

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig, Metro Manila

4th SPECIAL TESDA BOARD MEETING
22 August 2018, Wednesday, 9:00 A.M.
7th Floor TESDA Board Room, Office of the Chair
Taguig City, Metro Manila

Resolution No. 2018-21

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**AFFIRMING THAT THE TESDA BOARD IS THE
HEAD OF THE PROCURING ENTITY (HOPE)**

WHEREAS, Section 8 of Republic Act No. 7796, otherwise known as the "Technical Education and Skills Development Act of 1994," grants the Technical Education and Skills Development Authority (TESDA) Board the power to enter into, make, execute, perform and carry out domestic and foreign contracts subject to existing laws, rules and regulations;

WHEREAS, Section 8 of Republic Act No. 7796, otherwise known as the "Technical Education and Skills Development Act of 1994," grants the Technical Education and Skills Development Authority (TESDA) Board the power to allocate resources, based on the Secretariat's recommendation for the programs and projects it shall undertake pursuant to approved National technical Education and Skills Development Plan;

WHEREAS, in the exercise of this power, the TESDA Board, upon the agreement of the Director General of TESDA and Secretary of Department of Labor and Employment (DOLE) as the Chair of the TESDA Board, assumes the duties and responsibilities of the Head of the Procuring Entity (HoPE) as prescribed by Republic Act No. 9184 and its 2016 Revised Implementing Rules and Regulations;

WHEREAS, under Section 5 (b) of Rule I of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184, the approval of the budget for the contract is lodged with the HoPE. Nonetheless, the Board decided that the approved budget for the contract (ABC) shall be recommended by the Director General before approval of the Board;

WHEREAS, upon recommendation of the Director General, the TESDA Board in its capacity as the HoPE shall designate at least five (5) but not more than seven (7) members to the BAC of unquestionable integrity and procurement proficiency pursuant to Section 11.2 of Rule V of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184;

WHEREAS, the award of contract shall be made by the TESDA Board upon recommendation of the Bids and Awards Committee (BAC), the Committee on Finance and its Sub-Committee on Procurement and the Director General pursuant to Section 37 of Rule XI of the 2016 Revised Implementing Rules and Regulations of Republic Act No. 9184;

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WHEREAS, for this purpose, the Board shall adopt streamlined guidelines on procurement of goods and services and shall create a Committee on Procurement which shall be under the Finance Committee;


WHEREAS, the composition of the Technical Working Group (TWG) organized by the Bids and Awards Committee shall be subject for approval by the Director General;

WHEREAS, in its capacity as the HoPE, the TESDA Board shall exercise other duties and responsibilities assigned by Republic Act No. 9184 and its Revised Implementing Rules and Regulations to the HoPE;


NOW, THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED, that the TESDA Board in its meeting today, 22 August 2018 at 9:00 A.M., affirms that the HoPE of TESDA is the TESDA Board and that all powers, duties and responsibilities prescribed by Republic Act No. 9184 and its 2016 Revised Implementing Rules and Regulations to the HoPE shall be exercised by the TESDA Board.

BE IT RESOLVED FINALLY, that copy of this Resolution shall be disseminated to all concerned.

Approved this 22nd day of August 2018.


ATTY. MAMARICO L. SANSARONA, JR.
TESDA Board Secretary

Attested by:


USEC. LORNA D. DINO
Department of Education
TESDA Board Designated Chair