



HOUSE OF REPRESENTATIVES

H. No. 3284

BY REPRESENTATIVES RODRIGUEZ (R.), RODRIGUEZ (M.), ROMAN,
MENDOZA (R.), UMALI (C.), ALMONTE, ARQUIZA AND BONOAN-DAVID

AN ACT ADDING TWO (2) REPRESENTATIVES FROM THE LOCAL
GOVERNMENT UNITS OF THE MUNICIPALITIES OF
VILLANUEVA AND TAGOLOAN IN MISAMIS ORIENTAL AS
MEMBERS OF THE BOARD OF DIRECTORS, AMENDING FOR
THE PURPOSE PRESIDENTIAL DECREE NO. 538, CREATING
THE PHIVIDEC INDUSTRIAL AUTHORITY AS AMENDED BY
EXECUTIVE ORDER NO. 1031

*Be it enacted by the Senate and House of Representatives of the Philippines in
Congress assembled:*

1 SECTION 1. *Declaration of Policy.* – It is the policy of the State to
2 encourage, promote and sustain the economic and social growth of the country
3 through the provision of well-planned areas with the appropriate infrastructure
4 facilities. It is also the policy of the State to harness the full potentials and
5 capabilities of veterans and Armed Forces of the Philippines retirees so that
6 they could participate fully in the enhancement of the economic development
7 of the country. Furthermore, it is also the policy of the State to give
8 representation to the local government units where economic enterprises are
9 located.

1 SEC. 2. *Amendment.* – Section 6 of Presidential Decree No. 538, as
2 amended by Executive Order No. 1031, is hereby further amended to read as
3 follows:

4 “SEC. 6. *Exercise of Corporate Powers.* – The affairs
5 and business of the Authority shall be directed, and its properties
6 managed, controlled and preserved, by [a] THE Board of
7 Directors, hereinafter referred to as the Board, which shall be
8 composed of the following: the [Minister] SECRETARY of
9 Finance or his duly designated representative as *ex officio*
10 member, the [Minister] SECRETARY of Trade and Industry or his
11 duly designated representative as *ex officio* member, and [seven
12 (7)] **NINE (9)** other members to be appointed by the President of
13 the Philippines, upon the recommendation of the [Minister]
14 SECRETARY of National Defense, for a term of three (3) years,
15 **SEVEN (7) OF WHOM SHALL COME** from among qualified
16 veterans and retirees of good standing[,] OR their dependents
17 **AND TWO (2) MEMBERS, ONE REPRESENTING THE**
18 **MUNICIPALITY OF TAGOLOAN AND ANOTHER REPRESENTING**
19 **THE MUNICIPALITY OF VILLANUEVA, BOTH IN MISAMIS**
20 **ORIENTAL AS NOMINATED BY THEIR RESPECTIVE**
21 **SANGGUNIANG BAYAN**[, or persons who are in active military
22 service]: *Provided,* That no person shall be appointed member
23 of the Board, unless he is of unquestioned integrity and has
24 experience and expertise in finance, management, economics,
25 law or government administration. Should there be any vacancy
26 by reason of death, permanent incapacity, removal or resignation

1 of any appointive member, the person appointed to fill the
2 vacancy shall serve only for the unexpired portion of the term of
3 his predecessor.

4 "The President of the Philippines shall designate the
5 Chairman of the Board from among the appointive members.
6 In case of absence or temporary incapacity of the Chairman, the
7 Vice-Chairman shall act as Chairman. In case of absence or
8 temporary incapacity of both the Chairman and the
9 Vice-Chairman, the Board, by a majority vote, shall designate an
10 acting Chairman from among its members.

11 "The chief executive officer of the Authority and
12 *ex officio* Vice-Chairman of the Board shall be the Administrator
13 appointed by the President of the Philippines from among the
14 members of the Board. The Board shall determine the other
15 executives and officers of the Authority.

16 "The Board shall meet regularly at least once a month,
17 and as often as the exigencies demand. The presence of at least
18 [five (5)] SIX (6) members shall constitute a quorum, and the
19 majority vote of the members present, there being a quorum,
20 shall be necessary for the adoption of any resolution, decision,
21 rule, regulation, or any other act of the Board.

22 "For every meeting actually attended, each member of the
23 Board shall receive a *per diem* of [P300.00] FIVE THOUSAND
24 PESOS (P5,000.00), unless the Board shall fix a higher amount
25 therefore."

26 SEC. 3. *Separability Clause.* – If, for any reason, any section or
27 provision of this Act is declared unconstitutional or invalid, the other sections

1 or provisions hereof which are not affected thereby shall continue to be in full
2 force and effect.

3 SEC. 4. *Repealing Clause.* – All laws, orders, issuances, rules and
4 regulations or parts thereof inconsistent with this Act are hereby repealed or
5 modified accordingly.

6 SEC. 5. *Effectivity.* – This Act shall take effect after fifteen (15) days
7 after its complete publication in at least two (2) newspapers of general
8 circulation.

Approved,

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