

SIXTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
First Regular Session)

Office of the Secretary

13 SEP 26 P3:26

SENATE
PS Res. No. 271

Referred to the Committee on Agriculture, Forestry and Natural Resources

Introduced by Senator Alan Peter "Compañero" S. Cayetano

RESOLUTION
DIRECTING THE SENATE COMMITTEE ON ACCOUNTABILITY OF PUBLIC OFFICERS AND INVESTIGATIONS (BLUE RIBBON COMMITTEE) TO CONDUCT AN INVESTIGATION INTO ALLEGATIONS OF CORRUPTION AND EMBEZZLEMENT OF THE 2009 MALAMPAYA FUNDS BY THE DEPARTMENT OF AGRARIAN REFORM (DAR), INITIALLY REPORTEDLY AMOUNTING TO NINE HUNDRED MILLION PESOS (P 900,000,000), WHICH WERE APPROPRIATED TO HELP FARMERS IN NINETY-SEVEN (97) TOWNS DAMAGED BY TROPICAL CYCLONES BUT WERE SIPHONED OFF TO SPURIOUS NON-GOVERNMENT ORGANIZATIONS, MOST OF WHICH ARE ASSOCIATED WITH JANET LIM NAPOLES

WHEREAS, Article XI, Section 1 of the 1987 Constitution provides that, "Public office is a public trust. Public officers and employees must, at all times, be accountable to the people, serve them with utmost responsibility, integrity, loyalty, and efficiency; act with patriotism and justice, and lead modest lives;"

WHEREAS, from September to November 2009, four (4) successive tropical cyclones hit and caused damage to the Philippines. In particular, Typhoons Ondoy (Ketsana) and Pepeng (Parma), considered the most devastating typhoons that the country faced recently, caused a total of Eighteen Billion Four Million Pesos (P 18,400,000,000) worth of damages to farmlands, agricultural structure, and crops, according to the Department of Agriculture's Central Action Center ("**DACAC**");

WHEREAS, under Republic Act No. 6389, as amended, the Department of Agrarian Reform ("**DAR**") was mandated by law to be the lead agency in the implementation of agrarian reform and sustainable development in the country through land tenure improvement and the provision of integrated development services to landless farmers, farmworkers, and small-landowners-cultivators, and the delivery of agrarian justice;

WHEREAS, according to a DAR Internal Audit Report and a report from the Commission on Audit ("**COA**"), the agency is implicated in the embezzlement of around Nine Hundred Million Pesos (P 900,000,000) from the Malampaya Funds, which was supposed to aid farmers in ninety-seven (97) towns that were severely affected by the tropical cyclones through the siphoning off of the funds to non-existent non-governmental organizations ("**NGOs**"), most of which are associated with Janet Lim Napoles. Based on COA documents, in Region One alone, a total of Three Hundred Million Pesos (P 300,000,000) was released to cover the funding required to support services for agrarian reform communities in their recovery from the losses and damages brought about by Typhoons Ondoy and Pepeng;

WHEREAS, moreover, the NGOs which allegedly received the funds include Abundant Harvest for People's Foundation, Inc.; Bukirin Tanglaw Foundation, Inc.; Dalangpan Sang Amon Utod Kag Kasimanwa Foundation; Ginintuang Alay sa Magsasaka Foundation, Inc.; Gintong Pangkabuhayan Foundation, Inc.; Karangyaan para sa Magbubukid Foundation, Inc.; Kasaganahan para sa Magsasaka Foundation, Inc.; Kaupdanana para sa Magsasaka Foundation, Inc.; Masaganang Buhay Foundation, Inc.; Micro Agribusiness Citizens Initiative Foundation, Inc.; Saganang Buhay sa Atin Foundation, Inc.; and Tanglaw para sa Magsasaka Foundation, Inc.;

WHEREAS, proceeds from the said Malampaya Funds were allegedly released through the said NGOs which were tapped by local government units to distribute "Farm Initiative Production Kits" to farmers and agrarian reform beneficiaries in their respective localities valued at around Forty Thousand Pesos (P 40,000) each;

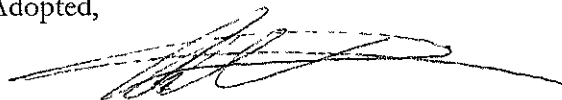
WHEREAS, the abovementioned NGOs are presently being linked to the alleged pork barrel scam mastermind, Janet Lim Napoles;

WHEREAS, despite the perceived economic development of the Philippines, many Filipino farmers and farmworkers in the agriculture industry are still wallowing in poverty and are left behind by their counterparts in neighboring countries;

WHEREAS, this scandalous allegations cannot go uninvestigated and the credible allegations compel us to conduct a prompt and thorough investigation;

RESOLVED, *as it is hereby resolved by the Philippine Senate*, that the Senate Blue Ribbon Committee investigate the DAR in aid of legislation for allegations of corruption and embezzlement of a portion of the 2009 Malamapaya Funds, which initially includes but may not be limited to Nine Hundred Million Pesos (P 900,000,000), that was supposedly appropriated to ninety-seven (97) towns severely affected by the tropical cyclones in 2009, but were siphoned off to spurious NGOs, most of which are associated with Janet Lim Napoles.

Adopted,



ALAN PETER "COMPAÑERO" S. CAYETANO
Majority Leader