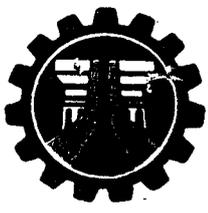


097-13 DPWH (P)
4-23-96



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS
OFFICE OF THE SECRETARY
MANILA

08 April 1996

DEPARTMENT ORDER) SUBJECT: Work by Administration
No. 53
Series of 1996

This has reference to the Presidential Veto Message pertaining to certain provisions of RA 7184 (General Appropriations Act or GAA for 1996), particularly Special Provision No. 5 of the DPWH which would authorize a project to be done by administration or force account without prior public bidding up to a maximum amount of Five Million pesos (P5,000,000) only. The President vetoed this provision "for reason that it is inconsistent with the new Public Works Act, RA No. 8150, which provides for higher limits of Twenty Million Pesos (P20,000,000) for work by administration without public bidding. The implementation of work by administration shall continue to be governed by existing law." (Annex "A")

In this regard, Section 79 of RA 7184 (Annex "B") provides, among other things, that Section 10 of RA 8150 (Public Works and Highways Infrastructure Program Act of 1995) which pertains to work by administration shall be adopted for projects of the DPWH under the 1996 GAA, to wit:

"SEC. 10. Work by Administration. - Except as may be expressly authorized by the President of the Philippines, any project in this Act with a cost of Twenty million pesos (P20,000,000) or less, based on the approved program of work under Section 8 hereof, may be done by administration or force account by the agency concerned without prior public bidding."

"x x x"

Pursuant to the foregoing, the following DPWH officials are hereby authorized to approve the implementation of DPWH projects by administration or force account without prior public bidding up to the maximum amount per project indicated below:

- a. District Engineers - up to Two Million Pesos (P2,000,000)
- b. Regional Directors - up to Five Million Pesos (P5,000,000)

and under the following conditions:

- 1. The cumulative value of all projects undertaken by administration by the implementing office (district/regional office) shall not exceed twenty five percent (25%) of the total infrastructure budget (by program) of that implementing office for the current year.

2. The project involves (a) an emergency arising from natural calamities or where immediate action is necessary to prevent imminent loss of life and/or property or to comply with government commitments, or (b) in an area which has a critical peace and order problem as certified by the Local Peace and Order Council, or (c) in an area which is isolated or far from the main population center or otherwise not attractive to contractors.

All previous Department Orders and other issuances or portions thereof inconsistent with this Order are hereby revoked or superseded.

This Order shall take effect immediately.


GREGORIO R. VIGILAR
Secretary