



PAMBANSANG KOMISYON PARA SA KULTURA AT MGA SINING

BIDS AND AWARDS COMMITTEE

BAC RESOLUTION NO. 2024-008

A RESOLUTION RECOMMENDING THE ADOPTION OF NEGOTIATED PROCUREMENT SECTION 53.6 SCIENTIFIC, SCHOLARLY OR ARTISTIC WORK, EXCLUSIVE TECHNOLOGY AND MEDIA SERVICES AS THE ALTERNATIVE METHOD OF PROCUREMENT FOR THE DESIGN AND FABRICATION OF FLOAT FOR 126th INDEPENDENCE DAY ON JUNE 12, 2024 FOR THE DEPARTMENT OF PUBLIC INSTRUCTION AGENCY CLUSTER

WHEREAS, pursuant to Administrative Order No. 8, s. 2023, an Inter-agency Committee (IAC) was created for the commemoration of the 125th Anniversary of Philippine Independence Day and Nationhood.

WHEREAS, the Inter-agency Committee has agreed to conduct an Independence Day Parade and presentation of Inter-agency floats as part of the activities and programs

WHEREAS, one of the floats under the branches and departments category is the Department of Public Instruction (DPI) which was assigned to the Department of Education (DepEd), Department of Science and Technology (DOST), Commission on Higher Education (CHED), University of the Philippines (UP), Philippine Space Agency (PSA), and the National Commission for Culture and the Arts (NCCA);

WHEREAS, the NCCA, in line with its mandate to support and encourage artistic creation, safeguard, develop and promote Filipino culture and the arts, and has been tasked with procuring the design and fabrication of a float, leveraging its network of creatives capable of handling the project;

WHEREAS, the amount of **Two Million Pesos (Php2,000,000.00)** has been allotted by the DepEd for the Production of the Department of Public Instruction float, and to be transferred to the NCCA in accordance with the conceptual design approved by the cluster;

WHEREAS, the amount of **One Million Two Hundred Thousand Pesos (Php1,200,000.00)** has been approved under board resolution no. 2024-385 as counterpart funding of the NCCA, to support the 126th Philippine Independence Day Celebration;

WHEREAS, on 21 May 2024, the Public Affairs and Information Office (PAIO) of the NCCA Secretariat, submitted Purchase Request No. 24-05-817, Technical Specifications, and Market Study to the Bids and Awards Committee (BAC) for the **Design and Fabrication of**

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Republic of the Philippines Office of the President

NATIONAL COMMISSION FOR CULTURE AND THE ARTS

633 General Luna Street, Intramuros, 1002 Manila / Tel. 527-2192 to 98 / Fax 527-2191 & 94 / e-mail: info@ncca.gov.ph / website: www.ncca.gov.ph



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Float for the 126th Independence Day on June 12, 2024 for the Department of Public Instruction Agency Cluster;

WHEREAS, the NCCA Bids and Awards Committee (NCCA-BAC) conducted a Pre-procurement conference on 23 May 2024;

WHEREAS, as a general rule, all procurement shall be done through competitive bidding except whenever justified by the conditions in order to promote economy and efficiency, may resort to Rule XVI Alternative Methods of Procurement of the 2016 Revised Implementing Rules and Regulations (RIRR) of Republic Act (RA) No. 9184, otherwise known as the Government Procurement Reform Act;

WHEREAS, Rule XVI Alternative Methods of Procurement Section 53 of the 2016 Revised IRR of RA 9184, allows an agency to resort to Negotiated Procurement;

WHEREAS, further, Section 53.6 of the said Revised IRR can be resorted where Goods, Infrastructure projects, and Consulting services can be contracted from a technically, legally, and financially capable supplier, contractor, or consultant as determined by the Head of the Procuring Entity (HOPE), for any of the following requirements: *(a) Work of art; commissioned work or services of an artist for a specific artist skill (e.g., Singer, poet, writer, painter, sculptor, etc.); (b) Scientific, academic, scholarly work or research, or legal services; (c) Highly-specialized life-saving medical equipment, as certified by the Department of Health (DOH); (d) Scientific, technical, economic, business, trade or legal journal, magazine, paper, subscription, or other exclusive statistical publications and references; or (e) Media documentation, advertisement, or announcement through television, radio, newspaper, internet, and other communication media.*

WHEREAS, the Design and Fabrication of Float for the 126th Independence Day on June 12, 2024 for the Department of Public Instruction Agency Cluster would require creative and artistic expertise;

WHEREAS, the BAC after taking into consideration all relevant factors, finds that the awarding of the procurement for the Design and Fabrication of float for the 126th Independence Day on June 12, 2024 for the Department of Public Instruction Agency Cluster may be done under Section 53.6 Scientific, Scholarly or Artistic Work, Exclusive Technology and Media Services;

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NOW, THEREFORE, We, the members of the Bids and Awards Committee, hereby **RESOLVE** as it is hereby **RESOLVED**

- a. To recommend to the Head of Procuring Entity (HoPE) to resort to **Negotiated Procurement Section 53.6 of the 2016 Revised Implementing Rules and Regulations** as the Alternative Method of Procurement.

RESOLVED, at the NCCA Building, Intramuros, Manila, this 23rd day of May 2024.


MYLA T. BUAN
Member


RENEE C. TALAVERA
Member


VANESSA M. NICOLAS
Member

MARICEL C. DIAZ
Member


SUSAN C. DAYAO
Vice Chairperson


MARICHU G. TELLANO
Chairperson


ERIC B. ZERRUDO, PhD
Executive Director &
Head of the Procuring Entity (H.o.P.E)

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