

SEVENTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)

Office of the Secretary
16 JUL 19 AM 1:17

SENATE
S. No. 466

Introduced by Senator Antonio "Sonny" F. Trillanes IV

AN ACT
AMENDING SECTION 4 OF REPUBLIC ACT NO. 9184, OTHERWISE KNOWN AS
THE GOVERNMENT PROCUREMENT REFORM ACT ON ITS SCOPE AND
APPLICATION

EXPLANATORY NOTE

The Government Procurement Reform Act (Republic Act No. 9184) enacted on January 10, 2003 was envisioned to employ the much needed reforms in the country's procurement system. Ten years after its enactment, corruption in the public and private sector in the country is still pervasive and deep-rooted, according to both government and international sources.

In the case of the fertilizer fund scam during the past administration, a number of foundations, peoples' organizations, non-government organizations and associations have become agents for money laundering transactions, together with the National Agricultural and Fisheries Council, a regular attached agency of the Department of Agriculture. Findings of the Anti-Money Laundering Council (AMLC) revealed that a firm - Livelihood Corporation - where former Undersecretary Bolante of the Department of Agriculture transferred P172.6 million to Molugan Foundation, Inc. and P40 million to Assembly of Gracious Samaritan Foundation, Inc. (AGS). AMLC also found out that Molugan Foundation transferred P38 million to the AGS.

In this light, this Act seeks to amend the Government Procurement Reform Act by including private institutions, non-government organizations, people's organizations and other private entities that receive government monies in the coverage of the Procurement Act. It is hoped that the enactment of this measure would make implementation far stricter and would tighten the registration and regulation of private entities, NGOs, and POs.

In view of the foregoing, immediate approval of this measure is earnestly sought.


ANTONIO "SONNY" F. TRILLANES IV
Senator

1 **SEC. 2. *Repealing Clause.*** – Any other law, presidential decree or issuance,
2 executive order, letter of instruction, administrative order, proclamation, charter, rule or
3 regulation and/or parts thereof contrary to or inconsistent with the provisions of this Act is
4 hereby repealed, modified or amended accordingly.

5

6 **SEC. 3. *Effectivity Clause.*** – This Act shall take effect fifteen (15) days following its
7 publication in the Official Gazette or in two (2) newspapers of general circulation.

Approved,