

[EXECUTIVE ORDER NO. 235, September 11, 2003]

STREAMLINING THE RULES AND PROCEDURES OF DEFENSE CONTRACTS

WHEREAS, in line with the government's program of good governance, there is a need to streamline procedures for defense contracts for the expeditious implementation of defense projects and the speedy response to security threats while promoting transparency, impartiality, and accountability in government transactions;

WHEREAS, to achieve the foregoing, the Task Force created by the undersigned to study the procurement process and fund disbursement system of the AFP has recommended the issuance of an Executive Order to streamline the rules and procedures on defense contracts;

NOW, THEREFORE, I GLORIA MACAPAGAL-ARROYO, President of the Philippines, by virtue of the powers vested in me by law, do hereby order:

Section 1. *Signing and Approving Authority.* Except for contracts required by law to be acted upon and/or approved by the President, the Secretary of National Defense shall have the authority to sign and/or approve Government contracts of the Department of National Defense and any of its bureaus, offices or agencies, before the Government contract shall be considered approved in accordance with law and binding on the Government; *Provided, however,* that the Secretary of National Defense may delegate in writing to appropriate officials, subject to appropriate ceilings, this authority to sign and/or approve a Government contract below Fifty Million Pesos (P50 Million), as he sees fit under the circumstances: *Provided, further,* that for Government contracts of the Armed Forces of the Philippines involving an amount below Fifty Million Pesos (50 Million), the Chief of Staff of the Armed Forces of the Philippines shall have full authority to sign the same.-,

Section 2. *Creation of a Single GHQ BAC; Composition.* In accordance with and subject to the provisions of law, for the purposes of the immediately preceding Section, the Armed Forces of the Philippines shall be considered as a procuring entity with respect to Government contracts pertaining to it, and it shall establish in its General Headquarters (GHQ) a single Bids and Awards Committee (BAC) to undertake all public biddings therein. The GHQ BAC shall be composed of the following members:

Regular Members:

1. Chairman, who is at least a third ranking permanent officer of the Armed Forces of the Philippines;