

**BIDS AND AWARDS COMMITTEE (BAC)**  
**Resolution No. 2022-03-09**

**RECOMMENDING THE DELEGATION TO DPEO BULACAN THE CONDUCT OF  
NEGOTIATED PROCUREMENT - LEASE OF REAL PROPERTY AND VENUE AS  
AN ALTERNATIVE METHOD FOR THE LEASE OF REAL PROPERTY OF DPEO  
BULACAN UNDER ANNEX "H" OF 2016 IRR OF RA 9184**

March 18, 2022

**WHEREAS**, pursuant to Section 10 of Republic Act No. 9184, all procurement shall be done through competitive bidding, except as provided in Rule XVI of this IRR;

**WHEREAS**, Section 48.1 of the 2016 Implementing Rules and Regulations of Republic Act No. 9184 states that:

*"Subject to the prior approval of the HoPE, and whenever justified by the conditions provided in this Act, the Procuring Entity may, in order to promote economy and efficiency, resort to any of the alternative methods of procurement provided in this Rule. In all instances, the Procuring Entity shall ensure that the most advantageous price for the Government is obtained."*

**WHEREAS**, under Section J under Annex "H" of the 2016 Implementing Rules and Regulations of Republic Act No. 9184, the conduct of Shopping and Negotiated Procurement under Emergency Cases, Small Value Procurement and **Lease of Real Property and Venue may be delegated to the End-user unit or any other appropriate bureau, committee, or support unit duly authorized by the BAC** through a Resolution approved by the HOPE.

**WHEREAS**, the General Services Section submitted a Project Proposal for the Procurement for the Lease of Privately-Owned Real Property for DSWD Provincial Extension Office (DPEO) – Bulacan in response to the absence of a duly signed extension or renewal of Memorandum of Agreement with the City Government of Malolos, Bulacan pending issuance of a Sangguniang Panglunsod (SP) Resolution to this effect as well as health and safety issues due to limited floor space with its growing number of employees and clients;

**WHEREAS**, on the basis of the Project Proposal submitted by the General Services Section evidencing the need to relocate DSWD Provincial Extension Office – Bulacan (herein marked as Annex "A"), the Bids and Awards Committee (BAC) has found the exigency to procure in the most expedient way the lease of real property via the conduct of Negotiated Procurement – Lease of Real Property and Venue.

**WHEREAS**, due to the urgent nature of attendant circumstances, the BAC agreed to delegate to the End – User, DPEO - Bulacan, the conduct of procurement to efficiently and expeditiously deal with this need sought to be addressed in accordance with Section J of Annex "H" of the 2016 Implementing Rules and Regulations of Republic Act No. 9184, to wit:

*"XXX... The conduct of Shopping and **Negotiated Procurement** under Emergency Cases, Small Value Procurement and **Lease of Real Property and Venue** may be delegated to the **End-user unit or any other appropriate bureau, committee, or support unit** duly authorized by the BAC through a Resolution approved by the HOPE.*

XXX

*For Negotiated Procurement under Emergency Cases under Section 53.2, the HoPE, through an issuance for the purpose, may delegate to either the BAC or the **End-user unit or any other appropriate bureau, committee, support or procuring unit** the authority to directly negotiate with a legally, technically, and financially capable supplier, contractor, or consultant.*

**WHEREAS**, included in the project proposal submitted by the End-User is a copy of the PPMP showing that the budget shall be sourced from Rents -Buildings & Structures Expense of Pantawid Pamilyang Pilipino Program which the BAC concluded to propose to the Head of the Procuring Entity the amendment of the mode of procurement from Competitive Bidding to Negotiated Procurement considering the ABC. (Please see Annex "B");


**WHEREFORE**, the **BAC RESOLVES**, as it is hereby **RESOLVED**, for purposes of efficiency, expediency and economy, to recommend to the Head of the Procuring Entity the **delegation to the End-User, DPEO-Bulacan** the conduct of Negotiated Procurement – Lease of Real Property and Venue as an alternative method for the short-term lease of real property of DPEO Zambales pursuant to **Section J of Annex "H" of the 2016 Implementing Rules and Regulations of Republic Act No. 9184** and the corresponding amendment of the mode of procurement to this effect..

**RESOLVED**, this 18th of March 2022 at DSWD-Regional Office III.

  
**VENUS F. REBULDELA**  
Chairperson, BAC

  
**ARMONT C. PECINA**  
Vice Chairperson, BAC

**RENANN M. MACAPINLAC**  
Member, BAC

  
**PRISCILA C. TIOPENGCO**  
Member, BAC

**MARITES D. LIWANAG**  
Member, BAC

**ATTY. JESSA G. BERNARDO**  
Member, BAC

**Approved**

**Disapproved**

  
**MARITES M. MARISTELA, CESO III**  
Regional Director  
(per Special Order No. 2479, Series of 2019)