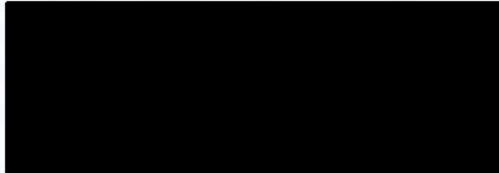


NPM No. 57-2015

9 October 2015



Re : Procurement of Second Hand Chemistry Analyzer

Dear

This refers to your electronic mail dated 6 August 2015, inquiring on the guidelines for the purchase of second hand chemistry analyzer, and at the same time seeking guidance on the procurement of the said medical equipment. The opinion is sought to aid your Bids and Awards Committee (BAC) in deciding on the modality of procurement to be recommend to your Head of the Procuring Entity (HOPE).

Please note that the procurement of second-hand, refurbished, or reconditioned equipment is allowed under Republic Act (RA) No. 9184 and its revised Implementing Rules and Regulations (IRR), through competitive public bidding or any of the alternative modes of procurement under highly exceptional circumstances.¹ The same rules apply whether the project is for the procurement of brand new goods or of second hand goods. We wish to emphasize that the responsibility to identify projects, as well as its requirements and specifications, including considerations for the acquisition of brand new or second hand goods/equipment, rests with the procuring entity.

It bears stressing, however, that when the procuring entity decides to procure second-hand goods and equipment, considerations as to durability, remaining useful life, warranty, price, and such other relevant factors should be carefully factored in to be able to secure a contract that is most advantageous to government.

We hope that this opinion issued by the GPPB-TSO provided sufficient guidance on the matter. Note that this is issued on the basis of particular facts and 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.

(sgd.)

~~DENNIS S. SANTIAGO~~
Executive Director V

//sd1
6

¹ NPM No. 011-2014 dated 31 March 2014.