

## Defense Cooperation Agreements and Inventory- Based Items

# NEGOTIATED PROCUREMENT



Direct negotiation with an **agency or instrumentality of another country** with which the Philippines has entered into a defense cooperation agreement or otherwise maintains diplomatic relations when the procurement involves **major defense equipment or materiel or defense-related consultancy services.**



Direct negotiation with a **supplier or manufacturer** in procuring **inventory-based items, pertaining to major defense equipment or materiel.**

*(Reference: RA No. 12009, IRR Section 35.8)*

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AGENCY OR INSTRUMENTALITY OF ANOTHER COUNTRY	SUPPLIER OR MANUFACTURER IN PROCURING INVENTORY-BASED ITEMS
<ul style="list-style-type: none"> <li>✔ Secretary of DND deemed it necessary to protect the interest of the country;</li> <li>✔ Expertise or capability required is not locally available; <b>AND</b></li> <li>✔ Defense equipment or materiel or defense related consultancy services to be procured is included in the AFP Modernization Program previously approved by the President.</li> </ul>	<ul style="list-style-type: none"> <li>✔ Direct negotiation will address compatibility, interoperability, and sustainability;</li> <li>✔ Supplier or manufacturuer has full and satisfactorily implemented contract of the same item with the DND or its bureaus or attached agencies or law enforcement agencies; <b>AND</b></li> <li>✔ Supplier or Manufacturer shall provide performance security.</li> </ul>

(Reference: RA No. 12009, IRR Section 35.8)

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## Law Enforcement Agencies (LEA)



(Reference: RA No. 12009, IRR Section 35.8)