REPUBLIKA NG PILIPINAS
PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA

Sangguniang Panglungsod

ORDINANCE NO. 03-089

AN ORDINANCE CREATING THE CHARTER OF THE PAMANTASAN NG LUNGSOD NG MUNTINLUPA AND CONVERTING THE MUNTINLUPA POLYTECHNIC COLLEGE INTO A LOCAL UNIVERSITY.

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Sponsored by: ***Hon. Atty. Raul R. Corro***

Co-Sponsored:
Hon. Bal Niefes
Hon. Rufino B. Joaquin
Hon. Artemio A. Simundac
Hon. Allan Rey A. Camilon
Hon. Melchor R. Teves
Hon. Aldrin L. San Pedro
Hon. Nicanor L. Echavez, MD
Hon. Atty. Icasiano M. Dela Rea
Hon. Elmer S. Espeleta
Hon. Francis Ian T. Bagatsing
Hon. Lucio B. Constantino
Hon. Mamerto T. Sevilla, Jr.
Hon. Santiago V. Carlos, Jr.
Hon. Christian Glenn D. Lorica

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WHEREAS, under the ***1987 Constitution***, it is a declared policy of the State to give priority to education, science and technology, arts and culture;

WHEREAS, it is also the policy of the state to protect, foster, and promote the right of all citizens to affordable quality education at the tertiary level and shall promote its exercise and observance of continuing intellectual growth, advancement of learning and research, development of responsible and effective leadership, education of high-level and middle-level professionals, and enrichment of our historical and cultural heritage;

WHEREAS, the Commission on Higher Education (CHED) has asserted that the legal basis in establishing or creating a local university known as Muntinlupa Polytechnic College is provided by ***R.A. 7160***, otherwise known as the New Local Government Code of 1991;

WHEREAS, ***Sec. 458 (5) (X) of R.A. 7160***, otherwise known as the **New Local Government Code of 1991**, provides that "Subject to the availability of funds and to existing laws, rules and regulations, establish and provide for the operation of vocational and technical schools and similar post-secondary institutions and, with the approval of the Department of Education Culture and Sports, and subject to existing law on tuition fees, fix and collect reasonable tuition fees and other school charges in educational institutions supported by the city government;

WHEREAS, there is now an imperative need to pursue this mandate and convert the twelve-year old (12) Muntinlupa Polytechnic College into a local university by providing access to quality post-secondary, tertiary-level education at an affordable cost;

WHEREAS, the conversion of Muntinlupa Polytechnic College into a local university will ensure personnel autonomy, property autonomy and fiscal autonomy in order to attain its vision, mission, and objectives.

NOW, THEREFORE, be it ordained by the Sangguniang Panlungsod in session assembled that:

ARTICLE I. GENERAL PROVISIONS

SECTION 1. This **Ordinance** shall be known as the **CHARTER OF THE PAMANTASAN NG LUNGSOD NG MUNTINLUPA.**

SECTION 2. The Muntinlupa Polytechnic College which is being converted into a local university to be known as Pamantasan ng Lungsod ng Muntinlupa, herein after referred to as the Pamantasan is **OWNED** and **OPERATED** by the City of Muntinlupa.

SECTION 3. The primary purpose of the Pamantasan shall be to help promote the interest and welfare of the people of Muntinlupa by providing them with meaningful education opportunities, geared towards the demand of an emerging industrial society at minimal cost. Towards this end, the Pamantasan shall provide **higher vocational, technical** and provisional instruction and training in the **liberal** and **technical arts** and **sciences**. It shall also promote **applied research, advance studies** and **progressive leadership.**

SECTION 4. Corporate Powers of the Pamantasan – The Pamantasan constitutes a body corporate and as such is endowed with the attributes and perpetual succession of a corporation and possessed with the powers which pertain to a University to be exercised in conformity with the provisions of this Charter. The Pamantasan shall have the following corporate powers:

1. To have a continuous succession in its corporate name;
2. To have and use a corporate seal;
3. To exercise such powers as are granted by the Sangguniang Panlungsod of Muntinlupa, subject to the limitations provided in this ordinance and other laws;

ARTICLE II. BOARD OF REGENTS

SECTION 1. ***Board Of Regents*** – The governing body and corporate powers of the Pamantasan shall be vested in and exercised by the Board Of Regents (BOR) composed of the following:

1. The City Mayor who shall be automatically be the Chairman of the BOR; He will be the Presiding Officer at every meeting of the BOR;

2. The Vice Mayor, who shall be the Vice Chairman of the BOR; He shall act as Presiding Officer of the BOR in the absence of the Chairman;

3. The President of the Pamantasan as member; he shall act as the Presiding Officer of the BOR in the absence of the Chairman and the Vice Chairman;

4. The Chairman, Education Committee, Sangguniang Panglungsod of Muntinlupa as member;

5. The President of a reputable private company in Muntinlupa and appointed by the City Mayor and shall represent the business sector in the BOR as member;

6. The Director of the Commission on Higher Education (CHED) in the National Capital Region as member;

7. The Director of the Technical Education and Skill Development Authority (TESDA) in the National Capital Region as member;

8. The Superintendent of the City Schools of Muntinlupa who shall serve as the representative of the Department of Education, Culture and Sports (DECS) in the BOR as member;

9. The Faculty Representative of the University as member;

10. The Student Council Representative of the University as member;

11. One representative from the Non-Governmental or People's Organizations (NGO's/PO's) in Muntinlupa to represent the private sector. They shall be appointed by the City Mayor.

SECTION 2. The Board of Regents shall have a Board Secretary who shall be appointed by the Chairman and whose term of Office is co-terminus with the Chairman. He shall likewise serve as the Ex-Com Secretary.

SECTION 3. The Member of the Board Of Regents shall have the following term of office:

1. The Chairman – during his term as City Mayor;

2. The Vice Chairman – during his term as Vice Mayor;

3. The President - for a term of two years, subject to reappointment;

4. The Chairman, Commission on Education, Sangguniang Panlungsod – during his term as Councilor;

5. The Director of the Commission on Higher Education (CHED) – during his/her tenure as Director of CHED-NCR;

6. The City Schools Superintendent – during his term as Superintendent of the City Schools of Muntinlupa;

7. The Faculty Representative – one (1) year;

8. The Student Council Representative – one (1) year;

9. The NGO's/PO's Representative – for a term of two (2) years, renewable for a term of three (3) years.

ARTICLE III. EXECUTIVE COMMITTEE

SECTION 1. Executive Committee – The Executive Committee, hereinafter referred to as the Ex-Com., is hereby created for the purpose of carrying out and exercising the regular functions and powers of the Board of Regents and composed of the following:

1. The President of the Pamantasan who shall be the Presiding Officer at every meeting of the Ex-Com;

2. The Chairman of the Committee on Education of the Sangguniang Panlungsod;

3. The Faculty Representative of the University;

4. The Student Representative of the University;

5. The NGO's/PO's Representative who shall be appointed by and shall serve at the pleasure of the City Mayor.

SECTION 3. All acts and resolutions approved by the Ex-Com shall be ratified by the Board of Regents. Important matters affecting the administrative and/or academic affairs of the university shall be reported to the Board of Regents thru the Chairman.

ARTICLE IV. MEETINGS

SECTION I. BOR Regular Meetings – The regular meetings of the Board of Regents shall be held at least once a month at the Pamantasan ng Lungsod ng Muntinlupa or any other place in Muntinlupa City.

SECTION 2. BOR Special Meetings – The special meetings of the Board of Regents shall be held at the Pamantasan ng Lungsod ng Muntinlupa or any other place in Muntinlupa City upon call of the Chairman or the majority of the Board of Regents members.

SECTION 3. Ex-Com meetings – The meetings of the Ex-Com shall be at the Pamantasan ng Lungsod ng Muntinlupa or any other place in Muntinlupa City, once every week, provided it shall not exceed four (4) times a month.

SECTION 4. Notices – Notices of the time and place of the meetings of the Board of Regents and Ex-Com shall be given personally or by mail, at least 3 days before the dates set for such meeting.

SECTION 5. Quorum – A quorum for any meeting of the Board of Regents and Ex-Com shall consist of the majority of the members and a majority of such quorum may decide any question raised in the meeting.

SECTION 6. Order of Business – The Order of Business of the meetings of the Board of Regents and Ex-Com members shall be as follows:

1. Roll Call;
2. Call to Order;
3. Approval of the Minutes of the Previous Meetings;
4. Ratification of All Acts and Resolutions Approved by the Ex-Com (**Only for Board of Regents Meetings);
5. New Business;
6. Other Matters

SECTION 7. Voting – Each Board of Regents/Ex-Com shall be entitled to one (1) vote and no proxy is allowed.

ARTICLE V. QUALIFICATIONS, VACANCY, SUSPENSION/REMOVAL AND COMPENSATION

SECTION 1. Qualifications – All members of the Board of Regents shall be citizens of the Philippines and with proven responsibility, integrity and honesty.

SECTION 2. Vacancy – In case of vacancy of the Board of Regents by reason of resignation, removal from office, death or any other incapacity of one or more of its members, such vacancy shall be filled up by the appointment of the Chairman of the Board of Regents.

SECTION 3. Suspension and Removal – A member of the Board of regents may be suspended or removed from office upon a majority vote of the Board of Regents members for the following causes:

1. Incapacity;
2. Incompetence;
3. Dishonesty;
4. Conviction of a Crime involving moral turpitude;
5. Any act detrimental to the interest and welfare of the Pamantasan ng Muntinlupa.

SECTION 4. Compensation – The Members of the Board of Regents/Ex-Com shall serve without compensation except for reasonable allowances or per diem as may be authorized by the Board of Regents.

ARTICLE VI. POWERS AND DUTIES

SECTION 1. Powers and Duties – Subject to the existing laws, the following are the powers and duties of the Board of Regents, in addition to the general administrative and corporate powers:

1. To receive and appropriate in accordance with and as specified in the ordinance of the Sanggunian such sums of money as maybe appropriated for the support of the University;

2. To provide for the establishment of necessary graduate and undergraduate colleges in the fields of education, liberal arts, science and technology, and such other academic and technical vocational courses in the priority of the community needs;

3. To confer honorary degrees upon persons in recognition of learning, statesmanship, and service to the government and eminence in philosophy, science, literature and community service;

4. To establish chairs in the colleges and to provide for the maintenance or endowments of such chairs as well as to provide for such other professors, associate professors and lectures as may be necessary and to fix compensation pertaining to such positions;

5. To appoint upon the recommendation of the President of the Pamantasan, professors, instructors, lecturers and other employees and to fix compensation, hours of service and such other duties and conditions as it may deem proper, to grant at its discretion, leaves of absence under such regulations as it may promulgate, and to remove employees for cause after proper notices and hearing/investigation taken thereon;

6. To approve the courses of study and rules of discipline drawn up by the University Council; to fix tuition fees, matriculation fees, graduation fees, and all special fees and charges;

7. To provide fellowships and scholarships and to award the same to students giving special evidence of merit;

8. To prescribe rules for its government and enact rules and regulations as are consistent with the purposes of the University;

9. To receive in trust, legacies, gifts, land grants, and donations of real and personal property of all kinds, and to administer the same for the benefit of the University, or for aid of any student or students in accordance with the direction of the donor and in such manner as the Board of Regents may at its discretion determine;

10. To promulgate and enforce rules of discipline governing the officers, faculty, teaching, and non-teaching personnel; provided that such powers may be delegated to the President, Vice President or any committee created for that purpose.

ARTICLE VII. UNIVERSITY OFFICIALS

SECTION 1. The following are the **Officers of the Pamantasan**:

1. The President of the Pamantasan ng Muntinlupa who shall be the Chief Executive Officer of the Pamantasan ng Muntinlupa. He shall be appointed by the Chairman with the concurrence of the majority vote of the Board of Regents. He shall serve for a term of 4 years, renewable for another 4 years, unless sooner removed for cause. He shall receive a salary equivalent to that of the President of the State University as provided by law, and such other allowances or remuneration as may be provided by law or as may be authorized by the Board of Regents;

2. The Vice President for Academic Affairs who shall be appointed by the Chairman and shall serve for a term of 4 years, renewable for another 4 years, unless sooner removed for cause. His powers and duties, as well as rate of compensation, shall be prescribed by the Board of Regents;

3. The Vice President for Administrative Affairs who shall be appointed by the Chairman and shall serve for a term of 4 years, renewable for another 4 years, unless sooner remove for cause. His powers and duties shall be prescribed by the Board of Regents;

4. The University Secretary who shall be appointed by the Chairman and shall serve for a term of 4 years, renewable for another 4 years, unless sooner remove for cause. His powers and duties, as well as rate of compensation shall be prescribed by the Board of Regents.

SECTION 2. Suspension and Removal – the aforementioned officers may be suspended or removed from office by a majority vote of the Board of Regents for incapacity, incompetence, dishonesty, conviction of a crime involving moral turpitude or any act detrimental to the University, in accordance with applicable laws.

ARTICLE VIII. FACULTY

SECTION 1. Composition – The Faculty of the Pamantasan ng Lungsod ng Muntinlupa shall be composed of the Deans, Professors, Instructors, Regular Lectures or the Teaching Personnel of the various colleges of the University. The Deans shall be the heads of the various colleges and who shall be appointed by the Board of Regents from among the nominees of the President of the Pamantasan ng Lungsod ng Muntinlupa.

SECTION 2. The Members of the Faculty of the Pamantasan ng Lungsod ng Muntinlupa shall be subject and/or covered by the Civil Service Laws, Rules and Regulations.

ARTICLE IX. NON-TEACHING PERSONNEL

SECTION 1. Composition – The non-teaching personnel shall be composed of Pamantasan ng Lungsod ng Muntinlupa employees performing non-teaching functions or those not included in the enumeration under ***Section 1, Article VIII*** hereof.

ARTICLE X. STUDENT

SECTION 1. Student Admission – The Pamantasan ng Lungsod ng Muntinlupa shall give preference in the admission of students to bonafide residents of Muntinlupa, subject to the qualifications/rules of admissions as maybe approved by the Board of Regents; provided, however, that no students shall be denied admission to the Pamantasan ng Lungsod ng Muntinlupa by reason of age, sex, nationality, religious belief or political affiliation.

ARTICLE XI. UNIVERSITY COUNCIL

SECTION 1. University Council – There is hereby created a body to be known as the University Council, consisting of the President of the Pamantasan ng Lungsod ng Muntinlupa and all members of the Faculty holding the ranks of professor, associate professor, and assistant professor;

SECTION 2. Powers – The Powers of the University Council are as follows:

1. To approve the programs of study and rules and discipline, subject to the approval of the Board of Regents and existing laws and rules and regulations;

2. To prescribe requirements for admission to any college of the University, as well as for graduation and conferment of decrees, subject to the approval of the Board of Regents;

3. To have exclusive power to recommend students for graduation or persons to be conferred with honorary degrees; and

4. To discipline, through the President, students within the limits prescribed by the Rules of Discipline approved by the Board of Regents.

ARTICLE XII. MISCELLANEOUS PROVISIONS

SECTION 1. Board of Visitors – The Mayor, Vice Mayor and the Members of the Sangguniang Panlungsod ng Muntinlupa shall constitute the Board of Visitors of the Pamantasan ng Lungsod ng Muntinlupa whose duties and functions are the following:

1. To make visits at the Pamantasan at any time they may deem proper;

2. To inspect and evaluate the book of accounts, properties, program of study, discipline and state of finances of the Pamantasan;

3. To make reports and recommendations to the Sangguniang Panlungsod relative to the exercise of its duties and functions.

SECTION 2. Reports – The Board of Regents shall file with the Departments of Education, Culture and Sports and/or the Commission on Higher Education, the City Mayor and the Sangguniang Panlungsod an annual detailed report of the progress, conditions and needs of the university.

SECTION 3. Supervision and Regulation – Department of Education and/or the Commission on Higher Education thru their respective Secretary and Chairman shall exercise reasonable supervision and regulation over the Pamantasan in accordance with existing laws and rules and regulations.

SECTION 4. Funding – The City Government of Muntinlupa shall appropriate funds necessary for the operation of the maintenance of the Pamantasan, in addition to the tuition fees which may be, from time to time, determined by the Board of Regents, provided, however, that any or all funds allotted and accruing to the Pamantasan shall be put and kept under its name and account, and provided further, that any surplus or unappropriated amount at the end of each year shall remain with the coffers of the Pamantasan ng Muntinlupa.

SECTION 5. Separatibility Clause – If any provision of this ordinance is held invalid or unconstitutional, any other provision not so affected shall continue to be valid and effective.

SECTION 6. Repealing Clauses – Any City Ordinance, resolution, and its rules and regulations, or any part thereof, which is inconsistent with any of the provision of this Ordinance is hereby repealed or amended accordingly.

SECTION 7. Effectivity – This ordinance shall take effect upon its approval.

ENACTED, by the Sangguniang Panlungsod of Muntinlupa, on **20 March 2003** in its **67th** Regular Session.

CONCURRED:

BAL NIEFES
Councilor

ELMER S. ESPELETA
Councilor

NICANOR L ECHAVEZ, MD
Councilor

FRANCISIAN T. BAGATSING
Councilor

ALLAN REY A. CAMILON
Councilor

LUCIO B. CONSTANTINO
Councilor

Atty. RAUL R. CORRO
Councilor

MAMERTO T. SEVILLA, JR.
Councilor

MELCHOR R. TEVES
Councilor

RUFINO B. JOAQUIN
Councilor

Atty. ICASIANO M. DELA REA
Councilor

SANTIAGO V. CARLOS, JR.
Councilor

CHRISTIAN GLENN D. LORICA
Sectoral Representative
President
Federation of Sangguniang Kabataan

ARTEMIO A. SIMUNDAC
Sectoral Representative
President
Association of Barangay Captains

ABSENT:

Atty. PATRICIO L. BONCAYAO, JR.
Councilor

RENE CARL S. CAYETANO
Councilor

MARIO E. BULAY, JR.
Councilor

I HEREBY CERTIFY, as to the correctness of this Ordinance.

Atty. ISIDORO L. SORIANO, JR.
Sanggunian Secretary

ATTESTED:

ALDRIN L. SAN PEDRO
Acting Presiding Officer

APPROVED:

ATTY. JO JASON T. ALCARAZ
Acting City Mayor
Date: _____