



**BAC RESOLUTION NO. 2025-010
RECOMMENDING THE CONTRACT EXTENSION OF APT SATELLITE COMPANY
LTD. AND NX GENTRI (NXTRI) INC. (JOINT VENTURE)
FOR ITB NO. 17B NO. 2023-0007**

WHEREAS, the People's Television Network, Inc. (PTNI) awarded the contract of *“Lease Service Delivery of Eight Megahertz (8Mhz - 4Mhz for Distribution and 4Mhz for Contribution) Standard C-Band Space Segment for the People's Television Network, Inc. (PTNI), ITB No. 2023-0007”* to the Joint Venture of APT Satellite Company Ltd. and NX Gentri (NXTRI) Inc. on 20 February 2024 in the amount of nine million pesos (PhP 9,000,000.00) inclusive of local taxes;

WHEREAS, the said contract will expire on **25 February 2025**;

WHEREAS, on **28 January 2025**, Engineering Division - Uplink Section, the End-user unit submitted a request for the contract renewal of the said project with different requirements of Twenty Megahertz (20Mhz) - 16Mhz for Distribution and 4Mhz for Contribution with a proposed budget of **twenty-six million eight hundred eighty thousand pesos (PhP 26,880,000.00)**;

WHEREAS, on **30 January 2025**, after review, the Secretariat returned the documents to and informed the end-user of the following requirements based on the provisions under Appendix 37 of RA 9184 and its IRR and additional requirements deemed needed:

- Renewal of contracts requires Cost-Benefit Analysis (CBA) and Satisfactory Performance Evaluation
- Any increase in the quantity of items shall not result in more than 25% increase in the amount of original contract
- The request shall be included in the APP through Supplemental with the following attachments:
 - Justification about the change of requirements
 - Utilization Report of the existing contract
 - At least 2 canvasses

WHEREAS, on **19 February 2025**, the End-user resubmitted the documents to the BAC requesting the renewal of the existing contract of 8Mhz - 4Mhz for Distribution and 4Mhz for Contribution attached with the following:

- Memorandum requesting the renewal of the existing contract and its inclusion in the APP
- Cost-Benefit Analysis (CBA)
- Satisfactory Performance Evaluation
- Canvasses
- Utilization Report of the existing contract

WHEREAS, on **20 February 2025**, the BAC has been reconstituted through Office Order No. 39 series of 2025;

WHEREAS, on **24 February 2025**, the BAC reviewed the documents submitted by the end-user and the procedure of renewal of contract stated in Appendix 37 of RA 9184 and its IRR and requested the following additional documents to support the request:

- Documents that supports ratings of each criteria in the Satisfactorily Performance Evaluation
- Justification such as report, plans in coordination with Programming Committee that can support that the Network will fully utilize the Service with the same terms considering the underutilization of the current service
- Utilization report of the Complementary Hours of the Service
- Draft of APP Supplemental
- PhilGEPS Platinum Certificate of APT Satellite Company Ltd. and NXGentri (NXTRI) Inc.

WHEREAS, during the BAC Meeting on **24 February 2025**, the BAC was informed that a letter of extension dated 17 February 2025 was directly transmitted by the end-user to APT Satellite Company Ltd. without BAC's recommendation;

WHEREAS, the BAC immediately requested the end-user to inform APT Satellite Company Ltd. to disregard the letter of extension of contract since the extension of contract shall go through a proper procedure in accordance with RA 9184 and its IRR;

WHEREAS, in exigency of service **the end-user representative submitted a justification stating the following:**

1. Requesting for the extension of contract of the existing service of Lease Service Delivery of the Eight Megahertz (4 MHz for Distribution and 4 MHz for Contribution) Standard C-Band Space Segment for the People's Television Network, Inc. (PTNI) for a period of three (3) months upon expiration of the contract on 25 February 2025. We forwarded the necessary documents to the PTNI Bids and Awards Committee (BAC) on February 19, 2025. However, given the current contract's expiration on February 25, 2025, it remains imperative to extend the agreement.
2. Regretting the late submission of documents for the renewal of the **Lease Service Delivery of the Eight Megahertz (4 MHz for Distribution and 4 MHz for Contribution) Standard C-Band Space Segment for the People's Television Network, Inc. (PTNI)** despite repeated reminders. We apologize for this oversight which resulted in this situation that will disrupt the simulcast airing of all PTV programs. Any disruption in this service would halt the transmission

- of content to regional audiences, compromising the Network's mandate to deliver timely and relevant programming across the country
3. Explaining that for the first semester of 2025, the Network is gearing towards the creation of new programs in alignment with PTV's SPICE Digital 5 for 2025 Agenda which includes production of the following programs: *Pag-usapan Natin! with Oscar Orbos*, *PTV Sports Live*, *PTV Sports Weekend*, *Masters of the Game*, *PTV Sports Banter*, and *Hatol ng Bayan* that requires continuous service of Space Segment.
 4. By extending the current lease, PTNI ensures uninterrupted public service broadcasting, and enhanced nationwide reach.

WHEREAS, item 5.1 of Appendix 37 of RA 9184 and its IRR states that to avoid any interruption of service, the contract for Regular and Recurring Services may be extended by the PE if it has **commenced with another procurement** or the renewal process but was unable to award a new contract or renew the existing contract not later than fifteen (15) calendar days prior to the expiration of the existing contract;

WHEREAS, on **25 February 2025**, during the continuation of BAC Meeting, the BAC evaluated the documents and provisions of RA No. 9184 and its IRR and decided not to renew the existing contract and proceed to Public Bidding;

WHEREAS, the BAC requested the end-user to revise the memorandum request, reviewed the basis of the proposed budget and project title through a Pre-procurement Conference;

NOW, THEREFORE, for and in consideration of the foregoing, **WE**, the members of the Bids and Awards Committee, hereby **RESOLVE** as it is hereby **RESOLVED** to:

1. Strongly recommend the immediate extension of the contract as a necessary and urgent measure to maintain the status quo. This extension is critical to avoid any interruption of essential services, which are indispensable to the uninterrupted simulcast operations of the Network. The attached memorandum from the end-user representative, dated 25 February 2025, further supports the necessity of these services to ensure the continuity of operations;
2. Recommend the contract extension of "Lease Service Delivery of Eight Megahertz (8Mhz - 4Mhz for Distribution and 4Mhz for Contribution) Standard C-Band Space Segment for the People's Television Network, Inc. (PTNI), ITB No. 2023-0007" to APT Satellite Company Ltd. and NX Gentry (NXTRI) Inc. (Joint Venture) from 26 February 2025 to 25 May 2025 or until a new contract has been awarded within the three (3) months extension in the amount of two million two hundred fifty thousand pesos (PhP 2,250,000.00) inclusive of taxes

3. Inclusion of the Contract Extension with Joint Venture of APT Satellite Company Ltd. and NX Gentry (NXTRI) Inc. in the FY 2025 Annual Procurement Plan;
4. Proceed with the procurement of new contract through Public Bidding

RESOLVED, this **25th day of February 2025**, at Conference Room, 3rd Floor, PTNI Broadcast Complex, Visayas Avenue, Diliman, Quezon City and via video conferencing through Google Meet.




ELENITA L. DIRECTO
Chairperson, Bids and Awards Committee



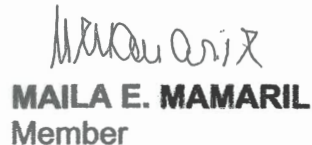
MARIE THERESE D. NICOLAS
Vice Chairperson



REGINA T. CELESTRE
Member



JOSELITO N. TANGGOL
Member



MAILA E. MAMARIL
Member

Approved by:



ANTONIO BALTAZAR V. NEBRIDA, JR
Network General Manager
Head of the Procuring Entity (HoPE)

Date: _____