

Republic of the Philippines
TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY
East Service Road, South Superhighway, Taguig, Metro Manila

71st TESDA BOARD MEETING

21 October 2009, Wednesday, 2:00 p.m.
7th Floor TESDA Board Room, Office of the Chair
Taguig City

Resolution No. 2009-18

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AUTHORIZING THE DIRECTOR GENERAL OF TESDA TO ACCEPT AND SIGN THE AMENDED DEED OF DONATION (EXCLUDING THE 2,527 SQ. M. FROM LOT 297-A REGISTERED IN THE NAME OF CARMELA VALLEY AGRICULTURAL CORPORATION) AT TALISAY, NEGROS OCCIDENTAL, REGION VI

WHEREAS, Section 8, paragraph 3 of Republic Act No. 7796 otherwise known as the "Technical Education and Skills Development Act of 1994" grants the TESDA Board the power to enter into, make, execute, perform and carry out domestic and foreign contracts subject to existing law, rules and regulations;

WHEREAS, in the exercise of this power, the TESDA Board shall approve all contracts both local and foreign entered into by the Technical Education and Skills Development Authority (TESDA);

WHEREAS, the TESDA Secretariat, composed of the central, regional and provincial offices and training centers and the TESDA-administered technical-vocational schools scattered all over the country, needs to enter into transaction requiring number of contracts in the execution of its mandated functions;

WHEREAS, there was a previous Deed of Donation that was executed by the Province of Negros Occidental in favor of NMYC involving portions of Lot No. 296 (24,291 sq.m.) and Lot No. 297-A (3,955 sq.m.) dated 20 December 1972;

WHEREAS, it was later established through a joint survey conducted and relocation plan made by Geodetic Engineer Vicente Guerrero, that a portion of the donated Lot 297-A specifically the 2,527 sq.m. is registered in the name of Carmela Valley Agricultural Corporation;

WHEREAS, justice dictates that it is most proper to correct the subject Deed of Donation executed 20 December 1972 by excluding the 2,527 sq.m. from Lot 297-A thereby reducing the size of the area from 3,955 sq.m. to 1,428 sq.m.;

WHEREAS, in the acknowledgement of the inadvertent encroachment on the lot owned by Carmela Valley Corporation, the Sangguniang Bayan of Negros Occidental passed a Resolution No. 0260, series of 2001 resolving to have the 2,527 sq.m. excluded from the total area donated to TESDA specifically from Lot 297-A;

WHEREAS, an amendment was made to the previous Deed of Donation. The Donee shall return the possession of the 2,527 sq.m. portion of Lot. No. 297-A;

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WHEREAS, in the provision of the administrative code it says that in conveyances of property it has to be the head of the agency who will sign the Deed of Donation subject to the approval of the Board;

WHEREAS, during the 46th and 49th Finance TESDA Board-TESDA Secretariat Consultation Meeting on 30 July and 20 October 2009, the TESDA Secretariat through its Chief, Legal Unit recommended the authority for the Director General to accept and sign the amended Deed of Donation;

WHEREAS, in the 68th EXCOM TESDA Board Meeting on 21 October 2009 1:00 p.m. the members of the TESDA Board favorably endorsed on the basis of the recommendation made by the members of the TESDA Board present during the 46th and 49th Finance TESDA Board-TESDA Secretariat Consultation Meeting on 31 July and 20 October 2009.

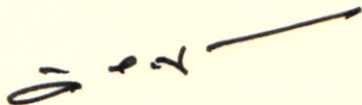
NOW, THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED, that the TESDA Board in its meeting today, 21 October 2009, 2:00 p.m. authorizes the Director General of TESDA to accept and sign the amended Deed of Donation.

BE IT RESOLVED FINALLY, that copy of this Resolution shall be disseminated to all concerned offices for their information and guidance.

Approved this 21st day of October 2009.

Ma. Adorinda de Jesus - Forro
DIR. MA. ADORINDA DE JESUS-FORRO
Board Secretary VI

Attested by:


SEC. AUGUSTO BOBOY SYJUCO, Ph.D.
Alternate Chair, TESDA Board
Director General
Technical Education and Skills Development Authority

TESDA

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