



Department of Budget and Management  
**GOVERNMENT PROCUREMENT POLICY BOARD**  
**TECHNICAL SUPPORT OFFICE**

**NPM No. 101-2013**

20 December 2013

**MR. EDUARDO RAMON T. DIMAANO**

*President*

**BENDIMIL CONSTRUCTION AND DEVELOPMENT CORPORATION**

Summer Hill Subdivision, Pasonanca, Zamboanga City

**Re : Requirement for Submission of Letter of Intent**

Dear Mr. Dimaano:

We write in reference to your letter dated 6 November 2013 requesting for clarification on the submission of letter of intent (LOI) as a requirement for participation in public bidding activities.

Based on your representation, Bendimil Construction and Development Corporation (Bendimil) was not allowed to purchase Plans and the Bid Documents for two (2) projects under the Philippine Fisheries Development Authority because the deadline for submission of LOI has already passed. It is in this context that the above-mentioned request for clarification is being made.


As you have correctly noted in your letter, the Government Procurement Policy Board (GPPB) has issued GPPB Resolution No. 27-2012 amending the revised Implementing Rules and Regulations (IRR) of Republic Act No. (RA) 9184 by deleting Sections 23.4.3 and 24.4.3.3 thereof.

In line with the objective of preventing collusion, simplifying the procurement process, and implementing electronic bidding, this policy was adopted in connection with the move to use the Philippine Government Electronic Procurement System (PhilGEPS), particularly its Government of the Philippines – Official Merchants Registry (GOP-OMR) facility, as the primary electronic registry of suppliers, contractors, and consultants that wish to participate in government procurement opportunities. The provisions requiring submission of LOI for procurement activities where procuring entities use an electronic registry were rendered unnecessary by the adoption of the said policy, and were therefore deemed abandoned upon the effectivity of GPPB Resolution No. 27-2012 on 10 September 2013.

In this regard, we wish to clarify that the submission of LOI is no longer required for procurement activities the Invitation to Bid or Request for Expression of Interest for which were advertised or posted after 10 September 2013.

We hope that this opinion issued by the GPPB-TSO provided sufficient guidance on the matter. Note that this opinion is being issued on the basis of facts and particular situations presented, and may not be applicable given a different set of facts and circumstances. Should there be other concerns, please do not hesitate to contact us.

Very truly yours,

  
**DENNIS LORNE S. NACARIO**  
*Officer-in-Charge*