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

**REGULAR MEETING, August 7, 2006**

**PRESENT:** HON. CRESCENCIO C. PACALSO, Vice-Governor, Presiding Officer  
HON. JOHN B. KIM, Board Member  
HON. ALOYSIUS G. KATO, Board Member  
HON. FERNANDO M. ARITAO, Board Member  
HON. JUAN M. NAZARRO, JR., Board Member  
HON. MARCIANO T. INSO, SR, Board Member  
HON. APOLINARIO T. CAMSOL, Board Member  
HON. LISO L. AGPAS, Board Member  
HON. JOHNNY S. UY, Board Member  
HON. JOSEPH A. COSENTE, Board Member  
HON. WILLIAM H. ESTEBAN, PCL Pres., Ex-Officio Member  
HON. EDDIE P. AMUASEN, Liga ng mga Brgy. Pres., E-x-Officio Member  
HON. KRISTINE GRACE D. YUBOS, SKF Pres., Ex-Officio Member

**ABSENT:** HON. SARIO M. COPAS, Board Member ( On Leave )

**PROVINCIAL ORDINANCE NO. 06 - 112**

**CONVERTING THE BENGUET LIVELIHOOD TRAINING AND PRODUCTIVITY CENTER (BLTPC) AS AN ECONOMIC ENTERPRISE OF THE PROVINCE OF BENGUET WHICH SHALL BE KNOWN AS THE BENGUET TECHNICAL SCHOOL (BTS)**

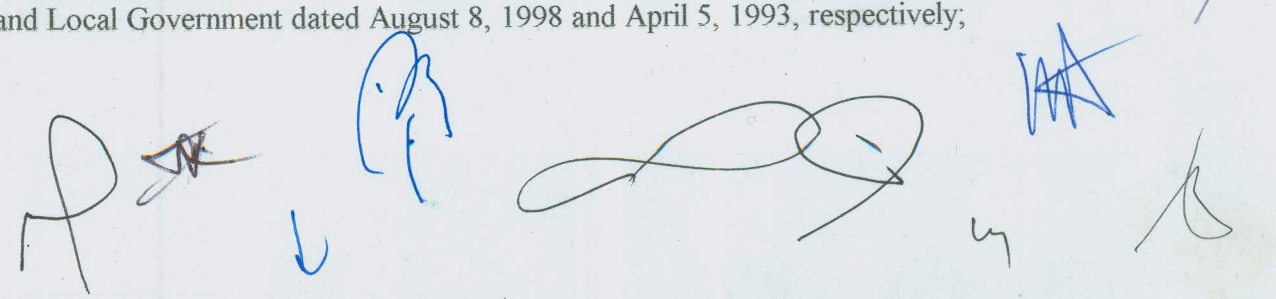
*WHEREAS*, forwarded to the august Body is letter dated June 29, 2005 of Ms. Flora P. Manuel, Project Manager, Benguet Livelihood Training and Productivity Center (BLTPC), Wangal, La Trinidad, Benguet requesting for the Conversion of BLTPC as an Economic Enterprise;

*WHEREAS*, Section 15 of the Local Government Code of 1991 provides that:

*"Every local government unit created or recognized under this Code is a body politic and corporate endowed with powers to be exercised by it in conformity with law. As such, it shall exercise powers as a political subdivision of the National Government and as a corporate entity representing the inhabitants of its territory."*

*Also, Sec. 468, a-4 (iii), provides: Subject to the availability of funds and to existing laws, rules and regulations, provide for the establishment and operation of vocational and technical schools and similar post-secondary institutions; and, with the approval of the Department of Education, Culture and Sports and subject to existing laws on tuition fees, fix reasonable tuition fees and other school charges in educational institutions supported by the provincial government.*

*WHEREAS*, the law allowing LGU'S to exercise its powers as a corporate entity was crystallized in the opinions of the Securities and Exchange Commission and Department of Interior and Local Government dated August 8, 1998 and April 5, 1993, respectively;



**NOW THEREFORE, on motion duly seconded,**

**BE IT ORDAINED BY THE SANGGUNIANG PANLALAWIGAN OF BENGUET THAT:**

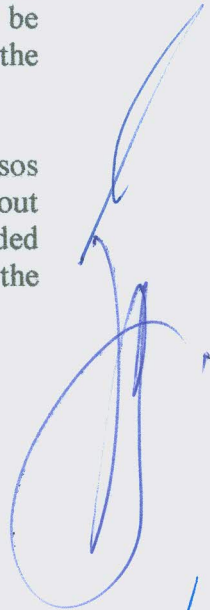
**Section 1. Conversion** - The Benguet Livelihood Training and Productivity Center (BLTPC) is hereby converted into an economic enterprise of the Province of Benguet and shall be known as the Benguet Technical School (BTS) for short with its principal office at Wangal, La Trinidad, Benguet.

**Section 2. Terms of Reference on the Management of the Benguet Technical School as an Economic Enterprise.** Terms of reference on the management of the Benguet Technical School as an Economic Enterprise shall be as follows:

- a) The school shall be structurally and operationally transformed as an Economic Enterprise; Provided, however, that enrollees from the 13 Municipalities of Benguet shall be with free tuition fee for indigent and out of school youth;
- b) School charges and fees shall remain at present level pursuant to the Benguet Revenue Code as amended. Any increase hereof shall be approved by the Provincial Government upon recommendation by the Board of Directors; and
- c) An annual subsidy to the school of not less than Two Million Pesos (P2,000,000.00) shall be allocated by the Provincial Government without prejudice to additional allocation to start the operation of the upgraded school; and Provided further, that such subsidy may cease when the School becomes financially viable.

**Section 3. Composition of the Board of Directors:**

1. ~~Provincial Administrator~~ - Member
2. Representative from Private Technical Schools Association - Member
3. Chairman, SP Committee on Ways and Means - Member
4. Chairman, SP Committee on Education - Member
5. Provincial Budget Officer or her permanent representative - Member
6. Representative from the TESDA Provincial Office - Member
7. School Administrator - Member/Secretary
8. Provincial Social and Welfare Development Office or her permanent representative - Member
9. Chairman, SP Committee on Finance and Appropriation - Member
10. Private Sector Representatives from:
  - a) NGO's and
  - b) Academe with experience in technical school programs;

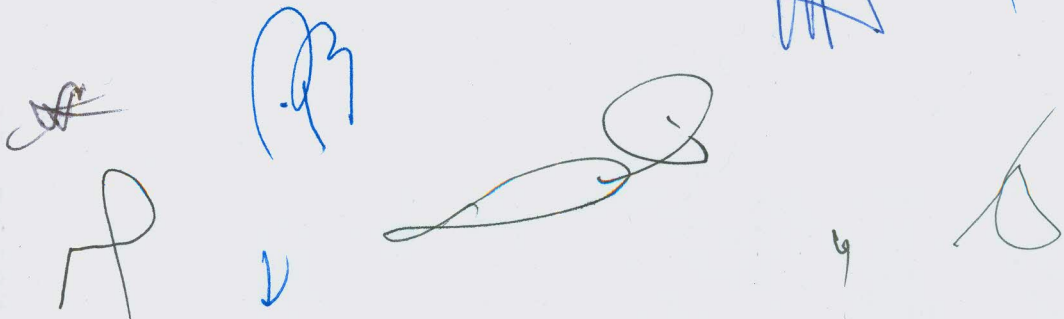


The private sector representatives shall be appointed by the Chief Executive of the Province from the three (3) recommendees of the Board from each sector. Their term of office shall be co-terminus with the appointing authority and/or until their successors shall have been appointed or unless removed earlier for cause. Recommendees shall possess at least any of the following:

- a. Experience in management;
- b. Expertise in financing;
- c. Known linkages with domestic and/or international organizations that can provide school related resource assistance.

**Section 4. Powers, Duties, functions and Responsibilities of the Board.** The Board shall exercise the following powers, duties, functions and responsibilities:

- a) Adopt and promulgate policies and guidelines governing the day to day management and operations of the Benguet Technical School as an economic enterprise in consonance with existing laws and of the provisions of this ordinance;
- b) Adopt the semi-annual, annual, medium term and long term school plans, programs, projects and activities;
- c) Exercise general supervision and control over the school operation, its facilities, personnel, properties and finances. In the exercise thereof, it shall cause the preparation of specific program/project plans and budgets with annual work and financial plans (AWFP) and monitor the implementation of the same;
- d) Ratify Memoranda of Agreements entered into by and between the School, represented by the School Administrator, and other parties;
- e) Submit semi-annual and annual "Statement of Financial Condition and Operations" to the Provincial Government or the Sangguniang Panlalawigan, detailing the status of operations and performance of the School as an Economic Enterprise;
- f) Appoint by a majority vote of all members, a School Administrator, as soon as practicable and shall define its duties;
- g) Fix the salary of the School Administrator;
- h) Appoint from recommendees of the School Personnel Selection Board (SPSB) the School Teachers or trainers and other employees; and
- i) Adopt a set of by-laws to govern their operations.



**Section 5. Meetings of the Board.** The Board shall hold quarterly regular meetings to act on all matters pertaining to the management and operations of the school; Provided, however, that special meetings, which shall not be more than once every quarter may be held to act on matters needing urgent action.

**Section 6. Honoraria of the Board.** The members of the Board shall be entitled to honoraria as may be authorized by law or existing rules and regulations, except for government officials and employees. Any increase in honoraria shall be applicable to a new member.

**Section 7. Chairman. Powers, Duties, Functions and Responsibilities.** The Chairman who shall be elected from among the members of the Board shall have the following powers, duties, functions and responsibilities:

- a) He shall preside over the meetings of the Board;
- b) He shall see to it that all approved policies, programs, projects and activities shall be implemented by the School Administrator;
- c) He shall vote only in case of a tie; and
- d) He shall perform such other powers, duties, functions and responsibilities as may be authorized by the Board.

**Section 8. Quorum.** A majority of the members of the Board present shall constitute a quorum for the transaction of business; Provided, however, that no resolution or action shall be adopted or become effective without the affirmative vote of a majority of those present.

**Section 9. System of School Administration.** The Board shall, as soon as practicable, prescribe and define by resolution a system of school administration and accounting. Auditing shall be performed by a certified public accountant not in the government service. The Provincial Government may, however, conduct annual audits of the fiscal operations of the school to be performed by and auditor of the Province.

**Section 10. Contracts.** All contracts of the school shall be entered into by or pursuant to the authority of the Board; Provided, however, that the Board may by resolution authorize the School Administrator to execute and implement the contract under such conditions and restrictions as may be provided therein; and Provided, finally, that contracts shall be subject to the approval of the School Bids and Awards Committee.

**Section 11. The School Administrator.** Qualifications, Term, Powers, and duties. The Office of the School Administrator is hereby created. The School Administrator must possess the following qualifications: (a) resident of the Province of Benguet; (b) of good moral character; (c) holder of a college degree preferably Bachelor of Science in Commerce, Bachelor of Science in Accountancy, Bachelor of Science in Entrepreneur or any other business concern, and or Master in Public Administration in any school. He must have acquired experience in management and administration work in a school for at least 3 years.

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The term of the School Administrator is three (3) years, subject to renewal by the Board. However, he may be removed for cause as provided for by the law.

His powers, duties, functions and responsibilities are as follows:

- a) To participate in the deliberations of the Board and shall be entitled to vote;
- b) To have full control and supervision of the operation and maintenance of the school and its facilities;
- c) To dismiss employees for cause with the approval of the board and subject to civil service rules and regulations;
- d) To negotiate, secure and accept, upon authority of the Board, financial grants or donations in kind, in support of school services or facilities, from local or foreign agencies; and
- e) To perform such other powers, duties and functions as maybe prescribed by the Board.

**Section 12. School Personnel Selection Board.** There is hereby created a School Personnel Selection Board (SPSB) composed of the following members, whose powers, duties, functions and responsibilities is to act as Search Committee, assess and rank applicants for positions pursuant to civil service rules and regulations; and recommends top most ranking applicants for appointment by the board, to wit:

- a) School Administrator as Chairman;
- b) School Administrative Officer as Member; and
- c) Representative from the teachers/trainors or non-teaching employees, appropriate where vacancy exist.

The School Human Resource Officer will act as Secretariat to assist and record the proceedings of the SPSB.

**Section 13. Receipt, Deposit and Payment of School Funds.** The treasurer and/or his authorized representative, shall receive, to the credit of the school and in trust for its use and benefit, all monies belonging to the school. All monies belonging to the school shall, where practicable, be deposited by the treasurer in any government accredited bank in La Trinidad.

Handwritten signatures and initials in blue ink are scattered at the bottom of the page. On the right side, there is a large, stylized signature. Below it, there are several smaller initials and marks, including a large 'B', a signature that looks like 'M.A.', and other scribbles. On the left side, there are a few more initials, including one that looks like 'P.D.' and another that looks like 'R'. At the bottom center, there is a downward-pointing arrow and a signature that looks like 'S'. On the far right, there is a signature that looks like 'B'.

**Section 14. Bonds and Other Evidence of Indebtedness.**


- a) **Loan, Credits and Other Forms of Indebtedness of the School.** Upon authority of the Board, the School, thru the School Administrator may contract loans, credits and other forms of indebtedness with any government or domestic private bank and other lending institutions to finance the construction, installation, improvement, expansion, operation or maintenance of school facilities. Provided, however, that indebtedness in excess of One Million Pesos (P1,000,000.00) shall be subject to the approval of the Sangguniang Panlalawigan. Indebtedness incurred under this section may be secured upon any of the school owned or after-acquired real properties or other acceptable assets; and
- b) **Bonds and Other Long Term Securities.** Subject to the approval of the Sangguniang Panlalawigan and to the rules and regulations of the Central Bank and the Securities and Exchange Commission, the School may issue bonds, debentures, securities, collaterals, notes and other obligations to finance self-liquidating or income-producing development projects pursuant to the priorities established by the Board. The Sangguniang Panlalawigan shall, through an ordinance approved by a majority of all its members, declare and state the terms and conditions of the bonds and the purpose for which incurred. Interest on such bonds or notes are exempt from all taxes, duties, fees imposts, or other charges of the local government.

**Section 15. Oversight Committee.** An Oversight Committee composed of the members enumerated hereunder is hereby created to formulate the Implementing Rules and Regulations (IRR) and to oversee the smooth implementation of the Ordinance for a period of six months subject to extension by the Sangguniang Panlalawigan, if necessary.

Chairman: Provincial Governor

Members:


1. Chairman SP Committee on Education and Legal Matters and Rules
2. Chairman SP Committee on Public Administration
3. Chairman SP Committee on Finance
4. Representative, Civil Service Commission
5. The Provincial Administrator
6. The Provincial Legal Officer
7. The Provincial Budget Officer
8. The Provincial Treasurer
9. The Provincial Accountant
10. Representative, TESDA – Benguet
11. School Administrator, BLTPC



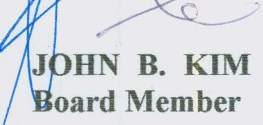
**Section 16. Separability Clause.** If any part or provision of this Ordinance shall be declared to be unconstitutional or invalid, other parts or provisions hereof shall continue to be in full force and effect.

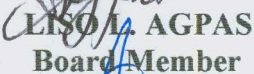
**Section 17. Effectivity.** This Ordinance shall take effect in accordance with the provisions of the Local Government Code of 1991, as amended.

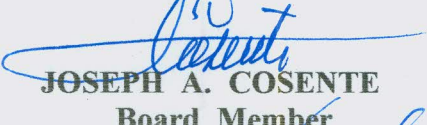
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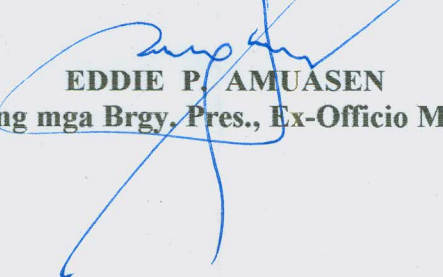
  
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**JOHN B. KIM**  
Board Member

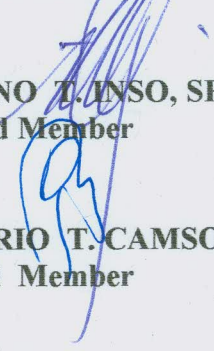
  
**LISO L. AGPAS**  
Board Member

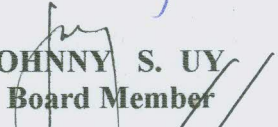
  
**JOSEPH A. COSENTE**  
Board Member

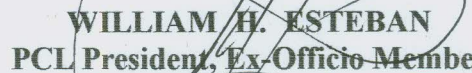
  
**EDDIE P. AMUASEN**  
Liga ng mga Brgy. Pres., Ex-Officio Member

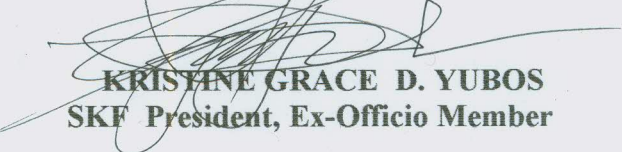
  
**FERNANDO M. ARTAO**  
Board Member

  
**MARCIANO T. INSO, SR.**  
Board Member


  
**APOLINARIO T. CAMSOL**  
Board Member

  
**JOHNNY S. UY**  
Board Member

  
**WILLIAM H. ESTEBAN**  
PCL President, Ex-Officio Member

  
**KRISTINE GRACE D. YUBOS**  
SKF President, Ex-Officio Member

**CERTIFIED CORRECT:**

  
**NOEL S. SABOG**  
SP Secretary

**ATTESTED:**

  
**CRESCENCIO C. PACALSO**  
Vice-Governor and Presiding Officer

**APPROVED**

  
**BORROMEJO J. MELCHOR**  
Provincial Governor

jun/

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