



Republic of the Philippines
PROVINCE OF PANGASINAN
Lingayen
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OFFICE OF THE SANGGUNIANG PANLALAWIGAN SECRETARY

CERTIFICATION

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that at the regular session duly constituted of the Sangguniang Panlalawigan, Province of Pangasinan, held on March 11, 2024 at the Session Hall, Capitol Building, Lingayen, Pangasinan, the following provincial resolution was approved:

Authored by SP Member Vici M. Ventanilla

PROVINCIAL RESOLUTION NO. 348-2024

AUTHORIZING THE PROVINCIAL GOVERNOR, RAMON V. GUICO III, TO ENTER INTO AND SIGN THE MEMORANDA OF AGREEMENT WITH PV SINAG POWER, INC. AND RE RESOURCES, INC. FOR THE ESTABLISHMENT AND ADMINISTRATION OF INTEREST-BEARING CURRENT ACCOUNTS FOR DEVELOPMENT AND LIVELIHOOD FUND (DLF) AND REFORESTATION, WATERSHED MANAGEMENT, HEALTH AND/OR ENVIRONMENT ENHANCEMENT FUND (RWMHEEF)

WHEREAS, Section 5 (i) of Republic Act No. 7638 (R.A. 7638), otherwise known as the “Department of Energy Act of 1992” mandates the Department of Energy (DOE) to devise ways and means of giving direct benefits to the province, city or municipality, especially the community and people affected and equitable and preferential benefit to region that hosts the energy resource and/or the energy-generating facility;

WHEREAS, Energy Regulations No. 1-94 (ER-94) was promulgated by the DOE on August 1, 1994, to operationalize the implementation of Section 5 (i) of R.A. No. 7638 by granting financial benefits to communities hosting energy generating facilities and/or energy resource developers;

WHEREAS, Section 66 of R.A No. 9136, otherwise known as the “Electric Power Industry Reform Act of 2001” or EPIRA and Rule 29 (A) of its Implementing Rules and Regulations require Generation Companies (GenCos) and/or Energy Resource Developers (ERDs) to provide financial benefits equivalent to one centavo per kilowatt-hour (P0.01/kWh) of the total electricity sales of the generation facility to the region, province, city or municipality and barangay that host the generation facility and energy resource facility, as well as the establishment of corresponding interest-bearing current accounts and the administration thereof by the DOE;



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WHEREAS, DOE issued Department Circular No. DC2018-08-0021 on August 7, 2018, amending for the purpose Rule 29 (A) of the EPIRA-IRR, to accelerate socio-economic development and to have a more effective and efficient utilization of the funds and to enforce the immediate provision of benefits to Host Communities;

WHEREAS, the Province of Pangasinan is entitled to benefits indicated in ER1-94 for the operation and maintenance of solar power projects of PV Sinag Power, Inc. and Re Resources, Inc., for its share in the Development and Livelihood Fund (DLF) and Reforestation, Watershed Management, Health and/or Environment Enhancement Fund (RWMHEEF);

WHEREAS, pursuant to Department Circular No. DC2018-08-0021 issued by the Department of Energy, the host local government units/beneficiaries are required to establish interest-bearing current accounts with any authorized government depository bank for the direct remittance of financial benefits under ER 1-94;

WHEREAS, there is a need therefore, for the Province of Pangasinan to establish and administer interest-bearing current accounts from any authorized government depository bank for the DLF and RWMHEEF on the accrued financial benefits from the operations of PV Sinag Power, Inc. and Re Resources, Inc.;

WHEREAS, the Province of Pangasinan shall be responsible for the opening and maintenance of the DLF and RWMHEEF Interest-Bearing Current Accounts under the following account names:

HB-GenCo/ERD-DLF (ER 1-94)
HB-GenCo/ERD-RWMHEEF (ER 1-94)

WHEREAS, for the above purpose, the Memoranda of Agreement shall be entered into and signed between the Province of Pangasinan, represented by Governor Ramon V. Guico III, and PV Sinag Power, Inc. and Re Resources, Inc., represented by Atty. Miguel A. Robillo;

NOW THEREFORE, on motion of SP Member Vici M. Ventanilla, duly seconded, it was -

RESOLVED, by the Sangguniang Panlalawigan in session assembled to authorize, as he is hereby authorized, the Provincial Governor, Ramon V. Guico III, to enter into and sign the Memoranda of Agreement with PV Sinag Power, Inc. and Re Resources, Inc., for the establishment and administration of interest-bearing current accounts for Development and Livelihood Fund (DLF) and Reforestation, Watershed Management, Health and/or Environment Enhancement Fund (RWMHEEF);



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RESOLVED FINALLY, to furnish copies of this resolution to the Honorable Governor, Ramon V. Guico III, Province of Pangasinan, and Atty. Miguel A. Robillo, Vice President, Stakeholder Relations and Compliance, PV Sinag Power, Inc. and Re Resources, Inc., for their information and guidance.

CERTIFIED BY:


ESPERANCILLA B. ROMA
Assistant Secretary to the Sanggunian

ATTESTED:


MARK RONALD DG. LAMBINO
Vice Governor
(Presiding Officer)