

**Republic of the Philippines**  
**PROVINCE OF BENGUET**  
**La Trinidad**  
**OFFICE OF THE SANGGUNIANG PANLALAWIGAN**

**REGULAR MEETING –March 28, 2001**

PRESENT: HON. ROBERT M. TINDA-AN, Provincial Vice Governor, Presiding Officer  
HON. MARVIN D. ATOS, Board Member  
HON. FRANCISCO E. GOLINGAB, JR., Board Member  
HON. MANUEL L. CUILAN, Board Member  
HON. DANIO L. BOLISLIS, Board Member  
HON. ALBERT D. MAYAMNES, Board Member  
HON. SARIO M. COPAS, Board Member  
HON. CONCEPCION D. BALAO, PCL President, Member  
HON. BONY L. TACIO, ABC President, Member

ABSENT: HON. LISO L. AGPAS, Board Member (On OB)  
HON. FERNANDO M. ARITAO, Board Member (On OB)  
HON. REDENTOR P. EDOC, SKF President, Member

**PROVINCIAL ORDINANCE NO. 01- 70**

**AN ORDINANCE DISSOLVING THE PROVINCIAL EQUIPMENT MANAGEMENT SERVICES OFFICE AND ASSIGNING/TRANSFERRING THE EQUIPMENT UNDER SAID OFFICE TO THE OFFICE OF THE PROVINCIAL ENGINEER**

**EXPLANATORY NOTE**

Under Ordinance No. 97-39, the Provincial Equipment Management Services Office (PEMSO) was created. With the use and management of the equipment acquired through a loan from the Land Bank of the Philippines, it was envisioned to accelerate countryside development, hasten economic recovery, at the same time amortize and pay the debt or obligation of the Province from out of its earnings. Financial reports however strongly indicate that from inception to date, the province continuously suffered heavy financial lose, and there exist no justification for its continued existence. An alternative is thus imperative.

**NOW THEREFORE, be it ordained by the Sangguniang Panlalawigan in session assembled that:**

**Section 1.** The Provincial Equipment Management and Services Office (PEMSO) is hereby dissolved;



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**Section 2.** All the equipment under the PEMSO acquired by the Province out of funds loaned from the Land Bank of the Philippines, shall thus be immediately delivered and deposited under the care and custody of the office of the Provincial Engineer, except those already rented out if any shall be turned over and delivered as above stated, upon termination of such contract;

**Section 3.** All the equipment subject hereof be may be used in all the infrastructure projects of the province and no such equipment shall be rented out to any private person or entity;

**Section 4.** Any of the 13 municipalities of the Province of Benguet, may request the use of any of said equipment on a first come first serve basis if two or more makes the same request, PROVIDED, it does not interfere with any provincial projects, and subject to the following:

- a. Obligations covering salaries of operators and helpers; fuel and oil consumption shall be shouldered by the borrower;
- b. An amount equal to 10 percent of the rental per ACEL rates shall be assessed the borrower payable upon withdrawal of the equipment to cover depreciation cost;
- c. Transportation of the equipment shall be borne by the borrower to and from the motor pool; and
- d. The equipment shall be returned on the same condition when withdrawn.

**Section 5.** PENALTY CLAUSE – Any person who violates any of the provisions hereof shall upon conviction suffer an imprisonment of one month and shall not be entitled to probation. In the case of a government official or employee, the additional penalty of dismissal from office and forfeiture of benefits shall be imposed.

**Section 6.** SEPARABILITY CLAUSE- Any provision of this ordinance rendered unlawful and unconstitutional by the court shall not affect other provisions not related.

**Section 7.** REPEALING CLAUSE- This ordinance supercedes or repeals Ordinance No. 97-39 and other related issuances.

**Section 8.** EFFECTIVITY CLAUSE- This ordinance shall take effect upon approval in accordance with the Local Government Code of 1991.



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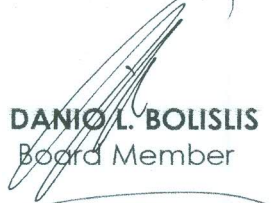
**MARVIN D. ATOS**  
Board Member



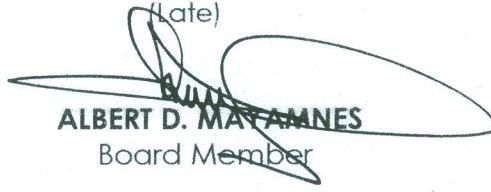
**FRANCISCO E. GOLINGAB, JR.**  
Board Member  
(Late)



**MANUEL C. CUILAN**  
Board Member



**DANILO L. BOLISLIS**  
Board Member



**ALBERT D. MATARNES**  
Board Member



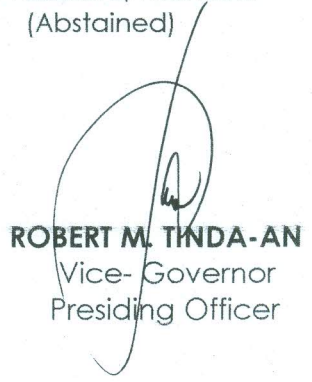
**SARIO M. COPAS**  
Board Member  
(Against)



**CONCEPCION D. BALAO**  
PCL President, Member

**BONY L. TACIO**  
ABC President, Member  
(Abstained)

CERTIFIED CORRECT:



**ROBERT M. TINDA-AN**  
Vice-Governor  
Presiding Officer

ATTESTED:



**NOEL S. SABOG**  
Provincial Secretary

APPROVED:

**RAUL M. MOLINTAS**  
Provincial Governor  
Date: \_\_\_\_\_