



Republic of the Philippines
Bangsamoro Autonomous Region in Muslim Mindanao
OFFICE OF THE CHIEF MINISTER

Bangsamoro Government Center, Governor Gutierrez Avenue, Rosary Heights VII, Cotabato City 9600

ADMINISTRATIVE ORDER NO. 00019
Series of 2023

RECONSTITUTION OF THE SPECIAL BIDS AND AWARDS COMMITTEE (SBAC) FOR THE SPECIAL DEVELOPMENT FUND-SUPPORTED PROJECTS, PROGRAMS, AND ACTIVITIES IN THE BANGSAMORO AUTONOMOUS REGION IN MUSLIM MINDANAO (SDF-BARMM)

WHEREAS, it is the policy of the Bangsamoro Government to promote greater transparency, accountability, efficiency, and equal opportunity in the government procurement system in consonance with the provisions of Republic Act (RA) No. 9184 also known as the "*Government Procurement Reform Act*", aimed to safeguard government public resources against loss or wastage due to graft and corruption, thereby generating substantial savings in the coffers of the Bangsamoro Government;

WHEREAS, the BTA Parliament enacted Bangsamoro Autonomy Act (BAA) No. 22 entitled, "*An Act Appropriating the Sum of Ten Billion Pesos (PHP 10, 000,000,000.00) from the 2020 and 2021 Special Development Fund, and for Other Purposes*" on October 8, 2021;

WHEREAS, the General Appropriations Act of the Bangsamoro (GAAB) for FY 2022, under its Special Provisions, appropriated the SDF amounting to **Five Billion Pesos (PHP 5,000,000,000.00)** for the rebuilding, rehabilitation, and development of conflict-affected communities pursuant to the provisions of the BOL;

WHEREAS, the Honorable Chief Minister issued Executive Order No. 0002 on February 4, 2022, entitled "Creating and Establishing the Special Development Fund-Technical Working Group (SDF-TWG) and the Special Development Fund-Project Management Office (SDF-PMO) under the Office of the Chief Minister, and Defining their Scope of Authority", thereby amending BARMM Special Order No. 004, s. 2020, EO No. 003, s. 2021 and EO No. 0014, s. 2021; Administrative Order No. 0002 on May 30, 2022, entitled "Constitution of the Special Bids and Awards Committee (SBAC) for the Special Development Fund-Supported Projects, Programs, and Activities in the Bangsamoro Autonomous Region in Muslim Mindanao (SDF-BARMM)"; and Administrative Order no. 003, s. 2022, entitled "Reconstitution of the Special Bids and Awards Committee (SBAC) for the Special Development Fund-Supported Projects, Programs, and Activities in the Bangsamoro Autonomous Region in Muslim Mindanao (SDF-BARMM)";

WHEREAS, the constitution of an SBAC under the OCM is imperative considering the exigencies of public service and to ensure transparency and accountability in the government procurement processes of the various SDF-supported PPAs in BARMM;

NOW, THEREFORE, I, AHOD B. EBRAHIM, Chief Minister of the Bangsamoro Autonomous Region in Muslim Mindanao, by virtue of the powers vested in me by law, do hereby order:

SECTION 1. Constitution of the SBAC. In order to facilitate the professionalization and harmonization of procedures and standards, there is hereby reconstituted an SBAC under

the OCM for the SDF-supported PPAs in BARMM that shall undertake the functions specified in Section 12 of the 2016 Revised Implementing Rules and Regulations (IRR) of RA No. 9184, such as eligibility screening, the opening of bids, evaluation of bids, post qualification and recommending award of contracts.

SECTION 2. Composition of SBAC. The SBAC for SDF-BARMM shall be composed of the following:

Chairperson	:	MOHD ASNIN K. PENDATUN <i>Cabinet Secretary</i>
Vice Chair	:	ALVIN-YASHER K. ABDULGAFAR <i>Chief of Staff</i>
Members	:	RICHARD P. SANLOCAN <i>Chief Admin. Officer, Property & Supply Div.</i> YUSOPH A. ABDULLAH <i>Information Technology Officer III, ICO</i> ASNAIFA B. BALINDONG-POLAO <i>Chief Admin. Officer, Procurement Service</i>
Secretariat		
Head	:	Office of the Chief Minister
Members	:	Representative/s from Bangsamoro Planning and Development Authority Representative/s from relevant ministries or agencies who possess the needed expertise for the projects to be procured

The Chairperson of the SBAC shall be at least a third (3rd) ranking *plantilla* official of the Procuring Entity. The members thereof shall be personnel occupying *plantilla* positions in the OCM.

Furthermore, there shall be three (3) observers in the SBAC, i.e., One (1) from the Commission on Audit; One (1) from the private sector; and One (1) from a non-government organization. These observers shall have no right to vote. They have no direct or indirect interest in the contract to be bid, and shall sit and monitor the overall proceedings of the SBAC.

SECTION 3. Functions of the SBAC. The SBAC shall be guided by RA No. 9184 and its IRR in carrying out its duties and responsibilities. Specifically, the SBAC has the following functions:

- a. Advertise and/or post the invitation to bid;
- b. Conduct pre-procurement and pre-bid conferences;
- c. Determine eligibility of bidders;
- d. Receive and open bids;
- e. Conduct evaluation of bids;
- f. Undertake post-qualification;
- g. Recommend Award of Contract to the HOPE;
- h. Recommend the imposition of appropriate sanctions; and
- i. Perform such other functions as may be provided by law.

SECTION 4. Functions of the SBAC Secretariat. The SBAC Secretariat shall act as the main support unit of the SBAC with the following functions:

- a. Provide administrative support to the SBAC;

- b. Organize and make necessary arrangements for SBAC meetings and conferences, such as Pre-Procurement, Pre-Bid, Bid Opening, and Bid Evaluation;
- c. Prepare the minutes of meetings and resolutions of SBAC;
- d. Manage the procurement processes of the SBAC, including the sale and distribution of Bidding Documents to interested bidders;
- e. Take custody of the procurement documents and other records, and ensure that all procurement activities undertaken by the HoPE are properly documented;
- f. Monitor the procurement activities and submit timely reports;
- g. Act as central channel of communications for SBAC with the end-user or implementing units, SDF-PMO, HoPE, observers, and the general public; and
- h. Perform such other functions as may be provided by law.

SECTION 5. Submission of Report. The SBAC is hereby directed to submit to the undersigned the schedules and status reports of its bidding activities.

SECTION 6. Funding. All expenses necessary for the implementation of this Order shall be chargeable against the SDF which shall be released to the Bangsamoro Government in accordance with Section 2, Article XIV of the Bangsamoro Organic Law. The utilization thereof shall be subject to the usual accounting and auditing rules and regulations.

SECTION 7. Repealing clause. This Order repeals Administrative Order No. 0003 dated October 24, 2022.

All other rules, regulations, and issuances inconsistent herewith are hereby revoked, repealed, and/or modified accordingly.

SECTION 8. Effectivity. This Administrative Order shall take effect immediately.

A copy of this Order shall be submitted to the Bangsamoro Information Office, in accordance with Section 14, Chapter 3, Book I of BAA No. 13 or the "Bangsamoro Administrative Code".

DONE in the City of Cotabato, this March 06, 2023.


AHOD B. ABRAHIM
 Chief Minister

OCM-BARMM RD-AMS
AAA140340



Bangsamoro Autonomous Region in Muslim Mindanao
Office of the Chief Minister
OFFICE OF THE SENIOR MINISTER
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Name: ABDUL AZIS LU ALI
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