

EXCERPTS FROM THE JOURNAL OF THE REGULAR SESSION OF THE SANGGUNIANG
PANLALAWIGAN OF ORIENTAL MINDORO HELD AT CALAPAN ON THURSDAY,
01 APRIL 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. Cesario 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
Hon. Jose G. Genilo, Sr.,	Member
Hon. Romualdo J. Bawasnata,	Member

ABSENT:

Hon. Manuel G. Andaya,	(On leave)	Member
Hon. Emmanuel S. Buenaventura,		Member

RESOLUTION NO. 74

A RESOLUTION REQUESTING ATTY. BEN A. DELOS REYES, PROVINCIAL LEGAL OFFICER OF ORIENTAL MINDORO TO FILE THE APPROPRIATE LEGAL ACTION IN COURT AGAINST ANY PERSON INVOLVED IN THE IMPOSITION OF 100% ADDITIONAL FARE BEING IMPOSED BY VIVA SHIPPING LINES AS PENALTY FOR PASSENGERS BOARDING THE SHIP WITHOUT TICKETS.

WHEREAS, numerous complaints and protests have reached this Honorable Body regarding the 100% additional fare being imposed by Viva Shipping Lines against passengers boarding the ship without tickets;

WHEREAS, the additional assessment came about on the strength of Memorandum Circular No. 48 issued by the Maritime Industry Authority (MARINA), dated April 10, 1989, addressed to all inter-island passengers vessels owners/operators and other concerned maritime entities and/or person, the subject of which are measures to control overcrowding/overloading and scalping of tickets in the inter-island vessels;

WHEREAS, the Memorandum Circular, under the guise of a regulatory and control measure is in effect compelling passengers to purchase their tickets from ticket booths located at the pier gates wherein they are subjected to inconveniences and harassments, a fact which is extremely opposed to that certain degree of care and diligence required of common carriers to afford the riding public;

WHEREAS, the imposition, which according to the Memorandum Circular is a penalty violates the fundamental principles of due process as the same is being implemented without the basic requirement of a public hearing;


WHEREAS, the Sangguniang Panlalawigan, as ^{the} elected representative of the people of Oriental Mindoro cannot allow an illegal memorandum circular to cause a continuing injury to the safety, convenience, welfare, and interest of its constituents and it will not leave any stones unturned to stop this oppressive exaction.

NOW THEREFORE, BE IT RESOLVED, as it is hereby resolved, to request, as it is hereby respectfully requesting Atty. Ben A. delos Reyes, Provincial Legal Officer of Oriental Mindoro to file the appropriate legal action in court against any person involved in the imposition of 100% additional fare being imposed by Viva Shipping Lines as penalty for passengers boarding the ship without tickets.


RESOLVED FURTHER, that Atty. Ben A. delos Reyes be furnished a copy of this resolution, for his information and appropriate action.

On motion made by Hon. Dante A. Manzo, seconded by Hon. Jose G. Genilo, Jr., said resolution was APPROVED UNANIMOUSLY.

CERTIFIED CORRECT:


PEDRITO A. REYES
Vice Governor
Presiding Officer

ATTESTED:


RAFAEL L. INFANTE
Secretary to the
Sangguniang Panlalawigan

APPROVED:


RODOLFO G. VALENCIA
Provincial Governor