

DENR MEMORANDUM ORDER
No. 01

SUBJECT: Amendment to Provision No. 5, Letter (d) on Posting and Publication, DENR Memorandum Order No. 36, Series of 1988.

In order to avoid deterioration of highly perishable confiscated forest products and to preserve its economic value, provision No. 5, letter (d) of DENR Memorandum Order No. 36, Series of 1988 should read as follows:

d. Posting and Publication

The invitation to Bid and Notice of Sale (Annex "D") shall be posted in at least three (3) conspicuous places in the DENR local offices, as the case may be, and in other public places, and it shall be published in at least two (2) newspapers of general circulation for three (3) consecutive days, the last publication of which shall be fifteen (15) days before the opening of the bids. In areas where there is no local newspaper, the posting of notices at least thirty (30) days before the opening of the bids shall be deemed sufficient. Likewise, Letter of Invitation to Bid (Annex "E") shall be sent to prospective bidders such as the PWPA representative, furniture association manufacturers and all sawmills in the locality to inform them of the scheduled public auction sale and of the description of the forest products available for bidding.

IN CASE OF HIGHLY PERISHABLE CONFISCATED FOREST PRODUCTS LIKE RATTAN, THE FIFTEEN (15) DAYS PERIOD BEFORE OPENING OF BIDS MAY BE SHORTENED. TO ENSURE WIDER COVERAGE OF THE NOTICE OF BIDDING, THE SALE MAY BE AIRED IN A GOVERNMENT STATION IN ADDITION TO THE PUBLICATIONS AND NOTICES IN PUBLIC BUILDINGS.

In case of rebidding, the Invitation to Rebid and Notice of Sale shall be published in the same newspaper of general circulation at least once every week for three (3) consecutive weeks the last publication of which shall be one (1) week before the scheduled rebidding.

If after a rebid, no qualified bids are submitted, negotiated sale may be authorized with the approval of the DENR Secretary.

The Secretary may also authorize, negotiated sale in cases where the value of the forest products is less than ₱50,000 and the prospective buyers are engaged in furniture and similar industries, and in other cases when social equity is involved. In the latter case, the Regional Executive Director, upon prior clarification with the Undersecretary for Field Operations, may segregate the bidding into small lots. It is understood that the cost of sale shall be deducted from the bidding price.

All other provisions of DENR Memorandum Order No. 36, Series of 1988 which are not inconsistent herewith shall remain in full force.

FULGENCIO S. FACTORAN, JR.
Secretary

Signed on January 25, 1989