

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

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SENATE

RECEIVED BY

S.B. No. **3469**

Introduced by
SENATORS JUAN PONCE ENRILE and RICHARD J. GORDON

EXPLANATORY NOTE

The passage of Republic Act (R.A.) No. 9487 on June 10, 2007 which amended Presidential Decree (P.D.) No. 1869 extended the corporate life of PAGCOR for another 25 years. Apart from the extension of its corporate life, PAGCOR was allowed to enter into joint venture agreement, among others. In furtherance thereof, PAGCOR had invited interested proponents to submit application to qualify for PAGCOR license to operate integrated casino-entertainment complexes within the Bagong Nayong Pilipino Entertainment City Manila along Manila Bay in Paranaque City.

PAGCOR envisions developing the Entertainment City as a world class, self-contained family oriented entertainment and gaming complex which offers complete facilities for total entertainment, leisure and gaming experience.

The Entertainment City is expected to increase the influx of tourists in the country. This objective is responsive to the national development goals of the government specifically on the promotion of tourism in the country, which is one of the objectives in the Medium Term Philippine Development Plan for 2004 - 2010. Aside from the favorable effect on the tourism industry, the Entertainment City would also generate substantial employment and additional revenues to the national government.

To maintain the trust and confidence of the investors and to ensure continuity in the above-discussed project which already started, the need to fix the terms of office of the members of PAGCOR Board of Directors, its Chairman and Chief Executive Officer, and President and Chief Operating Officer becomes imperative. PAGCOR's vision to be a catalyst for economic growth and national development will gain headway if there is continuity in its thrusts and programs.

Hence, approval of this Bill is earnestly requested.


RICHARD J. GORDON

Senator


JUAN PONCE ENRILE

Senator

FOURTEENTH CONGRESS OF THE)
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DEFINITION

Introduced by
SENATORS JUAN PONCE ENRILE and RICHARD J. GORDON

AN ACT
FURTHER AMENDING PRESIDENTIAL DECREE NO. 1869, AS
AMENDED BY REPUBLIC ACT NO. 9487, EXPRESSLY PROVIDING
THE TERM OF OFFICE FOR THE CHAIRMAN & CHIEF EXECUTIVE
OFFICER, PRESIDENT & CHIEF OPERATING OFFICER AND OTHER
MEMBERS OF THE BOARD OF DIRECTORS OF THE PHILIPPINE
AMUSEMENT AND GAMING CORPORATION (PAGCOR)

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

1 **SECTION 1.** Section 6 of Presidential Decree No. 1869, as
2 amended by Republic Act No. 9487 is hereby amended to read as follows:

3
4 “SEC. 6. [Board of Directors] BOARD OF DIRECTORS,
5 CHAIRMAN OF THE BOARD, AND PRESIDENT OF PAGCOR
6 – [The Corporation shall be governed and its activities be
7 directed, controlled and managed by a Board of Directors,
8 hereinafter referred to as the Board, composed of five (5)
9 members, three (3) of whom shall come from the Government
10 sector and shall be appointed by the President, while the
11 other two (2) shall be from the private sector who own at
12 least 1 share of stock in the Corporation and who shall be
13 elected by the stockholders in the annual general meeting or
14 in a special meeting called for such purpose.] PAGCOR

1 SHALL BE GOVERNED AND ITS ASSETS, BUSINESSES,
2 OPERATIONS, AND OTHER ACTIVITIES, EITHER AS A
3 CORPORATE OR REGULATORY BODY SHALL BE
4 DIRECTED, CONTROLLED, MANAGED, HANDLED, AND
5 DISPOSED OF BY A BOARD OF DIRECTORS,
6 HEREINAFTER REFERRED TO AS THE BOARD,
7 COMPOSED OF FIVE (5) MEMBERS, THREE (3) OF WHOM
8 SHALL BE FROM THE GOVERNMENT SECTOR, WHO
9 SHALL BE APPOINTED BY THE PRESIDENT OF THE
10 PHILIPPINES; AND TWO (2) OF WHOM SHALL BE FROM
11 THE PRIVATE SECTOR, WHO OWN AT LEAST ONE (1)
12 SHARE OF STOCK AND WHO SHALL BE ELECTED BY THE
13 STOCKHOLDERS IN THE ANNUAL GENERAL MEETING OR
14 IN A SPECIAL MEETING CALLED FOR SUCH PURPOSE.

15
16 "Each Director shall serve for a term of [one (1) year]
17 THREE (3) YEARS and until his successor shall have been
18 duly appointed and qualified.

19
20 "THE CHAIRMAN OF THE BOARD OF PAGCOR,
21 HEREINAFTER REFERRED TO AS THE CHAIRMAN, SHALL
22 BE ITS CHIEF EXECUTIVE OFFICER. HE SHALL BE
23 APPOINTED BY THE PRESIDENT OF THE PHILIPPINES FOR
24 A FIXED TERM OF SIX (6) YEARS UNLESS SOONER
25 REMOVED FOR CAUSE. HE MAY BE REAPPOINTED FOR
26 ANOTHER TERM OF SIX (6) YEARS, PROVIDED THAT NO

1 INDIVIDUAL SHALL BE REAPPOINTED AS CHAIRMAN OF
2 THE BOARD MORE THAN ONCE.

3

4 "IN THE EVENT OF DEATH, RESIGNATION, OR
5 REMOVAL OF THE CHAIRMAN OF PAGCOR DURING HIS
6 TERM OF OFFICE, HIS SUCCESSOR SHALL ONLY SERVE
7 THE REMAINING TERM OF THE DECEASED, RESIGNED,
8 OR REMOVED CHAIRMAN.

9

10 "PAGCOR SHALL HAVE A PRESIDENT WHO SHALL
11 BE APPOINTED BY THE PRESIDENT OF THE PHILIPPINES
12 FOR A TERM OF SIX (6) YEARS UNLESS REMOVED FOR
13 CAUSE. THE PRESIDENT SHALL NOT BE ELIGIBLE FOR
14 REAPPOINTMENT. HE SHALL A MEMBER OF THE BOARD
15 OF DIRECTORS AND THE CHIEF OPERATING OFFICER OF
16 PAGCOR.

17

18 "IN THE EVENT OF DEATH, RESIGNATION, OR
19 REMOVAL OF THE PRESIDENT OF PAGCOR DURING HIS
20 TERM OF OFFICE, HIS SUCCESSOR SHALL ONLY SERVE
21 THE REMAINING TERM OF THE DECEASED, RESIGNED
22 OR REMOVED PRESIDENT.

23

24 **SECTION 2.** Repealing Clause. - All laws, decrees, orders, rules
25 and regulations, other issuances, or parts thereof inconsistent with the
26 provisions of this Act are hereby repealed, modified or amended
27 accordingly.

1

2 **SECTION 3.** Effectivity. - This Act shall take effect fifteen (15) days
3 after its publication in at least two (2) newspapers of general circulation.

4

5 *Approved,*