



Republic of the Philippines  
 DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS  
**OFFICE OF THE SECRETARY**  
 Manila

097.13.1124  
 11-05-2018

NOV 05 2018

**DEPARTMENT ORDER** )  
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**SUBJECT: SUPPLEMENTAL POLICY  
 ON DPWH BIDS AND  
 AWARDS COMMITTEE  
 (BAC) COMPOSITION**

156

No. \_\_\_\_\_  
 Series of 2018

*19.05.18*

It is imperative that the BAC members shall have unquestionable integrity pursuant to Section 11.2 of Republic Act No. 9184, Implementing Rules and Regulations, to ensure transparent, competitive and efficient procurement process.

As such, this Department hereby directs that no DPWH official shall be a member of the BAC if there is a finding of *probable cause or prima facie* evidence in a formally charged administrative or criminal complaint against him, as defined under Rule 112 of the Revised Rules of Criminal Procedure, and as referred to in Rule 5, Section 23 of the 2017 Rules on Administrative Cases in the Civil Service (CSC Resolution No. 1701077, dated 03 July 2017) and pertinent Supreme Court jurisprudence. The existence of *probable cause or prima facie* evidence shall be determined by the duly competent authority that has jurisdiction over the complaint, after compliance with the requirements of due process. In this case, an officer who has already been designated shall be replaced accordingly.

This amends Department Order No. 28, series of 2013 and other previously issued Orders, in so far as those provisions that are inconsistent herewith.

This order shall take effect immediately.

**MARK A. VILLAR**  
 Secretary

Department of Public Works and Highways  
 Office of the Secretary



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