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MODIFICATION OF THE BAN ON THE LETTING OF CONTRACTS TO ATTORNEYS-IN-FACT

DPWH DEPARTMENT ORDER NO. 88, April 24, 1990

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It has been observed that, as a result of Department Order No. 102, series of 1989, which bans attorneys-in-fact from entering into contract for infrastructure projects, some contractors (brokers) are now employing or utilizing Branch Managers as a means to circumvent the prohibition.

It must be emphasized that a license is personal to the licensee and is non-transferable. To allow a Branch Manager of a licensed construction firm to engage in the construction business violates this principle on the non-transferability of the contractor's license.

Therefore, Department Order No. 102, s. 1989, is hereby modified so as to include Branch Managers in the prohibition on the letting of contracts for infrastructure projects.

This Order shall take effect immediately.

Adopted: 24 April 1990

(SGD.) FIORELLO R. ESTUAR
Secretary

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