

**[ OP EXECUTIVE ORDER NO. 848, October 13, 2009 ]**

**AUTHORIZING THE USE OF THE SPECIAL ACCOUNT IN THE GENERAL FUND (FUND 151) OF THE DEPARTMENT OF ENERGY FOR PURPOSES AS MAY BE DIRECTED BY THE PRESIDENT OF THE PHILIPPINES**

WHEREAS, the Department of Energy (DOE) is authorized to collect fees, revenue and receipts from any and all sources including receipts from service contracts and agreements such as application and processing fees, signature bonus, discovery bonus, production bonus, collection from concessionaires, representing unspent work obligations, fines and penalties, royalties, rentals, production share on service contracts and similar payments on exploration, development and exploitation of energy resources in accordance with Sections 3 and 8 of Presidential Decree (P.D.) No. 910 (*Creating an Energy Development Board, Defining its Powers and Functions, Providing Funds, Therefor, and For Other Purposes*);

WHEREAS, the above-enumerated collections has been constituted as a Special Account in the General Fund - Fund 151 (SAGF-151) of the DOE to be used to finance energy resource development and exploration programs and projects of the government and for such other purposes as may be directed by the President of the Philippines pursuant to Section 8 of P.D. No. 910; and

WHEREAS, the SAGF-151 of the DOE may be utilized only by the DOE for the above-mentioned purposes under existing budgeting, accounting and auditing laws, rules and regulations.

NOW, THEREFORE, I, GLORIA MACAPAGAL-ARROYO, President of the Republic of the Philippines, by virtue of the powers vested in me by law, do hereby order:

*SECTION 1. Release of Funds.* The Department of Budget and Management (DBM) is hereby authorized to release funds, in such amount as may be necessary, from the SAGF-151 of the DOE, to the implementing agency (IA) concerned, for purposes as may be authorized by the President of the Philippines: Provided, That the release of funds shall be subject to the following:

- a. Request for release of funds by the IA;
- b. Bureau of Treasury (BTr) certification on the availability of funds deposited with the SAGF-151 of the DOE; and
- c. Existing laws and budgetary, accounting and auditing rules and regulations.

*SEC. 2. Implementing Agency.* The IA shall be responsible for the implementation of the programs and projects, and its disbursements/expenditures shall be subject to applicable laws and budgeting, accounting and auditing rules and regulations.