

[EXECUTIVE ORDER NO. 380, November 27, 1989]

REVISING THE LEVELS OF AUTHORITY ON APPROVAL OF GOVERNMENT CONTRACTS

WHEREAS, there is an urgent need to expedite the implementation of the developmental projects of the government;

WHEREAS, in line with the government's policy of decentralization and administrative delegation of functions, the various departments and government-owned or controlled corporations may be provided with greater authority and responsibility in the approval of contracts;

NOW, THEREFORE, I, CORAZON C. AQUINO, President of the Philippines, by virtue of the powers vested in me by law, do hereby order:

SECTION 1. Removal of ceilings for bidded infrastructure contracts and revising the ceilings for negotiated infrastructure contracts. Pursuant to Section 2 of Executive Order No. 164, S. of 1987, the ceilings of approving authority for government infrastructure contracts are hereby revised by authorizing the Secretaries of all Departments and the governing boards of government-owned or controlled corporations:

1. To enter into infrastructure contracts awarded through public bidding regardless of the amount involved;
2. To enter into negotiated infrastructure contracts involving not more than one hundred million pesos (P100 million) in the case of the Department of Transportation and Communications and the Department of Public Works and Highways, and not more than fifty million pesos (P50 million) in the case of the other Departments and government corporations; Provided, That contracts exceeding the said amounts shall only be entered into upon prior authority from the Office of the President; and Provided, Further, That said contracts shall only be awarded in strict compliance with Section 5 of Executive Order No. 164, S. of 1987.

Infrastructure projects shall mean construction, improvement or rehabilitation of roads and bridges, railways, airports, seaports, communication facilities, irrigation, flood control and drainage, water supply and sewerage systems, shore protection, power facilities, national buildings, school buildings, hospital buildings, and other related construction projects that form part of the government capital investment.

SECTION 2. Removal of ceilings for non-infrastructure contracts. Department Secretaries and governing boards of government-owned or controlled corporations are hereby authorized to enter into bidded or negotiated contracts of any amount for the procurement of supplies, materials, equipment and public services; Provided,