

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

Eighteenth Congress
First Regular Session



HOUSE BILL NO. 3495

Introduced by **Representative JOEY SARTE SALCEDA**

AN ACT
EXPEDITING THE PROCUREMENT OF SCIENCE, ENGINEERING,
TECHNOLOGY AND RESEARCH EQUIPMENT AND SPECIALIZED
SUPPLIES AND MATERIALS, AMENDING FOR THE PURPOSE
SECTION 4 OF REPUBLIC ACT NO. 9184, OTHERWISE KNOWN
AS THE GOVERNMENT PROCUREMENT REFORM ACT

EXPLANATORY NOTE

This bill seeks to expedite the utilization of needed supplies and equipment of Science, Technology and Research and Development projects amending for the purpose Republic Act No. 9184, otherwise known as the "Government Procurement Reform Act (GPRA)."

Section 4 of RA 9184 states the following:

"Scope and Application. – This Act shall apply to the Procurement of Infrastructure Projects, Goods and Consulting Services, regardless of source of funds, whether local or foreign, by all branches and instrumentalities of government, its departments, offices and agencies, including government-owned and/or controlled corporations and local government units, subject to the provisions of Commonwealth Act No. 138. Any treaty or international or executive agreement affecting the subject matter of this Act to which the Philippine Government is a signatory shall be respected."

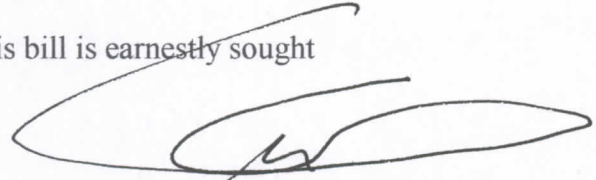
The foregoing provision basically mandates all government agencies, regardless of amount of the procurement activity, to comply and observe the provisions of R.A. 9184.

The 1987 Philippine Constitution fully recognized that science and technology are essential for national development and progress and mandating that the State shall give priority to education, science and technology, sustained efforts to promote the advancement of science, engineering and technology research and education is hereby declared as a national priority concern in view of their indispensability in achieving national development and growth and international competitiveness of the Philippines in the fields of science, engineering and technology.

The conduct of R&D in the country is hampered among other things by the procedures of R.A. 9184 wherein the funds usually could no longer be utilized to acquire needed goods, materials, supplies and equipment because of constraining procurement procedures,

It is in this light that this measure seeks to exempt procurement of goods for Science, Technology and Research and Development projects with a threshold of not more than Php100,000.00.

In view of the foregoing, the passage of this bill is earnestly sought

A handwritten signature in dark ink, consisting of a large, sweeping loop followed by a smaller, more intricate mark.

JOEY SARTE SALCEDA

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Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

SECTION 1. Section 4 of Republic Act No. 9184, otherwise known as the “Government Procurement Reform Act”, is hereby amended to read as follows:

“Section 4. Scope and Application. – This act shall apply to the Procurement of Infrastructure Projects, Goods and Consulting Services, regardless of source of funds, whether local or foreign, by all branches and instrumentalities of government, its departments, offices and agencies, including government-owned and/or-controlled corporations and local government units, subject to the provisions of Commonwealth Act No. 138. Any treaty or international or executive agreement affecting the subject matter of this Act to which the Philippine government is signatory shall be observed.

HOWEVER, FOR THE PROCUREMENT OF SCIENCE, ENGINEERING, TECHNOLOGY AND RESEARCH EQUIPMENT, AND SPECIALIZED SUPPLIES AND MATERIALS, THIS ACT SHALL NOT APPLY IN CASE THE AMOUNT OF THE GOODS AND

**EQUIPMENT TO BE PROCURED ARE NOT MORE THAN ONE
HUNDRED THOUSAND PESOS (PHP100,000.00).”**

SEC. 2. *Repealing Clause.* – Section 4 of Republic Act No. 9184, otherwise known as the “Government Procurement Reform Act”, as well as other laws, decrees, executive orders and proclamations, rules and regulations or parts thereof inconsistent with this Act, are hereby repealed, or amended or modified accordingly.

SEC. 3. *Effectivity.* – This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in a newspaper of general circulation.

Approved,