

10 FEB -2 P5:21

SENATE

COMMITTEE REPORT NO. 836

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Submitted by the Committee on Government Corporations and Public Enterprises on  
FEB 02 2010.

Re: Senate Bill No. 3459

Recommending its approval without amendment.

Sponsor: Sen. Richard J. Gordon

MR. PRESIDENT:

The Committee on Government Corporations and Public Enterprises to which  
was referred Senate Bill No. 3459, introduced by Senator Richard J. Gordon, entitled:

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

has considered the same and has the honor to report it back to the Senate with the  
recommendation that it be approved without amendment.

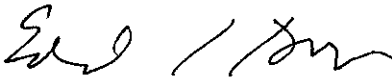
Respectfully submitted:

**RICHARD J. GORDON**

*Chairman*

**Members:**

  
RAMON BONG REVILLA, JR.

  
EDGARDO J. ANGARA

MANNY VILLAR

ALAN PETER S. CAYETANO

**Ex-Officio Members:**

  
JINGGOY EJERCITO ESTRADA  
President Pro-Tempore  
*w/ reservations*

  
JUAN MIGUEL F. ZUBIRI  
Majority Floor Leader

*I will have to  
interpolate & amend*  
AQUILINO Q. PIMENTEL, JR.  
Minority Floor Leader

Hon. JUAN PONCE ENRILE  
Senate President

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

SEP 23 1999

SENATE  
S. No. 3459

OFFICE OF THE SECRETARY

*RJG*

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Introduced by **Senator Richard J. Gordon**

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### 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

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

RECEIVED SECRETARY

9 SEP 23 PM 129

SENATE  
S. No. 3459

FILED

Introduced by **Senator Richard J. Gordon**

**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,  
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