

## ANNEX 15-A

### SCHEDULE OF BRUNEI DARUSSALAM

#### SECTION A: Central Government Entities

##### *Thresholds:*

Chapter 15 (Government Procurement) shall apply to the Central Government Entities listed in this Section where the value of procurement is estimated to equal or exceed the following thresholds:

Goods and Services	250,000 SDRs From the beginning of the first year to the end of the second year following entry into force of this Agreement for Brunei Darussalam;
	190,000 SDRs From the beginning of the third year to the end of the fourth year following entry into force of this Agreement for Brunei Darussalam; and
	130,000 SDRs From the beginning of the fifth year following entry into force of this Agreement for Brunei Darussalam and thereafter.
Construction Services	5,000,000 SDRs

##### *List of Entities:*

1. Prime Minister's Office
  - (a) Audit Department
  - (b) Anti-Corruption Bureau
  - (c) Attorney General's Chambers
  - (d) Councils of State
  - (e) Civil Service Institute
  - (f) Department of Economic Planning and Development
  - (g) E-Government National Centre
  - (h) Government Printing
  - (i) Internal Security

- (j) Information
- (k) Management Services
- (l) Narcotics Control Bureau
- (m) Public Service Department
- (n) Public Service Commission
- (o) Radio Television Brunei
- (p) Royal Customs and Traditions
- (q) Royal Brunei Police Force
- (r) State Mufti
- (s) State Judiciary
- (t) Department of Electrical Services
- (u) Energy Department
- (v) Brunei Research Department
- (w) Brunei Industry Development Authority (BINA)

2. Ministry of Defence

- (a) Directorate of Administration and Manpower
- (b) Directorate of Finance and Acquisition
- (c) Directorate of Development & Works Services
- (d) Directorate of Operations
- (e) Directorate of Personnel
- (f) Directorate of Logistics
- (g) Directorate of Defence Policy
- (h) Royal Brunei Armed Forces
- (i) Directorate of Intelligence
- (j) Directorate of Force Capability Development
- (k) Sultan Haji Hassanal Bolkiah Institute of Defence and Strategic Studies
- (l) The Centre of Science And Technology Research And Development (CSTRAD)
- (m) Office Strategy Management
- (n) Technical Equipment Maintenance Division
- (o) Calibration Centre
- (p) Royal Brunei Armed Forces Religious Department

3. Ministry of Finance

- (a) Supply and State Stores Department
- (b) Royal Custom and Excise Department
- (c) Treasury Department
- (d) His Majesty Sultan's Flight Department

4. Ministry of Foreign Affairs and Trade

- (a) Administration Department
- (b) Information and Communication Department
- (c) Protocol and Consular Affairs Department
- (d) Policy Planning Department
- (e) Politics I Department
- (f) Politics II Department

- (g) ASEAN Department
  - (h) International Organisation Department
  - (i) Economic Cooperation Department
  - (j) Trade Development
  - (k) International Trade Department
  - (l) Security Department
5. Ministry of Education
- (a) Department of Administration and Services
  - (b) Planning and Estate Management Department
  - (c) Department of Schools
  - (d) Department of Schools Inspectorate
  - (e) Curriculum Development Department
  - (f) Examinations Department
  - (g) Department of Planning, Development and Research
  - (h) Department of Information and Communication Technology
  - (i) Department of Co-Curricular Education
  - (j) Department of Technical Education
  - (k) University Brunei Darussalam
  - (l) Sultan Sharif Ali Islamic University
  - (m) Brunei Institute of Technology
  - (n) Department of Human Resources Development
6. Ministry of Health
- (a) Finance and Administration Department
  - (b) Policy and Planning Department
  - (c) Health Care Technology Department
  - (d) Department of Health Services
  - (e) Department of Medical Services
  - (f) Estate Management Department
7. Ministry of Development
- (a) Public Works Department
  - (b) Town and Country Planning Department
  - (c) Land Department
  - (d) Survey Department
  - (e) Housing Development Department
  - (f) Environment, Parks and Recreation Department
8. Ministry of Communications
- (a) Marine Department
  - (b) Ports Department
  - (c) Department of Civil Aviation
  - (d) Land Transport Department
  - (e) Department of Postal Services
  - (f) Brunei Darussalam Meteorological Department

9. Ministry of Primary Resources and Tourism
  - (a) Agriculture and Agrifood Department
  - (b) Forestry Department
  - (c) Fisheries Department
  - (d) Tourism Development Department
  
10. Ministry of Religious Affairs
  - (a) Administration Department
  - (b) Islamic Religious Council Office
  - (c) Department of Syariah Affairs
  - (d) Haj Department
  - (e) Department of Mosques Affairs
  - (f) Department of Islamic Studies
  - (g) Islamic Dakwah Centre
  - (h) Religious Office Belait District
  - (i) Religious Office Tutong District
  - (j) Religious Office Temburong District
  - (k) Institute Tahfiz Al Quran Sultan Haji Hassanah Bolkiah
  - (l) University College Religious Teachers' Seri Begawan
  - (m) Islamic Legal Unit
  
11. Ministry of Home Affairs
  - (a) Brunei/Muara District Office
  - (b) Tutong District Office
  - (c) Belait District Office
  - (d) Temburong District Office
  - (e) Bandar Seri Begawan Municipal Board
  - (f) Tutong Municipal Board
  - (g) Kuala Belait and Seria Municipal Board
  - (h) Immigration and National Registration Department
  - (i) Labour Department
  - (j) Prison Department
  - (k) Fire and Rescue Department
  - (l) National Disaster Management Centre
  
12. Ministry of Culture Youth and Sports
  - (a) Brunei Darussalam History Centre
  - (b) Youth and Sports Department
  - (c) Museums Department
  - (d) Community Development Department
  - (e) Language and Literature Bureau

**Note to Section A**

All agencies subordinate to the above listed entities are covered.

## **SECTION B: Sub-Central Government Entities**

Not applicable for Brunei Darussalam as Brunei Darussalam does not have any sub-central government entities.

## SECTION C: Other Entities

### *Thresholds:*

Chapter 15 (Government Procurement) shall apply to the other entities listed in this Section where the value of procurement is estimated to equal or exceed the following thresholds:

Goods and Services	500,000 SDRs From the beginning of the first year to the end of the second year following entry into force of this Agreement for Brunei Darussalam;
	315,000 SDRs From the beginning of the third year to the end of the fourth year following entry into force of this Agreement for Brunei Darussalam; and
	130,000 SDRs From the beginning of the fifth year following entry into force of this Agreement for Brunei Darussalam and thereafter.
Construction Services	5,000,000 SDRs

### *List of Entities:*

1. Monetary Authority of Brunei Darussalam (Autoriti Monetari Brunei Darussalam)
2. Employee Trust Fund (Tabung Amanah Pekerja)

### **Note to Section C**

Chapter 15 (Government Procurement) shall not apply to any procurement by or on behalf of Monetary Authority of Brunei Darussalam (Autoriti Monetari Brunei Darussalam) of direct inputs for the use in minting of Brunei Darussalam coins.

## **SECTION D: Goods**

Chapter 15 (Government Procurement) shall apply to all goods procured by entities listed in Sections A and C, unless otherwise specified in Chapter 15 (Government Procurement), including this Schedule.

## **SECTION E: Services**

Chapter 15 (Government Procurement) shall apply to all services procured by entities listed in Sections A and C, unless otherwise specified in Chapter 15 (Government Procurement), including this Schedule.



## **SECTION F: Construction Services**

Chapter 15 (Government Procurement) shall apply to all construction services procured by entities listed in Sections A and C, unless otherwise specified in Chapter 15 (Government Procurement), including in this Schedule.

## **SECTION G: General Notes**

For greater certainty, Chapter 15 (Government Procurement) shall not apply to:

- (a) any procurement by the office of Nurul Iman's Palace (Istana Nurul Iman);
- (b) any procurement made by a covered entity on behalf of a non-covered entity;  
and
- (c) any government procurement measures to benefit small and medium enterprises, that are applied in a manner consistent with obligations in Chapter 15 (Government Procurement) with respect to the covered procurement set out in this Schedule.

## **SECTION H: Threshold Adjustment Formula**

1. The thresholds shall be adjusted in every even-numbered year with each adjustment taking effect on January 1, beginning on January 1 of the first even-numbered year after the date of entry into force of this Agreement for Brunei Darussalam.
2. Every two years, Brunei Darussalam shall calculate and publish the value of the thresholds under Chapter 15 (Government Procurement) expressed in Brunei Dollar. These calculations shall be based on the conversion rates published by the International Monetary Fund in its monthly *International Financial Statistics*.
3. The conversion rates shall be the average of the daily values of the Brunei Dollar in terms of the Special Drawing Rights (SDRs) over the two-year period preceding October 1 of the year before the adjusted thresholds are to take effect, and rounded to the nearest Brunei Dollar.
4. Brunei Darussalam shall notify the other Parties of the current thresholds in its respective currency immediately after the date of entry into force of this Agreement, and the adjusted thresholds in its respective currency thereafter in a timely manner.
5. Brunei Darussalam shall consult if a major change in its national currency relative to the SDR or to the national currency of another Party were to create a significant problem with regard to the application of Chapter 15 (Government Procurement).

## **SECTION I: Procurement Information**

All information on government procurement is published on the following websites:

Rules and Regulations: <http://www.mof.gov.bn/index.php/tender-process>

Notices of intended procurement: <http://www.pelitabrunei.gov.bn/iklan/tawaran>

## SECTION J: Transitional Measures

1. Notwithstanding the requirement in Article 15.7.3(b) and (i) (Notices of Intended Procurement) that specified information must be included in the notice of intended procurement, Brunei Darussalam may omit from its notices of intended procurement the information required in Article 15.7.3(b) and (i) (Notices of Intended Procurement) for three years after the date of entry into force of this Agreement. During this transitional period, Brunei Darussalam shall provide the information required in Article 15.7.3(b) (Notices of Intended Procurement) in its tender documentation, provided that it complies with Article 15.4 (General Principles).

2. Notwithstanding the requirement in Article 15.16.3 (Post-Award Information) that the procuring entity publish a notice of the award of a contract, Brunei Darussalam may delay application of this requirement for three years after the date of entry into force of this Agreement. During this transitional period, Brunei Darussalam shall provide information, upon request of suppliers of other Parties, with respect to its contract awards.

3. Notwithstanding Article 15.19 (Domestic Review), Brunei Darussalam may delay application of its obligations under Article 15.19 (Domestic Review) for five years after the date of entry into force of this Agreement. During this transitional period, Brunei Darussalam shall allow suppliers of other Parties to take complaints about the conduct of a covered procurement to the procuring entity, provided that it complies with Article 15.4 (General Principles).

4. Notwithstanding the requirements in Article 15.7.1 (Notices of Intended Procurement), Article 15.9.3 (Qualification of Suppliers), and Article 15.14.2 (Time Periods), Brunei Darussalam may delay implementation of the requirements to publish a notice of intended procurement where it uses a multi-use list for the procurement of certain services, for three years after the date of entry into force of this Agreement. During this transitional period, Brunei Darussalam shall:

- (a) notify all suppliers on the relevant multi-use list of procurement opportunities;
- (b) establish that the final date for submission of requests for participation in Article 15.14.2 (Time Periods) shall be from the date of such notification; and
- (c) provide an electronic link to procuring entities' multi-use lists via the Ministry of Finance website at [www.mof.gov.bn](http://www.mof.gov.bn),

provided that it complies with Article 15.4 (General Principles).

5. Transitional thresholds are applied as provided for in Sections A and C.