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CIRCULAR 04-2018

30 April 2018

TO : Heads of Departments, Bureaus, Offices and Agencies of the National Government including State Universities and Colleges, Government Owned and/or Controlled Corporations, Government Financial Institutions, and Local Government Units

SUBJECT : Clarification on GPPB Circular 01-2018, dated 9 March 2018, vis-a-vis (COMELEC) Resolution No. 10246, dated 15 January 2018

1.0 PURPOSE

This Circular is issued to clarify GPPB Circular 01-2018, dated 9 March 2018, specifically on the conduct of procurement activities of government agencies during the 2018 Barangay and SK Elections from **14 April to 21 May 2018** (*hereinafter referred to as "Election Period"*) and to advise government agencies on the procurement activities it may or may not undertake under Section 3 of Republic Act No. 6679¹ and COMELEC Resolution No. 10246.

2.0 SCOPE

All Departments, Bureaus, Offices and Agencies of the National Government including State Universities and Colleges, Government-Owned and/or Controlled Corporations, Government Financial Institutions, and Local Government Units.

3.0 CLARIFICATION

3.1 GPPB Circular No. 01-2018 was issued pursuant to Section 3 of Republic Act No. 6679 and Section 261(v) and (w) of the Omnibus Election Code² relative to the conduct of procurement activities of government agencies during the *Election Period* for the 2018 Barangay and SK Elections;

¹ An Act to Amend Republic Act No. 6653 to Postpone the Barangay Elections to March 28, 1989, Prescribing Additional Rules Governing the Conduct of Barangay Elections and for Other Purposes, and as further amended by RA 9164, as amended by RA 9340, RA 10656 and RA 10923.

² Batas Pambansa Blg. 881, December 3, 1985.

3.2 Recognizing and respecting the special knowledge, experience and expertise of the Commission on Elections (COMELEC) over matters falling under its jurisdiction as a Constitutional Commission, specifically the enforcement and administration of all laws and regulations relative to the conduct of elections, plebiscite, initiative, referendum, and recall; the GPPB hereby *submits* and *defers* to the decision, position and/or opinion of the COMELEC regarding the proper interpretation of applicable provisions on prohibited activities during the election period under existing elections laws, rules and regulations.

4.0 This Circular shall take effect immediately.

5.0 For guidance and compliance.

(SGD)
BENJAMIN E. DIOKNO
Chairperson