



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 November 18, 2019 at Lingayen, Pangasinan, the following provincial resolution was approved:

Authored by SP Member Angel M. Baniqued, Jr.

PROVINCIAL RESOLUTION NO. 623-2019

AUTHORIZING THE PROVINCIAL GOVERNOR, AMADO I. ESPINO III, TO ENTER INTO AND SIGN A MEMORANDUM OF AGREEMENT WITH SAN ROQUE POWER CORPORATION FOR THE ESTABLISHMENT AND ADMINISTRATION BY THE PROVINCE OF PANGASINAN OF SEPARATE TRUST ACCOUNTS FOR THE DEVELOPMENT AND LIVELIHOOD FUND (DLF) AND REFORESTATION, WATERSHED MANAGEMENT, HEALTH AND/OR ENVIRONMENTAL ENHANCEMENT FUND (RWMHEEF) OF THE SAN ROQUE POWER PLANT

WHEREAS, Chapter 2, Sections 289 to 294 of the Local Government Code and Section 66 of Republic Act 9136, otherwise known as Electric Power Industry Reform Act (EPIRA) of 2001 provide that LGUs hosting the national wealth shall have an equitable share in the proceeds derived from the utilization and development of national wealth including sharing the same with the inhabitants by way of direct benefits;

WHEREAS, Section 5 (i) of Republic Act No. 7638, otherwise known as the Department of Energy Act of 1992, mandates the Department of Energy to devise ways and means of giving direct benefits to the province, city or municipality, especially the community and people affected as a way of recognizing and providing recompense for the contribution made by the host LGU;

WHEREAS, in pursuance to Energy Regulations No. 1-94 implementing RA No. 7638, particularly Section 5 (i) thereof, the Province of Pangasinan as a host province to the San Roque Power Plant shall be granted financial benefits;



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WHEREAS, Section 6 of Department Circular No. 2018-08-0021 issued by the Department of Energy, the financial benefit shall be allocated in the following manner: twenty-five percent of one-centavo per kilowatt-hour (P0.0025/kWh) for Development and Livelihood Fund (DLF) and twenty-five percent of one-centavo per kilowatt-hour (P0.0025/kWh) for Reforestation, Watershed Management, Health and/or Environment Enhancement Fund (RWMHEEF) and which shall be remitted directly to the Province of Pangasinan;

WHEREAS, there is a need therefore for the Province of Pangasinan to establish trust accounts from any authorized government depository bank for the Development and Livelihood Fund (DLF) and Reforestation, Watershed Management, Health and/or Environment Enhancement Fund (RWMHEEF) of San Roque Power Plant;

WHEREAS, the Province of Pangasinan shall adopt the following account names and subsequently issue a certification of the said accounts, their status and current available balance, to wit:

HB - GenCo - DLF (ER 1-94)

HB - GenCo - RWMHEEF (ER 1-94)

WHEREAS, for the above purpose, a Memorandum of Agreement shall be entered into and signed between the Province of Pangasinan, represented by Honorable Governor Amado I. Espino III, and San Roque Power Corporation, represented by Mr. Tommy T. Valdez, Vice President for Corporate Affairs;

WHEREFORE, on motion of SP Member Angel M. Baniqued, Jr., duly seconded, it was –

RESOLVED, by the Sangguniang Panlalawigan in session assembled to authorize, as he is hereby authorized, the Provincial Governor, Amado I. Espino III, to enter into and sign a Memorandum of Agreement with San Roque Power Corporation for the establishment and administration by the Province of Pangasinan of separate trust accounts for the Development and Livelihood Fund (DLF) and Reforestation, Watershed Management, Health and/or Environmental Enhancement Fund (RWMHEEF) of the San Roque Power Plant;




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RESOLVED, FINALLY, to furnish copies of this resolution to the Honorable Governor, Amado I. Espino III, Province of Pangasinan, and Mr. Tommy T. Valdez, Vice President for Corporate Affairs, 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)