

- a) a procuring entity, for procurements falling below the prior review thresholds, or by;
- b) the Commission:
 - i. to encourage the participation of SME's under State Competitive Bidding. or;
 - ii. during a period where the State is seriously threatened by or actually confronted with a challenge which is either economic, social, legal in nature, disaster, epidemic, pandemic, catastrophe, war, insurrection, or act of God; or
 - iii. where it determines that it is in the interest of the State to do so.

17. The Ministerial Tenders Board for each procuring entity shall be composed as follows:

Ministerial
Tenders Board
Composition

(a) For procuring entities with established Departments:

- (i) The Accounting Officer who shall be the Chairman.
- (ii) The Head of the Department responsible for procurement who shall be the secretary.
- (iii) All Heads of the various Departments.
- (iv) The Head of the Unit directly in need of the particular procurement.
- (v) A State Counsel as shall be directed by the Attorney-General of the State.

(b) For procuring entities without established Departments:

- (i) The Accounting Officer who shall be the Chairman.
- (ii) The Head of personnel responsible for procurement who shall be the secretary.
- (iii) The Head of the unit directly in need of the procurement.
- (iv) A State Counsel as shall be directed by the Attorney-General of the State.