



HOUSE OF REPRESENTATIVES

H. No. 6468

BY REPRESENTATIVES VILLAFUERTE (L.R.), VILLAFUERTE (M.L.), HORIBATA, ENCISO, VILLANUEVA, ALBA, HERNANDEZ, ALVAREZ (J.), BORDADO, CASTRO (F.), VELOSO-TUAZON, GARCIA (M.A.), YAP (C.T.), BARONDA, TAN (S.J.), NOLASCO, TEVES (J.), VERGARA, DY (F.M.C.), MANUEL AND DALIPE, PER COMMITTEE REPORT NO. 193

**AN ACT
ESTABLISHING A GREEN PUBLIC PROCUREMENT PROGRAM
FOR ALL BRANCHES OF GOVERNMENT**

Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

1 **SECTION 1. Short Title.** – This Act shall be known as the “Green Public Procurement
2 Act”.

3
4 **SEC. 2. Declaration of Policy.** – The State recognizes that sustainable development
5 is a necessary policy for nation-building, and that it plays a lead role in promoting
6 sustainable practices by incorporating environmental, economic and social factors in
7 government decisions and processes. Further, the State, as a large consumer bloc in
8 itself, recognizes that every product or service it purchases or avails of should be
9 evaluated for its sustainability.

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11 As party to the United Nations 2030 Agenda for Sustainable Development, the
12 State remains committed to achieving the seventeen (17) Sustainable Development
13 Goals (SDGs) by 2030. Guided by the SDGs and their targets, particularly SDG 12
14 which sets the Sustainable Consumption and Production Goal that is embodied in the
15 long-term vision of *AmBisyon Natin 2040*, the State shall implement programs geared
16 towards responsible and sustainable consumption and production with the end view
17 of achieving a fully circular economy.

18
19 **SEC. 3. Definition of Terms.** – As used in this Act:

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21 a) **Green public procurement program** refers to a process whereby public
22 authorities seek to procure goods and services with reduced environmental
23 impact throughout their life cycle when compared to goods and services with
24 the same primary function that would otherwise be procured. It ensures value

1 for money in terms of source, quantity, quality, price, time and delivery. It
2 prohibits the use of discriminatory criteria such as brands, labels or other
3 suppliers' requirements that could distort the open competition.
4

5 b) **Circular economy** refers to a new and inclusive economic paradigm that aims
6 to minimize pollution and waste, extend product lifecycles, and enable the
7 broad sharing of physical and natural assets. It is a competitive economy that
8 creates green and decent jobs and keeps resource use within planetary
9 boundaries.
10

11 c) **Common-use supplies and equipment** refer to those goods, materials and
12 equipment that are used in the day-to-day operations of procuring entities in
13 the performance of their functions.
14

15 d) **Procuring entity** refers to the executive, judicial or legislative branch,
16 constitutional commission or office, agency, department, bureau, office, or
17 instrumentality of the government of the Philippines, including government-
18 owned and controlled corporations (GOCCs), government financial institutions
19 (GFIs), state universities and colleges (SUCs) and local government units
20 (LGUs) procuring goods, infrastructure projects and consulting services.
21

22 e) **Philippine Government Electronic Procurement System (PHILGEPS)**
23 refers to the electronic system that shall serve as the primary and definitive
24 source of information on government procurement.
25

26 **SEC. 4. Establishment of a Green Public Procurement (GPP) Program in all**
27 **Branches of Government.** – The executive, judicial and legislative branches of
28 government, including constitutional commissions, state universities and colleges
29 (SUCs), government-owned and controlled corporations (GOCCs), government
30 financial institutions (GFIs), and local government units (LGUs), shall implement a
31 Green Public Procurement (GPP) Program to achieve sustainable consumption and
32 production in government procurement in accordance with the GPP Roadmap
33 established by the Government Procurement Policy Board (GPPB) for the purpose,
34 consistent with the governing principles of Republic Act No. 9184, or the Government
35 Procurement Reform Act.
36

37 **SEC. 5. Objectives of the Green Public Procurement (GPP) Program.** – The
38 GPP Program shall have the following objectives:
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- 40 a) To promote the culture of making green, sustainable, and informed decisions
41 in government, especially in government procurement;
42 b) To require the Philippine Government Electronic Procurement System
43 (PHILGEPS) in coordination with the Procurement Service of the Department
44 of Budget and Management to identify all government agencies procuring
45 common-use supplies and equipment (CSE) and non-common use supplies and
46 equipment (non-CSE) identified by GPPB as part of the Green Procurement
47 Roadmap;

- 1 c) To promote the preferential use of green criteria in government procurement
2 whenever possible and practicable;
3 d) For the relevant government agencies to develop technical specifications for
4 CSE and non-CSE products, taking into account among others, the following
5 processes and principles:
6
7 i. Development of a standard template consisting of scope, key
8 environmental impact of a product in terms of its material composition,
9 use and eventual disposal, product specifications, evidence, verification
10 and references;
11 ii. Extensive research of GPP technical specifications, taking into account
12 international and national specifications of countries with extensive GPP
13 experience;
14 iii. Documentation of comments and feedback on the technical
15 specifications of the various products;
16 iv. Conduct of environmental impact studies of a product in terms of its
17 material composition, use, and eventual disposal; and
18 v. Inclusion of employment generation, safe working environment, and
19 supply-chain management in the formulation of a long-term
20 sustainability criteria.
21
22 e) To establish and include green criteria or specifications developed by the GPPB
23 in the project or product requirements of procuring entities; and
24
25 f) For the relevant government agencies to develop programs for manufacturers
26 and suppliers of green and sustainable products and services for relevant
27 government agencies.
28

29 **SEC. 6. Functions of the Government Procurement Policy Board (GPPB).** – In
30 addition to its existing functions, the GPPB shall perform the following:
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- 32 a) Protect the national interest in all matters affecting public procurement, giving
33 due regard to the country's regional and international obligations;
34 b) Ensure the incorporation of the concept of sustainability in the procurement
35 activities of the government. The GPP Program shall be implemented in
36 phases, taking into account the readiness of both the government agencies as
37 well as green product suppliers to implement the program;
38 c) Centralize the information on GPP guidelines and procedure, green criteria,
39 green product listing of information and verification methods;
40 d) Design and conduct capacity building and training programs for government
41 procuring entities and green product suppliers and service providers,
42 particularly the Micro, Small and Medium Enterprises (MSMEs) to encourage
43 consistency in the delivery of green products and services and efficiency in
44 implementing the GPP requirements;
45 e) Develop incentive schemes, such as recognition or awards for GPP performing
46 units to increase motivation and catalyze action for better performance and
47 environmental stewardship; and
48 f) Establish standard monitoring and evaluation mechanisms to measure the

1 compliance of procuring entities to the criteria.
2

3 **SEC. 7. Submission of Plans and Reports.** – All agencies shall submit their
4 respective GPP Programs to the GPPB, the specific requirements and mechanisms of
5 which shall be defined in the rules and regulations to be promulgated to implement
6 this Act. The GPPB shall, in turn, submit an annual report to the Committee on
7 Sustainable Development Goals of the House of Representatives and to the
8 Committee on Sustainable Development Goals, Innovation and Futures Thinking of
9 the Senate on the compliance of the different agencies with the provisions of this Act.
10

11 **Sec. 8. Third party Verification.** – The GPPB shall identify competent third-party
12 verifiers that will assess the environmental soundness and sustainability of the CSE
13 and non-CSE that will be procured. All agencies of the government identified in this
14 Act are mandated to comply with the green criteria established by the GPPB, along
15 with the other technical specifications required by the agency for the particular
16 procurement, in accordance with the relevant provisions of RA No. 9184 and its IRR.
17 The GPPB shall provide a list of certified environmentally-sound and sustainably-
18 produced products and services, and accredited testing centers and manufacturers
19 for reference of the agencies which shall be updated regularly by the GPPB based on
20 the established green criteria for specific goods and items included in the GPP
21 Program and Roadmap.
22

23 **Sec. 9. Capability-building of Government Agencies and Information,
24 Education and Communication (IEC) Awareness Programs.** – The GPPB shall
25 regularly implement capacity building and information, education and communication
26 programs to develop capacities and enhance awareness and understanding on the
27 implementation of the GPP Program. These programs will include the conduct and
28 provision of the following:
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- 30 a) Training needs assessment of the entire public sector;
- 31
- 32 b) Relevant training programs and modules for all government agencies or
33 procuring entities;
- 34
- 35 c) Technical assistance and conduct of awareness programs for suppliers,
36 particularly the MSMEs; and
37
- 38 d) IEC awareness campaigns and programs for all government agencies or
39 procuring entities, MSMEs, and the general public.
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41 **SEC. 10. Implementing Rules and Regulations.** – Within thirty (30) days from
42 the effectivity of this Act, the GPPB shall in coordination with the Commission on
43 Audit (COA) and the National Economic and Development Authority (NEDA),
44 promulgate and issue the necessary rules and regulations for the effective
45 implementation of this Act.

- 1 **SEC. 11. Separability Clause.** – If any provision or part hereof is held invalid and
2 unconstitutional, the remainder of the law or provision not otherwise affected shall
3 remain valid and subsisting.
4
- 5 **SEC. 12. Repealing Clause.** – All laws, presidential decrees, executive orders, rules
6 and regulations contrary to or inconsistent with the provisions of this Act are hereby
7 repealed, modified, or amended accordingly.
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- 9 **SEC. 13. Effectivity.** – This Act shall take effect fifteen (15) days after its publication
10 in the Official Gazette or in a newspaper of general circulation.

Approved,