



Republic of the Philippines  
PROVINCE OF PANGASINAN  
Lingayen  
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**OFFICE OF THE SANGGUNANG PANLALAWIGAN SECRETARY**

# CERTIFICATION

**TO WHOM IT MAY CONCERN:**

*THIS IS TO CERTIFY that at the regular session duly constituted of the Sangguniang Panlalawigan, Province of Pangasinan, held on July 10, 2023 at the Session Hall, Capitol Building, Lingayen, Pangasinan, the following provincial resolution was approved:*

Authored by SP Member Nicholi Jan Louie Q. Sison

**PROVINCIAL RESOLUTION NO. 606-2023**

**AUTHORIZING THE PROVINCIAL GOVERNOR, RAMON V. GUICO III, TO ENTER INTO AND SIGN A JOINT VENTURE AGREEMENT AND TOLLWAY CONCESSION AGREEMENT WITH SAN MIGUEL HOLDINGS CORPORATION FOR THE IMPLEMENTATION OF THE PANGASINAN LINK EXPRESSWAY (PLEX) PROJECT**

**WHEREAS**, Section 20, Article II of the 1987 Philippine Constitution states that “The State recognizes the indispensable role of the private sector, encourages private enterprise, and provides incentives to needed investments”;

**WHEREAS**, Sections 34, 35, and 36 of the Local Government Code of 1991 provides that “the province may enter into joint ventures and other cooperative agreements to engage in the delivery of certain basic services;

**WHEREAS**, Section 3 (I) of the Local Government Code of 1991 also states that “The participation of the private sector in local governance, particularly in the delivery of basic services, shall be encouraged to ensure the viability of local autonomy as an alternative strategy for sustainable development”;

**WHEREAS**, the Provincial Government of Pangasinan shall prioritize the public good and general welfare within the framework of sustainable and integrated development, effective constructive engagement, and meaningful people’s participation in local governance;

**WHEREAS**, Sangguniang Panlalawigan passed the Provincial Ordinance No. 290-2022 dated December 5, 2022, implementing therein the Provincial Government of Pangasinan Joint Venture Code (PGP JV Code), to promote better, affordable, and timely services to the community;





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**WHEREAS**, Provincial Resolution No. 342-2023, dated May 8, 2023, was likewise passed by the Sangguniang Panlalawigan, authorizing the Provincial Governor, Hon. Ramon V. Guico III to enter and sign a Joint Venture Agreement with the San Miguel Holdings Corporation (SMHC) as original proponent in connection with the PLEX project;

**WHEREAS**, Section 15, Article 2 of the PGP JV Code, provides for the Publication of Invitation to Apply for Eligibility and to Submit a Proposal (IAESP), wherein the Provincial Government of Pangasinan invites interested Private Sector Participant/s (PSPs), local and international companies, to pre-qualify and submit comparative proposals, under a Competitive Challenge Bidding Process, for the selection of the PGP's Joint Venture partner that will develop the PLEX Project.

**WHEREAS**, the Province published the Invitation to Bid in a newspaper of general nationwide circulation on June 1, 2023 and the same was posted continuously for a period of seven (7) calendar days at the website of the PGP, and within the premises of the provincial capitol (Malong Building, Finance Building, and Palaris Building). In addition, PSPs were given at least (30) calendar days from the last date of publication of the IAESP to apply for eligibility and to submit a proposal;

**WHEREAS**, Section 53, Article 3 of the PGP JV Code, states that if no comparative proposal is received by the Provincial Government of Pangasinan, the Joint Venture project shall be immediately awarded to the Original Proponent;

**WHEREAS**, with the Report/Manifestation of the Technical Working Group, the Joint Venture-Selection Committee through Resolution No. 04-2023, dated July 8, 2023, recommends the approval of the award of the Joint Venture Agreement and Toll Concession Agreement to San Miguel Holdings Corporation for the implementation of the Pangasinan Link Expressway Project;

**WHEREFORE**, in view of the foregoing, on motion of SP Member Nicholi Jan Louie Q. Sison, duly seconded, it was –

**RESOLVED**, by the Sangguniang Panlalawigan in session duly assembled to pass a resolution authorizing the governor to enter and sign a Joint Venture Agreement and Toll Concession Agreement with the SMHC for the implementation of the Pangasinan Link Expressway Project;



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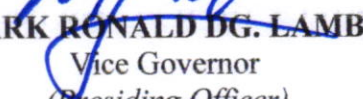
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**RESOLVED, FINALLY**, that copies of this resolution be furnished to Honorable Governor Ramon V. Guico III, Province of Pangasinan, and the SMHC, for their information and guidance.

CERTIFIED BY:

**VERNA T. NAVA-PEREZ**  
*Secretary to the Sanggunian*

ATTESTED:

  
**MARK RONALD DG. LAMBINO**  
Vice Governor  
(Presiding Officer)