

REPUBLIKA NG PILIPINAS  
Republic of the Philippines  
KAGAWARAN NG EDUKASYON  
Department of Education  
Manila

EDUCATION DIVISION  
JAN 26 1971  
January 18, 1971

TANGGAPAN NG KALIHIM  
Office of the Secretary

DEPARTMENT ORDER  
No. 1, s. 1971

CONSTRUCTION AND REPAIR OF SCHOOL BUILDINGS BY PARENT-TEACHERS  
ASSOCIATIONS OR BY BARRIO COUNCILS CHARGEABLE AGAINST SPECIAL  
EDUCATION FUND

To The Director of Public Schools, and  
The Director of Vocational Education:

1. In view of the extensive damage to school buildings brought about by the series of typhoons that hit the country, school boards are thereby called upon to provide adequate funds from their retained shares of the Special Education Fund to undertake the reconstruction and/or repair of damaged elementary school buildings, workshops and similar buildings and accessories in their respective jurisdictions. Immediate assistance to typhoon-ravaged provinces have likewise been provided from the National Stabilization Fund.
2. In the prosecution of the reconstruction and repair projects, attention is invited to the following provision of Section 1 (b) of Republic Act No. 544 the Special Education Fund Act, quote:  
"Section 1 (b) . . . In cases where the cost of the school project does not exceed ten thousand pesos the construction and repair may be undertaken by negotiated contract by the Parents-Teachers Association, or by the barrio councils under the supervision and direction of the Bureau of Public Works;
3. In connection with the above provision that projects undertaken by Parent-Teachers Associations or barrio councils through negotiated contract under the supervision and direction of the Bureau of Public Works, there is herewith enclosed a copy of Section 12 of Republic Act No. 5979, otherwise known as the Public Works Act of 1969, for the information of all concerned.
4. In order to give greater participation to the parents, community lay leaders, and barrio officials in the prosecution of local school building repair projects, the undertaking of such projects by negotiated contract by the Parent-Teachers Associations or by the barrio councils is encouraged.
5. Immediate dissemination of this Department Order is desired.

(SGD.) ONOFRE D. CORPUZ  
Secretary

Encl.:  
As stated.



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REPUBLIC ACT NO. 5979

PUBLIC WORKS ACT OF 1969

SEC. 12. Prosecution by Civic Organizations, Barrio Councils and Parents-Teachers Associations of Community Development Projects. - Whenever the appropriation amounting to not more than twenty-five thousand pesos for any public works project which does not require complicated methods of construction nor highly specialized techniques is released or made available for expenditure, wholly or partly, such project may be undertaken by administration without the necessity of securing the previous authority from the Office of the President

The work shall then be prosecuted by the Barrio Council, or the most concerned civic organization or the Parents-Teachers Association in the case of school building projects, or by direct administration of the District or City Engineer, whichever is the most advantageous to the government as may be determined by the District or City Engineer in the manner herein provided.

The application for undertaking such work shall be filed by the organization concerned with the District or City Engineer or his official counterpart as the case may be, specifying, among other things, the barrio management program of work, or the payment to be received for the work. After evaluating the offers and the terms proposed by the Barrio Council or the Civic Organization or Parents-Teachers Association, as the case may be, by comparing them with the corresponding approved program of work and estimates, the work on the project may be turned over to the Barrio Council for prosecution or awarded to the applicant Civic Organization, or Parents-Teachers Association, through a negotiated contract for an amount not to exceed the cost of the work as originally estimated and programmed pursuant to Section Six of this Act. The provisions of existing laws, rules and regulations to the contrary notwithstanding upon completion of any project, prosecuted under this Section, the final acceptance and verification of the District or City Engineer shall be sufficient requirement to warrant full payment of the contract including the ten percent retention made on previous partial payments.

Under no circumstance shall the provisions of this Section be construed to deprive the District or City Engineer or his official counterpart, as the case may be, of his supervisory control over any of the projects referred to in this Section nor to relieve him of any responsibility, administration or otherwise, for any defect in procedure, control or technical surveillance, resulting in waste of money, destruction of or damage to property, or lowering of engineering standards. In cases where the work is prosecuted by administration of the Barrio Council or through negotiated contract with a Civic Organization, the District or City Engineer, or his representatives, shall not charge against the fund of the project any expense for inspection by him or his assistant but may designate as his representative and assign to the project as work inspector any competent craftsman whose compensation and travel expenses for duration of the assignment shall be chargeable against the funds of the project but not against the contract and shall not exceed two percent of the contract price. The District or City Engineer, or his official counterpart, may make any other suitable arrangement to enable him to maintain supervisory control over the project without, however, exceeding the compensation limitation herein imposed.

The provisions of existing laws to the contrary notwithstanding, the Civic Organization, Parents-Teachers Association or Barrio Council undertaking any work under this Section shall be exempt from any kind of proposal or any performance bond, and from all taxes and imposts relating thereto.



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