



Republic of the Philippines
PROVINCE OF ISABELA
City of Ilagan

OFFICE OF THE BIDS AND AWARDS COMMITTEE

RESOLUTION NO. 2022-65-046
Series of 2022

RESOLUTION RECOMMENDING THE PROVINCIAL GOVERNMENT OF ISABELA, REPRESENTED BY GOVERNOR RODOLFO T. ALBANO, III, FOR THE EMERGENCY PROCUREMENT OF RICE TO BE DISTRIBUTED TO THE CHILD DEVELOPMENT WORKERS OF DIST. I, II & III OF THE PROVINCE OF ISABELA AFFECTED BY THE CORONA VIRUS DISEASE IDENTIFIED AS "COVID-19"

WHEREAS, on March 9, 2020, the President signed Proclamation No. 922 declaring a State of Public Health Emergency throughout the Philippines upon the recommendation of the DOH following the confirmed local transmission of the novel coronavirus disease (COVID-19);

WHEREAS, the relevant government entities shall be capacitated to facilitate the sufficient and immediate assistance to its constituents, particularly on areas placed under extreme enhanced community quarantine;

WHEREAS, to effect responsive, accessible, comprehensive, efficient and immediate response to the needs of the constituents in the province of Isabela, not only in times of disasters, natural calamities, but also in epidemics, and such other unforeseen emergencies, there is an urgency to procure goods using the Negotiated Method of Procurement;

WHEREAS, Rule XVI Section 53.2 of R.A 9184, otherwise known as the Government Procurement Reform Act, provides for Negotiated Procurement as an Alternative Method of Procurement of Goods;

WHEREAS, Section 2(1), Article IX (D) of the 1987 Constitution provides, among others, that the Commission on Audit (COA) has the power, authority, and duty to examine, audit, and settle all accounts pertaining to the revenue and receipts of, and expenditures or uses of funds and property, owned or held in trust by, or pertaining to the Government;

WHEREAS, Section 2(2), Article IX (D) of the 1987 Constitution provides that the COA shall have exclusive authority to define the scope of its audit and examination, establish the techniques and methods required therefor, and promulgate accounting and auditing rules and regulations, including those for the prevention and disallowance of irregular, unnecessary, excessive, extravagant, or unconscionable expenditures or uses of government funds and properties;

WHEREAS, Republic Act (RA) No. 9184, otherwise known as the "Government Procurement Reform Act," took effect on 26 January 2003, while its 2016 revised Implementing Rules and Regulations (IRR) took effect on 28 October 2016;

WHEREAS, Section 63 of RA No. 9184 and its 2016 revised IRR authorizes the Government Procurement Policy Board (GPPB) to formulate public procurement policies, rules and regulations, and amend its IRR, whenever necessary;

WHEREAS, Section 4(k) of RA No. 11469 "An Act Declaring the Existence of a National Emergency Arising from the Coronavirus Disease 2019 (COVID-19) Situation and a National Policy in connection therewith, and Authorizing the President of the Republic of the Philippines for a Limited Period and Subject to Restrictions, to Exercise Powers Necessary and Proper to Carry out the Declared National Policy and for Other Purposes," otherwise known as the "Bayanihan to Heal as One Act," authorizes the President to adopt and implement measures needed to respond to the crisis brought by COVID-19, particularly under Section 4(11) thereof with respect to the procurement of the following, as the need arises, in the most expeditious manner, as exemptions from the provisions of RA No. 9184 and other relevant laws: "(1) Goods, which may include personal protective equipment such as gloves, gowns, masks, goggles, face shields; surgical equipment and supplies; laboratory equipment and its reagents; medical equipment and devices; support and maintenance for laboratory and medical equipment, surgical equipment and supplies; medical supplies, tools, and consumables such as alcohol, sanitizers, tissue, thermometers, hand soap, detergent, sodium hydrochloride, cleaning materials, povidone iodine, common medicines (e.g., paracetamol tablet and suspension, mefenamic acid, vitamins tablet and suspension, hyoscine tablet and suspension, oral rehydration solution, and cetirizine tablet and suspension); testing kits, and such other supplies or equipment as may be determined by the DOH and other relevant government agencies."

WHEREAS, upon review of the urgency to procure, where immediate action is necessary to restore vital public services specifically in the state of public health emergency, the committee decided unanimously to procure through the Negotiated Method;

WHEREAS, THE BIDS AND AWARDS COMMITTEE RESOLVES AS IT HEREBY RESOLVE TO RECOMMEND THE PROVINCIAL GOVERNMENT OF ISABELA, REPRESENTED BY GOVERNOR RODOLFO T. ALBANO, III, FOR THE EMERGENCY PROCUREMENT OF RICE TO BE DISTRIBUTED TO THE CHILD DEVELOPMENT WORKERS OF DIST. I, II & III OF THE PROVINCE OF ISABELA AFFECTED BY THE CORONA VIRUS DISEASE IDENTIFIED AS "COVID-19" THROUGH NEGOTIATED METHOD PURSUANT TO AND IN ACCORDANCE WITH SECTION 53 OF R.A. 9184;