Republic of the Philippines
Province of Cavite
MUNICIPALITY OF BACOOR
Office of the Sangguniang Bayan


PRESENT:

HON. ROSETTE MIRANDA FERNANDO ---- Vice Mayor
                              Presiding Officer
HON. ROLANDO S. REMULLA -------- Councilor
HON. HUBERT V. GERVACIO-------- Councilor
HON. REYNALDO M. FABIAN-------- Councilor
HON. NORMITA D. CELESTINO------- Councilor
HON. MIGUEL N. BAUTISTA--------- Councilor
HON. BAYANI M. DE LEON --------- Councilor

ABSENT:

HON. MARIENNE JOYCE G. CASTILLO ---- Councilor(SKF-Pres)

ON LEAVE:

HON. AVELINO B. SOLIS ------------ Councilor
HON. RICARDO F. UGALDE ---------- Councilor(ABC-Pres.)

Sangguniang Bayan Resolution No. 42
Series of 2007

A RESOLUTION RESPECTFULLY SUGGESTING TO THE MUNICIPAL MAYOR TO PROVIDE FINANCIAL ASSISTANCE TO THE PERSONS AFFECTED BY THE EXPLOSION CAUSED BY A DEFECTIVE LIQUEFIED PETROLEUM GAS TANK ON 01 NOVEMBER 2007 AT SILANGAN MEMORIAL GARDEN, LIGAS II, BACOOR, CAVITE THROUGH THE "AID TO INDIVIDUALS IN CRISIS SITUATION (AICS)" FUNDS.

WHEREAS, a powerful accidental explosion took place on 01 November 2007 at Silangan Memorial Gardens, a private cemetery located at Brgy. Ligas II, Bacoor, Cavite during the observance of All Souls Day;

WHEREAS, subsequent police investigation revealed that the said explosion was caused by a defective liquefied petroleum gas tank then being used by a family of 12 to cook dinner at their family-owned memorial lot in the above-mentioned private cemetery;

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WHEREAS, the said explosion caused 2nd and 3rd degree burns to the 12 members of the said family;

WHEREAS, on 09 November 2007, the Municipal Disaster Coordinating Council (MDCC) of Bacoor, Cavite convened to assess the above-mentioned accident;

WHEREAS, after realizing the extent of the damage suffered by the 12 victims mentioned above, the MDCC issued Resolution No. 05 dated 09 November 2007 requesting the Sangguniang Bayan to authorize the Municipal Mayor to use the Calamity Fund to provide financial assistance to the above-mentioned victims of the said accident. A copy of MDCC Resolution No. 05 is attached hereto as Annex “A”;

WHEREAS, during deliberations conducted by the Sangguniang Bayan with regard MDCC Resolution No. 05, it was discovered that Ms. Lillian De Roxas, MSWDO, visited and interviewed the said victims and learned that the said individuals belong to one family, that among the said victims are small children, that the victims are not financially well-off, that the said victims need to spend a considerable sum of money for medication and hospitalization expenses, and that neither the manufacturer of the defective LPG tank nor the owner of the private cemetery provide any financial or material assistance to the said victims;

WHEREAS, Ms. De Roxas also reported that the said explosion was accidental and was not related to the commission of any criminal or terrorist activities;

WHEREAS, Joint Memorandum Circular No. 2003-1 dated 20 March 2003 issued by the Department of Budget and Management and the Department of Interior and Local Government provided that the calamity fund may be “validly used for relief, rehabilitation, reconstruction and other works or services in connection with man-made disasters resulting from unlawful acts of insurgents, terrorists and other criminals as well as for disaster preparedness and other pre-disaster activities”;

WHEREAS, after due deliberation on the matter, the members of the Sangguniang Bayan present unanimously agreed that the above-mentioned explosion does not fall within the ambit of Joint Memorandum Circular No. 2003-1 considering that the said accident did not result from “unlawful acts of insurgents, terrorists and other criminals as well as for disaster preparedness and other pre-disaster activities”. However, the members of the Sangguniang Bayan unanimously agreed that there is a need to provide financial assistance to the said victims in view of the unique circumstances attending the same;

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WHEREAS, the Sangguniang Bayan members present, upon motion of Councilor Hubert V. Gervacio and duly seconded by Councilor Bayani De Leon, unanimously resolved to respectfully request the Municipal Mayor to provide financial and material assistance to the above-mentioned victims through the “Aid to Individuals in Crisis Situations” (AICS) Fund under his office considering that the said accident, though tragic and grave in nature, does not fall within the purview of Joint Memorandum Circular No. 2003-1.

NOW, THEREFORE:

BE IT ADOPTED, as it is hereby adopted, by the Sangguniang Bayan in regular session assembled, upon motion of Councilor Hubert V. Gervacio and duly seconded by Councilor Bayani De Leon, to respectfully request the Municipal Mayor to provide financial and material assistance to the above-mentioned victims through the “Aid to Individuals in Crisis Situations” (AICS) Fund under his office considering that the said accident, though tragic and grave in nature, does not fall within the purview of Joint Memorandum Circular No. 2003-1.

ADOPTED this 12th day of November 2007 by the Sangguniang Bayan of Bacoor, Cavite during its 15th regular session.

Attested by:

ATTY. KHALID A. ATEGA JR.  
Sanggunian Bayan Secretary

Certified by:

ROSETTE MIRANDA FERNANDO  
Municipal Vice Mayor/Presiding Officer

Approved by:

HON. STRIKE B. REVILLA  
Municipal Mayor