

Republika ng Pilipinas
(Republic of the Philippines)
KAGANARAN NG EDUKASYON, KULTURA AT ISPORTS
(DEPARTMENT OF EDUCATION, CULTURE AND SPORTS)
Maynila

December 22, 1989

DECS - G R D E R
No. 116, s. 1989

RECONSTITUTION OF THE PRE/POST QUALIFICATION,
BIDS AND AWARDS COMMITTEE (PBAC)

To: Undersecretaries
Assistant Secretaries
Bureau Directors
Chiefs of Services and Heads of Units/Centers
Regional Directors
Cultural Agency Directors
Presidents, State Colleges and Universities
Executive Director, EDPIITAF

1. Effective immediately, the Pre/Post Qualification, Bids and Awards Committee (PBAC) organized under MECS Order No. 35, s. 1983, reconstituted under MECS Order No. 50, s. 1984, and further reconstituted under DECS Orders Nos. 65, s. 1987, 3, s. 1988 and 41, s. 1989, is hereby further reconstituted in accordance with P.D. 1594 and its Implementing Rules and Regulations as amended, and Executive Order No. 164 dated May 5, 1987 as follows:

Chairman - Dr. Vedesato G. Suarez
(Voting)

Executive Secretary/
Legal Officer - Atty. Doreen G. Dionisio
(Voting)

Technical Member - Ms. Anita H. Martin
(Voting)

Provisional members to be called upon on a project-to-project basis, which shall be represented by the respective managers of each project. (Voting)

Private sector's representatives:

Philippine Institute of CPAs - Mr. Oscar G. Josef

Philippine Contractors Association - Engr. Loreto C. Aquino

Philippine Institute of Civil Engineers - Engr. Ulpiano P. Ignacio, Jr.

2. The above-named Committee members shall be directly assisted by the PEAC-Technical Staff which presently holds office at the 8th floor of the Palacio del Gobernador.

3. The Terms of Reference of said Committee shall be those described in Appendix A hereof.

4. Any and all existing committees on Pre/Post Qualification, Bids and Awards related to foreign-assisted projects are hereby abolished and their records and pertinent functions transferred to the herein newly-reconstituted Committee.

5. Wide dissemination of this Order is enjoined.

(SGD.) LOURDES R. QUISUMBING
Secretary

Incl.:

As stated

References:

MECS Orders: (Nos. 35, s. 1983 and 50, s. 1984)
DECS Orders: (Nos. 65, s. 1987; 3, s. 1988
and 41, s. 1989)

Allotment: 1-3--(M.O. 1-87)

To be indicated in the Perpetual Index
under the following subjects:

AMENDMENT
CHANGE
COMMITTEE

APPENDIX A

TERMS OF REFERENCE

PRE/POST QUALIFICATION, BIDS AND AWARDS COMMITTEE

1. Primarily responsible for the administration of systems and procedures on all biddings and awards of the Department for the procurement of goods and services, thru International Competitive Bidding or other suitable modes of procurement, covered by foreign financed or assisted projects, and such other projects locally or nationally funded which may be specifically assigned to DECS-PBAC;
2. Review or make arrangements for the review prior to finalization of specifications of goods to be purchased and manner of packaging them to ensure clarity, completeness, economy and conformance to prescribed Procurement Guidelines;
3. Prepare or arrange for the preparation of Invitation to Bid, Bid Qualification and other Bid Documents necessary for public biddings;
4. Provide prospective and interested contractors with a Notice of Pre-Qualification Statements (Pre-Q1);
5. Maintain a register of qualified prospective bidders after examination and process of the contractors' Pre-Q1 and prequalify those not meeting the requirements;
6. Evaluate the contractors' Post-Q2 submitted under oath simultaneously with the bid for every project for which a prequalified contractor/bidder intends to bid and disqualify those not meeting the requirements;
7. Process Bids submitted and recommend the award to the lowest evaluated bid if found complying with all the conditions in the call for bids and tender documents satisfactorily meeting the Post-Q2 requirements and the approved Agency Estimate, or reject all offered bids which are substantially unresponsive or non-complying or otherwise obviously unbalanced particularly on the major terms, or infractions of P.D. 1594 and its Implementing Rules and Regulations and other laws on the matter;
8. Recommend the disqualification and/or confiscation of the performance bond of winning bidder who has been delinquent in the performance of his contract;
9. Negotiate with contractors/bidders under the terms and conditions provided for in the Implementing Rules and Regulations of P.D. 1594;

10. Obtain technical advice, expertise and/or assistance from any government entity or agency in the performance of its functions; and
11. Such other functions as are necessary in the implementation of the Bidding Law and other related laws on the matter.