



Republic of the Philippines
PROVINCE OF PANGASINAN
Lingayen
www.pangasinan.gov.ph

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 June 7, 2021 at Lingayen, Pangasinan, the following provincial resolution was approved:

Author: SP Member Liberato Z. Villegas

PROVINCIAL RESOLUTION NO. 512-2021

AUTHORIZING THE PROVINCIAL GOVERNOR. AMADO I. ESPINO III TO ENTER INTO AND SIGN A MEMORANDUM OF AGREEMENT WITH SAN ROQUE POWER CORPORATION FOR THE IMPLEMENTATION OF ALL PROJECTS TO BE FUNDED UNDER THE DEPARTMENT OF ENERGY, ENERGY REGULATIONS 1-94 IN THE PROVINCE OF PANGASINAN

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 every 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 (“**EPIRA-IRR**”) 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 (the “**Financial Benefit**”) to the region, province, city or municipality and barangay that host the generation facility and energy resource facility;



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WHEREAS, DOE issued Department Circular No. DC2018-08-0021 (“*DC2018-08-0021*”) which took effect on 23 August 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 one of the designated beneficiaries for the San Roque Power Plant and related facilities to which the DOE had been remitting a share of the Development and Livelihood Fund (“*DLF*”) and Reforestation, Watershed Management, Health and/or Environment Enhancement Fund (“*RWMHEEF*”) pursuant to Rule 29 (A) of the EPIRA-IRR;

WHEREAS, in the above purpose, a Memorandum of Agreement shall be entered into and signed by and between the San Roque Power Corporation, and the Province of Pangasinan;

NOW THEREFORE, on motion of SP Member Liberato Z. Villegas, duly seconded, it was -


RESOLVED; by the Sangguniang Panlalawigan in session assembled to authorize, as he is hereby authorized, the Honorable Governor, Amado I. Espino III, to enter into and sign a Memorandum of Agreement with San Roque Power Corporation for the implementation of all projects to be funded under the Department of Energy, ER 1-94 in the Province of Pangasinan;

RESOLVED FINALLY, that copies of this resolution be furnished to Governor Amado I. Espino III, Province of Pangasinan and Mr. Ryukichi Kawaguchi, President of San Roque Power Corporation, for their information and guidance.

CERTIFIED BY:

VERNA T. NAVA-PEREZ
Secretary to the Sanggunian

ATTESTED:


MARK RONALD DG. LAMBINO
Vice Governor
(*Presiding Officer*)