



**NPM No. 09-2007**

2 May 2007

**ATTY. EVECAR B. CRUZ**

*Head, Bids and Awards Committee of the Action Program  
for Judicial Reform (BAC – APJR)*

**SUPREME COURT OF THE PHILIPPINES**

Padre Faura Street corner Taft Avenue  
Ermita, Manila

**Re : Dissemination of IAEB to Professional Associations**

Dear Atty. Cruz:

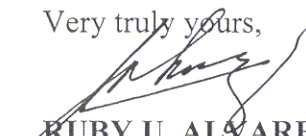
We respond to your letter dated 10 April 2007. It seeks clarification on whether the Confederation of Filipino Consulting Organizations of the Philippines, Inc. (COFILCO) may be provided a copy of the Invitation to Apply for Eligibility and to Bid (IAEB) for the Construction Management Services for the Expansion of the Philippine Judicial Academy Development Center in Tagaytay City.

While Republic Act (R.A.) No. 9184 and its Implementing Rules and Regulations Part A (IRR-A) are silent on said matter, it bears stressing that one of the governing principles of R.A. 9184 is transparency in the procurement process. Thus, under Section 21 of the IRR-A of R.A. 9184, all IAEB for contracts under competitive bidding shall be posted (i) in the website of the procuring entity concerned, if available, (ii) in the Philippine Government Electronic Procurement System (PhilGEPS) and (iii) in conspicuous places of the procuring entity concerned. Further, for infrastructure projects with a cost exceeding Five Million Pesos (P5,000,000), the IAEB must be advertised at least once in one (1) newspaper of general nationwide circulation.

We, thus, believe that a copy of the IAEB may be provided to professional organizations, such as COFILCO, for the purpose of further disseminating said information to all its members who are legally, technically and financially qualified to bid.

We hope to have clarified the matter. Should you have additional questions, please do not hesitate to contact us.

Very truly yours,

  
**RUBY U. ALVAREZ**  
Executive Director III

