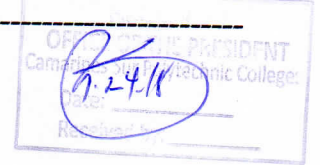


Excerpt from the minutes of the meeting of the Bids and Awards Committee (BAC-GOODS) held on January 22, 2018 at the Board Room, 2nd Floor, Administration Building, CSPC, Nabua, Camarines Sur.

BAC Resolution No. 027, s. 2018



A RESOLUTION RECOMMENDING TO THE COLLEGE PRESIDENT THE PROCUREMENT OF MATERIALS FOR THE REPAIR OF THE PHOTOCOPIER AT PRESIDENT'S OFFICE BE DONE THROUGH DIRECT CONTRACTING.

WHEREAS, the Camarines Sur Polytechnic Colleges is a State College, financed by the national government, existing and operating under the laws of the Republic of the Philippines;

WHEREAS, purchase requests with approved budget for the contracts and project procurement management plans for the **Procurement of Materials for the Repair of the Photocopier at President's Office** in the amount of **Twenty One Thousand Nine Hundred Seventy Five Pesos (P21,975.00) Only** was forwarded to the Bids and Awards Committee for appropriate action and recommendation;

WHEREAS, the Bids and Awards Committee (BAC GOODS) of the Camarines Sur Polytechnic Colleges held its meeting on **January 22, 2018** to determine the mode of procurement that will be adopted pursuant to the provisions of RA 9184 and its Implementing Rules and Guidelines (IRR).

WHEREAS, Section 50 of the Republic Act 9184 states in whole as:

"Section 50. Direct Contracting – Direct Contracting may be resorted to only in any of the following conditions:

- (a) Procurement of Goods of proprietary nature, which can be obtained only from the proprietary source, i.e. when patents, trade secrets and copyrights prohibit others from manufacturing the same item;**
- (b) When the Procurement of critical components from a specific manufacturer, supplier or distributor is a condition precedent to hold a contractor to guarantee its project performance, in accordance with the provisions of his contract; or**
- (c) Those sold by an exclusive dealer or manufacturer, which does not have sub-dealers selling at lower prices and for which no suitable substitute can be obtained at more advantageous terms to the Government."**

WHEREAS, since the requested items bears intellectual property right and being patented in nature and by virtue of the attached Letter dated December 18, 2017 issued by the AEE Computer Online Network, Inc. the exclusive distributor of the leading IT store posted by the BAC as a collegial body deems it wise to recommend the same to the College President the said request through direct contracting.