

Republic of the Philippines
OFFICE OF THE CITY MAYOR
City of Davao

760.11 ED, LMD

EXECUTIVE ORDER NO. 22,
Series of 2019

AN ORDER RECONSTITUTING THE "MAA SLAUGHTERHOUSE MANAGEMENT BOARD" (MSMB) AS OVERSIGHT BODY IN THE IMPLEMENTATION OF THE MEMORANDUM OF AGREEMENT EXECUTED BY AND BETWEEN THE CITY OF DAVAO AND BANKEROHAN LIVESTOCK DEALER COOPERATIVE FOR THE REHABILITATION AND OPERATION OF MAA SLAUGHTERHOUSE, THROUGH PUBLIC-PRIVATE PARTNERSHIP, PRESCRIBING ITS DUTIES AND FUNCTIONS, AND FOR OTHER PURPOSES

WHEREAS, Republic Act No. 7160, otherwise known as the "Local Government Code of 1991" mandated for the establishment and operation of a public slaughterhouse as one of the basic services and facilities to be provided by the city;

WHEREAS, Section 3 of R.A 6957, as amended, provides that, "All government infrastructure agencies, including government-owned and controlled corporations and local government units are hereby authorized to enter into contract with any duly prequalified project proponent for the financing, construction, operation and maintenance of any financially viable infrastructure or development facility through any of the projects authorized in this Act";

WHEREAS, pursuant to the above provisions, the City of Davao has entered into contract with Bankerohan Livestock Dealer Cooperative (BLDC) for the rehabilitation and operation of Maa Slaughterhouse to be undertaken through the "Rehabilitation, Operation and Transfer" modal arrangement under the Public-Private Partnership, as prescribed under R.A 6957, as amended;

WHEREAS, the said Memorandum of Agreement provides for the constitution of a Management Board as oversight body to address issues and problems concerning the operations and implementation of the said Public-Private Partnership project;

WHEREAS, to efficiently and effectively implement the said Public-Private Partnership project, there is a need to facilitate the effective coordination, monitoring and implementation of the provisions of the above cited Memorandum of Agreement and other pertinent laws and ordinance thereof.

WHEREAS, Maa Slaughterhouse Management Board was constituted under Executive Order No. 08, Series of 2014;

WHEREAS, to ensure the continuity in the enforcement and implementation of the above cited Memorandum of Agreement and other pertinent laws and ordinance thereof, there is a need to reconstitute the Maa Slaughterhouse Management Board;

NOW THEREFORE, I, SARA Z. DUTERTE, Mayor of the City of Davao, by virtue of the power vested in me by law, do hereby order:

ams Rcd -2020 -01282

SECTION 1. RECONSTITUTION OF MAA SLAUGHTERHOUSE MANAGEMENT BOARD. There is hereby reconstituted a Maa Slaughterhouse Management Board, which membership shall be composed of the following:

- 8/17/19 City Mayor, or her representative - Chairperson
- _____ President of Bankerohan Livestock Dealer Cooperative - Vice-Chairperson

Members : Heads of the following offices/departments, or their representatives

- 8/7/19 1. City Administrator's Office
- 7/23/19 2. City Treasurer's Office
- 7/23/19 3. City Health Office
- 7-23-19 4. City Economic Enterprise
- 7-24-19 5. City Veterinarian's Office
- 7/22/19 6. City Engineer's Office
- 7/28/19 7. City Legal Office
- 10:00am 8. Two Other Representatives from the Bankerohan Livestock Dealer Cooperative

SECTION 2. POWERS AND FUNCTION OF THE BOARD. The Board shall be vested with the following powers and functions:

1. To formulate and adopt policy guidelines and standards in the administration and operations of the Maa Slaughterhouse within the framework of the Memorandum of Agreement executed by the City and BLDC for the implementation of the Maa Slaughterhouse Public-Private Partnership project;
2. Consistent with the provisions of the said Memorandum of Agreement and existing laws and ordinances, to promulgate rules and regulations governing the operation, administration and maintenance of the Maa Slaughterhouse Public-Private Partnership project;
3. To recommend such measures of actions as may be necessary in the resolution of disputes in connection with, or arising from the implementation and interpretation of the provisions of the above Memorandum of Agreement and other applicable laws on the subject;
4. To perform any and all acts and functions as may be deemed appropriate and necessary to ensure the proper administration and implementation of the Maa Slaughterhouse Public-Private Partnership project.

SECTION 3. SECRETARIAT. The Secretariat shall be composed of personnel from the City Economic Enterprise, who shall be specifically designated as members thereof by the City Economic Manager.

SECTION 4. MEETING AND QUORUM. The Board shall hold a regular meeting at least once a month. A special meeting may be convened as necessary upon the call of the Chairperson or by the majority of the members of the Board. The presence of a simple majority of all the members shall constitute a quorum.

In the absence of the Chairperson and Vice-Chairperson, temporary presiding officer shall be designated by the majority of the board constituting a quorum;

SECTION 5. WORK ASSIGNMENT OF EXISTING PERSONNEL HIRED PRIOR TO THE COMMENCEMENT OF THIS PUBLIC-PRIVATE PARTNERSHIP PROJECT.

The MSMB is hereby given the authority to review and approve the recommendation of the City Economic Enterprise Manager on the retention of existing personnel at the Maa Slaughterhouse. The selection of personnel to be retained shall be based on the necessity of their actual individual function and duties in relation to the responsibilities and obligations of the City to be performed, as embodied under the Memorandum of Agreement.

Those personnel who are not retained may either be reassigned to various offices under the City Economic Enterprise or other departments based on their performance, skills, experience and educational qualifications;

SECTION 6. REPORTORIAL REQUIREMENTS. The Board shall submit to the City Mayor and Sangguniang Panlungsod a quarterly report on the result of the financial and physical operations of the Maa Slaughterhouse Public-Private Partnership project, showing among others, the gross receipts of corral and slaughtering fees, the total regulatory fees collected, the respective share of the BLDC and City respectively, the number of livestock slaughtered for the same period, and other relevant information;

SECTION 7. FUNDING/OPERATING COSTS. All costs pertaining to the operation of the MSMB, including the payment of honoraria, incidental and other expenses to its members, and other appropriate personnel, as may hereinafter identified by the Chairperson or the Vice-Chairperson, shall be taken from the available funds of the City Government of Davao, subject to the usual accounting and auditing rules and regulations;


SECTION 9. SEPARABILITY CLAUSE. If for any reason, any section or provision of this order shall be held to be unconstitutional or invalid by competent authority, such judgment or action shall not affect or impair the other sections or provisions hereof;

SECTION 10. REPEALING CLAUSE. All Executive Orders previously issued which are inconsistent herewith are deemed amended, repealed or modified accordingly.

SECTION 11. EFFECTIVITY. The Executive Order shall take effect immediately.

DONE in the City of Davao, Philippines on 19 JUL 2019.

Attested by:


ATTY. ZULEIKA T. LOPEZ
City Administrator

ASST. CMDR TPO [Signature] 07/22/19
ASST. CMDR LDR [Signature] 07-22-19
CP DO [Signature]

CIO [Signature] 07-22-19
SP [Signature] 07/22/19

DILG [Signature] 7/22/19

