

**FIFTEENTH CONGRESS OF THE REPUBLIC  
OF THE PHILIPPINES**  
*First Regular Session*

OFFICE OF THE SECRETARY

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**SENATE**

Senate Bill No. 764

RECEIVED BY

**INTRODUCED BY SEN. JINGGOY EJERCITO ESTRADA**

**EXPLANATORY NOTE**

The Government Procurement Reform Act (Republic Act 9184) dated January 10, 2003 was enacted primarily to eradicate graft and corruption in the government procurement system. The law likewise aims to minimize wastage and thus maximize utilization of our government's meager resources.

This bill seeks to remove any ambiguity in the interpretation of the scope and application of RA 9184 by amending Section 4 thereof to make it very clear that it applies to all government procurement activities, regardless of source of funds, whether local or foreign, and that only treaties or international or executive agreements entered into by the government prior to its enactment shall be exempt from its coverage.

Immediate passage of this bill is earnestly sought.

  
**JINGGOY EJERCITO ESTRADA**  
Senator

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AN ACT  
AMENDING SECTION 4 OF REPUBLIC ACT 9184, OTHERWISE KNOWN AS  
THE "GOVERNMENT PROCUREMENT REFORM ACT"

*Be it enacted by the Senate and the House of Representatives of the Philippines  
in Congress assembled:*

**SECTION 1.** Section 4 (Scope and Application) of Republic Act 9184 shall  
be amended to read as follows:

"Section 4. Scope and Application -This Act shall apply to  
the Procurement of Infrastructure Projects, Goods and  
Consulting Services, regardless of source of funds,  
whether local or foreign, by all branches and  
instrumentalities of government, its departments, offices  
and agencies, including government-owned and/or-  
controlled corporations and local government units,  
subject to the provisions of Commonwealth Act No. 138.  
Any treaty or international or executive agreement  
affecting the subject matter of this Act [to which]  
ENTERED INTO BY the Philippine Government [is a  
signatory] BEFORE THE PASSAGE OF THIS ACT shall  
be; respected."

**SEC. 2. Effectivity Clause** -This Act shall take effect fifteen (15) days after  
its publication in at least two (2) national papers of general circulation.

*Approved,*