

SBAC RESOLUTION NO. 04-2009

**RECOMMENDING THE USE OF AGENCY-TO-AGENCY AGREEMENT
THROUGH SECTION 53 (E) OF IMPLEMENTING RULES AND
REGULATIONS PART - A OF REPUBLIC ACT 9184 FOR THE
PUBLICATION OF THE REVISED IMPLEMENTING RULES AND
REGULATIONS OF REPUBLIC ACT 9184**

WHEREAS, the Government Procurement Policy Board (GPPB) is vested under Section 63.1 of the Implementing Rules and Regulations Part – A (IRR-A) of Republic Act No. 9184 (R.A. 9184) with the responsibility to formulate and amend public procurement policies, rules and regulations, and amend, when necessary, the IRR-A;

WHEREAS, after extensive discussions and wide-ranging consultations, the GPPB resolved to approve the Revised Implementing Rules and Regulations (IRR) of R.A. 9184 through GPPB Resolution 03-2009 dated 22 July 2009;

WHEREAS, Article 2 of the New Civil Code, as amended by Executive Order 200, provides that laws shall take effect after fifteen days following the completion of their publication either in the *Official Gazette*, or in a newspaper of general circulation in the Philippines, unless it is otherwise provided;

WHEREAS, Section 78 of the Revised IRR provides that the IRR shall take effect thirty (30) calendar days after its publication in the Official Gazette or in a newspaper of general nationwide circulation;

WHEREAS, the Cost-benefit Analysis conducted by the Information and Management Group of the Government Procurement Policy Board – Technical Support Office (GPPB – TSO), a copy of which is hereto attached, indicates that entering into an Agency-to-Agency Agreement with the National Printing Office for the publication of the Revised Implementing Rules and Regulations of R.A. 9184 in the Official Gazette is more efficient and economical for the government;

WHEREAS, this Resolution shall be deemed part of the 2009 APP by virtue of the proviso under Special Bids and Awards Committee Resolution No. 01-2009 approving all procurement through alternative modes via referendum;

NOW, THEREFORE, WE, the Members of the **SPECIAL BIDS AND AWARDS COMMITTEE (SBAC)**, by virtue of the powers vested on **US** by law, after duly considering the recommendations of the TWG, hereby resolve to recommend to the Head of the Procuring Entity, for her consideration and approval, the use of Agency-to-Agency agreement with the National Printing Office (NPO) for the publication of the Revised Implementing Rules and Regulations of Republic Act 9184 in the Official Gazette.

This resolution shall take effect immediately.

APPROVED this 29th day of July, 2009 at Pasig City, Philippines

(Sgd.)

RUBY U. ALVAREZ
Chairperson

(Sgd.)

EMILUISA C. PEÑANO
Vice-Chairperson

(Sgd.)

DIMPNA O. LEJOS
Member

(Sgd.)

JOSELITO R. ARMOVIT
Member

(Sgd.)

MILA C. MANALASTAS
Member

Approved by:

(Sgd.)

ATTY. MARY GRACE R. CHUA
Officer-In-Charge
Department of Budget and Management
Procurement Service