



VISAYAS
STATE UNIVERSITY

OFFICE OF THE BOARD SECRETARY

Visayas State University
Visca, Baybay City, Leyte PHILIPPINES
Phone/Fax: +63 53 563 7053
Email: secretary@vsu.edu.ph
Website: www.vsu.edu.ph

Republic of the Philippines
VISAYAS STATE UNIVERSITY
Visca, Baybay, Leyte

BOR RESOLUTION NO. 112, s. 2019

A RESOLUTION APPROVING THE PROPOSED BUDGET TO PAYMENT FOR LEGAL SERVICES TO BE RENDERED BY THE OFFICE OF THE SOLICITOR GENERAL (OSG) TO THE VISAYAS STATE UNIVERSITY (VSU) FOR CY 2019 SOURCED FROM THE GENERAL APPROPRIATIONS ACT (GAA) AND SPECIAL TRUST FUND (STF) AS STIPULATED IN SECTION I (1) OF P.D. 478 AND SECTION 35 (9), CHAPTER 12, TITLE III, BOOK IV OF E.O. 292

WHEREAS, the Leyte State University was created by virtue of Republic Act 9158 which converted the then Visayas State College of Agriculture (ViSCA) into a state university last 11 August 2001 which was later renamed Visayas State University (VSU) by virtue of R.A. 9437;

WHEREAS, Section 7 of R.A. 9158 specifically empowers the Board of Regents of the University to exercise all the powers granted to the Board of Directors of a corporation under Section 36 of Batas Pambansa Blg. 68, otherwise known as the Corporate Code of the Philippines;

WHEREAS, among other powers granted to the Board of Regents is the power “to develop consortia and other forms of linkages with local government units, institutions and agencies, both public and private, local and foreign, in furtherance of the purposes and objectives of the University” as stipulated in Item (s), Section 7 of R.A. 9158;

WHEREAS, VSU is in need of a Legal Counsel to provide legal advice on legal matters, *Subject to* DOJ Memorandum on the Issuance of Legal Opinion dated 18 May 2012;

WHEREAS, VSU also needs assistance to review various contracts as well as represent the University in litigations as well as its officials in cases filed against them in their official capacities;

WHEREAS, the University has communicated its desire to the OSG lawyers to harness their legal services pursuant to P.D. No. 478 and E.O. 292;

WHEREAS, the VSU Board of Regents has discussed and approved the Memorandum of Agreement (MOA) between the Office of the Solicitor General (OSG) and the Visayas State University (VSU) on the occasion of its 93rd BOR Meeting dated 26 July 2019;

WHEREAS, Section 8 of Republic act No. 9417, *An Act to Strengthen the Office of the Solicitor General by Expanding and Streamlining its Bureaucracy, Upgrading employee Skills, and Augmenting Benefits, and Appointing Funds Therefor and for Other Purposes*, provides:

Section 8. Other Benefitts. – Consistent with the provisions of Executive Order No. 292, otherwise known as the Revised Administrative Code of 1987, the legal staff of the Office of the Solicitor General **are allowed to receive honoraria and**

BOR Resolution No. 112, s. 2019 - A Resolution Approving the Proposed Budget to Payment for Legal Services to be Rendered by the Office of the Solicitor General (OSG) to the Visayas State University (VSU) for CY 2019 sourced from the General Appropriations Act (GAA) and Special Trust Fund (STF) as Stipulated in Section I (1) of P.D. 478 and Section 35 (9), Chapter 12, Title III, Book IV of E.O. 292.

allowances from client departments, agencies and instrumentalities of the Government.

WHEREAS, Section I (1) of P.D. 478 and Section 35 (9), Chapter 12, Title III, Book IV of E.O. 292 apply, thus:

Departments, bureaus, agencies, offices, instrumentalities and corporations to whom the Office of the Solicitor General renders legal services, are authorized to disburse funds from its budget for Legal Services under GAA Fund and Special Trust Fund for the latter Office. For this purpose, the Solicitor General and his staff are specifically authorized to receive allowances as may be provided by the Government offices, instrumentalities and corporations concerned, in addition to their regular compensation.

WHEREAS, the MOA between the VSU and the OSG provides for the **payment of monthly allowances** to the following OSG personnel in the following amounts: Solicitor General **JOSE C. CALIDA**, Assistant Solicitor General **RENAN E. RAMOS**, Senior State Solicitor **JAMES LEE CUNDANGAN**, and Head Executive Assistant **MARK JOREL O. CALIDA**, P7,000.00 each;

WHEREAS, for 2019, a monthly budget of P28,000.00 will be needed for honoraria of the OSG as provided for in the MOA between VSU and the OSG, to wit:

Solicitor General Jose C. Calida	- P 7,000.00 x 5 months	= P 35,000.00
Assistant Solicitor General Renan E. Ramos	- 7,000.00 x 5 months	= 35,000.00
Senior State Solicitor James Lee Cundangan	- 7,000.00 x 5 months	= 35,000.00
Head Executive Assistant Mark Jorel O. Calida	- 7,000.00 x 5 months	= 35,000.00
Total Budget Requested	P28,000.00	P140,000.00

WHEREAS, the VSU undertakes to reimburse the expenses incurred by the aforesaid OSG personnel in connection with the legal services rendered by said lawyers;

WHEREAS, the allowances and honoraria of the OSG lawyers shall be paid through cheques payable to the Office of the Solicitor General, or directly credited or deposited to: Office of the Solicitor General Trust Fund 101, Bank Account No. 1802-1016-23, Land Bank of the Philippines, Paseo de Roxas Branch.

THEREFORE, BE IT RESOLVED AS IT IS HEREBY RESOLVED to Approve the Memorandum of Agreement (MOA) entered into between the Visayas State University and the Office of the Solicitor General (OSG).

IN WITNESS of our approval thereof, we hereby affix our signatures this 20th day of August 2019 at Visayas State University - Main Campus, Visca, City of Baybay, Leyte.

VSU BOARD OF REGENTS



HON. J. PROSPERO E. DE VERA III
*CHED Chairperson and Chairperson
VSU-Board of Regents*



HON. EDGARDO E. TULIN
Vice Chairman and President, VSU


HON. EMMANUEL JOEL J. VILLANUEVA
*Chair, Committee on Education, Arts & Culture
Senate of the Philippines*

HON. MARK O. GO
*Chair, Committee on Higher & Tech. Educ.
House of Representatives*


Represented by:



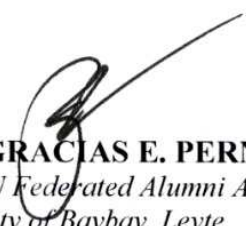
HON. MEYLENE C. ROSALES
*OIC-Regional Executive Director
National Economic & Dev. Authority-RO8
Gov't. Center, Palo, Leyte*




HON. MILO D. DELOS REYES
*Regional Executive Director
Department of Agriculture-RO8
Tacloban City*



HON. DENNY J. CATINDOY
*Faculty Regent - VSU Faculty Association
VSU, Visca, City of Baybay, Leyte*

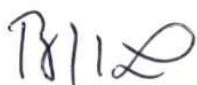


HON. DEOGRACIAS E. PERNITEZ
*President, VSU Federated Alumni Assn.
VSU, Visca, City of Baybay, Leyte*

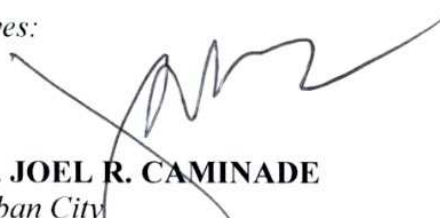


HON. CHAD CHRISTIAN WALES
*Student Regent - VSU System
VSU, Visca, City of Baybay, Leyte*

Private Sector Representatives:



HON. ROY BERNARD C. FIEL
Ormoc City



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Tacloban City