



RESOLUTION NO. 04-2006

TO ENDORSE FOR THE APPROVAL OF THE PRESIDENT OF THE REPUBLIC OF THE PHILIPPINES, HER EXCELLENCY PRESIDENT GLORIA MACAPAGAL-ARROYO AMENDMENTS TO THE IRR-A OF R.A. 9184

WHEREAS, Republic Act No. 9184 (R.A. 9184), otherwise known as “Government Procurement Reform Act”, and its Implementing Rules and Regulations Part A (IRR-A) took effect on January 26, 2003 and October 8, 2003 respectively;

WHEREAS, under the aforementioned law, rules and regulations, all procurement shall be undertaken through competitive bidding except only under highly exceptional cases where the procuring entity may resort to alternative methods of procurement;

WHEREAS, competitive bidding is regarded as the most efficient and economical way of procuring goods for the government to ensure economy, efficiency, transparency and competitiveness,

WHEREAS, however, there are circumstances where the conduct of open and competitive bidding may not be the most economic and efficient method of procurement, like in cases of procurement of goods and services, minor infrastructure projects and consulting services involving small amount which usually do not require all the formalities of a bidding process, and instead should follow a more simplified procurement procedure for expediency and efficiency.

WHEREAS, to adopt best procurement practices and to improve procurement procedures for a more effective procurement system, amendments to the IRR-A of RA 9184 are necessary;

WHEREAS, the GPPB in its 1st meeting on 20 January 2006 duly considered and agreed to provide procedures for the procurement of goods, infrastructure projects and consulting services involving small amount;



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NOW, THEREFORE, for and in consideration of the foregoing, WE, the Members of the **Government Procurement Policy Board**, by virtue of the powers vested in US by law, hereby **RESOLVE**:

To endorse for approval to the President of the Republic of the Philippines, Her Excellency President Gloria Macapagal-Arroyo, amendments to the IRR-A of R.A. 9184.

The following provisions of the IRR-A of R.A 9184 shall be amended as follows:

Section 53. Negotiated Procurement

Negotiated Procurement is a method of procurement of goods, infrastructure projects, and consulting services, whereby the procuring entity directly negotiates a contract with a technically, legally and financially capable supplier, contractor or consultant only in the following cases:

x x x

- h) Where the amount involved is fifty thousand pesos (P50,000.00) and below; Provided, however, that the procurement does not result in splitting of contracts, as provided under Section 54.1 of this IRR-A: Provided, further, That the procurement does not fall under Shopping in Section 52 of this IRR-A.

The above amount shall be subject to the periodic review by the GPPB. For this purpose, the GPPB shall be authorized to increase or decrease the said amount in order reflect the changes in economic conditions and for other justifiable reasons.

Section 54. Terms and Conditions for the Use of Alternative Methods

Section 54.2 In addition to the specific terms, conditions, limitations and restrictions on the application of each of the alternative methods specified in Sections 48 to 53 of this IR-A, the following shall also apply:

x x x

- i) With respect to item (h) of Section 53 of this IRR-A, the procuring entity shall draw up a list of at least three (3) suppliers, contractors or consultants of known qualifications which will be invited to submit proposals, in case



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of goods and infrastructure projects, or curriculum vitae, in case of consulting services.

This resolution shall take effect immediately.

APPROVED this 20th of January 2006 at Pasig City, Philippines.

(Sgd.)

ROMULO L. NERI
Secretary
Department of Budget and Management

(Sgd.)

AUGUSTO B. SANTOS
Secretary
National Economic and Development
Authority

**NATIONAL ECONOMIC AND
DEVELOPMENT AUTHORITY**

(Sgd.)

**DEPARTMENT OF NATIONAL
DEFENSE**

DEPARTMENT OF EDUCATION

(Sgd.)

DEPARTMENT OF HEALTH

(Sgd.)

**DEPARTMENT OF THE INTERIOR
AND LOCAL GOVERNMENT**

(Sgd.)

DEPARTMENT OF ENERGY

(Sgd.)

**DEPARTMENT OF PUBLIC WORKS
AND HIGHWAYS**

(Sgd.)

DEPARTMENT OF FINANCE



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(Sgd.)

**DEPARTMENT OF TRADE AND
INDUSTRY**

(Sgd.)

**DEPARTMENT OF SCIENCE AND
TECHNOLOGY**

(Sgd.)

**DEPARTMENT OF TRANSPORTATION
AND COMMUNICATIONS**

(Sgd.)

PRIVATE SECTOR REPRESENTATIVE

Attested by:

(Sgd.)

ELMER H. DORADO
OIC Board Secretary, GPPB
Officer-in-Charge, GPPB-TSO