



Republic of the Philippines  
**Department of Education**  
Procurement Management Service

BIDS AND AWARDS COMMITTEE V  
**Resolution to Hire Consultants No. 2020-LS1(001)-BV-NPHTC-016**  
September 09, 2020

**WHEREAS**, the Department of Education (DepEd), through the Legal Service, is in need of highly technical consultants, with a total approved budget for the contract (ABC) in the amount of **Philippine Peso Four Hundred Twenty Thousand and 00/100 (PhP 420,000.00)** only, detailed to wit:

Position	Quantity	Monthly Salary (PhP)	Amount (PhP)
Highly Technical Consultant	3	35,000.00	420,000.00
Total (PhP)			420,000.00

Copies of approved Authority to Procure (ATP) dated January 28, 2020, and approved CY 2020 Annual Procurement Plan (APP) are attached and marked as Annex "A";

**WHEREAS**, assignment of the provisional members of the DepEd-Bids and Awards Committee (BAC) V for this project was approved through Office Order dated February 27, 2020; copy of the Office Order is attached and marked as Annex "B";

**WHEREAS**, the end-user proposed to engage the services of Atty. Shyanne T. Juan-Monera, J.D., Atty. Mykedox Knoel T. Cuchapin, LLM, and Atty. Hendrix C. Bongalon for the period of four (4) months only through Negotiated Procurement – Highly Technical Consultants (NP-HTC); copies of the proposed consultants' valid IDs, BIR Certificates of Registration, and PhilGEPS Registration Numbers are attached and marked as Annex "C";

**WHEREAS**, the BAC determined that the expertise of the proposed consultants is highly technical and not within the capability of DepEd; copies of the Terms of Reference, Curricula Vitae, end-user's justification and certification to hire from Bureau of Human Resource and Organizational Development (BHROD) dated May 04, 2020 are attached and marked as Annex "D";

**WHEREAS**, the BAC, in the conduct of the procurement activity for the subject project, has undertaken due diligence and exerted best efforts to ensure faithful compliance with the provisions of R.A. 9184, its implementing rules and regulations, relevant laws and issuances;


**WHEREAS**, Negotiated Procurement-Highly Technical Consultants (NP-HTC) is provided under Section 53.7 of the Republic Act (R.A.) 9184 and its Implementing Rules and Regulations (IRR) as an alternative mode of procurement, in the case of individual consultants or partnerships hired to do work that is **(i) highly technical or proprietary**, Provided, however, That the term of the individual consultants shall, at the most, be on a **six (6) - month** basis, renewable at the option of the appointing Head of the Procuring Entity, but in no case shall exceed the term of the latter;


**WHEREFORE**, all premises considered, the Committee resolves as it is hereby resolved to recommend to the Secretary of Education, the hiring of highly technical consultants, for the above-mentioned project through use of Negotiated Procurement – Highly Technical Consultants in accordance with Section 53.7 of R.A. 9184 and its Implementing Rules and Regulations (IRR), in the total amount of **Philippine Peso Four Hundred Twenty Thousand and 00/100 (PhP 420,000.00)** only, inclusive of VAT, to wit:


<i>Position</i>	<i>Name of Consultant</i>	<i>Monthly Salary (PhP)</i>	<i>Contract Duration</i>	<i>Amount (PhP)</i>
Highly Technical Consultant  <i>(Commercial Law, particularly in relation to Intellectual Property for the Legal Service)</i>	Atty. Shyanne T. Juan-Monera, J.D.	35,000.00	Four (4) Months	140,000.00

<p>Highly Technical Consultant</p> <p><i>(Civil Law, including but not limited to Obligations and Contract for the Legal Service)</i></p>	<p>Atty. Mykedox Knoel T. Cuchapin, LLM</p>	<p>35,000.00</p>	<p>Four (4) Months</p>	<p>140,000.00</p>
<p>Highly Technical Consultant</p> <p><i>(Education Laws and the Rights of a Child)</i></p>	<p>Atty. Hendrix C. Bongalon</p>	<p>35,000.00</p>	<p>Four (4) Months</p>	<p>140,000.00</p>
<p><b>TOTAL</b></p>				<p><b>420,000.00</b></p>


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**DIOSDADO M. SAN ANTONIO**  
Undersecretary and Chairperson  
Date Signed: 29 Sept. 2020

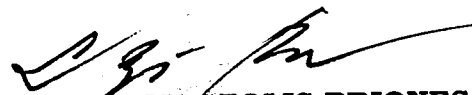
  
**RAMON FIEL G. ABCEDE**  
Assistant Secretary and Vice-Chairperson  
Date Signed: 9.28.2020

  
**ROBERT M. AGUSTIN**  
Director IV and Regular Member  
Date Signed: 09.28.2020

**ALBERT JEROME C. ANDRES**  
Provisional Member  
Date Signed: \_\_\_\_\_

  
**CHARLES CEDRICK C. MAGHIRANG**  
Provisional Member  
Date Signed: 9.28.2020

A P P R O V E D:

  
**LEONOR MAGTOLIS BRIONES**  
Secretary  
Head of Procuring Entity  
Date Signed: \_\_\_\_\_