

Republika ng Pilipinas  
PAMBANSANG PANGASIWAAN NG PATUBIG  
(National Irrigation Administration)  
Lungsod ng Quezon

MC # 72, s. 1990

INFO

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MEMORANDUM CIRCULAR

TO : THE DEPUTY ADMINISTRATOR, ASSISTANT ADMINISTRATORS,  
REGIONAL IRRIGATION MANAGERS, PROJECT/OPERATIONS  
MANAGERS, DEPARTMENT MANAGERS AND STAFFS, PROVINCIAL  
IRRIGATION ENGINEERS, IRRIGATION SUPERINTENDENTS AND  
ALL OTHERS CONCERNED

SUBJECT : Authority of the administrator to Enter Into Negotiated  
Contracts, Pursuant to Board Resolution No. 5960-90,  
series of 1990

In line with the policy of the Agency to decentralize authority and in order to expedite the procurement process in support of the implementation of the projects of NIA, the Administrator is hereby authorized to enter into and approve negotiated contracts for the procurement of supplies, materials, equipment and public services under any of the following situations as allowed under Executive Order No. 301 dated July 26, 1987:

- a. Whenever the supplies are urgently needed to meet an emergency which may involve the loss of or danger to life and/or property;
- b. Whenever the supplies are to be used in connection with a project or activity which cannot be delayed without causing detriment to the public service;
- c. Whenever the materials are sold by an exclusive distributor or manufacturer who does not have sub-dealers selling at lower prices and for which no suitable substitute can be obtained elsewhere at more advantageous terms to the government;
- d. Whenever the supplies under procurement have been unsuccessfully placed on bid for at least two consecutive times, either due to lack of bidders or the offers received in each instance were exorbitant or non-conforming to specifications;
- e. In cases where it is apparent that the requisition of the needed supplies through negotiated purchase is most advantageous to the government to be determined by the Agency; and

f. Whenever the purchase is made from an agency of the government

The ceiling amounts shall be as follows:

1. Contracts for public service and/or furnishing of equipment up to P2 Million per contract; and
2. Contracts for furnishing of supplies, office equipment and materials up to P1 Million per contract.

In the exercise of this delegated authority the Administrator shall submit to the Board for its information a monthly report of the negotiated contracts entered into/approved.

This Memorandum Circular takes effect immediately and supersedes/amends all previous issuances or parts thereof inconsistent with the above.

(SGD.) JOSE B. DEL ROSARIO, JR.  
Administrator

10 October 1990