

LOCAL GOVERNMENT (DISTRICT COUNCILS) ACT
(Cap. 40:01)

DISTRICT COUNCILS (TENDER) (AMENDMENT) REGULATIONS, 1983
(Published on 2nd December, 1983)

ARRANGEMENT OF REGULATIONS

REGULATION

1. Citation
2. Amendment of regulation 1A of Cap. 40:01 (Sub. Leg.)
3. Deletion of regulation 2 of principal Regulations
4. Substitution of new regulations 3 and 4 of principal Regulations
5. Amendment of regulation 6 of principal Regulations
6. Amendment of regulation 8 of principal Regulations
7. Addition of new regulation 14 of principal Regulations

IN EXERCISE of the powers conferred on the Minister of Local Government and Lands by section 56 of the Local Government (District Councils) Act, the following Regulations are hereby made —

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| 1. These Regulations may be cited as the District Councils (Tender) (Amendment) Regulations, 1983. | Citation |
| 2. Regulation 1A of the District Councils (Tender) Regulations (hereinafter referred to as "the principal Regulations") is amended by substituting for the word "President", where it twice appears therein, the word "Minister". | Amendment of regulation 1A of Cap. 40:01 (Sub. Leg.) |
| 3. The principal Regulations are amended by deleting regulation 2 thereof. | Deletion of regulation 2 of principal Regulations |
| 4. The principal Regulations are amended by substituting for regulations 3 and 4 thereof the following new regulations — | Substitution of new regulations 3 and 4 of principal Regulations |
| "Manner of entering into certain contracts | |
| 3. Subject to regulation 4, if the liability of a Council under any contract for the supply of any goods or materials or the execution of any works or the provision of any services, other than professional services, for or to the Council — | |
| (a) is not to exceed P2 000, the contract shall be in writing but the Council shall not be required, before entering into it, to invite any quotations; | |
| (b) is to exceed P2 000 but not to exceed P5 000, the contract shall be in writing and the Council shall not enter into it without inviting quotations; or | |
| (c) is to exceed P5 000, the contract shall be embodied in a formal document approved by the Council and the Council shall not enter into it without inviting tenders. | |

Exclusion of certain contracts from application of regulation 3 4. So much of regulation 3 (a) as relates to the requirement that a contract such as is therein referred to shall be in writing and the whole of regulation 3 (b) and (c) shall not apply to any contract for the purchase by a Council of perishable goods bought on a public market or any purchase entered into by a Council as a result of bidding at a public auction.”.

Amendment of regulation 6 of principal Regulations

5. Regulation 6 (1) of the principal Regulations is amended by substituting for the words “regulation 4”, which appear therein, the words “regulation 3 (c)”.

Amendment of regulation 8 of principal Regulations

6. Regulation 8 of the principal Regulations is amended by substituting for the words “regulation 4”, which appear therein, the words “regulation 3 (c)”.

Addition of new regulation 14 of principal Regulations

7. The principal Regulations are amended by adding thereto, immediately after regulation 13 thereof, the following new regulation —

“Minister may approve waiver 14. Notwithstanding any of the provisions of the foregoing regulations, the Minister may approve any application made by any Council to waive anything required to be done under those provisions.”.

MADE this 22nd day of November, 1983.

E.M.K. KGABO,
Minister of Local Government and Lands.

L2/7/68