

**Republic of the Philippines  
Province of Cebu  
CITY OF NAGA**



*Excerpt from the minutes of the regular session of the Sangguniang Panlungsod of the City of Naga, Cebu held on June 25, 2014 at the Session Hall, City of Naga, Cebu.*

Present:

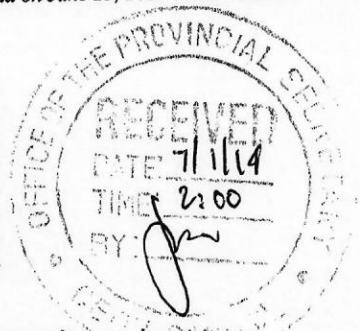
- HON. DELFIN R. SEÑOR
- HON. ALEXANDER R. LARA
- HON. VIRGILIO M. CHIONG
- HON. ELMER Q. LAPITAN
- HON. NILO B. ALINSONORIN
- HON. CARMELINO N. CRUZ
- HON. RODRIGO A. NAVARRO
- HON. AFSHIN MARK K. SEÑOR
- HON. LETECIA F. ABANGAN
- HON. AURELIO B. ALINSONORIN

- Vice Mayor/Presiding Officer
- Sangguniang Panlungsod Member
- Sangguniang Panlungsod Member
- Sangguniang Panlungsod Member
- Sangguniang Panlungsod Member
- Sangguniang Panlungsod Member
- Sangguniang Panlungsod Member
- Sangguniang Panlungsod Member
- Sangguniang Panlungsod Member
- ABC President

Absent:

- HON. VENCI R. DEL MAR
- HON. OTHELLO M. CHIONG

- Sangguniang Panlungsod Member-attending an o.b. activity
- Sangguniang Panlungsod Member-attending an o.b. activity



**ORDINANCE NO. 2014-009**

**AN ORDINANCE IMPOSING THE STANDARD RATES FOR THE SALE OF BIDDING DOCUMENTS**

Be it ENACTED, by the Sangguniang Panlungsod of the City of Naga, Cebu that:

**SECTION 1. RATIONALE.**

As provided in Section 17.4 of the Implementing Rules and Regulations (IRR) of Republic Act 9184, bidders may be imposed to pay for bidding documents to recover the cost of their preparation and development undertaken the Bids and Awards Committee. Thus, on February 20, 2006, Ordinance No. 2006-001 was enacted to effect the collection of the sale of bidding documents.

On February 24, 2012, the Government Procurement Policy Board (GPPB) has issued Appendix 25 of the Implementing Rules and Regulations of Republic Act 9184, s. of 2012 entitled "Guidelines on the Sale of Bidding Documents". The said guidelines are formulated to provide standard rates for the sale of bidding documents to rationalize the fees, primarily to regulate its price and to lessen the exercise of discretion of procuring entities.

The Bids and Awards Committee of the City of Naga, Cebu, in its Resolution No. 2014-002-E recommends for the approval to adopt the standard rate for the sale of bidding documents as provided under Appendix 25 of the IRR of R.A.9184, with primary reason to avoid buy-out or nuisance suppliers/contractors and likewise to augment funds for the payment of honoraria, legal assistance & indemnification package for BAC members & its support staff and for the procurement of supplies and equipments necessary for the efficient operation of the BAC Office.

**SECTION 2. IMPOSITION OF FEES.** There shall be charged and collected fees for the sale of bidding documents from prospective bidders, the standard rates provided for under Appendix 25 of the IRR of R.A.9184, indicated herein as follows:

**APPROVED BUDGET FOR THE CONTRACT MAXIMUM COST OF BIDDING DOCUMENTS (in Philippine Peso):**

P500,000.00 and below	P 500.00
More than 500,000.00 up to 1 Million	1,000.00
More than 1 Million up to 5 Million	5,000.00
More than 5 Million up to 10 Million	10,000.00
More than 10 Million up to 50 Million	25,000.00
More than 50 Million up to P500 Million	50,000.00
More than 500 Million	75,000.00

Section 3. AUTHORIZED TO COLLECT FEES. The City Treasurer or his/her authorized representative is hereby authorized to collect the amount as provided for in Section 2 of this ordinance.

Section 4. UTILIZATION OF FUNDS. All funds collected in this ordinance shall be utilized for the payment of honoraria as provided for in Budget Circular No. 2004-5A dated October 7, 2005, for procurement of office supplies and equipments and to augment funds for the procuring entity's legal assistance and indemnification package as provided in the Guidelines for Legal Assistance and Indemnification of Bids and Awards Committee Members and its support staff.

Section 5. REPEALING CLAUSE. Ordinance No. 2006-001, s. 2006 of the then Sangguniang Bayan of the Municipality of Naga, Cebu and all other ordinances, resolutions which are inconsistent with any of the provisions of this ordinance are hereby repealed or modified accordingly.

Section 6. SEPARABILITY CLAUSE. If any portion of this Ordinance shall be declared by a competent authority or court as unconstitutional, the other portions not so declared as such shall remain valid and operative.

Section 7. EFFECTIVITY. This ordinance shall take effect ten (10) days after from the date of posting as required under Section 59 of R.A. 7160.

UNANIMOUSLY APPROVED/ENACTED this 25<sup>th</sup> day of June 2014, on motion of Hon. Elmer Q. Lapitan, seconded by Hon. Afshin Mark K. Señor.

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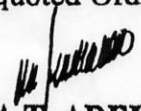
June 27, 2014

I HEREBY CERTIFY to the correctness of the afore-quoted Ordinance taken from the minutes on file.

ATTESTED BY:

  
**DELFIN R. SEÑOR**

Vice Mayor/Presiding Officer

  
**DELZA T. ARELLANO**  
Secretary to the Sanggunian

APPROVED BY:

  
**VALDEMAR M. CHIONG**  
Mayor