

GOVERNMENT OF GUAM
OFFICE OF THE GOVERNOR
AGANA, GUAM

EXECUTIVE ORDER NO. 84-21

GUAM PROCUREMENT REGULATIONS NO. 001

WHEREAS, Title VII-A, Government Code of Guam (Guam Procurement Act), Public Law 16-124, Sixteenth Guam Legislature, Second Regular Session, established a General Services Agency within the Department of Administration as the central procurement authority for the procurement of supplies and services for the Executive Branch, Government of Guam; and

WHEREAS, the Act also centralized the authority for the procurement of construction for the Executive Branch, Government of Guam, under the Department of Public Works; and

WHEREAS, the Act established mandates for the enforcement of safeguards, among other measures, to ensure fair and equitable treatment of all persons who deal with our procurement system; to provide increased economy in territorial activities and to maximize to the fullest extent practicable, the value of public funds of the territory; to foster effective broad-based competition within the free enterprise system; and to provide safeguards for the maintenance of a procurement system of quality and integrity; and

WHEREAS, the Act created a Procurement Policy Office, under the Office of the Governor, vested with the authority and responsibility to promulgate regulations, consistent with this Act, governing the procurement, management, control and disposal of any and all supplies, services and construction to be procured by the territory; and

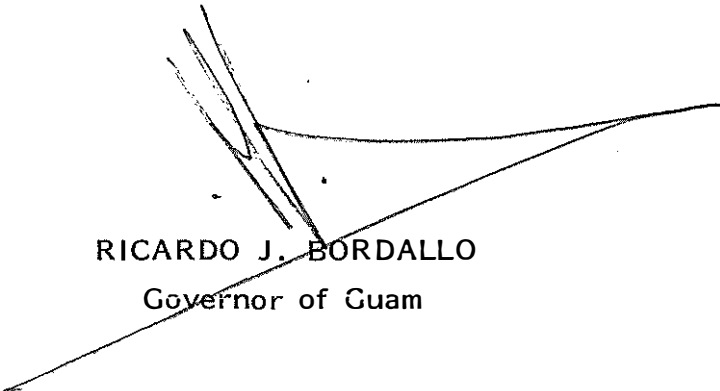
WHEREAS, the Procurement Policy Office has conducted a public hearing for the adoption of the Guam Procurement Regulations in accordance with the Administrative Adjudication Law; and

WHEREAS, the Procurement Policy Office has adopted the Guam Procurement Regulations by Resolution No. 001-84;

NOW, THEREFORE, I, RICARDO J. BORDALLO, Governor of Guam, by virtue of the authority vested in me by the Organic Act of Guam, do hereby promulgate the attached Guam Procurement Regulations No. 001 as adopted by the Procurement Policy Office.

This Executive Order supersedes any prior memoranda, Executive Orders, or other directives in conflict herewith.

Dated at Agana, Guam, this 4th day of September, 1984



RICARDO J. BORDALLO
Governor of Guam

COUNTERSIGNED:



EDWARD D. REYES
Lieutenant Governor of Guam

RESOLUTION NO. 001-84

Relative to adopting the attached Guam Procurement Regulations, identified as GPR No. 001, as the implementing regulations pursuant to Title VII-A, Government Code of Guam (Guam Procurement Act) which created a central purchasing authority for the procurement of supplies and services through the General Services Agency within the Department of Administration, and for the procurement of construction through the Department of Public Works.

BE IT RESOLVED BY THE PROCUREMENT POLICY OFFICE OF THE TERRITORY OF GUAM:

WHEREAS, Section 6953 of Title VII-A, Government Code of Guam (Guam Procurement Act) created the Procurement Policy Office within the office of the Governor; and

WHEREAS, Section 6953.1 of the said Act vested the authority and responsibility to the Policy Office to promulgate regulations, consistent with this Act, governing the procurement, management, control and disposal of any and all supplies, services and construction to be procured by the territory; and

WHEREAS, Section 6955 of the said Act mandates the Policy Office to promulgate procurement regulations in accordance with the applicable provisions of the Administrative Adjudication Law; and

WHEREAS, Section 6982 of the said Act confers the functions on Ethics Enforcement to the Policy Office with regard to non-employees and to the Civil Service Commission with regard to employees; and

WHEREAS, Subsection 6982.1 of the said Act mandates the Civil Service Commission to promulgate regulations to implement the provisions of Chapter 11 of Title VII-A, Government Code of Guam (Guam Procurement Act) on Ethics in Public Contracting with regard to employees; and

WHEREAS, the said Subsection 6982.1 also mandates the Policy Office to promulgate regulations to implement the provisions of Chapter 11 of the said Act with regard to non-employees, contractors and subcontractors in accordance with the applicable provisions of the Administrative Adjudication Law; and

WHEREAS, on June 13, 1984, a joint public hearing was conducted concurrently with the Policy Office and the Civil Service Commission to hear public views and comments on the Guam Procurement Regulations and the regulations governing both Employees and Non-Employees Ethics in Public Contracting; and

WHEREAS, the public hearing was conducted in accordance with the requirements of the Administrative Adjudication Law; and

WHEREAS, since there were no public impediments brought forth against these regulations at the hearing;

RESOLVED, that the Policy Office adopt and declare the Guam Procurement Regulations which includes Ethics in Public Contracting with regard to non-employees as the implementing regulations pursuant to Title VII-A, Government Code of Guam (Guam Procurement Act).


RESOLVED, that the Policy Office adopt, as Appendix A to the Guam Procurement Regulations, those regulations governing Ethics in Public Contracting for Government of Guam Employees as they are duly promulgated by the Civil Service Commission.

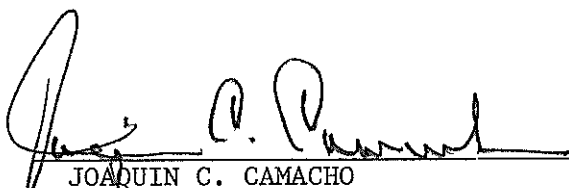
RESOLVED, that copies of these adopted regulations be thereby transmitted to the Governor of Guam for promulgation through Executive Order and upon promulgation as the Guam Procurement Regulations that same will be filed forthwith in the office of the Legislative Secretary.

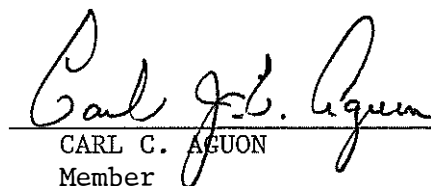
DULY AND OFFICIALLY ADOPTED ON THE 8th DAY OF August, 1984.


ESTEBAN U. TORRES
Chairman

for 
LOURDES M. PEREZ
Member


LEONARD S. N. PAULINO
Member


JOAQUIN C. CAMACHO
Member


CARL C. AGUON
Member