

[EXECUTIVE ORDER NO. 871, February 12, 1983]

**CREATING THE PHILIPPINE DENDRO GASIFIER CORPORATION
AND PROVIDING FUNDS THEREFOR**

WHEREAS, there exists at present a global recession brought about by numerous factors among which is the unpredictable price of oil;

WHEREAS, the country's oil importations amount to billions of dollars each year, constituting a substantial portion of our annual expenditures and thereby jeopardizing other vital industries;

WHEREAS, the Government has embarked on an energy conservation program aimed at reducing its oil importations and at the development and utilization of other alternative sources of energy;

WHEREAS, the nationwide adoption and implementation of energy conservation measures will result in large savings in the country's expenditures in oil importation, which savings may be utilized to develop other vital industries;

WHEREAS, Executive Order Nos. 655 and 673 enjoin the promotion and widespread application of gasifier equipment in transport vehicles and farm machineries;

WHEREAS, extensive studies coupled with successful experiments show that gasifiers can be utilized to run motor vehicles, bancas, farm equipment and other machineries in order to considerably reduce the country's oil importations and immensely uplift the various sectors of society dependent on oil;

WHEREAS, gasifiers are pollution-free and provide for a more economical operation of vehicles and machineries being utilized for transportation, agricultural, industrial and commercial purposes;

WHEREAS, the power of the President of the Philippines to reorganize the national and other units of the Government includes the authority to create new entities, agencies and instrumentalities of the Government;

NOW, THEREFORE, I, FERDINAND E. MARCOS, President of the Philippines, by virtue of the powers vested in me by the Constitution and by Presidential Decree No. 1416, as amended by Presidential Decree No. 1772, do hereby order:

SECTION 1. Creation of the PHILIPPINE DENDRO GASIFIER CORPORATION. – There is hereby created a body corporate to be known as the PHILIPPINE DENDRO GASIFIER CORPORATION, hereinafter referred to as the CORPORATION, which shall be under the Ministry of Human Settlements. The CORPORATION shall have its principal office in Metro Manila, and may have such other branches or subsidiaries in other areas in the Philippines as it may deem proper or necessary.

SEC. 2. Purposes and Objectives. – The CORPORATION shall have the following purposes and objectives:

(a) To develop, manufacture, produce, improve, distribute, market, sell, repair and maintain gasifier equipment of all kinds and nature in line with the Government's program of reducing the country's dependence on imported oil and in pursuance of the State's policy of securing the well-being of the Filipino people;

(b) To finance or assist fishermen, farmers, operators and other individuals or cooperatives in obtaining financing terms for the lease, purchase or acquisition of gasifier equipment, for the production of charcoal and/or for the planting, harvesting and marketing of fuel-wood;

(c) To promote scientific research on anti-pollution and ecological upliftment measures, energy conservation and alternative sources of energy;

(d) To encourage, assist and finance the invention, development and utilization of gasifier and similar gas-saving devices, and to publish and disseminate up-to-date information on gasifier equipment;

(e) To sponsor, hold or coordinate or participate in conventions, seminars and workshops on energy conservation, anti-pollution and related projects in the Philippines or abroad;

(f) To assist universities and academic institutions in their studies on gasifier and similar gas-saving devices, and to encourage and grant scholarships for advanced studies in fields relevant to the Government's anti-pollution, energy conservation and ecological upliftment program;

(g) To assist and coordinate with other appropriate government agencies in the implementation of the Government's anti-pollution, energy conservation and ecological upliftment program; and

(h) To coordinate with the appropriate government agencies in adopting and implementing a program aimed to promote the use of gasifiers and other gas-saving devices.

SEC. 3. Powers and Functions. – The CORPORATION shall have the following powers and functions in addition to those provided for in the other sections of this Executive Order:

(a) To adopt and use a corporate seal;

(b) To sue and be sued in its corporate name;

(c) To adopt such rules and regulations as it may deem proper or necessary for implementation of its purposes and objectives;

(d) To succeed by its corporate name, and to acquire and possess properties, rights and interests of whatever kind and nature, and mortgage, pledge, alienate, encumber or otherwise dispose of the same;

(e) To award, enter into, make, execute, perform and carry out domestic or foreign contracts of whatever kind and nature;

(f) To invest in, and purchase or otherwise acquire, own, hold, use, lease, grant, mortgage, pledge, sell, assign, convey, transfer, exchange or otherwise deal with, real and/or personal properties of every kind and nature, including shares of stock, bonds, debentures, notes, securities and other evidences of indebtedness or obligations of other corporations, whether domestic or foreign, and whether government or private;

(g) To act as general or operating managers, representatives, or agents of agricultural, commercial and/or industrial concerns of whatever kind and nature, and to engage in the promotion, assistance, encouragement, development and expansion of any lawful business in the Philippines or abroad;

(h) To obtain loans, borrow funds and/or arrange financing or credit assistance of whatever kind and nature from all sources, whether domestic or foreign and whether government or private, and to mortgage, pledge or otherwise encumber any of its properties and assets for the purpose of securing or guaranteeing the performance or fulfillment of any obligation it may undertake for itself or for other entities in which it may be interested;

(i) To levy, assess and collect such fees, charges and assessments as may be necessary or proper to support, finance and maintain its operations;

(j) To perform such other acts and transact such other business as may be incidental or necessary to carry out its purposes and objectives; and

(k) To exercise all the powers of a corporation under the Corporation Law, insofar as these powers are not inconsistent with the provisions of this Executive Order.

SEC. 4. The Board of Trustees; Composition; Term and Compensation. – The CORPORATION shall be governed, and its activities and properties shall be controlled and managed, by a Board of Trustees, hereinafter referred to as the Board, which shall be composed of a Chairman, a Vice-Chairman and five (5) members. The Minister of Human Settlements shall be the ex-officio Chairman of the Board. The President of the CORPORATION who shall be appointed in accordance with Section 7 hereof, shall be the ex-officio Vice-Chairman of the Board. The Minister of Trade and Industry, the Minister of Natural Resources, the Administrator, Farm System Development Corporation and the General Manager, National Dendrothermal Development Corporation shall be ex-officio members of the Board.

The President of the Philippines shall appoint, as member of the Board, a representative from the private sector who shall serve for a term of three (3) years, unless sooner removed by the President of the Philippines for any cause. The appointive member shall be eligible for reappointment after the expiration of his term.

In the absence of the Chairman, the Vice-Chairman shall act as Chairman. The Chairman, the Vice-Chairman and the ex-officio Board members may designate their respective representatives to attend Board meetings in their absence. Such