

## COMMISSION RESOLUTION NO. 11-2020

### ADOPTING THE INTERIM GUIDELINES ON THE OPERATIONS OF THE MERGERS AND ACQUISITIONS OFFICE DURING THE MODIFIED ENHANCED COMMUNITY QUARANTINE

**WHEREAS**, on 8 March 2020, President Rodrigo R. Duterte, recognizing the need for a whole-of-government approach to address the Corona Virus Disease (“COVID-19”) outbreak, issued Proclamation No. 922 declaring a State of Public Health Emergency throughout the Philippines due to the confirmation of the local transmission of COVID-19 in the Philippines;

**WHEREAS**, on 12 March 2020, following the sharp increase in the number of confirmed COVID-19 cases throughout the country, the Inter-Agency Task Force for the Management of Emerging Infectious Disease (IATF) issued Joint Resolution No. 11, s. 2020, recommending the imposition of Stringent Social Distancing Measures in the National Capital Region (NCR);

**WHEREAS**, among the Stringent Social Distancing Measures to manage the COVID-19 situation in the NCR are the imposition of community quarantine and the implementation of alternative work arrangements in the Executive Branch;

**WHEREAS**, on 16 March 2020, to prevent the sharp rise of COVID-19 cases in the country, the President imposed an Enhanced Community Quarantine (ECQ) in Metro Manila and the entire island of Luzon;

**WHEREAS**, on 16 March 2020, the Philippine Competition Commission (PCC) issued Commission Resolution No. 007-2020 suspending certain merger processes and timelines from 16 March 2020 until such time the community quarantine has been lifted;

**WHEREAS**, on 24 March 2020, due to the existence of a national emergency arising from the COVID-19 situation, the Philippine Congress passed Republic Act No. 11469, otherwise known as the “Bayanihan to Heal As One Act”;

**WHEREAS**, Section 4(z) of the Bayanihan to Heal As One Act states that “the President shall have the power to move statutory deadlines and timelines for the filing and submission of any document, the payment of taxes, fees, and other charges



required by law, and the grant of any benefit as a temporary emergency measure to respond to the crisis brought by the pandemic in order to ease the burden on individuals under community quarantine”;

**WHEREAS**, on 21 April 2020 and pursuant to the Bayanihan to Heal As One Act, the Office of the President issued Administrative Order No. 30 (A.O. 30) directing all government offices to formulate and issue guidelines, any law to the contrary notwithstanding, to be applied in areas under community quarantine or to individuals coming from such areas, on the interruption of periods for the filing of documents, payment of taxes, charges, and other fees, and cancellation of proceedings before their respective offices, and on the movement of timelines for the release of benefits;

**WHEREAS**, on 23 April 2020, the PCC issued Commission Resolution No. 010-2020, in compliance with the directives under A.O. 30, affirming Commission Resolution No. 007-2020;

**WHEREAS**, on 11 May 2020, the IATF issued Joint Resolution No. 35, s. 2020, placing the NCR under a Modified Enhanced Community Quarantine (MECQ) from 16 May 2020 until 31 May 2020;

**WHEREAS**, the health and safety of PCC employees, transacting parties, resource persons, and other stakeholders are of the utmost concern to the Commission during this period of MECQ;

**WHEREAS**, to ensure delivery of public service with due observance of preventive health measures, the PCC adopted and will maintain alternative work arrangements for the duration of the community quarantine;

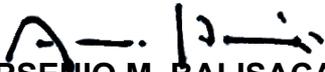
**WHEREAS**, there is a need to adopt interim guidelines to allow the Mergers and Acquisitions Office to perform its mandate in compliance with A.O. 30 and with due regard to the Stringent Social Distancing Measures recommended by the IATF;

**NOW, THEREFORE**, in view of the MECQ throughout the NCR, the Stringent Social Distancing Measures recommended by the IATF, and in the interest of the health and safety of PCC employees and stakeholders, the Commission has **RESOLVED**, as it hereby **RESOLVES**, to adopt the Interim Guidelines on the Operations of the Mergers and Acquisitions Office during the Modified Enhanced Community Quarantine (MAO Interim Guidelines).

Any provisions in Commission Resolution Nos. 007-2020 and 010-2020 which are inconsistent or contrary to this Resolution are hereby superseded or modified accordingly.

This resolution shall be effective for the duration of the MECQ, unless otherwise modified or revoked.

**DONE** this 18 May 2020 in Quezon City, Philippines.

  
**ARSENIO M. BALISACAN**  
Chairman

  
**JOHANNES BENJAMIN R. BERNABE**  
Commissioner

  
**AMABELLE C. ASUNCION**  
Commissioner

  
**MACARIO R. DE CLARO, JR.**  
Commissioner

  
**EMERSON B. AQUENDE**  
Commissioner