



## TECHNICAL SUPPORT OFFICE

Unit 2506 Raffles Corporate Center,  
F. Ortigas Jr. Road, Ortigas Center,  
Pasig City, Philippines 1605

**NPM No. 26-2010**

13 August 2010

**HON. AQUILINO R. DELA CRUZ, JR.**  
*Barangay Captain*  
# 74 Bernal Street, Rosario, Pasig City

**Re : Procurement Agent**

Dear Sir:

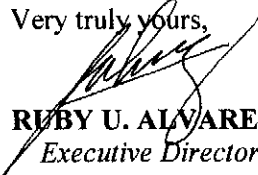
We respond to your letter dated 2 August 2010, seeking guidance on the available recourse to conduct procurement activities when a valid Bids and Awards Committee (BAC) cannot be constituted yet.

As provided in Section 53.6 of the Implementing Rules and Regulations (IRR) of Republic Act 9184 (RA 9184), procuring entities which may not have the proficiency or capability to undertake a particular procurement, as determined by the Head of the Procuring Entity concerned, may (i) request other government agencies to undertake such procurement for them or (ii) engage procurement agents to assist them directly and/or train their staff in the management of procurement function. This provision allows procuring entities, which are building their capacity to undertake procurement, to outsource the activity to other government agencies that have adequate technical knowledge and/or personnel to conduct the activity.

Considering that your barangay cannot constitute a valid BAC due to lack of personnel, we are of the view that you may request other government agencies, such as the City of Pasig or other barangays within the City of Pasig, to procure in your behalf. However, in the selection of said agency or procurement agent, please take into account its track record in, and expertise to undertake, procurement under RA 9184 and its IRR.

We hope to have provided sufficient guidance on the matter. Should you have additional questions, please do not hesitate to contact us.

Very truly yours,

  
**RUBY U. ALVAREZ**  
*Executive Director*