



REPUBLIKA NG PILIPINAS
PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA
Telephone no. 861-0181/ Fax: 862-6473
Email address: sangguniangpanlungsod2k16@gmail.com



RESOLUTION NO. 19-421

A RESOLUTION AUTHORIZING THE HON. CITY MAYOR JAIME R. FRESNEDI TO ENTER INTO AND SIGN IN BEHALF OF THE CITY GOVERNMENT OF MUNTINLUPA A MEMORANDUM OF AGREEMENT (MOA) WITH THE BOARD OF INVESTMENTS (BOI) ON INVESTMENT PROMOTIONS IN THE CITY OF MUNTINLUPA.

Sponsored by: **Hon. Coun. Atty. Patricio L. Boncayao, Jr.**
Hon. Coun. Bal Niefes
Hon. Coun. Stephanie G. Teves
Hon. Coun. Allan Rey A. Camilon
Hon. Coun. Ringo A. Teves
Hon. Coun. Louisito A. Arciaga
Hon. Coun. Alexander Diaz
Hon. Coun. Ivey Rhia Arciaga-Tadefa
Hon. Coun. Ma. Dhesiree G. Arevalo
Hon. Coun. Marissa Cole-Rongavilla
Hon. Coun. Mark Lester M. Baes
Hon. Coun. Lucio B. Constantino
Hon. Coun. Victor L. Ulanday
Hon. Coun. Grace B. Gonzaga
Hon. Coun. Walter A. Arcilla - ABC
Hon. Coun. Kenichi D.A. Takagi, Jr. - SK

WHEREAS, Section 15, Chapter 7, Title X, Book IV of Executive Order (EO) No. 291, otherwise known as the "**Administrative Code of 1987**", provides that the BOI "shall be responsible for coordinating the formulation and implementation of short, medium, and long term industrial plans as well as promoting investments in the Philippines in accordance with national policies and priorities; register, monitor, and grant investment incentives to individual enterprises; formulate policies and guidelines aimed at creating an environment conducive to the expansion of existing investments or attracting prospective investments in the Philippines";

WHEREAS, Article 7(20) of EO 226, also known as the "**Omnibus Investments Code of 1987**", as amended states that BOI may enter into agreements with other agencies of the government for the simplification and facilitation of the systems and procedures involved in the promotion of investments, operation of registered enterprises and activities necessary of the implementation of EO No. 226, as amended";

WHEREAS, Article 66, Book III of EO No. 226, aside from the incentives given to BOI-registered enterprises under Article 39, Book 1 of said law as a means in promoting investments, provides that "**Regional or area Headquarters (RHOs) and Regional Operating Headquarters (ROHQS) of multinational policies shall be exempt from all kinds of local taxes, fees, or charges imposed by a local government unit except real property tax on land improvements and equipment.**";



REPUBLIKA NG PILIPINAS
PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA

Telephone no. 861-0181/ Fax: 862-6473
Email address: sangguniangpanlungsod2k16@gmail.com



Page 2

Resolution No. 19-421

WHEREAS, Section 133(g) of Republic Act (RA) 7160, or the "Local Government Code of 1991" consistent with the State's policy to promote investments, states that, **"the taxing powers of provinces, cities, municipalities and barangays shall not extend to the levy of x x x taxes on business enterprises certified to by the Board of Investments (BOI) as pioneer or non-pioneer for a period of six (6) and four (4) years, respectively from the date of registration"**;

WHEREAS, the City Government of Muntinlupa (CGM) through the Business Permit and Licensing Office (BPLO) is mandated to provide general administration and support service for the regulation and control of business as well as the issuance of permits and licenses of establishments, more particularly to authorize enterprises that will locate within its territorial jurisdiction to engage in business and conduct their activities therein;

WHEREAS, the City Government of Muntinlupa promotes investments through, among others, its Local Investments and Incentives Code (LIIC), which list down the priority activities and the available incentives to qualified investors/locators;

WHEREAS, both parties consistent with Section 20, Article XII of the 1987 Constitution, in relation to Article 2(1) of EO No. 226, recognize the indispensable role of the private sector, encourage private enterprise and provide incentives to needed investments that will provide significant employment opportunities, increase productivity, improve the technical skills of the people, and contribute to the continuous development of the economy, among others;

WHEREAS, the following shall be the duties and responsibilities of Department of Trade and Industry – Board of Investors (DTI-BOI):

1. **Assist in the promotion of the Muntinlupa investment destination by providing potential investor with relevant information on priority areas and available incentives to qualified investors/locators pursuant to the LGU's LIIC;**
2. **Enhance coordination with the CGM in the implementation of policies geared to promote ease of doing business in general and to hasten the process of starting a business in particular by disseminating a copy of the LGU's new ordinances, guidelines, rules and regulations governing the procedures and requirements for the issuance of Business Permit to potential investors;**
3. **Authorize (DTI-BOI) representative/s or personnel to assist in the submission and follow-up of enterprises' applications for Business Permit as well as in enterprises' other business concerns with the City Government of Muntinlupa City; and**



REPUBLIKA NG PILIPINAS
PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA

Telephone no. 861-0181/ Fax: 862-6473
Email address: sangguniangpanlungsod2k16@gmail.com



Page 3

Resolution No. 19-421

4. *Provide such other assistance to the CGM as well as its potential investors/locators as may be requested relative to investments promotion and/or in furtherance of ease of doing business in the CGM.*

WHEREAS, the following are the responsibilities of the City Government of Muntinlupa:

1. *Furnish the DTI-BOI with copies of new ordinances, guidelines, rules and regulations governing the procedures and requirements for the issuance of Business Permit;*
2. *Provide DTI-BOI with an updated and relevant information such as but not limited to:*
 - a. *Investments projects for Joint Venture in the City of Muntinlupa;*
 - b. *Priority areas for development and promotion in the locality;*
 - c. *Local Incentives (as embodied in Local Investment Incentive Ordinance*
 - d. *Cost of Doing Business (e.g. business permit; wage rate; land lease and/or selling rate; residential; office space, and building lease and/or selling rate; petroleum products price range; electricity rate; and water rate);*
 - e. *Available raw materials;*
 - f. *Available government/private owned land including zoning classification (e.g. agricultural, commercial, industrial etc.);*
 - g. *Single contact person for investors; and*
 - h. *Other information that may be needed by investors.*
3. *Allow authorized BOI Investment Assistance Center (IAC) representative/s or personnel to assist enterprises in the submission and follow-up of applications for Business Permit as well as in the enterprises or other business concerns with the CGM; and*
4. *Recognize the exemption of Regional or area Headquarters (RHQs) and Regional Operating Headquarters ((RPHQs) of multinational companies from all kinds of local taxes, fees, or charges pursuant to Article 66 of EO No. 226;*
5. *Implement Section 133(g) of RA No. 7160 , which exempts BOI registered enterprises from business tax for a period of six (6) years for those with pioneer status and four (4) years for those with non-pioneer status from the date of registration; and*



REPUBLIKA NG PILIPINAS
PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA
Telephone no. 861-0181/ Fax: 862-6473
Email address: sangguniangpanlungsod2k16@gmail.com



Page 4
Resolution No. 19-421

6. **Provide such other assistance to enterprises located within its territorial jurisdiction as may be necessary as the DTI-BOI's partner in its investments promotion endeavor.**

WHEREAS, the **Memorandum of Agreement (MOA)** shall take effect upon signing of the Parties thereto and shall remain effective unless sooner amended or revoked. However, any party to the **Memorandum of Agreement (MOA)** may terminate the same at any during its implementation through written notice explaining the reasons therefor, thirty days prior to the actual date of termination;

WHEREAS, each party shall be responsible for its own costs in all matters relating to their responsibilities under the Memorandum of Agreement (MOA);

WHEREAS, the copy of the Memorandum of Agreement (MOA) shall form part of this Resolution;

NOW THEREFORE, BE IT RESOLVED, AS IT IS HEREBY RESOLVED, by the 8th Sangguniang Panglungsod of Muntinlupa, to authorize the Hon. City Mayor Jaime R. Fresnedi to enter into and sign in behalf of the City Government of Muntinlupa a Memorandum of Agreement (MOA) with the **Department of Trade and Industry-Board of Investment (DTI-BOI)** on the promotion of investments in Muntinlupa City.

APPROVED, by the 8th Sangguniang Panglungsod of Muntinlupa City, this 18th day of March, 2019, on its **109 Regular Session**.

CONCURRED:

DISTRICT I:

COUN. ATTY. PATRICIO L. BONCAYAO, JR.
Member

COUN. BAL NIEFES
Member

COUN. STEPHANIE G. TEVES
Member

COUN. ALLAN REY A. CAMILON
Member

COUN. RINGO A. TEVES
Member

COUN. LOUISITO A. ARCIAGA
Member

COUN. ALEXANDER B. DIAZ
Member

COUN. IVEE RHIA A. TADEFA
Member



REPUBLIKA NG PILIPINAS
PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA

Telephone no. 861-0181/ Fax: 862-6473
Email address: sangguniangpanlungsod2k16@gmail.com



Page 5
Resolution No. 19-421

DISTRICT II:

COUN. MA. DHESIREE G. AREVALO
Member

COUN. MARISSA C. RONGAVILLA
Member

COUN. MARK LESTER M. BAES
Member

COUN. LUCIO B. CONSTANTINO
Member

COUN. VICTOR L. ULANDAY
Member

COUN. GRACE B. GONZAGA
Member

COUN. WALTER A. ARCILLA
Sectoral Representative
President
League of Barangay Captains

COUN. KENICHI D.A. TAKAGI, JR.
Sectoral Representative
President
Federation of Sangguniang Kabataan

I HEREBY CERTIFY, as to the correctness of the foregoing Resolution.

CECILIA C. LAZARTE
Secretary to the Sanggunian

ATTESTED:

CELSO C. DIOKO
City Vice-Mayor/Presiding Officer

APPROVED:

ATTY. JAIME R. FRESNEDI
City Mayor

Date: 28 MAR 2019

Norie/8th SP