



IN RE: ANNUAL PROCUREMENT PLAN FOR CALENDAR YEAR (CY) 2024 OF THE
MWSS REGULATORY OFFICE

RO RESOLUTION NO. 2024-05

WHEREAS, Section 7.1 of the Republic Act (R.A.) No. 9184 “Government Procurement Reform Act” provides:

All procurement shall be within the approved budget of the Procuring Entity and should be meticulously and judiciously planned by the Procuring Entity. Consistent with government fiscal discipline measures, only those considered crucial to the efficient discharge of governmental functions shall be included in the Annual Procurement Plan (APP). For purposes of this IRR, a procurement project shall be considered crucial to the efficient discharge of governmental functions if it is required for the day-to-day operations or is in pursuit of the principal mandate of the Procuring Entity concerned. The APP shall include provisions for foreseeable emergencies based on historical records. In the case of Infrastructure Projects, the APP shall consider the appropriate timing/phasing of related project activities, such as, engineering design and acquisition of right-of-way site or location, to reduce/lower project costs.

WHEREAS, Section 7.2 of R.A. No. 9184 provides:

No procurement shall be undertaken unless it is in accordance with the approved APP, including approved changes thereto. The APP must be consistent with the duly approved yearly budget of the Procuring Entity and shall bear the approval of the HoPE or second-ranking official designated by the HoPE to act on his behalf.

WHEREAS, on 29 September 2023, the RO *en banc* issued RO Resolution No. 2023-23 resolving to approve the Indicative Annual Procurement Plan (APP) for CY2024 with a total procurement amount of Forty-Five Million Eight Hundred Fifteen Thousand Eight Hundred Eight Pesos and 64/100 (PhP45,815,808.64);

WHEREAS, the proposed Corporate Operating Budget (COB) of the MWSS Regulatory Office (RO) for CY2024 amounting to One Hundred Eighty-Nine Million Nine Hundred Seventy-Seven Thousand Pesos (PhP189,977,000.00), which includes programs, activities, and projects under the attached APP.¹ The APP includes details such as the mode of procurement and the procurement timelines of the programs, activities, and projects in the COB;

The highlights of the APP for CY2024 of MWSW RO are as follows:

1. Procurements under Competitive Bidding

Programs, Activities, and Projects	Amount (PHP)
Customer Satisfaction Survey	4,500,000.00
Analytical Services for Water Supply Monitoring Program	6,626,840.00
Analytical Services for Wastewater Effluent Monitoring Program	6,990,390.00
Janitorial Services	2,126,000.00
Security Services	2,700,000.00
Total	22,817,230.00

¹ Annex “A.”



2. Summary of Procurements under Alternative Methods

Programs, Activities, and Projects	Amount (PHP)
Direct Contracting	3,816,220.00
Direct Retail Purchase	1,838,319.00
Community Participation	1,005,270.00
Negotiated Procurement (NP) – Lease of Real Property and Venue	363,000.00
NP – Agency to Agency	4,481,000.00
NP – Small Value Procurement	11,326,316.27
Shopping under Section 52.1.b	3,421,453.37
Total	26,248,578.64

WHEREAS, as per OGCC Opinion No. 386, series of 2021, the RO *en banc* shall now be considered as the HoPE of the MWSS RO for purposes of procurement under RA No. 9184;

WHEREAS, on 01 January 2024, the General Appropriations Act (GAA) for CY 2024 of the MWSS RO took into effect with total appropriations amounting to Php168,397,000.00;

WHEREAS, comparisons between the indicative APP and APP as per GAA shows a variance of Php3.250 million which is directly attributable to the Regulatory Financial Audit;

WHEREAS, Section 6.1 of GPPB Circular No. 06-2019 provides:

As soon as the funding source of the Procurement Project has been approved, regardless of the stage of the EPA, the indicative APP shall be revised and approved in accordance with Section 7.2 of the 2016 revised IRR of RA No. 9184.

WHEREAS, the Bids and Awards Committee (BAC) is mandated by R.A. No. 9184, to prepare the APP to be approved by the HoPE;

WHEREAS, Section 14.1 (i) of the revised Implementing Rules and Regulation (IRR) of RA No. 9184 provides that the BAC Secretariat is tasked to consolidate the Project Procurement Management Plan from various units of the Procuring Unit to make them available for review as indicated in Section 7 of the IRR and prepare the APP;

WHEREAS, Section 7.3.4 of R.A. No. 9184 provides that the indicative APP and budget proposal shall be simultaneously submitted to the HoPE and/or other oversight bodies for approval;

WHEREAS, the APP was meticulously and judiciously reviewed by the MWSS RO BAC, which was favorably endorsed to the RO *en banc* for the approval of the APP for CY 2024 with a total procurement amount of Forty-Nine Million Sixty-Five Thousand Eight Hundred Eight Pesos and 64/100 (Php49,065,808.64)², provided that the contents of which shall be strictly consistent with the proposed COB for 2024;

NOW THEREFORE, in consideration of the foregoing premises, in a meeting held on 29 January 2024, the RO *en banc*, with a quorum being present and acting throughout, hereby **RESOLVES**, as it is hereby **RESOLVED**, to **APPROVE** the following:

² Annex “B.”
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1. the Annual Procurement Plan for CY2024 with a total procurement amount of **FORTY-NINE MILLION SIXTY-FIVE THOUSAND EIGHT HUNDRED EIGHT PESOS AND 64/100 (PHP49,065,808.64)**; and


2. the Authorization of the Chief Regulator to sign the approved Annual Procurement Plan for CY2024 using the form prescribed by the Government Procurement Policy Board.

SO ORDERED.

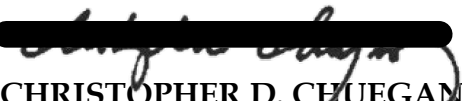
29 January 2024, Quezon City.


PATRICK LESTER N. TY
Chief Regulator


CLAUDINE B. OROCIO-ISORENA
Deputy Administrator
Administration and Legal Affairs


EVELYN B. AGUSTIN
Deputy Administrator
Technical Regulation


LEE ROBERT M. BRITANICO
Deputy Administrator
Customer Service Regulation


CHRISTOPHER D. CHUEGAN
Acting Deputy Administrator
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