with it the cancellation of PNCC's authority and that of its JV partners granted under P.D. 1112 in relation to Section 1 of P.D. 1894 to construct, operate and maintain "any and all such extensions, linkages or stretches, together with the toll facilities appurtenant thereto, from any part of the North Luzon Expressway, South Luzon Expressway and/or Metro Manila Expressway and/or to divert the original route and change the original end-points of the [NLEX]and/or [SLEX] as may be approved by the [TRB]. And to highlight the point, the succeeding Section 2 of P.D. 1894 specifically provides that the franchise for the extension and toll road projects constructed after the approval of P.D. 1894 shall be thirty years, counted from project completion.

XXX

XXX

² 633 SCRA 470

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MOLD JOSEPH M. CO. Officer-in-Charge Records Management Section

¹ See also, Sec. of Justice Op. No. 92, s. 2000, and No. 1, s. 2006

OPINION NO. 6 S, 2018

The BOT Law does not squarely apply to the peculiar case of PNCC, which exercised its prerogatives and obligations under its franchise to pursue the construction, rehabilitation and expansion of the tollways with chosen partners. The tollway projects may very well qualify as a build-operate-transfer undertaking. However, given that the projects in the instant case have been undertaken by PNCC in the exercise of its franchise under P.D. Nos. 1113 and 1894, in joint partnership with its chosen partners at the time when it was held valid to do so by the OGCC and the DOJ, the public bidding provisions under the BOT Law do not strictly apply. For, as aptly noted by the OSG, the subject STOAs are not ordinary contracts for the construction of government infrastructure projects, which requires under the Government Procurement Reform Act or the now-repealed P.D. 1594, public bidding as the preferred mode of contract award.

XXX

XXX

the franchisee can partner with other investors, which it may choose in the exercise of its management prerogatives. In this case, no public bidding is required upon the franchisee in choosing its partners as such process was done in the exercise of management prerogatives and in pursuit of its right of delectus personae. Thus, the subject tollway projects were undertaken by companies, which are the product of the joint ventures between PNCC and its chosen partners.³

The pronouncement of the Supreme Court, above-quoted, which specifically involved the PNCC is clear enough that there is no need for an interpretation – only application.

Please be guided accordingly.

Very truly yours,

VITALIANO N. AGUIRRE II

Department of Justice CN: 0201803164

3 Ibid., At pp. 503, 554-556; underscoring supplied

GERTIFIED XEROX COPY OF REGORDS ON FILE:

Officer-in-Charge
Records Management Section