



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. 005
Series of 2024

**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 the 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 the Bangsamoro 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 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. 002 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 the 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)”*; 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)”*; and Administrative Order No. 0001, s. 2023, 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, the SBAC is hereby reconstituted under the OCM for the SDF-Supported PPAs in the BARMM. It 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
Cabinet Secretary
- Vice Chairperson

:

WINDEL P. DIANGCALAN
Director III, Technical Management Service
- Members

:

RICHARD P. SANLOCAN
Chief Admin. Officer, Property and Supply Div.

ASNAIFA B. BALINDONG-POLAO
Chief Admin. Officer, Procurement Service

YUSOPH A. ABDULLAH
Information Technology Officer III, ICO
- Secretariat

Head

:

ABDUL HAQUE G. BARAKAT
Administrative Officer V, Procurement Service

Members

:

HAMIM L. LIM
Administrative Officer III, Procurement Service

NORHANEY B. BAZAR
Procurement Specialist II, Procurement Service

KHAIRON S. SURA
*Economic Development Specialist II,
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Administrative Assistant III, Office of the Cabinet Secretariat

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 all necessary arrangements for SBAC and TWG meetings and conferences;
- c. Prepare Minutes of meetings and resolutions of the SBAC;
- d. Take custody of procurement documents and other records and ensure that all procurements undertaken by the HoPE are properly documented;
- e. Manage the procurement processes of the SBAC, including the sale and distribution of Bidding Documents to interested bidders;
- f. Monitor procurement activities and submit timely reports;
- g. Act as the central channel of communications for the SBAC with end-user or implementing units, SDF-PMOs, 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. 0001 dated March 6, 2023.

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. This Order shall take effect immediately and shall remain effective for a term of one (1) year reckoned from the date of its issuance unless earlier modified or revoked by a competent authority. Upon the expiration of the term of the current members, they shall continue to exercise their functions until new SBAC members are designated.

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 3rd day of May 2024.


AHOD B. EBRAHIM
Chief Minister
OCM-BARMM AMS-RD
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Bangsamoro Autonomous Region in Muslim Mindanao
OFFICE OF THE CHIEF MINISTER
Records Division - AMS
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