

# THE PHILIPPINE GOVERNMENT PROCUREMENT SYSTEM

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# OUTLINE

- I. Procurement Planning**
- II. Newly Issued Issuances, Resolutions, and Guidelines of the GPPB**
- III. Early Procurement Regime**
- IV. Framework Agreement**
- V. Sangguniang Kabataan (SK) Procurement**
- VI. Effects of Delisting**

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# PROCUREMENT PLANNING

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## *What is Procurement?*

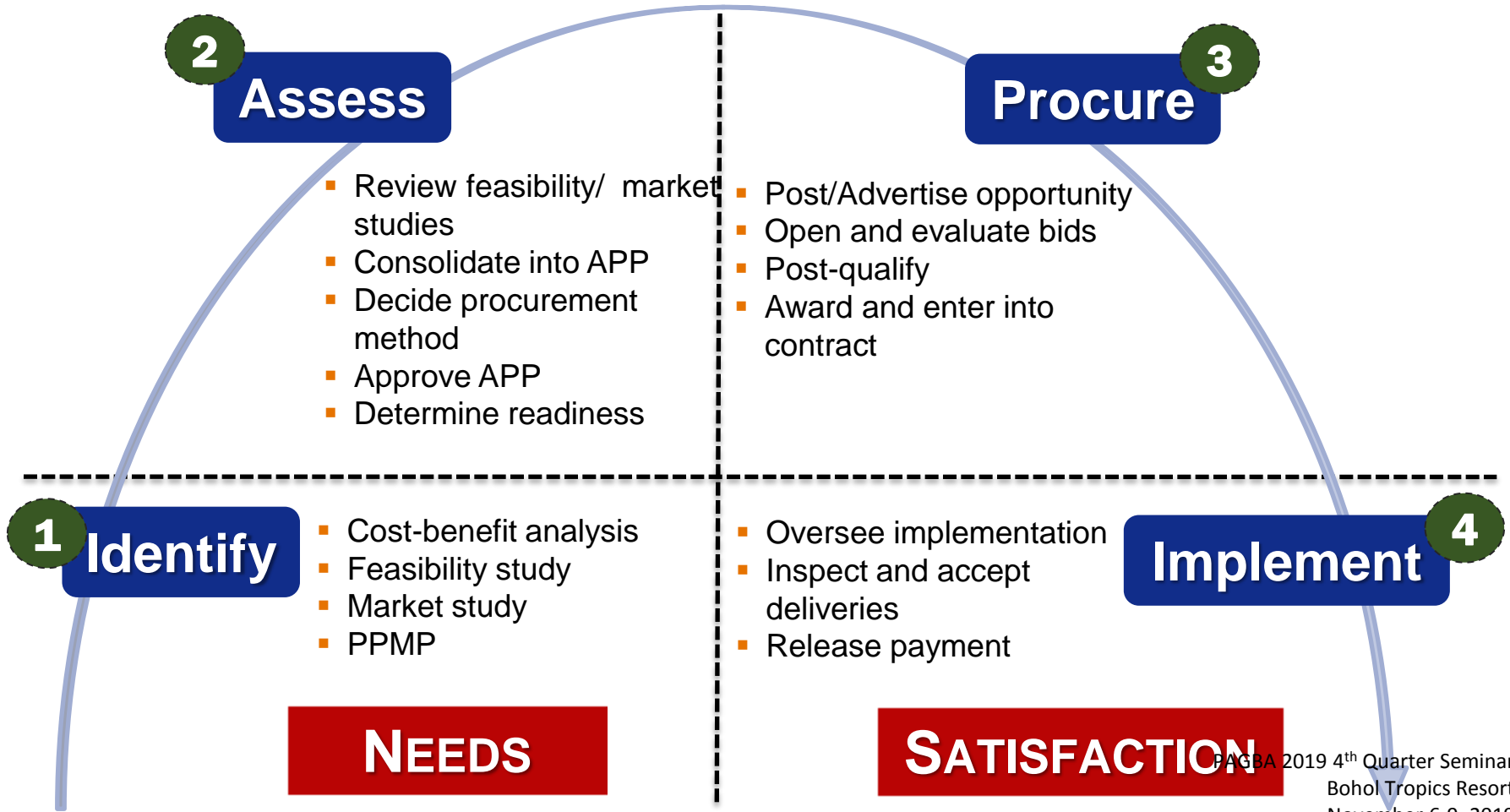
# PROCUREMENT



***Procurement*** is the process of selecting services from a supplier which fits best the **need**.

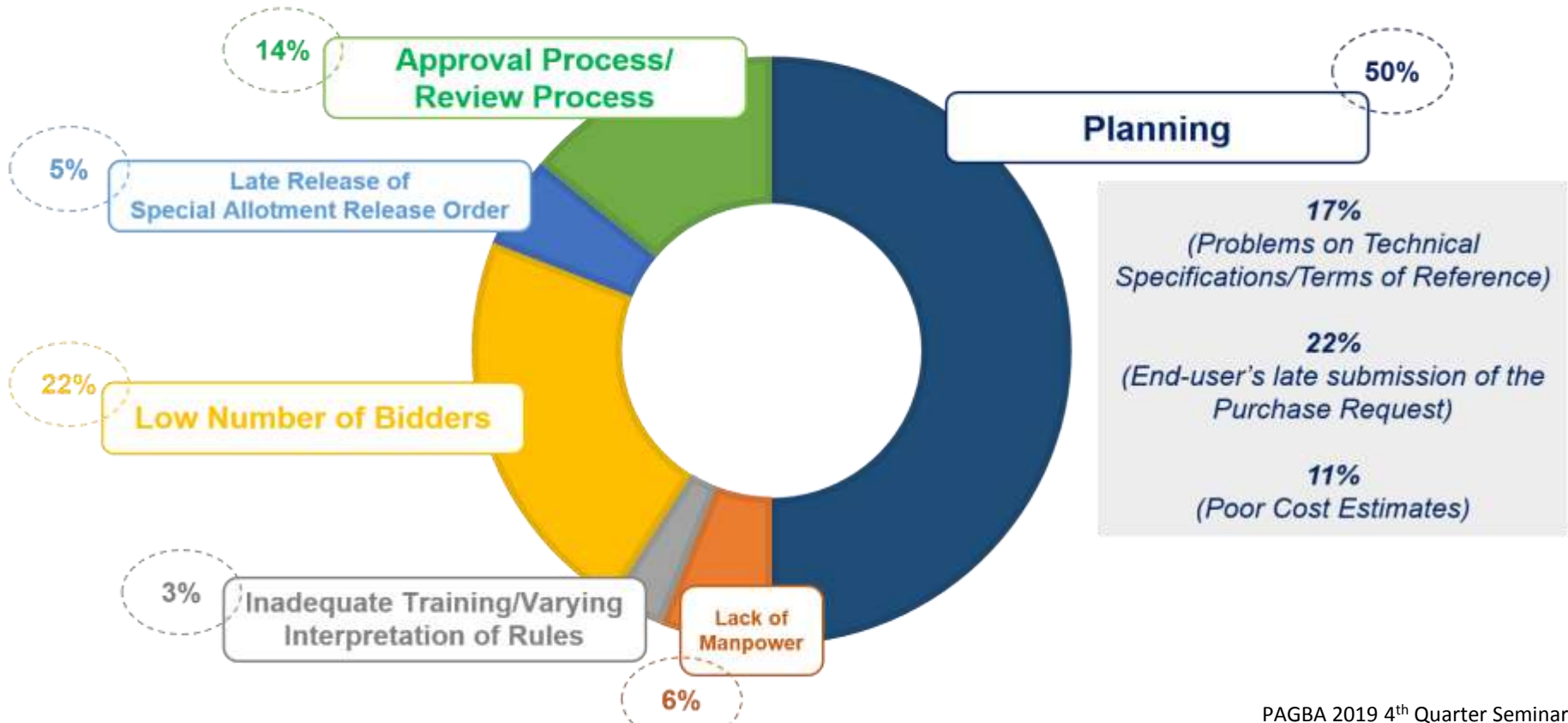
It includes the process of selecting products and services that will provide **value for money**.

# PROCUREMENT PARADIGM



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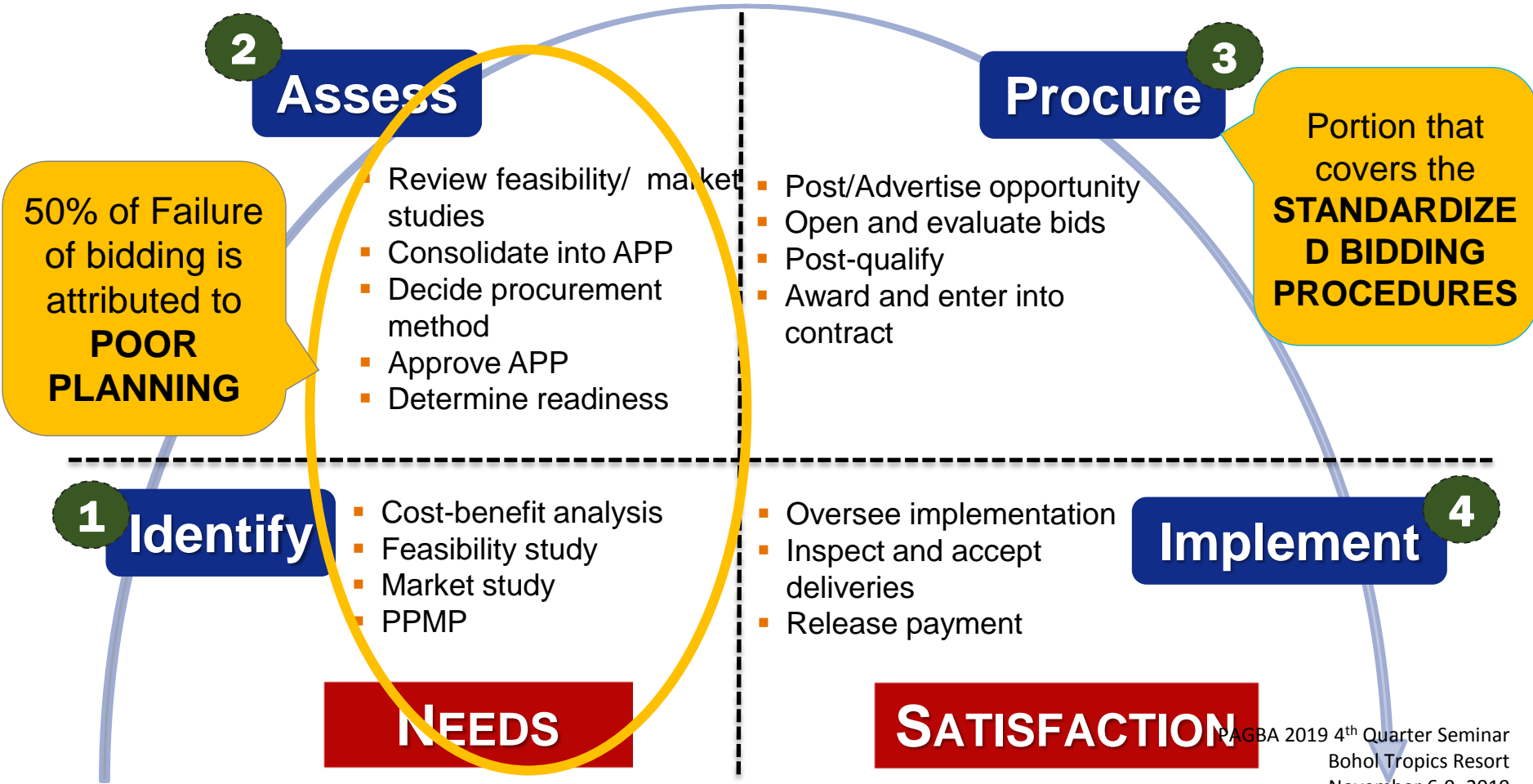
# DELAYS AND FAILURES OF BIDDING



**\*Primary cause of delays and failure of bidding based on Agency Procurement Compliance and Performance Indicators (APCPI) Confirmation Result of Participating Agencies.**

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# CHALLENGES IN PROCUREMENT



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# WHAT IS PROCUREMENT PLANNING?

Procurement Planning is a process of determining:

- What to buy? Procurement Project - Goods, Infrastructure or Consulting Services
- How many do you need? Quantity/items
- What are the details of a Procurement Project? Technical Specifications or Terms of Reference



- What is the cost? ABC
- When you need it? Timelines/milestones
- How to source it? Procurement Modalities

**IT AIMS TO MANAGE THE EXPECTATIONS FOR FULFILLMENT OF PROCUREMENT NEEDS.**

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# WHY UNDERTAKE PROCUREMENT PLANNING

1

**Precludes occasions for unnecessary government purchases and circumventions of the prescribed procurement procedures**

- advance deliveries
- suki system
- unwarranted resort to alternative methods procurement
- not fit for purpose

**Undertaken within budgetary context**

2

- Judiciously done
- In pursuit of the principal mandate of the procuring entity concerned
- Consistent with budgeting policies and rules
- Value for money
- Cannot exceed the ABC

# CORE OBJECTIVE OF PROCUREMENT PLANNING

**Value for money** or getting the most advantageous cost, quality and **sustainability** for products and services that meet our needs or requirements

**Fit for purpose** or identifying the specifications which is fit for purpose and sufficient to meet our needs or requirements

# **NEWLY ISSUED ISSUANCES, RESOLUTIONS, AND GUIDELINES OF THE GPPB**

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# VIRTUAL STORE

## GPPB RESOLUTION NO. 20-2018

Effectivity date: 18 October 2018

The screenshot displays the mPhilGEPS Virtual Store interface. The browser address bar shows the URL [https://mgeps.philgeps.gov.ph/vStores/view\\_virtual\\_stores](https://mgeps.philgeps.gov.ph/vStores/view_virtual_stores). The page header includes the PS-PhilGEPS logo and a search bar. The main content area is titled "Virtual Store" and lists several items for sale, each with an image, description, item code, category, unit of measure, and available quantity. The items include:

- Paper, Parchment, Size: 210 X 297mm, Multi-purpose (Price: ₱101.71)
- Continuous Form, 1 Ply, 280 X 241mm (Price: ₱682.24)
- Continuous Form, 1 Ply, 280 X 378mm (Price: ₱1,029.60)
- Paper, Multi-purpose (copy) A4, 70 Gram (Price: ₱155.65)
- Paper, Multi-purpose (copy) Legal, 70 Gram
- Paper, Multicopy, 80gam, Size: 210mm X 297mm
- Paper, Multicopy, 80gam, Size: 210mm X 330mm
- Notebook, Stenographic, Spiral, 40 Leaves

**Virtual Store** refers to the online service of the mPhilGEPS that allows agencies to view, search, select, and procure CSE.

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# VIRTUAL STORE

GPPB RESOLUTION NO. 20-2018

## Features:

1. **Faster** procurement and ordering process for CSE;
2. **Real-time stock** level and prices are readily available;
3. **Easier payment** process on orders through the eWallet;
4. **Ensures availability of CSEs** ordered (reservations are not allowed); and
5. Virtual Store kiosks will be available in the **DBM-PS** Regional depots.

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# VIRTUAL STORE

## GPPB RESOLUTION NO. 20-2018

### Flowchart



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# **VIDEOCONFERENCING, WEBCASTING**

## **GPPB RESOLUTION NO. 24-2018**

**Effectivity date:** 4 December 2018

Allows the BAC to use **videoconferencing, webcasting or similar technology** in the conduct of meetings and the determination of quorum.

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# VIDEOCONFERENCING, WEBCASTING

## GPPB RESOLUTION NO. 24-2018

- ❑ For purposes of **determining a quorum**, a member of the BAC, which include the Chairperson or the Vice Chairperson, may be present, either in person or face-to-face through videoconferencing, webcasting or similar technology for procuring entities with such technology.

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# DIGITAL SIGNATURE

## GPPB RESOLUTION NO. 16-2019

Effectivity date: 17 July 2019

- ❑ Allow the use of digital signature in all GPPB issuances, such as **Resolutions, Circulars, Policy Matter Opinions,** and **Minutes of the Meeting.**
  
- ❑ Allow the use of digital signature in all procurement-related documents, including but not limited to:
  - ✔ Project Procurement Management Plan
  - ✔ Annual Procurement Plan
  - ✔ Request for Quotation
  - ✔ Request for Proposal
  - ✔ Philippine Bidding Documents

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# DIGITAL SIGNATURE

## GPPB RESOLUTION NO. 16-2019



Invitation to Bid



Request for Expression of Interest



Supplemental/Bid Bulletin



Notice of Postponement of Bid Opening



Notice of Eligibility or Ineligibility



Notice of Short Listing



Abstract of Quotations



Abstract of Bids as Read



Abstract of Bids as Calculated



Bid Evaluation Report



Notice to Bidder with the Lowest Calculated Bid

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# DIGITAL SIGNATURE

## GPPB RESOLUTION NO. 16-2019



Post-Qualification Report



Notice of Post-disqualification



Notice of Award



Approval of Higher Authority



Notice to Proceed



Reply to Motion for Reconsideration and Protest



Bids and Awards Committee



Resolutions



Blacklisting Order



Procurement Monitoring Report



Agency Procurement Compliance and Performance Indicators

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# DIGITAL SIGNATURE

## GPPB RESOLUTION NO. 16-2019

Procuring entities (PEs) adopting the use of digital signature should have their respective Heads of the Procuring Entities or their duly authorized representatives, the members of the BAC, the Secretariat, the Technical Working Group and the Procurement Management Office/End-User/Implementing apply for their **Individual Certificate (Signing Certificate or Digital Signature)** with the **Department of Information and Communications Technology (DICT)**.

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# DIGITAL SIGNATURE

## GPPB RESOLUTION NO. 16-2019

You may contact the **Cybersecurity Bureau** or the **Digital Certificate Division of the DICT** for any technical concerns with the registration or use of the digital signature.



**8-920-0101**

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# EARLY PROCUREMENT REGIME

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# Early Procurement Activities (EPA) GPPB Circular No. 06-2019

## Guidelines on the Implementation of EPA

- 1 Scope and Application
- 2 Preparatory Activities
- 3 Implementing Guidelines
- 4 Bid Validity
- 5 Procurement Timelines
- 6 Revision of the Indicative APP before Award of Contract
- 7 Award of Contract
- 8 Tolling or Suspension of the Period
- 9 Monitoring
- 10 Effectivity

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# EARLY PROCUREMENT ACTIVITIES

- Early Procurement Activities (EPA) shall refer to the conduct of procurement activities, **from posting** of the procurement opportunity, if required, **until recommendation of the BAC to the HoPE as to the award of the contract**, for goods to be delivered, infrastructure projects to be implemented and consulting services to be rendered in the **following fiscal year, pending approval of their respective funding sources.**

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# EPA: SCOPE AND APPLICATION

- ❑ All types of procurement for goods, infrastructure projects and consulting services.
- ❑ Procurement projects undertaken through Competitive Bidding and Alternative Methods of Procurement, except for the following:
  - ⊗ Repeat Order (Sec. 51)
  - ⊗ Shopping (Sec. 52)
  - ⊗ Emergency Cases (Sec. 53.2)
  - ⊗ Take-Over of Contracts (Section 53.3); and
  - ⊗ Small Value Procurement (Sec. 53.9)

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# EPA: PREPARATORY ACTIVITIES

**Shall only commence upon completion of the following:**

1. All the appropriate **preparatory activities** such as, but not limited to:
  - cost-benefit analysis
  - feasibility studies
  - market research
  - for civil works: detailed engineering designs, regulatory clearances and right of way acquisitions

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# EPA: PREPARATORY ACTIVITIES

**Shall only commence upon completion of the following:**

2. Approval by the HoPE of the indicative APP and submission to:
  - the DBM in case of NGAs and GOCCs;
  - the respective governing boards for further approval in case of GOCCs under the Governance Commission for GOCCs (GCG) and submission to the latter; or
  - the Sanggunian in case of LGUs.

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# EPA: PREPARATORY ACTIVITIES

Shall only commence upon completion of the following:

3. Posting of the indicative APP on the agency's Transparency Seal.

**NOTE:** The Certificate of Availability of Funds shall not be required prior to the commencement of EPA. (GPPB Circular 05-2018, dated 18 May 2018)  
Procurement Planning Processes/Requirements

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# EPA: IMPLEMENTING GUIDELINES

PROCUREMENT PROJECTS	BASIS FOR COMMENCING THE CONDUCT OF EPA
<ul style="list-style-type: none"> <li>○ <b>Nationally-funded Procurement Projects</b></li> </ul>	<ul style="list-style-type: none"> <li>• Submission of the NEP to Congress (usually in July)</li> <li>• No EPA may be conducted without:               <ul style="list-style-type: none"> <li>- approved indicative APP</li> <li>- MYCA, if multi-year</li> </ul> </li> </ul>
<ul style="list-style-type: none"> <li>○ <b>Procurement Projects funded by corporate and local funds</b></li> </ul>	<ul style="list-style-type: none"> <li>• From the time the proposed corporate or local budget has been submitted to the approving authority.</li> </ul>
<ul style="list-style-type: none"> <li>○ <b>Foreign-assisted Procurement Projects</b></li> </ul>	<ul style="list-style-type: none"> <li>• From the approval of the NEDA Board as evidenced by the official notice of approval issued by the NEDA Secretariat; or</li> <li>• Upon issuance of a document or instrument issued by the foreign donor or financing institution explicitly stating that a loan is to be made available to the Philippines</li> </ul>

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# EPA: IMPLEMENTING GUIDELINES

PROCUREMENT PROJECTS	BASIS FOR COMMENCING THE CONDUCT OF EPA
<ul style="list-style-type: none"> <li>○ <b>Projects that are included in the budget of the Source Agency but shall be released directly to the Recipient Agency pursuant to a special provision in the NEP</b></li> </ul>	<ul style="list-style-type: none"> <li>• The special provision in the NEP shall be the basis of the recipient agency to conduct EPA</li> </ul>
<ul style="list-style-type: none"> <li>○ <b>For Procurement Projects funded in the budget of the Source Agency but to be implemented by the Recipient Agency</b></li> </ul>	<ul style="list-style-type: none"> <li>• A Memorandum of Understanding (MOU) between the Source Agency and the Recipient Agency shall be the basis of the Recipient Agency for the conduct of EPA.</li> </ul>
<ul style="list-style-type: none"> <li>○ <b>For Procurement Projects funded by forthcoming sub-allotments from the Central Office (CO) or Centrally-Managed Items</b></li> </ul>	<ul style="list-style-type: none"> <li>• The written approval from the CO identifying and authorizing the Implementing Unit to conduct an EPA shall be the basis for the undertaking said activity.</li> </ul>

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# EPA: PREPARATORY ACTIVITIES

The procuring entity shall:

- ❑ expressly provide in the bidding documents that the Procurement Project is undertaken through EPA.
- ❑ ensure that the prospective bidders are properly informed of the following:
  - ✔ rules and procedure of EPA;
  - ✔ fixed price rule in procurement;
  - ✔ extension of the bid validity and security;
  - ✔ validity of the eligibility requirements prior to the award of contract;
  - ✔ conditions of award; and
  - ✔ date of earliest delivery

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# EPA: AWARD OF CONTRACT

## When to Award

### *Rule 1:*

Notwithstanding the mandatory procurement timeline provided in Section 37 of RA No. 9184, Procurement Projects undertaken through EPA may be awarded **upon approval and effectivity** of the GAA, reenacted budget, appropriations ordinance, corporate budget or loan agreement, as the case may be.

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# EPA: AWARD OF CONTRACT

## When to Award

### *Rule 1:* Example.

NEP	ABC	LCRB	GAA
1 Million	1 Million	1 Million	1 Million

However, in the case of a reenacted budget, the PE **may only award the contract for Recurring Procurement Projects** and not for new Procurement Projects.

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# EPA: AWARD OF CONTRACT

## When to Award

### *Rule 2:*

If the amount authorized for a Procurement Project has been **reduced**, the PE may still make an award if the **contract price to be awarded is within the amount authorized in the GAA, reenacted budget, appropriations ordinance, corporate budget, or loan agreement regardless of the posted Approved Budget for the Contract (ABC).**

Example:

NEP	ABC	LCRB	GAA
1.2 Million	1.2 Million	1 Million	1 Million

# EPA: AWARD OF CONTRACT

## When NOT to Award

### *Rule 3:*

The HoPE shall not award any Procurement Project if the amount therefor has been **withdrawn** or in the event the **amount authorized** in the GAA, reenacted budget, appropriations ordinance, corporate budget, or loan agreement is **lower than the amount of contract to be awarded**.

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# EPA: AWARD OF CONTRACT

## When NOT to Award

### Rule 3:

Example 1:

Withdrawn

NEP	ABC	LCRB	GAA
1.5 Million	1.5 Million	1.3 Million	0

Example 2:

Below the contract to be awarded

NEP	ABC	LCRB	GAA
1 Million	1 Million	900 Thousand	800 Thousand

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# EPA: AWARD OF CONTRACT

## When NOT to Award

### *Rule 4:*

**In all instances, the HoPE has the authority to exercise the reservation clause under Section 41 of RA No. 9184, which grants the HoPE the right not to award the contract if, for any justifiable and reasonable ground, the award of the contract will not redound to the benefit of the government.**

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# EPA: AWARD OF CONTRACT

## When NOT to Award

### *Rule 5:*

Notwithstanding the approval and effectivity of the GAA, reenacted budget, appropriations ordinance, corporate budget or loan agreement, as the case may be, PEs shall not award contracts for **Procurement Projects requiring Special Allotment Release Order or Sub-Allotment Release Order until the same has been issued, secured or released.**

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# EPA: TOLLING OF PERIODS

Pending approval and effectivity of the GAA, corporate budget or appropriations ordinance, or the loan agreement in the case of FAPs, the following periods shall be tolled or suspended:

- ❑ the fifteen-day (15 day) period for the HoPE to approve the Resolution of the BAC and to issue the Notice of Award provided under Section 37; and
- ❑ the three-month (3-month) period within which to complete the procurement process, from the opening of bids up to the award of contract, under Section 38 of RA No. 9184.

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# EPA: TOLLING OF PERIODS

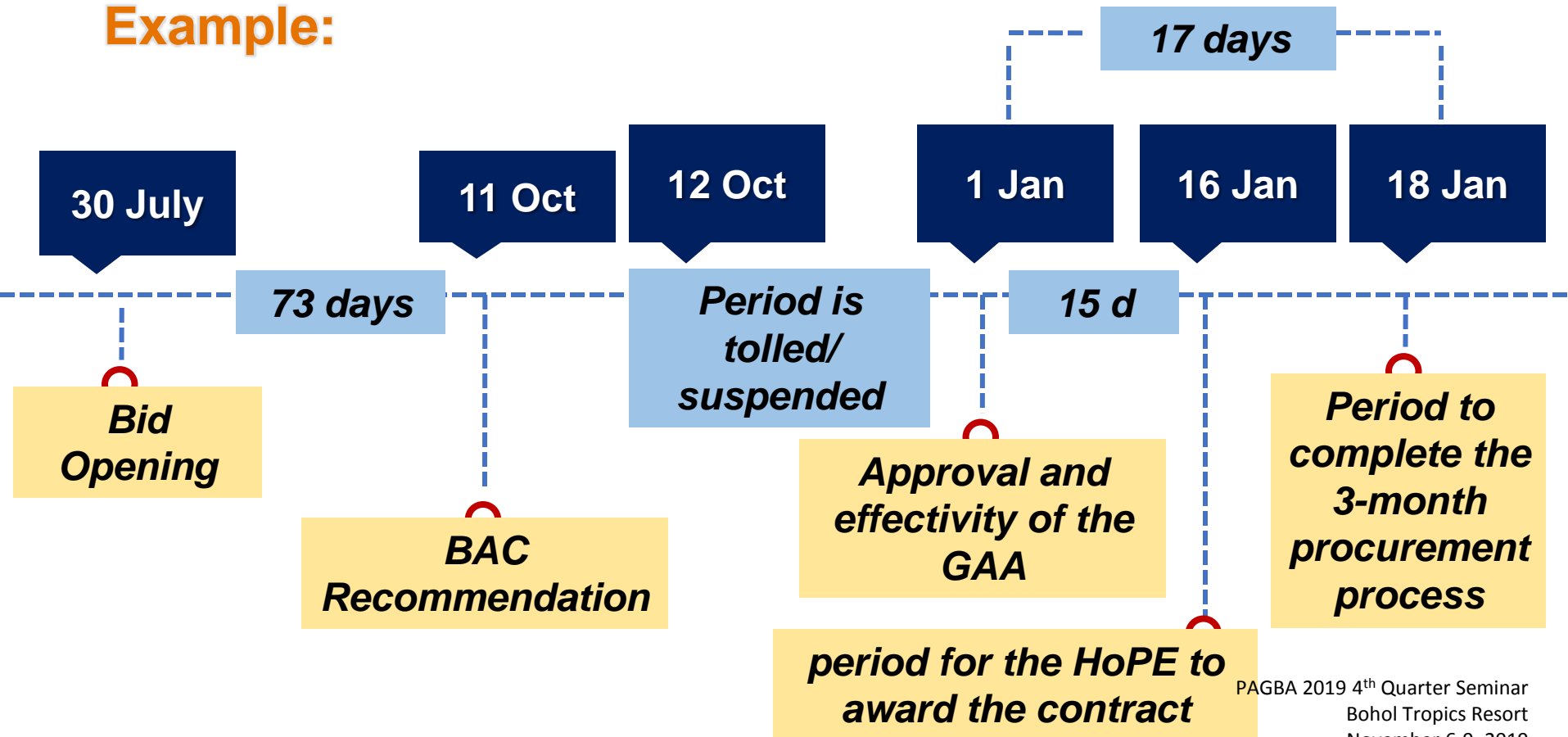
- ❑ The period of time for the award of contract and termination of the procurement process, as the case may be, **shall begin to run again upon the approval and effectivity of the GAA, reenacted budget, appropriations ordinance, corporate budget or loan agreement**, as the case may be.
- ❑ It shall NOT commence anew but rather, grants the HoPE the **balance of the remaining period** to award the contract or terminate the procurement process.

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# EPA: TOLLING OF PERIODS

## Example:



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# EPA: TOLLING OF PERIODS

## For example:

Bid Opening = 30 July

BAC Recommendation = 11 October

Period tolled/suspended beginning **12 October**

- The HoPE has **seventeen (17) days** to complete the procurement process from the approval and effectivity of the funding source. This is the period remaining from the 3-month period to complete the procurement process, i.e., 90 days less 73 days (or the period covering July 30 to October 11).

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# EPA: TOLLING OF PERIODS

## Cont.

If the approval and effectivity of the GAA is **1 January**, the 3-month period to complete the procurement process and the 15-day period for the HoPE to approve the contract shall run again and the HoPE has:

- (i) **15 days or until 16 January** to award; and
- (ii) **17 days or until 18 January** to complete the procurement process.

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# EARLY PROCUREMENT ACTIVITIES

The award of contract for Procurement Projects undertaken through EPA may be made only upon:

- approval and effectivity of their respective funding sources
- the reenactment of the previous year's budget

As soon as the funding source has been approved, regardless of the stage of the EPA, the indicative APP shall be revised, finalized and approved.

The final approved APP shall be submitted to the GPPB on or before the end of January of the budget year, and shall be posted.

# EARLY PROCUREMENT ACTIVITIES

The conduct of EPA from posting to recommendation of the BAC to the HoPE as to the award of the contract shall observe the mandatory timelines set forth in the IRR of RA No. 9184, including the period for re-bidding.

Awards made under EPA shall be reported in the Procurement Monitoring Report (PMR) under a column separate from the regular procurement activities.

For purposes of APCPI, the PE's compliance shall be adjusted considering the tolling of the periods as allowed.

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# **FRAMEWORK AGREEMENT**

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# BACKGROUND

- **GPPB Resolution No. 12-2017**, dated 10 April 2017, which took effect on 23 November 2017, provides the Guidelines on the Use of Framework Agreement
- Pilot tested by the Department of Budget and Management – Procurement Service (DBM-PS), Department of Education (DepEd), Department of Health (DOH) and Department of National Defense (DND)
- The GPPB has recently approved the use of Framework Agreement by all agencies

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# GUIDELINES ON FRAMEWORK AGREEMENT

## Definition of Framework Agreement

- It is in the nature of an 'option contract' between the PE and the bidder(s) granting the procuring entity the option to either place an order for any of the goods and services identified in the Framework Agreement List or not a buy at all within a minimum period of one year to a maximum of three years.

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# GUIDELINES ON FRAMEWORK AGREEMENT

## Instances for Entering Into Framework Agreement

- For necessary and desirable goods that are **repeatedly required by the procuring entity**, but by their nature, use, or characteristic, the quantity and/or exact time of need cannot be accurately pre-determined; and
- In case of expendable or non-expendable goods, it is inadvisable for the procuring entity to carry the same in stock or commit to purchase a certain quantity within a given period.

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# GUIDELINES ON FRAMEWORK AGREEMENT

## General Conditions (Cont.)

- Procurement shall be conducted following the procedures for **Competitive Bidding** provided in RA 9184 and its IRR, subject to Section 6 of the proposed Guidelines.
- Prices shall be **fixed price per unit or item or identified service.**

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# GUIDELINES ON FRAMEWORK AGREEMENT

## Competitive Bidding

- The **Invitation to Bid** shall indicate that the procurement will be subject to a Framework Agreement arrangement pursuant to these Guidelines, and shall state whether the Framework Agreement is subject to **Mini-Competition or Outright Determination of the LCRB.**

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# GUIDELINES ON FRAMEWORK AGREEMENT

## Competitive Bidding

- The procedures and requirements for **Competitive Bidding provided in RA 9184 and its IRR** shall apply but the determination of the LCRB will vary:
  - Outright Determination of LCRB; or
  - Determination of LCRB after Mini-Competition.

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# GUIDELINES ON FRAMEWORK AGREEMENT

## Competitive Bidding

### Outright Determination of LCRB

- For a duration of one (1) year
- Upon determination of the bidder with the LCRB, the HoPE shall award the option contract (Framework Agreement), in the form of a **Notice to Execute Framework Agreement**, to the bidder with the LCRB. This notwithstanding, actual purchase of the procuring entity shall only be made **upon issuance of Call-Off**.

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# GUIDELINES ON FRAMEWORK AGREEMENT

## Competitive Bidding

### Determination of LCRB After Mini Competition

- for a duration of two (2) to three (3) years
- The BAC shall initially determine compliance of bidders with the technical and financial aspects of the project, and recommend the execution of Framework Agreement to all complying bidders.

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# GUIDELINES ON FRAMEWORK AGREEMENT

## Competitive Bidding

### *Determination of LCRB After Mini Competition (Cont.)*

- The HoPE shall then issue to all complying bidders a **Notice to Execute a Framework Agreement**.
- The determination of the LCRB shall not be performed by the BAC until a **Mini-Competition** is conducted among the complying bidders to determine the bidder with the LCRB.

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# GUIDELINES ON FRAMEWORK AGREEMENT

## Framework Agreement

- Within ten (10) calendar days from receipt by the participating bidder(s) of the Notification to Execute a Framework Agreement with the Procuring Entity, the bidder shall **formally enter into a Framework Agreement** with the PE **for an amount of One Peso** to be paid by the PE as a consideration for the option granted to the PE to procure the items in the Framework Agreement List when the need arises.

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# GUIDELINES ON FRAMEWORK AGREEMENT

## Framework Agreement

- Executed within ten (10) calendar days from receipt by the participating bidder(s) of the Notification to Execute a Framework Agreement.
- Submission of a **Performance Securing Declaration** to guarantee the faithful performance by the supplier/service provider of its obligations.
- Payment of an amount of **One Peso** by the procuring entity as a consideration for the option granted to the procuring entity.

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# GUIDELINES ON FRAMEWORK AGREEMENT

## Framework Agreement

- Shall not state or imply any agreement by the procuring entity to place future contracts or make orders with the supplier/service provider.
- No modification of the Framework Agreement during its lifetime shall be allowed.
- Valid only for the period stated in the Bidding Documents which, in no case shall exceed three (3) years from the time the Framework Agreement was executed.

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# GUIDELINES ON FRAMEWORK AGREEMENT

## Call-Off

- Upon the determination of the need to procure the items or services, the PE will issue a **Call-Off**, immediately if single-year Framework Agreement, or after the conduct of Mini-Competition if multi-year Framework Agreement, in favor of the suppliers/service providers to obligate the latter to deliver or perform according to the terms and conditions stated in the Framework Agreement.

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# GUIDELINES ON FRAMEWORK AGREEMENT

## Call-Off

- No limit in the number of Call-Offs that may be executed. However:
  - Subsequent Call-Offs shall **not exceed the maximum quantity** in the Framework Agreement List;
  - The **fixed contract prices** rule shall be observed;
  - All executed Call-Offs shall **not exceed the total contract price** specified in the Framework Agreement.

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# GUIDELINES ON FRAMEWORK AGREEMENT

## Termination

- Without prejudice to the provisions of applicable laws, rules, and guidelines, the Framework Agreement shall automatically terminate under the following conditions:
  - When the **total maximum quantity** specified in the Framework Agreement **has been exhausted**;  
or
  - When the **specified duration** of the Framework Agreement **has expired**.

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# GUIDELINES ON FRAMEWORK AGREEMENT

## Repeat Order

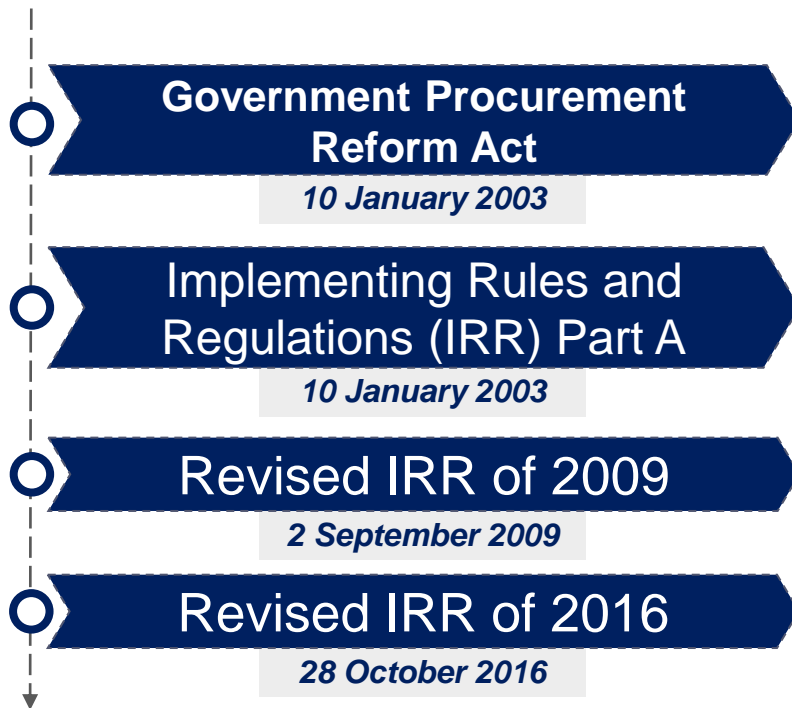
- Allowed after PE has exhausted maximum quantity for the same item or after the Framework Agreement has expired:
  - Subject to conditions under **Section 51.**
  - Repeat Order shall be availed of only within 6 months from the date of the last of final Call-Off for a specific item or from the expiration of the Framework Agreement.

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# **SANGGUNIANG KABATAAN (SK) PROCUREMENT**

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# GOVERNMENT PROCUREMENT REFORM ACT

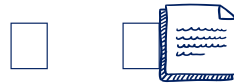


R.A. 9184 applies to all branches and/or instrumentalities of the government:

- **NGAs** - National Government Agencies
- **SUCs** - State Universities and Colleges
- **GOCCs** - Government Owned or Controlled Corporations
- **GFI** – Government Financial Institute
- **LGUs** – Local Government Units



# OVERVIEW: SANGGUNIANG KABATAAN



**Republic Act (RA) No. 10742**

## **Sangguniang Kabataan (SK) Reform Act of 2015**

- ✓ Recognition of youth's role in nation-building
- ✓ Establishment of mechanisms to empower the youth and ensure their meaningful participation to local governance

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# SK POWERS AND FUNCTIONS VIS-À-VIS GOVERNMENT PROCUREMENT



## Fiscal Autonomy

- ✓ Section 20(b) of RA 10742 states that the SK shall have financial independence in its operations, disbursements and encashment of their funds, income and expenditures.



## Contractual Authority

- ✓ Section 18(I) of RA 10742 authorizes the SK Chairperson to enter into contracts on behalf of the SK

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# SK PROCUREMENT



## SK as a Procuring Entity

Having financial independence, the SK shall have the capacity to act as a procuring entity

### SK Chairperson

Shall act as the Head of the Procuring Entity (HoPE)

### SK Bids and Awards Committee (BAC) Composition

The HoPE shall establish a BAC with at least five (5) but not more than seven (7) members

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# SK PROCUREMENT

## □ Functions of SK Chairperson as HopE



Designate the BAC Chairperson, Vice-Chairperson and the BAC members who are SK members except the SK Treasurer

- *SK BAC shall perform the functions enumerated in Section 12 of the 2016 Revised IRR of RA 9184*



Create BAC Secretariat

- *SK BAC Secretariat shall perform the functions enumerated in Section 14.1 of the 2016 Revised IRR of RA 9184*

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# SK PROCUREMENT

## □ Functions of SK Chairperson as HopE

- ✓ Ensure that the BAC, its Secretariat and TWG are sent to attend GPPB Recognized Training Activities
- ✓ Approve the Annual Procurement Plan
- ✓ Approve or disapprove recommendations of BAC
- ✓ Resolve protests and issue blacklisting orders
- ✓ Approve and submit the Procurement Monitoring Report to the GPPB
- ✓ Approve the Agency Procurement Compliance and Performance Indicators

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# SK PROCUREMENT

## □ SK Procurement Players



### BAC Technical Working Group (TWG)

- *The BAC may create a TWG from a pool of technical, financial, and/or legal experts or from the remaining SK members, or a member of the Katipunan ng mga Kabataan*
- *SK may also engage assistance of government personnel/officials, and consultants from the private sector/academe*






### End-User Representative

- *SK is itself the end-user unit*
- *The HoPE may designate a member of the SK, except the SK Treasurer, who shall be responsible for the preparation of the Project Procurement Management Plan*
- *End-User shall also undertake preparatory activities such as cost benefit analysis, feasibility studies and market research*

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# SK PROCUREMENT

SK without Sufficient Number of SK Members to Constitute a BAC

-  SK may outsource its procurement tasks in the event of insufficient number of BAC members
-  SK Chairperson may request the Barangay BAC where it belongs to undertake the procurement tasks through a Memorandum of Agreement
-  SK may ask the BAC of other procuring entities to undertake its procurement tasks if the Barangay is unable to undertake its procurement tasks

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# EFFECTS OF DELISTING

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# AUTHORITY OF GPPB TO DELIST

## Letter of Instructions (LOI) No. 755

- *Directs the Procurement Council to identify supplies, materials, and such other items needed by the government, which can be economically purchased through a centralized procurement.*

## Executive Order No. 359

- *Procurement Policy Board (PPB) mandates to promulgate rules and regulations related to procurement operations of PS, DBM and other government agencies.*
- *PPB mandates to conduct periodic evaluation of the effectiveness of the centralized procurement system, as carried out by the PS.*

## Section 63.4 of RA No. 9184

- *GPPB absorbed all the powers, functions and responsibilities of the PPB created under E.O. 359.*

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# **Procurement of Motor Vehicles**

PAGBA 2019 4<sup>th</sup> Quarter Seminar  
Bohol Tropics Resort  
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# PROCUREMENT OF MOTOR VEHICLES

## GPPB RESOLUTION NO. 20-2019

GPPB Resolution No. 21-2018

*18 October 2018*

Approving the inclusion of specified motor vehicles in the list of Common-Use Supplies and Equipment of the PS.

GPPB Resolution No. 08-2019

*22 April 2019*

Authorizing the Department of Budget and Management (DBM) and the PS to issue specific procedural guidelines in the operationalization of the centralized procurement of motor vehicles under AO No. 14.

Budget Circular No. 2019-2

*4 March 2019*

Guidelines Implementing Certain Provisions of AO No. 14, S. 2018

Budget Circular No. 2019-3

*16 May 2019*

Guidelines to Implement the Centralized Procurement of Government Motor Vehicles Pursuant to AO No. 14, S. 2018

GPPB Resolution No. 20-2019

*5 September 2019*

Approving the Delisting of Motor Vehicles in the List of Common-Use Supplies and Equipment of the Procurement Service

PAGBA 2019 4<sup>th</sup> Quarter Seminar  
at Palawan Resorts  
November 6-9, 2019

# PROCUREMENT OF MOTOR VEHICLES UNDER GPPB RESOLUTION NO. 20-2019

**NOW, THEREFORE**, for and in consideration of the foregoing, **WE**, the Members of the **GOVERNMENT PROCUREMENT POLICY BOARD**, by virtue of the powers vested on **US**, by law and other executive issuances, hereby **RESOLVE**, to confirm, adopt, and approve, as **WE** hereby confirm, adopt, and approve the following:

1. **DELIST** the motor vehicles used for: (i) the exercise of executive functions; (ii) transport of personnel, equipment, supplies, products and materials; (iii) transport of sick and/or injured persons; (iv) patrol operations; and (v) fire-fighting operations from the list of common-use supplies and equipment of the Procurement Service; and
2. **INFORM** the Office of the President, through the Executive Secretary, of the said action of the GPPB pursuant to Section 6 of AO No. 17, series of 2011 which mandates the GPPB to conduct periodic evaluation of the effectiveness of the performance of the centralized procurement system in terms of economy and efficiency.

This Resolution shall take effect immediately.

**APPROVED** this 5<sup>th</sup> day of September 2019 at Manila City, Philippines.

PAGBA 2019 4<sup>th</sup> Quarter Seminar  
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# PROCUREMENT OF MOTOR VEHICLES UNDER GPPB RESOLUTION NO. 20-2019



## Delisted Motor Vehicles



The exercise of executive functions;



Transport of personnel, equipment, supplies, products and materials;



Transport of sick and/or injured persons;



Patrol operations; and



Fire-fighting operations

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# GUIDANCE AS TO MOTOR VEHICLES

**NPM No. 019-2019**

- ❑ PEs are **no longer mandated** to procure motor vehicles from the PS.
- ❑ PEs may still opt to engage the PS as their procurement agent for the bidding of motor vehicles as the Resolution did not affect the provisions of Section 7.3.3(a)<sup>7</sup> of the 2016 revised IRR of RA No. 9184

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# **Government Fares Agreement (GFA)**

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Bohol Tropics Resort  
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# GOVERNMENT FARES AGREEMENT (GFA)

## GPPB RESOLUTION NO. 21-2019



PAGBA 2019 4<sup>th</sup> Quarter Seminar  
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# **GOVERNMENT FARES AGREEMENT (GFA) UNDER GPPB RESOLUTION NO. 21-2019**

**NOW, THEREFORE**, for and in consideration of the foregoing, **WE**, the Members of the **GOVERNMENT PROCUREMENT POLICY BOARD**, by virtue of the powers vested on **US**, by law and other executive issuances, hereby **RESOLVE**, to confirm, adopt, and approve, as **WE** hereby confirm, adopt, and approve the following:

1. **DELIST** airline tickets under the Government Fares Agreement from the list of CSE of the PS so that procuring entities are no longer mandated to purchase their airline ticket requirements from the GFA; and
2. **DIRECT** the GPPB-TSO to conduct a study on the modality where airline tickets may be best procured in terms of economy and efficiency.

This Resolution shall take effect immediately.

**APPROVED** this 5<sup>th</sup> day of September 2019 at Manila City, Philippines.

PAGBA 2019 4<sup>th</sup> Quarter Seminar  
Bohol Tropics Resort  
November 6-9, 2019

# GUIDANCE AS TO AIRLINE TICKETS

**NPM No. 019-2019**

- ❑ PEs are **no longer mandated** to procure their airline ticket requirements from the Government Fares Agreement (GFA) of the PS.
- ❑ PEs may still opt to engage the PS as their procurement agent and avail of the GFA as the Resolution did not affect the provisions of Section 7.3.3(a)<sup>8</sup> of the 2016 revised IRR of RA No. 9184

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# THANK YOU!

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