



Republic of the Philippines
House of Representatives
Quezon City, Metro Manila

Thirteenth Congress
First Regular Session

HOUSE BILL NO. 5001

Introduced by Representative Eric D. Singson

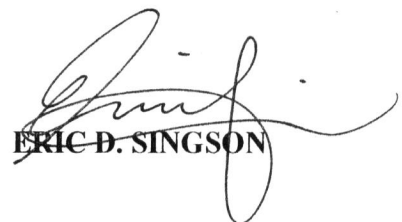
EXPLANATORY NOTE

In line with the Arroyo Administration's thrusts towards sustainable economic growth, poverty alleviation, social justice and equity, employment generation, there is a need to accelerate the build-up of infrastructure service components that will directly raise agricultural production, promote trade and disperse industries, as well as those that will improve basic social services such as health and education. These are intended to result in increased incomes and better living conditions particularly in the countryside.

The Administration outlined a 10-point agenda that envisions decentralizing development to other regions by developing a reliable transportation network; decongesting Metro Manila; developing Clark and Subic; providing clean water to all barangays; constructing new school buildings and classrooms; and creating at least six million jobs by 2010.

Within this framework, there is a need for an infrastructure program which will underscore the provision of projects that will improve access to major tourist destinations; roads that support affirmative action for peace and development in Muslim Mindanao and other conflict-affected or impoverished areas; undertake priority flood control projects in major river basins; provide potable water to "waterless" communities; close classroom gap; and address other critical infrastructure bottlenecks; hence, this Five-year Public Works Bill.

Approval of this bill is earnestly sought.


ERIC D. SINGSON

HOUSE OF REPRESENTATIVES

House Bill No. 5001

Introduced by Representative Eric D. Singson

**AN ACT PROVIDING FOR A FIVE-YEAR PUBLIC WORKS AND HIGHWAYS
INFRASTRUCTURE PROGRAM**

SECTION 1. *Title.* - This Act shall be known as the “**Public Works and Highways Infrastructure Program Act of 2006.**”

SEC. 2. *Declaration of Policy.* - It is the declared policy of the State to promote a just and dynamic social order that will ensure the prosperity and independence of the nation and free the people from poverty through policies that provide adequate social services, promote full employment, a rising standard of living, an improved quality of life for all and promote comprehensive rural development. Towards these ends, infrastructure, as a catalyst for development, shall be given utmost priority.

SEC. 3. *Prioritization of Projects.* - To provide quality infrastructure facilities and services that will support the medium-term Philippine development plan and goal of equitable development through sustained growth and reduction of poverty, priority shall be given to programs under the 10-point agenda of the Administration such as completion of nautical highways and the RORO system; construction, maintenance and improvement of roads which serve designated agricultural production areas and growth centers, improve access to major tourist destinations, decongest Metro Manila and support affirmative action for peace and development in Muslim Mindanao and other conflict-affected or impoverished areas;

maintenance and rehabilitation of existing flood control facilities, construction and improvement of flood control structures in major river basins; construction of water supply facilities for “waterless” municipalities; and construction of new schoolbuildings and classrooms.

SEC. 4. *Public Works and Highways Infrastructure Program.* - Consistent with the above declared policy, the Department of Public Works and Highways (DPWH), except as otherwise provided in Section 5 of this Act, shall undertake the implementation of Roads and Flood Control Projects under the Philippine Medium Term Plan (2006- 2010); provision of Potable Water Supply which shall be identified by the DPWH in consultation with the Members of Congress, while the priority infrastructure projects in each congressional district shall be identified by the Members of Congress concerned, which projects shall include new construction, reconstruction, improvement and/or rehabilitation of, and feasibility studies, engineering, acquisition of sites, equipment, materials, supplies, labor, supervision and management services:

A. NATIONAL ROADS

P 79,276,187,000

1. Rural Roads Development Project
 - a. Carmen-Bayambang-San Carlos-
Manat Road, Pangasinan
(Impvt.-40.83 kms)
 - b. Lingayen-Labrador Road
Pangasinan
(Imprv't. - 8.00 kms)
 - c. Cabusao-Lidlidda-San Emilio Road
Ilocos Sur
(Imprv't. - 27.65 kms)
 - d. Tigaon-Mayon Road
Camarines Sur
(Imprv't. - 19.90 kms)

- e. Bayawan-Kabankalan Road
Negros Oriental
(Imprv't. - 17.99 kms)
 - f. Taft - Can-Avid-Dolores Road
Eastern Samar
(Impvt.-12.9 kms)
 - g. Compostela-New Bataan-Liboton
Road, Compostela Valley
(Imprv't. - 31.59 kms)
 - h. Jct. Urdaneta-Manaoag Road
Pangasinan
 - i. Capissayan-San Carlos Road
Cagayan
 - j. San Isidro-Jaen Jct. Maharlika Road
Nueva Ecija
 - k Dolores-Oras-San Policarpo Road
Eastern Samar
 - l. Jct. Lumbia-Jct. PN Road-Jct. Bulua Rd
Misamis Oriental
 - m. Liboton-Tupaz Road
Compostella Valley
2. Pan-Phil Highway Rehabilitation Project in Mindanao,
Phase I (Rehab.-97.0 kms)
- a. Tabon-Tabon(Sibagat)-Bayugan
 - b. Bayugan-Awa (Prosperidad)-San
Francisco Section
 - c. Tagum-Carmen Section
 - d. Langkilaan(Trento)-Monkayo
Section
3. Arterial Road Links Development Project, Phase III
- a. Mindoro West Coastal Road
(San Jose-Mamburao-Abra de Ilog
Section), (Impvt.-101.18 kms, 18 Brs.)

- b. Cebu South Road Project
Talisay-Carcar Section
(Rehab.-31.2 kms, 3 Brs)
 - c. Bongabon-Baler Road
(San Luis-Ma. Aurora-Basal
Section), Aurora
(Impvt.-21.57 kms)
 - d. Phil-Japan Friendship Highway
Impv't. Project in Visayas
(Calbiga-San Juanico Sect.)
(Imprv't. - 45.9 kms)
- 4. Arterial Road Links Development Project, Phase IV
 - a. Catanduanes Circumferential Road
(Const/rehab. = 63.4 km./17 Brs.)
 - b. Bohol Circumferential Road, Phase II
 - * Calape-Loon-Loay Sect.
(Const/rehab. = 67.3 km.)
 - * Loay-Valencia-Candijay Sect.
(Const/rehab. = 69.0 km.)
 - c. Dalton Pass Rehabilitation Project
(Rehab./impv't.-15.32 Km.)
 - d. Naga-Toledo Road
Cebu
 - e Himayangan-Silago Road
Southern Leyte, Leyte
(Impv't. - 60.60 kms)
 - f Silago-Abuyog Road
Southern Leyte, Leyte
(Impv't. - 38.20 kms)
 - g. Liloan-San Ricardo Road
Southern Leyte
(Rehab./impv't. - 37.4 kms)
- 5. Cordillera Road Improvement Project, Phase I
 - a. Baguio-Pangawan (Kayapa) Sect.
(Impvt./rehab.- 59.0 km/2 Brs.)

- b. Pangawan (Kayapa)-Aritao Sect.
(Impvt./rehab.- 42.0 km/7 Brs)
- 6. Pan-Phil Japan Friendship Highway Road Rehabilitation Project in Mindanao, Phase II
 - a. Alegria-Santiago, 22.9 km/8 Brs.
 - b. San Francisco-Rosario-Bunawan-Trento (Aguasan del Sur/Davao del Norte Bdry.), 69.7 Km/13 Brs.
 - c. Monkayo Bypass, 2.6 km
Monkayo-Nabunturan-Tagum,
60.9 km/9 brs.
- 7. Arterial Road Links Development Project, Phase V
 - a. Ligao-Pio Duran Road, Albay
(Const./impv't. - 21.80 km)
 - b. Patapat-Viaduct (along Laoag-Allacapan Road), Ilocos Norte
(Const./Impv't. - 1.10 km)
 - c. Suyo-Cervantes-Mankayan-Abatan Road, Ilocos Sur, Benguet & Mt. Province, (Const./Impv't. - 83.0 km)
 - d. Catarman-Lope de Vega-Calbayog Road, Northern Samar
(Const./impv't. - 45.30 km)
 - e. Iloilo East Coast-Capiz Road
(Const./impv't. - 39.52 km)
 - f. Cervantes-Sabangan Road
Ilocos Sur & Mt. Province
(Const./Impv't. - 28.44 km)
- 8. Rural Road Network Development Project, Phase III
 - a. San Juan-Laiya Road Batangas (Impvt.- 4.72 km)
 - b. Looc-Odiongan-San Andres Road Romblon (Impvt.- 35.34 km)

- c. Jct. Banna (Espiritu) Road Era-Ilokos Norte/Abra Bdry. Road
(Impvt.- 4.48 km, 2 bridges)
- d. Solano-Quezon Road (Impvt.- 5.36 km, 1 bridges)
- e. Baliuag Bdry.-Candaba Road, (Impvt.- 8.45 km, 3 bridges)
- f. Libon-Marocmoc-Pantao Road, Albay (Impvt.- 7.74 km)
- g. Maayon-Cuartero-Jct. Iloilo/Capiz Road, Capiz
(Impvt.- 18.03 km, 2 bridges)
- h. Pandan-Libertad-Antique/Aklan Bdry. Road, Antique
(Impvt.- 26.35 km)
- i. Bdry.Antique/Iloilo-Anini-y-V.Jimenez Road, Antique
(Impvt.- 29.95 km,2 bridges)
- j. Prosperidad-Lianga Road, Agusan del Sur
(Impvt.- 19.49 km,3 bridges)
- k. Butuan City-Las Nieves-Esperanza- Bayugan Road, Agusan del Sur
(Impvt.- 46.82 km, 4 bridges)
- 9. Sustainable Environmental Management Project in
Northern Palawan (Road Component)
(Under DOT Package), Phase I,
 - a. Taytay-El Nido Section, 59.30 km. (Including Detailed Engineering)
- 10. Catubig Agricultural Advancement Project, Stage I (Road Component)
- 11. Arterial Road Links Development Project, Phase VI
 - a. Phil.-Japan Friendship Highway, Visayas Section
 - 1.) Allen-Calbayog Road (Const./impv't. - 72.5 km)
 - 2.) Calbayog-Calbiga Road (Const./impv't. - 116.0 km)
 - 3.) Tacloban-Liloan Road (Const. of Agas-Agas Bridge)
 - b. Cebu North Coastal Road Project
- 12. A. Central Mindanao Inter-Regional Circumferential Road

1.) Cotabato (Jct. Awang)-Upi-Lebak- Kalamansig Road (87.62 km)

B. Arterial Road Bypass Project (Phase I)

1.) Plaridel Bypass and Cabanatuan Bypass

13 Metro Cebu Development Project III - 158

14. Metro Iligan Regional Infrastructure
Development Project (MIRDP)

15. Arterial Road Links Development Project Phase VII

a. Cebu South Coastal Road Project (Segment 3B-2)
11.72 km

b. Palawan South Road (Puerto Princesa-Aborlan-Narra Section)
76.00 km

c. Ternate-Nasugbu Road
29.00 km

d. Batangas-Bauan Ring Road
22.3 km

e. Lipa City-Alaminos/San Pablo City Road
19.8 km

Network Capacity Expansion

f. Candelaria Bypass Road,
8.50 km

g. Bacolod City-Granada Section
8.30 km

h. Calamba-Los Baños Bypass Road
17.87 km

i. Alaminos-San Pablo City Bypass Road along Maharlika Highway
12.02 km

16. Cordillera Road Improvement Project, Phase II

a. Tinglayan (Brgy. Bagad)-Lubuagan-Tabuk Road (47.00 km)

- b. Bulanao-Pinukpuk Jct. (Kalinga)- Abbut-Tuao (Cagayan) Road
48.10 km
- 17. Panay Island Road Network Development Project
 - Iloilo East-West Road (Concepcion-Sara-San Rafael-Passi-Calinog Rd),
105.60 km
 - Roxas City Circumferential Road
19.86 km
 - Nabas-Libertad Road
Aklan
48.71 km
- 18. Dalton Pass East Alignment,
Digdig-Carranglan-Aritao Road
63.70 km
- 19. Arterial Road Links Development Project, Phase VIII
 - a. Sto. Niño-Buluang Road
45.40 km
 - b. Mulanay-San Francisco Road, Bondoc Peninsula
24.13 km
 - c. Mindanao East-West Lateral Road
(Sta. Felomina-Ticalaan Section), Iligan-Bukidnon Road
75.00 km
 - d. San Nicolas-Solsona-Cabugao-Abbut Road
56.33 km
 - e. Siquijor Circumferential Road
75.33 km
 - f. Catanduanes Circumferential Road,
Phase II, (San Andres-Caramoan- Pandan-Bagamanoc-Viga Road)
130.00 km
 - g. Sto Rosario-Matag-ob-Palompon Rd,
23.71 km
 - h. Villaba-Tabango-San Isidro-Calubian- Leyte Road,

67.10 km

i. Roxas-Taytay Road, Palawan
64.72 km

j. Cebu North Coastal Road, Cebu
9.34 km

20. Rural Road Network Development Project,
Phase IV (Mindanao Section)

A. Zamboanga del Norte-Zamboanga City

a.1 Liloy-Labason-Siocon Road, Zamboanga del Norte
89.50 km

a.2. Limpapa-Zamboanga City Section, Zamboanga del Norte
22.90 km

B. Tangub City-Bonifacio-Don Victorino Road
56.60 km

C. Paco-Roxas-Antipas Road, North Cotabato
25.71 km

D. Jct. Surallah-Lake Sebu Section, South Cotabato
18.82 km

E. Midsayap-Sultan Sabarongis- Tacurong Road, Maguindanao
71.16 km

F. Bagong Silang-Capalonga Road
22.00 km

G. Bayugan-San Luis-Talacogon-La Paz- Loreto-Veruela-Sta.Josefa Road
85.00 km

H. Siruma-Tinambac Road
37.90 km

I. Guihulngan-Isabela-Binalbagan Road
62.75 km

J. Bayawan-Baisan-Dawis-Peñabona Road
30.00 km

21. Mindanao Road Package: Viaduct along Camiguin Road
1.90 km
22. CALA Projects (Cavite-Laguna Projects)
 - a. CALA East-West
 - 1.) San Pedro (Laguna)-Tanza (Cavite)
 - 2.) Aguinaldo Highway/Salitrán Jct.-South Road, San Pedro, Laguna
 - b. CALA North-South
 - 1.) Talaba (Bacoor)-Pala-pala(Dasmariñas) Alternate to Aguinaldo Highway
23. Tourism Roads
 - a. Panglao Island Circumferential Road 2 causeway
35.15 km
 - b. Mabini Circumferential Road
19.60 km
 - c. Guimaras Circumferential Road
38.78 km impv't., 14.54 km rehab
 - d. Dalaguete-Badian Road
30.20 km impv't.
 - e. Toledo-Tabuelan-San Remigio Road
68.20 km impv't.
 - f. Acop-Kapangan-Kibungan Road
55.20 km impv't.
 - g. Gurel-Bokod-Kapangan-Buguias Road
89.00 km impv't.
 - h. Kalinga-Abra Road
42.40 km impv't.
24. Other Priority Road Projects
 - a. Iligan-Aurora Road
97.20 km
 - b. Caramoan Peninsula Road
(Lagonoy-Presentacion-Caramoan)
31.70 km
 - c. Samar Pacific Coastal Road

(Palapag-Mapanas-Lapinig-Jipapad-
Arteche-San Policarpo-Oras)
276.00 km

d. Oroquieta City- Dapitan City- Dipolog City Road
93.00 km

e. Santander-Barili-Toledo City Road
342.00 km

f. San Carlos-Dumaguete Road
167.00 km

g. Bacolod-Murcia-Don Salvador Benedicto-San Carlos City Road
82.00 km

h. Iloilo City-Caticlan (Aklan) Highway
222.00 km

i. Butuan City, Agusan del Norte- Misamis Oriental Road
18.00 km

j. Cebu City-Bogo Road
106.00 km

k. Placer-Aroroy Highway
165.00 km

l. Liloan (Panaon)-Naval (Biliran)
Highway
429.00 km

m. Jagna-Sierra Bullones-Clarin-
Tubigon Road
77.00 km

n. Daang Hari Extension between
Aguinaldo Highway and Coastal Road
8.00 km

25. Disaster Prevention Through Public
Information System in Baguio and its
Surrounding Areas

26. Improvement of Quality Management
for Highway and Bridge Construction
and Maintenance

27. Rehabilitation of Basic Highway Maintenance Equipment and Depots for Philippine-Japan Friendship Highway
28. Sustainable Bridge Maintenance and Management System (proposed for study under DSP)
29. Road Network Improvement for Development of Regional Growth Centers
 - A. Metro Iloilo
 1. Circumferential Road 1
14.3 km
 2. Iloilo-Sta. Barbara Road
13.1 km
 - B. Metro Bacolod
 1. New Airport Access Road
10.1 km
 2. Bacolod Circumferential Road
34.0 km
 - C. Metro Cagayan De Oro
 1. Western Coastal Road
7.6 km
 2. 7th Bridge and Approach Road
1.0 km
30. National Roads Improvement Management Project (NRIMP) IBRD-Assisted, Phase II
 - a. Magapit-Sta. Ana Road
(Magapit-Mission Section)
(Impv't. 34.65 km/235.34 lm)
 - b. Halsema Highway
(Mt. Data-Bontoc Section)
(Impv't. 50.49 km/215.51 lm)

c. Mindoro East Coast Road

c.1 Calapan-Socorro Section
(Impv't. 58.40 km/726.98 lm)

c.2 Socorro-Bongabon-Mansalay Section
(Impv't. 91.50 km/1,242.97 lm)

d. Iloilo-Roxas Road

d.1 Jct. Jaro/Montinola Br.-Zarraga Section
(Impv't. 12.25 km/136.00 lm)

d.2 Zarraga-Ivisan Section
(Impv't. 84.60 km/906.00 lm)

e. Kalibo Bridge, 420 lm

f. Bacolod-Kabankalan Road
(Bacolod-Bago Section)
(Impv't. 27.00 km/590.00 lm)

g. Escalante-Vallehermoso Road
(Impv't. 70.00 km/704.00 lm)

h. Surigao-Davao Coastal Road
(Tandag-Marihatag Section) Surigao del Sur/Norte Bdry.
(Impv't. 142.60 km/3,849.00 lm)

i. Malalag-Malita-J.A. Santos Road
(Malita-J.A. Santos Section)
(Impv't. 90.62 km/621.00 lm)

j. Digos-Cotabato Road
(Impv't. 161.30 km/1,346.00 lm)

k. Cotabato City-Marawi City Road
(Parang-Malabang-Marawi Section)
(Impv't. 88.45 km/275.00 lm)

B. NATIONAL BRIDGES

47,920,743,000

1. DPWH Bridge Replacement Project
U.K. assisted

2. Austrian Bridge Assisted Projects
3. Rehabilitation & Maintenance of Bridges along Arterial Road, Phase IV
(12 Bridges along MNR & PPH)
4. Metro Manila Interchange Construction Project, Phase V
5. Second Magsaysay Bridge Project - 885 lm, D.E. -Region XIII
6. Urgent Bridge Construction Projects for Rural Development
Phases I, II, III & IV
7. Tulay ng Pangulo sa Kaunlaran Project
(Flyovers and Long Span Bridges)
8. Spanish Fund Assisted Bridge Construction/ Replacement Project
9. JICA Grant Aid Project Contruction of Bridges
along Rural Roads, Phase VII
(Western & Central Mindanao)
10. DILG Local Bridge Replacement Program in Metro Manila
11. Improvement of Existing Bridges along Pasig
and Marikina Rivers, Metro Manila, Phase I
(Jones, Ayala and 2nd Ayala Bridges)
12. Improvement of Existing Bridges along Pasig and Marikina Rivers,
Metro Manila, Phase II
(Quezon, Lambingan, Vargas and Guadalupe Bridges)
13. Metro Manila Interchange Contruction, Phase VI
14. Rehabilitation and Maintenance of Bridges
along Arterial Road, Phase V

C. FLOOD CONTROL, DRAINAGE & SHORE PROTECTION

39,482,327,000

1. Kalookan-Malabon-Navotas- Valenzuela(Kamanava)
Flood Control and Drainage System Improvement Project
2. Agno & Allied Rivers Urgent Rehabilitation Project, Phase I,

(From the river mouth, Lingayen to Wawa, Bayambang, Pangasinan),

3. Mt. Pinatubo Hazard Urgent Mitigation Project
(Flood/Lahar Control Works in Pasig-Potrero River
and pasac-Potrero River and pasac-Delta Area, Pampanga)
4. Agno River Flood Control Project,
Phase II-A & II-B (Wawa, Bayambang to Alcala, Pangasinan
including Poponto Swamp, Hector Mendoza Bridge & Tarlac
River) Pangasinan and Tarlac
5. San Roque Multi-Purpose Project Flood Control Component
6. Lower Agusan Development Project
Stage I, Phase II, Butuan City
7. Iloilo Flood Control Project, Phase II
Stage I, Iloilo City
8. Laoag River Basin Flood Control and Sabo Project (Engineering Services),
Ilocos Norte
9. Metro Manila Flood Control Project West of Mangahan Floodway
Taguig/ Pateros, Pasig, Rizal
10. Retrieval of Infrastructure for Education
and Sanitation Facilities in Mt. Pinatubo Devastated Areas
11. Restoration/Rehabilitation of Nationwide
Selected River Basins and Waterways, Phase I
12. Pasig-Marikina River Channel Improvement Project, Phase II
Manila, Makati, Mandaluyong, Pasig and Marikina
13. Mt. Pinatubo Hazard Urgent Mitigation Project, Phase III
14. Bicol River Basin and Watershed Management Program
(Flood Control Component)
15. Pilot Projects for the Enhancement of Capabilities in Flood Control and Sabo
Engineering (ENCA) , Phase II
16. Disaster Prevention and Reconstruction for Camiguin Island
17. Panay River Flood Control Project (1st Stage), Aklan, Capiz and Iloilo
18. Mayon Volcano Hazard Urgent Mitigation Project

19. Agno & Allied Rivers Urgent Rehabilitation Project, Phase III
20. Cagayan River Flood Control Project,
Phase I-Urgent Bank Protection Work (Lower Cagayan River)
21. Valenzuela- Obando- Meycauayan (VOM)
Area Drainage System Improvement and Related Works Project
22. Lower Cotabato Flood Control Project,
Maguindanao, North Cotabato & Sultan Kudarat Provinces
23. Flood Control and Urban Drainage Project in Davao Area,
Davao City & Davao del Norte
24. Tagoloan River Basin Development Project,
Misamis Oriental & Bukidnon
25. Upper Agusan Flood Control Project,
Compostela Valley
26. Tagum-Libuganon River Basin Flood Control Project,
Davao del Norte & Compostela Valley
27. Agus River Basin Flood Control Project,
Lanao del Sur & Lanao del Norte
28. Buayan-Malungun River Basin Flood Control Project,
Sarangani & South Cotabato Provinces
29. Tarlac River Overall Improvement Project
30. Pampanga Delta Development Project Phase II
31. Allied Rivers Improvement Project (ARIP)
32. Iloilo Flood Control Project, Phase II, Stage II
33. Metro Manila Flood Control Project
East of Mangahan Floodway

D. WATER SUPPLY FOR “WATERLESS” COMMUNITIES

2,500,000,000

E. ROAD MAINTENANCE25,000,000,000

F. LOCAL INFRASTRUCTURE PROJECTS22,800,000,000

CORDILLERA ADMINISTRATIVE REGION	700,000,000
REGION I	1,200,000,000
REGION II	1,000,000,000
REGION III	2,100,000,000
REGION IV-A	1,900,000,000
REGION IV-B	700,000,000
REGION V	1,400,000,000
REGION VI	1,800,000,000
REGION VII	1,500,000,000
REGION VIII	1,200,000,000
REGION IX	700,000,000
REGION X	1,100,000,000
REGION XI	1,100,000,000
REGION XII	600,000,000
REGION XIII – CARAGA	700,000,000
ARMM	800,000,000
NATIONAL CAPITAL REGION	2,700,000,000
PARTY-LIST	1,600,000,000

AKBAYAN
ALAGAD
ALIF
AN WARAY
ANAK MINDANAO
ANAKPAWIS
APEC
AVE
BAYAN MUNA
BUHAY
BUTIL
CIBAC
COOP NATCCO
GABRIELA
PARTIDO NG MANGGAGAWA
VETERANS FREEDOM PARTY

G. OTHER PUBLIC WORKS

12,000,000,000

H. NATIONWIDE

The fund allocated for this component shall be equitably distributed to all regions in direct proportion to their population, etc.

GRAND TOTAL

P 228,979,257,000

SEC. 5. *Participation of Local Government Units.* - The Department of Public Works and Highways (DPWH) shall, upon the written request of the Member(s) of Congress concerned, authorize provinces, cities, municipalities or barangays to implement projects under the categories of local roads and other public works in this Act: *Provided*, That these local government units have the capability to implement such projects.

SEC. 6. *Congressional Oversight Committee.* - There shall be a Congressional Oversight Committee (COC) tasked to oversee, monitor and review the implementation of the provisions of this law, particularly the priority projects identified, in order to see to it that funds allocated for these purposes are utilized in accordance with the policies and provisions of this law.

The COC shall be composed of the following:

- (1) The Chairmen of the Senate and House Committees on Public Works and Highways shall be chairman and co-chairman respectively;
- (2) The Chairmen of the Senate Finance Committee and the House Committee on Appropriations shall be the vice-chairman and co-vice-chairman respectively;
- (3) Two (2) members who shall come from the Senate Public Works and Highways Committee as designated by the Senate Public Works and Highways Committee Chairman;
- (4) Two (2) members who shall come from the House Public Works and Highways Committee as designated by the House Public Works and Highways Committee Chairman;
- (5) Two (2) members who shall come from the Senate Finance Committee as designated by the Senate Finance Committee Chairman; and

- (6) Two (2) members who shall come from the House Committee on Appropriations as designated by the House Committee on Appropriations Chairman.

There shall be a COC technical support staff which shall provide technical support services corollary to the oversight functions of the COC.

SEC. 7. *Programming of Projects.* - Annually within the approved expenditure ceiling, the projects herein provided shall be programmed by the Department of Public Works and Highways, in consultation and coordination with the respective oversight committees of the Senate and the House of Representatives, always taking into consideration the policies and priorities in Sections 2 and 3 of this Act: *Provided*, That during the annual programming of projects under categories E on Road Maintenance; F on Local Infrastructure Projects; and G on Other Public Works, a member of Congress may submit a substitute priority project listing for his district if a member of the House of Representatives or, in any congressional district if a member of the Senate, whenever any particular project originally submitted by him/her is already being implemented through other sources or a more urgent project is identified: *Provided, further*, That in the case of a project originally submitted by an incumbent senator, no substitution or realignment thereof may be done without the written conformity of said incumbent senator: *Provided, finally*, That the substitute project listings falls under the same category as the original project and has the same probable socioeconomic impact on the community as originally intended.

SEC. 8. *Engineering and Administrative Overhead Expenses.* - Appropriations for projects authorized in this Act shall be used solely for project implementation which shall include direct engineering and administrative overhead expenditures incidental thereto, including but not limited to salaries of employees who may be hired for the duration of the project, office supplies, and similar costs. These engineering and administrative overhead expenditures shall

be reflected in the program of work for the project concerned and shall not exceed three and a half *per centum* (3.5%) of the amount actually released for the project: *Provided*, That the said percentage shall be reduced as the total project cost increases.

SEC. 9. *Program of Work.* – Projects authorized under this Act shall not be implemented without the prior approval of the corresponding program of work by the Secretary of the Department of Public Works and Highways or his duly authorized official.

SEC. 10. *Public Bidding.* – Unless otherwise provided in Sections 11 and 12 hereof, all projects covered under this Act shall be implemented by contract awarded after competitive public bidding open to all qualified bidders and shall be awarded to the bidder who submits the lowest evaluated bid that is most advantageous to the government based on existing laws and regulations.

SEC. 11. *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 (P20,000,000.00) or less, based on the approved program of work under Section 9 hereof, may be done by administration or force account by the agency concerned without prior public bidding.

A project costing over Twenty million pesos (P20,000,000.00) may be prosecuted by administration by the agency concerned only in case of:

- (a) 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;
- (b) failure to award a contract after competitive public bidding for a valid cause;
- (c) termination or rescission of contract;
- (d) areas with critical peace and order problems as certified by the Local Peace and Order Council;

Provided, That prior authority shall be obtained from the Secretary of Public Works and Highways if the project cost is One hundred million pesos (P100,000,000.00) or less, or from the President of the Philippines, upon recommendation of the Secretary of Public Works and Highways, if the project cost is more than One hundred million pesos (P100,000,000.00).

SEC. 12. *Negotiated Contracts.* - No project in this Act shall be implemented by negotiated contract except in any of the following cases:

- (a) when there is 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;
- (b) when there is a failure to award a contract after competitive public bidding for a valid cause;
- (c) upon the termination or rescission of contract;
- (d) when the projects are contiguous or adjacent to an ongoing project with no negative slippage and with satisfactory progress which may be economically implemented by the same contractor at no additional mobilization cost, using the same set of equipment, organization and other sources, based on the same unit prices, subject to escalation in accordance with existing laws and regulations;
- (e) when the project to be implemented in areas with critical peace and order problems as certified by the Local Peace and Order Council; or
- (f) as expressly authorized by the President of the Philippines when national interest so requires.

For projects to be implemented by the Department of Public Works and Highways, the authority to negotiate and approve contracts shall be obtained from the Secretary of Public Works and Highways if the project cost is One hundred million pesos (P100,000,000.00).

For projects to be implemented by the local government units, the authority to negotiate and approve contracts shall be obtained by them from the Secretary of the Department of the Interior and Local Government if the cost is more than One hundred million pesos (P1000,000,000.00).

SEC. 13. *Publication and Posting of Public Works Contract.* - All contracts for public works projects amounting to Ten million pesos (P10,000,000.00) and above entered into pursuant to this Act shall be published in a newspaper of general circulation. Such publication shall contain the subject matter of the contract, including the persons authorized by the government to give consent in its behalf; the type of materials to be used; the contract time; the bidders, if public bidding is undertaken before granting the contract; and other terms of the contract. In addition thereto, a copy thereof shall be posted in a public place in the province, city or municipality where the project will be implemented.

For purposes of this Act, the government agency or the government-owned or –controlled corporations concerned shall allow interested parties, to inquire into the particular contract. Such inquiry shall be made in writing during regular office hours and the same shall be for a legitimate purpose stated therein.

The copies of documents, papers and records pertinent to the public works contract subject of inquiry shall be made available at the expense of the interested parties.

SEC. 14. *Sources of Funding.* – The amount necessary to carry out the provisions of this Act shall be charged against the appropriations for infrastructure projects of the Department of Public Works and Highways under the annual General Appropriations Act and in other relevant appropriation measures. Said appropriations shall include proceeds from loans and counterpart funds and shall be augmented by any and all foreign grants as may become available for specific infrastructure projects.

For multi-year projects, a forward obligational authority shall be issued for contracting purposes to cover the estimated total project cost under this Act.

SEC. 15. *Reports.* - The Secretary of Public Works and Highways shall submit to the President of the Philippines, the President of the Senate, and the Speaker of the House of Representatives, an annual accomplishment report to their respective congressmen, copy furnished the Senate and the House Committees of Public Works and Highways.

SEC. 16. *Separability Clause.* - If any provision of this Act is declared unconstitutional or invalid, other parts or provisions hereof not affected thereby shall continue to be in full force and effect.

SEC. 17. *Repealing Clause.* - All laws, decrees, orders rules, and regulations or parts thereof inconsistent with this Act are hereby repealed or amended accordingly.

SEC. 18. *Effectivity Clause.* - This Act shall take effect fifteen (15) days following its complete publication in at least two (2) national newspapers of general circulation.

Approved,