



Republic of the Philippines
Department of Environment and Natural Resources
BIODIVERSITY MANAGEMENT BUREAU
Ninoy Aquino Parks and Wildlife Center
Quezon Avenue, Diliman, Quezon City
Tel. Nos.: (632) 924-6031 to 35 Fax: (632) 924-0109, (632) 920-4417
Website: <http://www.bmb.gov.ph> E-mail: bmb@bmb.gov.ph

REQUEST FOR EXPRESSION OF INTEREST
No. 2021-009

**PROCUREMENT OF AN INDIVIDUAL- LEGAL CONSULTANT FOR THE AMENDMENT
OF REPUBLIC ACT NO. 9072 "NATIONAL CAVES AND CAVE RESOURCES
MANAGEMENT AND PROTECTION ACT" AND DENR ADMINISTRATIVE ORDER NO.
2003-29 "IMPLEMENTING RULES AND REGULATIONS OF RA 9072"**

The Biodiversity Management Bureau of the Department of Environment and Natural Resources intends to engage the services of an Individual Consultant- as Legal Consultant for the amendment of Republic Act No. 9072 "National Caves and Cave Resources Management and Protection Act" and DENR Administrative Order No. 2003-29 "Implementing Rules and Regulations of RA 9072"

The BMB-Bids and Awards Committee calls for the submission of documents for qualified individual Filipino Consultant interested to bid for the requirement below, to wit:

<u>Requirement</u>	<u>Duration</u>	<u>Budget</u>
Legal Consultant	Eight (8) Months	P450,000.00 (Inclusive of tax)

The documents for submission are:

1. Letter of intent;
2. Curriculum Vitae to include the following :
 - Basic information including current e-mail address, telephone or fax number, educational background, work experience, membership in relevant organizations/society and relevant accomplishments, 3 references
 - Years of experience as Lawyer with background on environmental law particularly in biodiversity, NIPAS, wetland and caves;
 - Years of experience working with government, non-government organizations or professional organizations involved in the environmental and natural resource sector;
 - Must have engagements on policy formulation related to biodiversity preferably on caves and wetlands;
3. List of related ongoing/previous works/projects;
4. PHILGEPS Certificate of Registration;
5. BIR Certificate of Registration; and
6. Omnibus Sworn Statement
**notarization of the OSS should be complied with after the award of the contract but before payment pursuant to Item 6.3 of GPPB 09-2020*

Incomplete/non-submission of these requirements may be grounds for disqualification from the procurement process.

For inquiries, please contact Ms. Rej Winlove M. Bungabong at Telephone No. 8924-6031 local 207. Interested applicants must submit the documents on or before 5:00pm, JUN 09 2021 to:

Vice-Chairperson, Bids and Awards Committee
Biodiversity Management Bureau
Ninoy Aquino Parks and Wildlife Center, North Avenue, Diliman, Quezon City
Tel. No. 8924-6031 loc 221 Fax :8924 6031 loc. 220
Email address : bacsec@bmb.gov.ph; coastalandmarine@gmail.com

Approved For Posting:


ARMIDA P. ANDRES

Vice-Chairperson

Bids and Awards Committee



United Nations Decade on Biodiversity

TERMS OF REFERENCE

The Biodiversity Management Bureau of the Department of Environment and Natural Resources (BMB – DENR) intends to engage the services of an individual as Legal Consultant for the amendment of Republic Act No. 9072 “*National Caves and Cave Resources Management and Protection Act*” and DENR Administrative Order No. 2003-29 “*Implementing Rules and Regulations of RA 9072*”

I. Background and Objectives

Republic Act No. 9072 “*National Caves and Cave Resources Management and Protection Act*” and its Implementing Rules and Regulations (DENR Administrative Order No. 2003-29) have been implemented for two (2) decades. Within this time span, several issues have arisen which the existing policies have not been able to address. Recent issues which are not yet covered by the law include management of underwater caves, cave water extraction, unclear regulations on cave exploration and on authorizing public disclosure of information on caves, among others.

To address the emerging issues and threats to cave management, protection and conservation, as well as to strengthen legal bases for the protection and management of caves and cave resources, this project aims to enhance existing cave laws through amendment. In order to do so, the legal expertise of a Legal Consultant is needed to determine gaps through policy analysis. A draft policy will be formulated by the Legal Consultant which will address policy gaps and harmonize existing policies related to cave and cave resources. In addition, this would require a level of expertise and attention beyond the optimum in-house capability of the Biodiversity Management Bureau and is consistent with the Government’s policy not to compete with the private sectors in accordance with Item No. 2 of Annex B of Implementing Rules and Regulations of Republic Act No. 9184 “*Government Procurement Reform Act*”.

II. **Service Description:** Legal Consultant

III. **Duration:** 8 months

IV. **Approved Budget:** P450,000 (inclusive of taxes)

V. Qualification Requirements

The candidate must possess the following:

- Lawyer with background on environmental law particularly in biodiversity, NIPAS, wetland and caves;
- Have at least five (5) years of experience working with government, non-government organizations or professional organizations involved in the environmental and natural resource sector.
- Must have engagements on policy formulation related to biodiversity preferably on caves and wetlands

VI. Major Responsibilities (Scope of Work)

- Review policies related to cave management and conservation;
- Identify policy gaps on existing policies;
- Provide inputs and recommendation to enhance the effectiveness of policies related to the management and conservation of caves and cave resources;
- Draft policies for the amendment of the DAO 2003-29 and RA 9072;
- Participate in the meetings/consultations/workshops relevant for the drafting and presentation of the draft policies;
- Present the draft policies on relevant meetings and workshops e.g. BMB-TRC and PTWG;

- Assist in the review of other wetland related policies;
- Submit draft policies with possible revisions from inputs and recommendations during meetings/consultations/workshops.

VII. Implementation Arrangements

The Legal Consultant shall closely coordinate work progress with the Caves, Wetlands and Other Ecosystems Division of BMB and execute deliverables within mutually-agreed timeline.

VIII. Deliverables and Proposed Timeline

- Report on policy review and identified policy gaps relevant to cave and cave resources management and conservation including recommendations;
- Initial draft DAO 2003-29 with PowerPoint presentation;
- Final draft policy on the amendment of DAO 2003-29;
- Draft policy on the amendment of RA 9072.

Deliverable/Output	Timeline (Months)								Remarks
	1	2	3	4	5	6	7	8	
1) Inception Report with work plan and financial proposal	X								
2) Report on policy review and identified policy gaps relevant to cave and cave resources management and conservation including recommendations			X						
3) Initial draft DAO 2003-29 with PowerPoint presentation					X				Will include presentation during BMB-organized meetings and workshops
4) Final draft policy on the amendment of DAO 2003-29							X		Revised as per consultations
5) Draft policy on the amendment of RA 9072								X	

IX. Payment Schedule

Payment Tranche	Percentage of the Budget	Budget Breakdown	Schedule
First Payment	15%	67,500	Upon signing of the contract and submission of an inception report with work plan and financial proposal.
Second Payment	25%	112,500	Upon submission of the report on policy review and identified gaps on DAO 2003-29 and RA 9072 and position papers on rationale for separate wetland related bills (with electronic copy)
Third Payment	35%	157,500	Upon submission of the initial draft policy amending DAO 2003-29 including PowerPoint presentation (with electronic copy).;

Payment Tranche	Percentage of the Budget	Budget Breakdown	Schedule
Final Payment	25%	112,500	Upon submission of accepted and approved final draft of the policy amending DAO 2003-29 and a draft policy amending RA 9072 (with electronic copy)..
	Total	450,000	

X. Application Requirements


Applicants must submit:

- Letter of intent;
- Curriculum Vitae (basic information including current e-mail address, telephone or fax number, educational background, work experience, membership in relevant organizations/society and relevant accomplishments, 3 references)
- List of related ongoing/previous works/projects;
- PhilGEPS registration
- BIR Certificate of Registration
- Omnibus Sworn Statement

Please send application not later than _____ to:

The Vice-Chairperson
Bids and Awards Committee
Biodiversity Management Bureau – Department of Environment and Natural Resources
Ninoy Aquino Parks and Wildlife Center cpd., North Avenue, Diliman, Quezon City
Telephone No. 9258950; Fax No. 9246031 local 226
Email address: bacsec@bmb.gov.ph/ bmb@bmb.gov.ph

Approved:


EDILBERTO D. LEONARDO
Undersecretary for Special Concerns
and OIC - Director