



BOARD RESOLUTION NO. 503
Series of 2013

**IMPLEMENTING STRICT COMPLIANCE WITH THE SPECIAL LICENSE
REQUIREMENT TO CONCERNED JOINT VENTURE/CONSORTIUM
BEFORE BIDDING**

WHEREAS, Sec. 38 of RA 4566, otherwise known as the Contractor's License Law, expressly provides that it is unlawful for two or more contractors to jointly submit a bid without first having secured an additional license for acting in the capacity of a joint venture or any such combination thereof;

WHEREAS, Sec. 10.3 of Rule 10 of the Implementing Rules and Regulations (IRR) of RA 4566 specifically requires a joint venture or consortium to secure an additional license for it to be legally authorized to submit a bid in the form of a special license otherwise known as a joint venture license or consortium license as the case may be;

WHEREAS, despite reminders from PCAB, project owners continue to allow a joint venture/consortium to participate in biddings without requiring the necessary joint venture or consortium license which is an indispensable requirement to qualify as bidder;

WHEREAS, there are instances when construction projects are awarded to a joint venture/consortium who had no joint venture/consortium license at the time of bidding;

WHEREAS, the practice of project owners allowing an unlicensed joint venture/consortium to participate in the bidding is a blatant disregard of the provisions of RA 4566 and the IRR which must be curbed and nipped in the bud;

WHEREAS, PCAB sees the need to strictly enforce the provisions of law on the requirement for a joint venture/consortium license so that all contractors, individual or in combination thereof, must possess the necessary license during the bidding for a particular project.

NOW THEREFORE, for and in consideration of the foregoing premises, the Board RESOLVES as it is hereby RESOLVED, that PCAB shall no longer accept any special license application for a joint venture or consortium license which is presented for filing on the date of the bidding itself or thereafter.

This Resolution shall take effect 17 December 2013.

SO ORDERED.

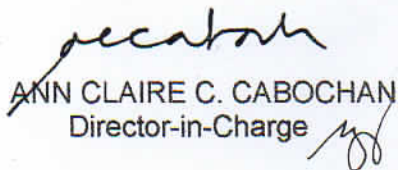
16 December 2013, Makati City, Philippines.



RAMON F. ALLADO
Chairman


VICTORINO V. LAHOZ
Member


FAROUK M. MACARAMBON, SR.
Member

Attested by:


ANN CLAIRE C. CABOCHAN
Director-in-Charge


RENE E. FAJARDO
Board Secretary