

NEGOTIATED PROCUREMENT: SCIENTIFIC, SCHOLARLY OR ARTISTIC WORK, EXCLUSIVE TECHNOLOGY AND MEDIA SERVICES

Overview

This mode of procurement may be adopted for Scientific, Scholarly or Artistic Work, Exclusive Technology, and Media Services, where the Goods, Infrastructure Projects, or Consulting Services may be contracted to a particular supplier, contractor, or consultant, as determined by the Head of the Procuring Entity (HoPE). In view of the nature of the information to be disseminated and in adherence to the principles of transparency, efficiency, and economy, the Procuring Entity may award the contract to more than one (1) supplier.

Conditions

This mode of Negotiated Procurement may be resorted to in any of the following conditions:

-  a) Work of art; commissioned work or services for creative design or a specific artist skill (e.g., singer, performer, poet, writer, painter, sculptor, etc.);
-  b) Restorative works for the conservation of historical and culturally significant structures and artworks;
-  c) Scientific, academic, scholarly work or research, or legal services;
-  d) Highly specialized life-saving medical and biotech equipment and devices, medicine, supplies, materials, tools and consumables, as certified by the Department of Health (DOH);
-  e) Scientific, technical, economic, business, trade or legal journal, magazine, paper, subscription, or other exclusive statistical publications and references; or
-  f) Media documentation, advertisement, or announcement through television, radio, newspaper, internet, and other communication media.

#NGPAREADY

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Due to the nature of the information to be disseminated, alongside principles of transparency, efficiency and economy, the award to more than one (1) supplier may be made by the Procuring Entity.

Process

Under this mode of procurement, the following procedure shall be observed:

- a) The BAC shall undertake the negotiation with a technically, legally, and financially capable supplier, contractor, or consultant based on the Technical Specifications, Scope of Work or Terms of Reference prepared by the End-User or Implementing Unit.

- b) Upon successful negotiation, the BAC shall recommend the award of contract to the HoPE in accordance with Section 66 of this IRR.