



Republic of the Philippines
PRESIDENTIAL COMMUNICATIONS OPERATIONS OFFICE
Malacañang, Manila

BAC RESOLUTION NO. 014
Series of 2017

SUBJECT: BAC RESOLUTION RECOMMENDING APPROVED BUDGET FOR THE CONTRACT, AND NEGOTIATED PROCUREMENT AS AN ALTERNATIVE MODE OF PROCUREMENT ON THE LEASE OF VENUE FOR THE MEDIA CENTER FOR THE ASEAN FINANCE MINISTERS AND CENTRAL BANK GOVERNORS MEETING IN CEBU (APRIL 3 - 7, 2017)

DATE :

WHEREAS, the Presidential Communications Operations Office (PCOO) through the 2017 General Appropriations Act (GAA) of the Office of the President (OP) / PCOO, pursuant to Administrative Order No. 48 creating the National Organizing Council (ASEAN-NOC) for ASEAN 2017 under which PCOO is the chair of the Committee on Media Affairs and Strategic Communications (CMASC), and by virtue of the 22 March 2016 Memorandum of Agreement between the Department of Foreign Affairs and the PCOO, intends to lease a venue for the set-up of a Media Center (MC) from April 3 to 7, 2017 for the ASEAN Finance Ministers and Central Bank Governors Meeting in Cebu, per ASEAN 2017 updated Notional Calendar of Meetings;

WHEREAS, pursuant to the 2017 GAA, the OP/PCOO has been appropriated PHP 1,457,697,000.00 for ASEAN related activities, under which the 2017 ASEAN SUMMIT Budget Proposal has allocated PHP 150,200,000.00 for Media Center venue rental (total), with a specific budget of PHP 2,730,000.00¹ for Media Center for the ASEAN Finance Ministers and Central Bank Governors Meeting.

WHEREAS, pursuant to the TWG letter-recommendation dated March 24, 2017, the set up of a MC to accompany said meeting at Shangri-La Island Resort is an important facility for broadcasters and journalists as it provides them the tools and amenities to perform their functions. The MC is necessary to engage the citizens and mass media on matters of regional and fiscal governance in the ASEAN by providing and monitoring media accreditation, orderly communications management and accurate reporting by provincial, national and international media correspondents covering the event;

¹Copy of 2017 ASEAN SUMMIT Budget Proposal attached as Annex "A" (see Meeting No. 15, Item: IMC Venue Rent, IMC Construction and Aesthetics).

WHEREAS, the TWG reviewed the circumstances behind the lease of a venue for the set-up of MC for the **ASEAN Finance Ministers and Central Bank Governors Meeting in Cebu** and recommended that, taking into consideration the need for prudence and economy in government service, the suitability and proximity of areas in relation to the mandate of the CMASC, the level of security required for the attending international and local media, and the remaining period of less than one (1) week before the schedule of said ASEAN Ministerial Meeting, the lease of the venue can better be procured through the alternative mode of procurement;

WHEREAS, the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184 provides that the lease of publicly owned real property or venue from other government agencies is preferred. In view, however, of the foregoing venues identified by the ASEAN-NOC for the **ASEAN Finance Ministers and Central Bank Governors Meeting in Cebu**, there are no other suitable publicly owned facilities that will accommodate the specifications for the set-up of the MC, and the CMASC is constrained to undertake the lease of a privately owned venue for the MC;

WHEREAS, Rule XVI, Section 48.1 of the Revised IRR of R.A. No. 9184 provides 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, Sec. 53 of the R.A. No. 9184 provides that Negotiated Procurement is a method of procurement of Goods, whereby the Procuring Entity directly negotiates a contract with a technically, legally and financially capable supplier;

WHEREAS, lease of venue is included in the instances where the alternative mode of Negotiated Procurement may be allowed under R.A. 9184 and its 2016 Revised IRR;

WHEREAS, considering the urgency and the time required for the set-up of the Media Center for the **ASEAN Finance Ministers and Central Bank Governors Meeting** in Cebu, resort to Negotiated Procurement, as an alternative mode of procurement, shall be more beneficial and will ensure that the CMASC can timely secure a proper venue for the IMC.

NOW, THEREFORE, on the basis of the foregoing, the BAC resolves, as it is hereby resolved, to recommend: (a) under Sec. 48.3 of the 2016 Revised IRR of R.A. 9184, to the Head of the Procuring Entity (HoPE) that the lease of the venue for the set-up of Media Center (MC) from April 3 to 7, 2017 for the **ASEAN Finance Ministers and Central Bank Governors Meeting** covered under the 2017 General Appropriations Act of the OP/PCOO, be procured under Negotiated Procurement; and (b) the Approved Budget for the Contract (ABC) in the amount of **Two Million Seven Hundred Thirty Thousand Pesos (PHP 2,730,000.00)**.

RESOLVED, at the PCOO Conference Room, New Executive Building, Malacañang, Manila.

(original signed)

ATTY. NOEL GEORGE P. PUYAT
Chairperson

(original signed)

ATTY. OMAR V. ROMERO
Vice-Chairperson

(original signed)

JOSE L. OGRIMEN JR.
Member

(original signed)

ATTY. JUDIE ROSE T. DIMAYUGA
Member

(original signed)

MA. ALMA A. FRANCISCO
Member

(original signed)

GEORGE A. APACIBLE
Provisional Member

ATTY. KRISTIAN R. ABLAN
Provisional Member

Approved by: /

(original signed)

ATTY. ENRIQUE L. TANDAN III
Undersecretary and authorized representative
of the Head of Procuring Entity