



Republic of the Philippines
PROVINCE OF ORIENTAL MINDORO
CALAPAN

SANGGUNIANG PANLALAWIGAN

EXCERPTS FROM THE JOURNAL OF THE REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN OF ORIENTAL MINDORO HELD AT CALAPAN ON THURSDAY, AUGUST 5, 1993.

PRESENT:

Hon. Pedrito A. Reyes, Vice-Governor,	Presiding Officer
Hon. Bayani C. Anastacio,	Member
Hon. Ireneo A. Apasan,	Member
Hon. Jose C. Leynes,	Member
Hon. Emmanuel S. Buenventura,	Member
Hon. Cesareo M. Cueto,	Member
Hon. Dante A. Manzo,	Member
Hon. Remedios E. Marasigan,	Member
Hon. Violeta D. Dakis,	Member
Hon. Jose A. Enriquez, Sr.	Member
Hon. Nelson B. Gabutero, Sr.	Member - ABC Pres.
Hon. Jose G. Genilo, Jr.	Member - President, Councilors' League
Hon. Romualdo J. Bawasanta,	Member - SK Chairman

ABSENT:

Hon. Manuel G. Andaya, (On Leave) Member

RESOLUTION NO. 169-93

A RESOLUTION AUTHORIZING THE HONORABLE RODOLFO G. VALENCIA, PROVINCIAL GOVERNOR OF ORIENTAL MINDORO TO NEGOTIATE WITH PERSONS, NATURAL OR JURIDICAL FOR THE POSSIBLE PURCHASE AND/OR LEASE OF THREE (3) PASSENGER VESSELS THAT WILL PLY THE CALAPAN-BATANGAS/BATANGAS-CALAPAN SEA ROUTE, AND FOR THIS PURPOSE, TO OBTAIN LOAN FROM GOVERNMENT OR PRIVATE BANKS OR LENDING INSTITUTIONS.

WHEREAS, the virtual monopoly of the shipping business in the Province of Oriental Mindoro by Viva Shipping Lines and Sto. Domingo Shipping Lines particularly in the Calapan-Batangas/Batangas-Calapan Sea Route has been causing much difficulties and inconveniences on the part of the Mindoreños as the main component of the riding public;

WHEREAS, the shipping business in the province is vested with public interest and the same must be operated under an atmosphere of fair and free competition, moreover, Article XII, Section 19 of the 1986 Constitution provides that "The state shall regulate or prohibit monopolies when the public interest so requires. No combinations in restraint of trade or unfair competition shall be allowed."

WHEREAS, in the pursuit of maintaining fair and free competition in the shipping business in the province, this August Body has seriously taken into consideration the acquisition thru purchase and/or lease of three (3) passenger vessels that would operate in the Calapan-Batangas/Batangas-Calapan Sea Route under the supervision and management of the Provincial Government;

WHEREAS, to finance the said acquisition, Section 297 of the Local Government Code of 1991 Provides that, "Loans, Credits, and other forms of indebtedness of Local Government Units. a) A local government unit may contract loans, credits, and other forms of indebtedness with any government or domestic private bank and other lending institutions to finance the construction, installation, improvement, expansion, operation, or maintenance of public facilities, infrastructure facilities, housing projects, the acquisition of real property, and the implementation of other capital investment project, subject to such terms and conditions as may be agreed upon by the local government unit and the lender. The proceeds from such transaction shall accrue directly to the local government unit concerned.

b) A Local Government Unit may likewise secure from any government bank and lending institution short, medium and long-term loans and advances against security of real estate or other acceptable assets for the establishment, development, or expansion of agricultural, industrial, commercial, house financing and livelihood projects, and other economic enterprises.

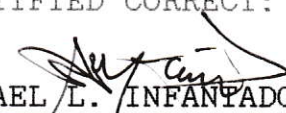
c) Government financial and other lending institutions are hereby authorized to grant loans, credits and other forms of indebtedness out of their loanable funds to local government units for purposes specified above."

NOW, THEREFORE, BE IT RESOLVED, as it is hereby resolved to authorize the Honorable Rodolfo G. Valencia to negotiate with persons, natural or juridical for the possible purchase and/or lease of three (3) passenger vessels that will ply the Calapan-Batangas/Batangas-Calapan sea route, and for this purposes, to obtain loan from government or private banks or lending institutions.


RESOLVED, FURTHER, that the Honorable Rodolfo G. Valencia, Provincial Governor of Oriental Mindoro, be furnished copies of this resolution, for his information and appropriate action.

On motion of Hon. Dante A. Manzo, seconded by Hon. Bayani C. Anastacio and Hon. Jose A. Enriquez, the said resolution was UNANIMOUSLY APPROVED.

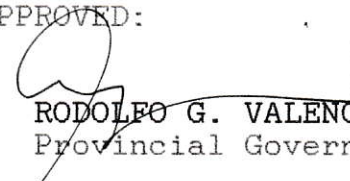
CERTIFIED CORRECT:


RAFAEL L. INFANTE
Secretary to the
Sangguniang Panlalawigan

ATTESTED:


PEDRITO A. REYES
Vice-Governor
Presiding Officer

APPROVED:


RODOLFO G. VALENCIA
Provincial Governor