



Social Accountability in Procurement and Contract Monitoring

Vivien Suerte-Cortez

Network Fellow, Philippine Desk, ANSA EAP



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Background

- Procurement is an important activity to achieve economic and social development goals
- GPRA, BOT law and NEDA JV Guidelines provide the legal framework in procurement
- Public monitoring of projects under GPRA cited as one of the international good practices

Background

	GPRA	BOT	NEDA JV
Declaration of Policy	<p>Promotion of good governance</p> <p>Adherence to transparency, accountability, equity, efficiency, and economy.</p> <p>Procurement is competitive and transparent</p>	<p>Recognizes the indispensable role of the private sector</p> <p>Provides appropriate incentives to mobilize private resources</p> <p>Provides a climate of minimum government regulations and procedures in support of the private sector</p>	<p>Creation of the JV should not prevent potential players from profitably entering into business</p> <p>Cost efficient to earn potential profits for govt. and private sector partner</p> <p>All JV agreements should be awarded through a transparent process</p>
Coverage	<p>All local and foreign-funded procurement of goods, services, and infrastructure projects; with exceptions</p>	<p>Capital-intensive projects through different financing modes</p>	<p>Joint enterprise of an undertaking</p>
Financing	<p>Generally by the public sector</p>	<p>Generally by the private sector</p>	<p>Joint financing from the public and private sector</p>

SAc Environment in the Philippines

Legal Framework	Organized and Capable Citizen Groups	Responsive Government*	Access to Information	Context** and Culturally Appropriate
Government Procurement Reform Act (GPRA)	CSOs and private sector as procurement observers	GPRA provision on CSO monitors	Limited, based on partnership and MOAs	CSO monitoring initiatives at the national and local level
Build-Operate-Transfer (BOT)	Private sector observers	BOT provision on private sector observers	Difficult to access, NEDA directs requests to contracting agency	BOT/PPP Center in charge of monitoring
Joint Venture (JV) Guidelines	Private sector observers	JV provision on private sector observers	Difficult to access, NEDA directs requests to contracting agency	Head of agency in charge of monitoring

*Policy, Mechanism, Tools

**Political, Economic, Behavioral

Initial Findings

- Trust building is important, behavioral changes are evident in government and CSOs
- Contract monitoring is an important link in service delivery
- Grant making is good but must have a counterpart of technical support/and capacity building
- Policy and Monitoring gaps

Emerging Trends

- Move towards completing the whole procurement cycle from procurement to contract implementation – holistic framework
- Formation of coalitions or networks with shared goals (e.g. Education group, P2N, etc.)
- Balanced use of ICT and public monitoring for feedback
- Localization of efforts, hitting communities where procurement really happens

recommendations

- Document lessons and failures
- Tools, processes, and mechanisms are important to shape policy and country plans
- Continue establishing and strengthening networks
- Find creative and innovative ways for fund sourcing

