



BAC Resolution No. 2024-0910-232 (Bravo)

**SUBJECT: RECOMMENDING FOR THE APPROVAL OF THE PROJECT ENTITLED
PROGRAM OF WORK FOR THE WORLD AERONAUTICAL CHART (WAC)-
ICAO 1:1,000,000**

WHEREAS, the Program of Work for the World Aeronautical Chart (WAC)- ICAO 1:1,000,000, an AIS project was forwarded to the Bids and Awards Committee- Bravo of the Civil Aviation Authority of the Philippines (CAAP-BAC Bravo) for its procurement. The project has an approved budget from a Certificate of Availability of Funds for Modification of Sixteen Million Pesos (PHP16,000,000.00). A copy of the CAF-Modification #087 dated 26 September 2024 is herein attached as *Annex "A"*;

WHEREAS, a Management Service Agreement (MSA) was executed by the International Civil Aviation Organization and the Civil Aviation Authority of the Philippines wherein it provides under Section 3.1 of the said agreement that ICAO may acquire, at the request and on behalf of CAAP and wit conformity with the Agreement and ICAO's Procurement Code, the necessary equipment and services described in the Annex(es) to this Agreement. A copy of the Management Service Agreement is hereto attached as *Annex "B"*;

WHEREAS, the Committee received a letter from the Aeronautical Information Service dated 03 October 2024, justifying the mandatory nature of the World Aeronautical Chart (WAC)-ICAO 1:1,000,000 to ensure accurate aeronautical information for safe air navigation, that the procurement of the WAC chart is crucial to comply with ICAO requirements, maintain up-to-date aeronautical information, uphold regulatory standards and support seamless air navigation in line with ICAO guidelines. A copy of the justification letter was hereto attached as *Annex "C"*;

WHEREAS, in the Special Board Meeting dated 21 October 2024, the World Aeronautical Chart Project was discussed wherein it shows that the project World Aeronautical Chart was under the MSA between ICAO and CAAP. Deputy ASEC Cynthia Pelayo stated that upon review of the Department of Foreign Affairs's Legal Office, the MSA was commercial in nature and principally governed by domestic law, and as such, it was not an international agreement that required the DFA's review and endorsement, further she reiterated the two documents were not in the purview of an international agreement because the ICAO is an international organization and the signing of the MSA is within the corporate powers of the Authority. A copy of the Minutes of the Meeting is hereto attached as *Annex "D"*;



WHEREAS, during the BAC-Bravo regular meeting on 22 November 2024, the End-user requested for the Mode of Procurement of the Project be done through Negotiated Procurement and the Resolution of Award to the International Civil Aviation Organization which the TWG then recommended. The Committee resolved to approve the request of the end-user. A copy of the Minutes of the Meeting is hereto attached as *Annex "E"*;

WHEREAS, in a Legal Pass made by the Enforcement and Legal Service the End-user sufficiently justified to the Committee that Negotiated Procurement is more efficient and economical to the government pursuant to Section 53.13.c of the IRR of RA 9184 and considering the unavailability of WAC for the Philippines as verified by NAMRIA, that procurement from other international suppliers is costly and that ICAO offers strategic expertise in navigating the Procurement Process. A copy of the Legal Pass is hereto attached as *Annex "F"*

WHEREAS, Sec. 53.13.c of the Revised IRR of RA 9184 provides that: ***United Nations Agencies, International Organizations or International Financing Institutions. Procurement from specialized agencies of the United Nations, International Organizations or International Financing Institutions, of any of the following: (c) Goods, Infrastructure Projects and Consulting Services, involving advanced technologies, techniques and innovations not locally available as certified by the HoPE, when it is most advantageous to the government.;***


NOW THEREFORE, premises considered, the **CAAP-BAC (Bravo)**, acting upon the recommendation of BAC-TWG (Bravo), hereby **RESOLVES** to **APPROVE** the award of the project, in the amount of **Two Hundred Seventy Thousand Dollars (\$270,000.00)** (*Sixteen Million Pesos (PHP16,000,000.00)*) to **International Civil Aviation Organization** pursuant to Sec 53.13.c of the IRR of R.A. 9184.

IN WITNESS WHEREOF, the CAAP-BAC Bravo hereby signed this Resolution No. 2024-0910-232 (Bravo) on this 28 November 2024 at the Civil Aviation Authority of the Philippines, Pasay City, Metro Manila.




ATTY. DANJUN G. LUCAS
BAC- Chairperson (Bravo)



MGEN RICARDO C BANAYAT (RET)
Vice-Chairperson


FRANK EDWARD G. MARTY
Member


ENGR. JAIME M. COSEP
Member


JESSELYN P. HEJE
End- User

Approved by:


CAPTAIN MANUEL ANTONIO L. TAMAYO
Director General

