

**NPM No. 26-2006**

15 December 2006

**MS. MA. ELENA D. GUMABONG**  
*Coordinator, Expanded Program on Immunization*  
**City Health Office**  
**BACOLOD CITY**

**Re : Procurement of Second-Hand Vehicles**

Dear Ms. Gumabong:

We refer to your letter dated 30 November 2006 requesting for exemption or permission to procure a second-hand vehicle for the immunization activities of Bacolod City's Local Council for the Protection of Children.

Please be advised that procurement of second-hand vehicles is not prohibited by Republic Act No. (R.A.) 9184. It is the procurement of second-hand vehicle through an auction that is prohibited by R.A. 9184 for reasons we have stated in our Non Policy Opinion No. 138-2004 dated 26 October 2004.

Consequently, procurement of second-hand vehicle is allowed under R.A. 9184. However, said procurement must follow the procedure prescribed in the law, *i.e.*, conduct of competitive public bidding, unless circumstances warrant resort to any of the alternative modes of procurement.

Finally, we regret to inform you that the Government Procurement and Policy Board is bereft of any authority to exempt any government agency from compliance with the bidding requirement prescribed by R.A. 9184.

Very truly yours,



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

**Copy Furnished:**

**ATTY. JOCELLE BATAPA-SIGUE**  
*Councilor*  
**CITY OF BACOLOD**  
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