

NEGOTIATED PROCUREMENT: COMMUNITY PARTICIPATION

Overview

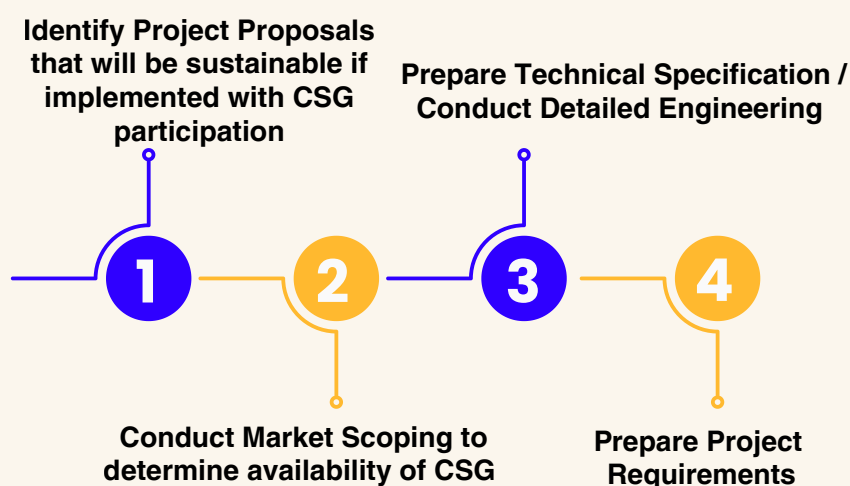
The Procuring Entity may directly purchase Goods, including agricultural and fishery products from local farmers and fisherfolk, and directly negotiate simple Infrastructure Projects with local communities or social groups (CSG) or members thereof, subject to the guidelines to be issued by the GPPB.



For this purpose, CSG may be classified as organized or unorganized.

- a) Organized CSG shall refer to a CSG that has a defined organizational structure, identified membership and leadership, adopts a principle of shared responsibility for their actions and shall be registered with the appropriate regulatory bodies. It shall include Microenterprises.
- b) Unorganized CSG shall refer to a CSG that is not registered with any government regulatory body or a member of a duly recognized private organization, which include, but are not limited to, community labor or pakyaw groups, social enterprises, associations of barangay health workers, farmers, fisherfolk, women, elderly, indigenous peoples, parent-teacher associations, solo parents, and persons with disabilities.

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Process

Under this mode of procurement, the following procedural guidelines shall apply:

- a) The End-User or Implementing Unit shall identify project proposals in line with the Procurement Entity's strategic plan, key results areas, and major final outputs that will be sustainable if implemented with the participation of the CSG or members thereof, or where their engagement will lead to the achievement of specific social objectives. The procurement mode to be reflected in the APP shall be Negotiated Procurement (Community Participation) pursuant to this IRR.
- b) The objectives, requirements, and target community for the community-based project shall be identified by the End-User or Implementing Unit. The project requirements shall include a brief description of the Goods or Simple Infrastructure Projects to be procured, the Technical Specifications or Scope of Work, the ABC, the manner and deadline for submission of quotations, the terms and conditions of the project, and other necessary information.
- c) In preparing the technical specifications of agricultural and fishery products, the End-User or Implementing Unit shall identify clear standards of functionality and performance in the technical specifications to be met.
- d) For Simple Infrastructure Projects, the Procuring Entity shall ensure the conduct of detailed engineering activities in accordance with Section 8 of this IRR. Further, the Procuring Entity shall provide a clear delineation in the Scope of Work for each phase to ensure that the project would be usable and structurally sound.
- e) The End-User or Implementing Unit shall conduct a market scoping to determine the availability of CSG within the area where the target community is located. If no such CSG is capable to supply the required Goods or implement Simple Infrastructure Projects, the Procuring Entity shall determine if CSG in nearby or other communities may be engaged based on the specific objectives and purpose of the Community-based Projects, (i.e., improving the well-being of the target community or to achieve positive outcomes like poverty reduction, hunger mitigation or elimination, climate change adaptation or mitigation, gender inequality reduction, disease reduction, job generation, among others.)

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To ensure the readiness of the procurement, the End-User or Implementing Unit shall undertake the following:

- a) Conduct prior consultation with the local communities through CSG or members thereof before implementation of any Community-based Project;
- b) Secure any prior approval from the LGU as may be required under Section 27 of RA No. 7160 or the Local Government Code of 1991 and its IRR or other laws and issuances;
- c) Consider the peculiar needs and situations of Indigenous Peoples and those located in conflict-afflicted areas that are included in the target community for the implementation of Community-based Project; and
- d) Determine the necessity of undertaking activities for social preparation and capacity development of the target community prior to the implementation of Community-based Projects.