

FOURTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Third Regular Session)

9 SEP 23 P4:29

SENATE
S. No. 3459

RECEIVED

Introduced by **Senator Richard J. Gordon**

EXPLANATORY NOTE

The Clark Development Corporation (CDC) was created under the provisions of Republic Act No. 7227 of the Bases Conversion Development Act of 1992 to be the implementing arm of the Bases Conversion Development Authority (BCDA) for the Clark Special Economic Zone, tasked with accelerating the sound and balanced conversion of the Clark military reservations and its contiguous extensions into alternative productive civilian uses. The ultimate objective of the law was to promote the economic and social development of Central Luzon in particular and the country in general.

Pursuant to the mandate of the law, the President in 1993 issued Executive Order No. 80 creating the CDC and laying down its powers and functions. The proclamation however failed to prescribe term limits for officials of the CDC.

It is a policy of efficient public administration that public officials be trained and equipped with the knowledge, skills and attitude to allow them to perform excellently in their specific field of public service. Imposing a fixed term for public officials leads to the long-term development of certain organizational capabilities and competencies critical to public service.

Public office is a public trust, and upon this principle, all public officials are entrusted with the mandate of serving the people with utmost competence and dedication. For these reasons, passage of this bill is earnestly sought.

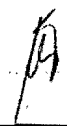
RICHARD J. GORDON
Senator

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OFFICE OF THE SECRETARY

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AN ACT
PRESCRIBING FIXED TERMS FOR MEMBERS OF THE BOARD OF DIRECTORS
OF THE CLARK DEVELOPMENT CORPORATION

Be it enacted by the Senate and the House of Representatives of the Philippines in Congress assembled:

1 **SECTION 1.** Term of Office; Board of Directors. - Any provision of law to the contrary
2 notwithstanding, the powers of the Clark Development Corporation (CDC) shall be vested in
3 and exercised by a Board of Directors ("Board") which shall be composed of eleven (11)
4 members each of whom shall be a stockholder of the CDC. *Provided that*, The composition
5 of the CDC Board shall be subject to the provisions of Section 15 of Republic Act No. 7227
6 or the Bases Conversion and Development Act of 1992.

7 The members of the Board representing the equity or capital stock in CDC of the
8 Bases and Conversion Development Authority (BCDA) and other national government
9 agencies shall be nominated by the President of the Philippines to serve for a term of six (6)
10 years, unless sooner removed for cause, except that any person appointed to fill a vacancy
11 shall serve only for the unexpired term of the member whom he/she succeeds.

12 No person shall be nominated as a member of the Board representing national
13 government capital stocks in CDC unless he/she is a Filipino citizen, of good moral
14 character, and of recognized competence in relevant fields including but not limited to
15 economics, management, international relations, law or engineering. Preference in the
16 designation of the members of the Board shall be given to residents within the local
17 government units that concur to join the Clark Special Economic Zone.

18 **Sec. 2. Repealing Clause.** - All laws, orders, proclamations, rules and regulations,
19 or part thereof, which are inconsistent with any provision of this Act are hereby repealed or
20 modified accordingly.

1 **Sec. 3. Effectivity.** - This Act shall take effect fifteen (15) days following its
2 publication in the Official Gazette or in at least two (2) newspapers of general circulation.

3 Approved,

4