



## **GCG MEMORANDUM CIRCULAR NO. 2013 – 03 (RE-ISSUED)**

**SUBJECT : COORDINATION AND ALIGNMENT OF MAJOR DEVELOPMENT PROJECTS OF THE GOCC SECTOR**

**DATE : 21 FEBRUARY 2014**

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1. **BACKGROUND AND PURPOSE.** – Executive Order (E.O.) No. 43, s. 2011, organized the Cabinet into five (5) clusters to serve as the primary mechanism of the Executive Department for directing all efforts towards the realization of the Social Contract with the Filipino People and its 5 Key Result Areas.

The Governance Commission has been formally integrated into the Economic Development Cluster (EDC) pursuant to its mandate under Section 2 of the "GOCC Governance Act of 2011" (R.A. No. 10149), which, among others, gears it towards the Key Result Area of promoting "rapid, inclusive, and sustained economic growth".

This Circular has thus been issued to:

- (a) Balance the principle of operational autonomy in the GOCC Sector with the need for inter-agency coordination towards paving the way for the convergence of the GOCC Sector and the National Government in pursuing inclusive and sustainable economic growth and development;
- (b) Clarify in operational terms the interfacing of R.A. No. 10149 with the "Public-Private Partnership (PPP) Law" (R.A. No. 7718), which requires every GOCC, whether Chartered or Nonchartered, to submit for approval their PPP Projects to the Investments Coordination Committee (ICC) of the National Economic Development Authority (NEDA) and/or the NEDA Board, regardless of whether such projects are part of a GOCC's list of priority projects or corporate plans; and
- (c) Address policy gaps wherein Major Development Projects or Major Contracts may be ancillary to the primary purpose of a GOCC and yet are not required under existing laws to go through any competitive or regulatory process, such as but not limited to, leasing out government property to a private sector entity under Executive Order No. 301, s. 1987.

2. **DECLARATION OF POLICIES.** – All GOCCs shall plan and execute their respective Major Development Projects pursuant to the following policies:

- (a) Unsolicited proposals are not favored, and preference for public bidding and/or solicited projects shall be the general rule, pursuant to R.A. No. 7718, as well as the "Government Procurement Reform Act" (R.A. No. 9184); and

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