



NPM No. 36-2007

6 August 2007

ATTY. CICERO V. MALATE, O. D.
City Legal Officer
OFFICE OF THE CITY LEGAL OFFICER
 Iriga City

Re: Bids and Awards Committee Membership

Dear Atty. Malate:

We respond to your letter dated 5 February 2007 requesting for clarification in the membership of the Bids and Awards Committee in local government units under Section 11.2.2 of the Implementing Rules and Regulations Part A (IRR-A) of Republic Act No. 9184 (R. A. 9184), to wit:

“The BAC shall be composed of one (1) representative each from the regular offices under the Office of the Local Chief Executive *such as, but not limited to*, the following: Office of the Administrator, Budget Office, Legal Office, Engineering Office, General Services Offices. The end user office shall always be represented in the BAC. The Chairman of the BAC shall be at least a third ranking permanent official of the procuring entity. The members of the BAC shall be personnel occupying *plantilla* positions of the procuring entity concerned.” (Emphasis supplied)

The phrase “such as, but not limited to” in the above-mentioned section implies that the enumeration provided therein is not exclusive. The local chief executive may designate one representative each, not only from the offices mentioned above, but also from the other regular offices under the Office of the Local Chief Executive.

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