RESOLUTION NO. 2018-154

RESOLUTION AUTHORIZING CITY MAYOR ARTHUR F. CELESTE TO EXECUTE A WAIVER IN BEHALF OF THE LOCAL GOVERNMENT UNIT OF THE CITY OF ALAMINOS, PANGASINAN FOR THE SUBMISSION OF ANY AND ALL DOCUMENTS, REPORTS/STATEMENTS WITH RESPECT TO THE LGU’S ACCOUNTS DEPOSITS, INVESTMENTS OR TRANSACTIONS WITH THE DEVELOPMENT BANK OF THE PHILIPPINES TO THE DEPARTMENT OF FINANCE/BUREAU OF TREASURY

WHEREAS, Section 2 of Republic Act 1405, otherwise known as “An Act Prohibiting Disclosure of or Inquiry Into, Deposits With Any Banking Institution and Providing Penalty Therefor”, provides that all deposits of whatever nature with banks or banking institutions in the Philippines including investments in bonds issued by the Government of the Philippines, its political subdivisions and its instrumentalities, are hereby considered as of an absolutely confidential nature and may not be examined, inquired or looked into by any person, government official, bureau or office, except upon written permission of the depositor, or in cases of impeachment, or upon order of a competent court in cases of bribery or dereliction of duty of public officials, or in cases where the money deposited or invested is the subject matter of the litigation;

WHEREAS, the Development Bank of the Philippines thru Ms. Ma. Carolina D.O. Austria, Head, Dagupan City Branch is requesting for a written consent/notarized waiver which will allow DBP to submit to the Department of Finance/Bureau of Treasury reports/statements with respect to the LGU-Alaminos City, Pangasinan’s accounts as required by the National Treasurer upon instruction of the Secretary of Finance, to provide the latest report on the time deposits, investments and other deposit balances of Government Owned and Controlled Corporations (GOCC’s) and Local Government Units (LGUs) held in DBP;

WHEREAS, in compliance to the provisions of the “Bank Secrecy Law”, there is a need for the City Mayor to execute a Waiver in behalf of the Local Government Unit of the City of Alaminos, Pangasinan;
WHEREAS, Section 455 (vi) of Republic Act 7160, otherwise known as the "Local Government Code of 1991" provides that the City Mayor as the Chief Executive shall represent the city in all its business transactions and sign in its behalf all bonds, contracts and obligations, and such other documents upon authority of the Sangguniang Panlungsod or pursuant to law or ordinance;

WHEREFORE, upon due consideration of the merits surrounding the issue and on motion of Councilor Rufina J. Gabriel, duly seconded by Councilor Carolyn D. Sison, Councilor Rany S. de Leon and Councilor Froebel A. Ranoy, it was

RESOLVED, as it is hereby RESOLVED, to authorize City Mayor Arthur F. Celeste to execute a Waiver in behalf of the Local Government Unit of the City of Alaminos, Pangasinan for the submission of any and all documents, reports/statements with respect to the LGU's accounts deposits, investments or transactions with the Development Bank of the Philippines to the Department of Finance/Bureau of Treasury;

RESOLVED FURTHER, that copies of this resolution be furnished all agencies concerned for their information and guidance. UNANIMOUSLY ADOPTED......

I HEREBY CERTIFY to the correctness of the foregoing resolution consisting of two (2) pages including this page.

ATTESTED:

ALFRED FELIX E. DE CASTRO
Temporary Presiding Officer

APOLONIA G. BACAY
Presiding Officer Pro-Temore

MARGIELOU ORANGE-HUMILDE VERZOSA, DPA
Minority Floor Leader

CAROLYN D. SISON
Member

RANY S. DE LEON
Member

FROEBEL A. RANAY
Member

RAUL B. BACAY, Acting LBP
Ex-Officio Member

RUFINA J. GABRIEL
Majority Floor Leader

JOSELITO O. PONTELERA
Member

PERLITO V. RABAGO
Member

LOVERLY V. BERNABE, PPSKP
Ex-Officio Member

Luz B. Vale
Secretary