



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

NPM No. 46-2011

29 December 2011

HON. EDUARDO C. VISPERAS

Undersecretary

PRESIDENTIAL COMMUNICATIONS OPERATIONS OFFICE

New Executive Building, Jose P. Laurel St. San Miguel
Malacanang, Manila

**Re: Applicability of the Guidelines on the Procurement of
Printing Services under GPPB Resolution No. 05-2010**

Dear Undersecretary Visperas:

We respond to your letter dated 18 October 2011 requesting for clarification on the perceived conflict between Government Procurement Policy Board (GPPB) Resolutions 18-2007¹ and 05-2010² in relation to the engagement of APO Production Unit, Inc. (APO) as a Recognized Government Printer (RGP).

As mentioned in your letter, APO was incorporated under Batas Pambansa Blg. (BP) 68 on 21 November 1974, and was recognized as an RGP in Republic Acts (RA) 9970³ and 10147⁴. As such, it appears to be prohibited from being engaged as a Servicing Agency under the GPPB Resolution 05-2010 based on Section 4 (c) thereof.

We note that the perceived conflict arises from the fact that while GPPB Resolution 18-2007 prohibits the engagement of GOCCs incorporated under BP 68, GPPB Resolution 05-2010 specifically allows agencies to acquire the services of APO as an RGP through Negotiated Procurement (Agency-to-Agency Agreement).

Thus, we wish to clarify that despite the exclusion of GOCCs incorporated under BP 68 in the definition of Servicing Agency in GPPB Resolution 05-2010, and the fact that APO is a GOCC incorporated under BP 68, APO is allowed to be engaged as a Servicing Agency only for the printing of Accountable Forms and Sensitive High Quality/Volume Requirements by virtue of the recognition accorded to it by RA 9970 and RA 10147 as an RGP.

Based on the foregoing, we are of the view that government agencies are not precluded from engaging APO as a Servicing Agency, provided that the Agency-to-Agency Agreement involves

¹ Implementing Guidelines on Agency-to-Agency Arrangements issued 31 May 2007

² Guidelines on the Procurement of Printing Services issued 29 October 2010

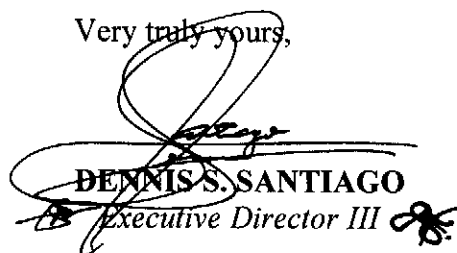
³ General Appropriations Act, Fiscal Year 2010

⁴ General Appropriations Act, Fiscal Year 2011

printing of Accountable Forms and Sensitive High Quality/Volume Requirements as provided under GPPB Resolution 05-2010.

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

Very truly yours,



DENNIS S. SANTIAGO
Executive Director III

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