



## Office of the Sangguniang Panlungsod

### DISTRICT I

HON. CATHERINE SARINO-EVARISTO  
City Councilor

HON. MICHAEL E. SOLIS  
City Councilor

HON. ADRIELITO G. GAWARAN  
City Councilor

HON. VICTORIO L. GUERRERO, JR.  
City Councilor

HON. ALEJANDRO F. GUTIERREZ  
City Councilor

HON. LEVY M. TELA  
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City Councilor

HON. SIMPLICIO G. DOMINGUEZ  
City Councilor

HON. RAMON N. BAUTISTA  
Liga ng mga Barangay President

HON. PALM ANGEL S. BUNCIO  
SK Federation President

Attested by:

ATTY. KHALID A. ATEGA, JR.  
Sangguniang Panlungsod Secretary

Certified by:

HON. REYNALDO D. PALABRICA  
Acting Presiding Officer

Noted by:

HON. STRIKE B. REVILLA  
City Mayor

### CITY RESOLUTION NO. 2023- 394

Series of 2023

**A RESOLUTION AUTHORIZING THE CITY MAYOR TO SIGN A DEED OF DONATION AND ACCEPTANCE ON BEHALF OF THE CITY GOVERNMENT OF BACOR REGARDING THE THIRTY-FIVE (35) MOTOR VEHICLES OF THE CITY GOVERNMENT OF BACOR TO BE DONATED TO DIFFERENT BARANGAYS IN THE CITY OF BACOR, CAVITE.**

Sponsored by:

**Hon. Ramon M. Bautista**

Co-Sponsored by:

**Hon. Roberto L. Advincula, Hon. Simplicio G. Dominguez, Hon. Palm Angel S. Buncio, Hon. Catherine Sarino-Evaristo, Hon. Reynaldo M. Fabian, Hon. Adrielito G. Gawaran, Hon. Alejandro F. Gutierrez, Hon. Alde Joselito F. Pagulayan, Hon. Rogelio M. Nolasco, and Hon. Michael E. Solis and Hon. Levy M. Tela.**

**WHEREAS**, on 16 November 2023, the Office of the Sangguniang Panlungsod received a letter from the Office of the City Mayor of Bacoor requesting the issuance of a resolution authorizing the City Mayor to sign Deeds of Donations for thirty-five (35) motor vehicles owned by the City Government, intended for donation to various Barangays within the City of Bacoor.

**WHEREAS**, in the landmark case of The Province of Zamboanga del Norte v. City of Zamboanga, et al, the Supreme Court of the Philippines delineated properties of local governments into two categories: properties for public use and patrimonial properties, the latter being akin to private property and thus capable of alienation and disposition akin to those owned by private individuals.

**WHEREAS**, the Supreme Court, in Republic of the Philippines vs. Pasig Rizal Co., Inc., further clarified that patrimonial properties, as opposed to those for public use, are essentially private properties of the government and can be freely alienated or disposed of, following the protocols applicable to private property.

**WHEREAS**, in assessing the nature of the thirty-five (35) motor vehicles, it is pertinent to refer to the standards set in the Province of Zamboanga del Norte case, which distinguished properties for public use as those for the free and indiscriminate use of everyone, classified under the Civil Code.

**WHEREAS**, the same case established that properties not falling under the public use category, and not dedicated to governmental purposes such as local administration, public education, or public health, are inherently patrimonial in nature.

**WHEREAS**, upon thorough evaluation, it is argued that the thirty-five (35) motor vehicles in question are not for the free and indiscriminate use of everyone, nor are they dedicated to essential governmental purposes such as local administration, public



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City Mayor

education, or public health, thereby classifying them as patrimonial properties.

**WHEREAS**, considering their classification as patrimonial properties, the thirty-five (35) motor vehicles are therefore subject to the same legal treatment as private properties, making their donation to various Barangays in Bacoor both lawful and feasible under the existing legal framework.

**WHEREAS**, the Local Government Code of 1991 (Republic Act No. 7160) empowers Barangays to deliver a range of public services crucial for the welfare and development of their respective communities.

**WHEREAS**, the effectiveness of these services, including but not limited to health and sanitation, public works and infrastructure, peace and order, and disaster response, is significantly enhanced by the availability of reliable transportation for Barangay officials.

**WHEREAS**, many Barangays within the City of Bacoor currently face logistical challenges in efficiently delivering these essential services due to a lack of adequate transportation resources.

**WHEREAS**, the provision of motor vehicles to these Barangays aligns with the mandate of the Local Government Code of 1991, which stresses the importance of equipping local government units with the necessary tools and resources to effectively carry out their duties.

**WHEREAS**, the donation of the thirty-five (35) motor vehicles to the Barangays in Bacoor is a strategic initiative that would address the current transportation gap in the Barangay governments, thereby directly contributing to the enhancement of public service delivery at the grassroots level.

**WHEREAS**, the City Mayor has the power to represent the City in its business transactions and sign on its behalf all contracts upon authority of the Sangguniang Panlungsod under Republic Act No. 7160 or the Local Government Code of 1991.

**NOW THEREFORE**, upon motion of Hon. Ramon M. Bautista, unanimously seconded by the rest of the Body, **BE IT RESOLVED AS IT IS HEREBY RESOLVED** by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite to authorize the City Mayor, Hon. Strike B. Revilla, to sign the proposed Deed of Donation relating to the donation of thirty-five motor vehicles to different Barangays in Bacoor.

**RESOLVED LASTLY**, to furnish parties to the aforementioned agreement, the University of the Philippines-Office of the National Administrative Register (UP-ONAR), and other government agencies concerned with copies of this Resolution.

**APPROVED** on the 5th day of December 2023 at the City of Bacoor, Cavite by the Sangguniang Panlungsod of the City of Bacoor.

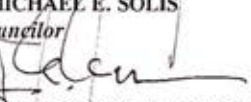


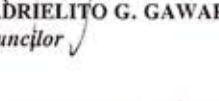
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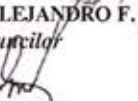
  
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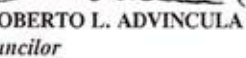
  
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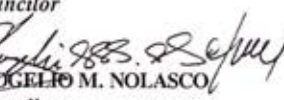
  
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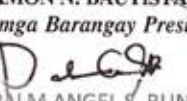
  
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HON. PALM ANGEL S. BUNCIO  
SK Federation President

Attested by:

ATTY. KHALID A. ATEGA, JR.  
Sangguniang Panlungsod Secretary

Certified by:

HON. REYNALDO D. PALABRICA  
Acting Presiding Officer

Noted by:

HON. STRIKE B. REVILLA  
City Mayor

I hereby certify that the foregoing Resolution is true and correct and that it was passed in accordance with law.

Certified by:

  
HON. REYNALDO D. PALABRICA  
Acting Presiding Officer

Attested by:

  
ATTY. KHALID A. ATEGA JR.  
Sangguniang Panlungsod Secretary

Noted by:

  
HON. STRIKE B. REVILLA  
City Mayor 

## DEED OF DONATION AND ACCEPTANCE

KNOW ALL MEN BY THESE PRESENTS:

This **DEED OF DONATION AND ACCEPTANCE** (the "Deed") is executed and entered into this \_\_\_ day of \_\_\_\_\_, 20\_\_\_, (the "Effective Date"), by and between:

The **CITY GOVERNMENT OF BACOOR**, a local government unit duly organized and existing under the laws of the Republic of the Philippines, with its principal office address at Bacoor Government Center, Bacoor Boulevard, Barangay Bayanan, Bacoor City, Province of Cavite, represented herein by its City Mayor, **Hon. STRIKE B. REVILLA**, pursuant to his authority conferred and embodied in City Resolution No. \_\_\_\_\_ Series of \_\_\_\_\_, approved by the City Council of Bacoor dated \_\_\_\_\_, and hereinafter referred to as "**DONOR**"

and

The **BARANGAY** \_\_\_\_\_, a local government unit organized and existing under the laws of the Republic of the Philippines, with its principal office address at \_\_\_\_\_ herein represented by its Punong Barangay, \_\_\_\_\_ pursuant to Sangguniang Barangay Resolution No. \_\_\_\_\_ Series of \_\_\_\_\_, hereinafter referred to as the "**DONEE**."

### WITNESSETH THAT

**WHEREAS**, the **DONOR** is a local government unit created and existing under the laws of the Republic of the Philippines and intends to improve the capability of the **DONEE** to deliver public service by donating one (1) unit of service vehicle;

**WHEREAS**, the **DONOR** hereby voluntarily and freely gives by way of donation unto the said **DONEE**, as part of the **DONOR**'s act of liberality and generosity, the item particularly described as follows:

|             |              |
|-------------|--------------|
| MV FILE NO. | ENGINE NO. : |
| MAKE :      | CHASIS NO. : |
| SERIES :    | PLATE NO. :  |
| BODY TYPE : | YEAR MODEL : |
| O.R. NO. :  | C.R. NO. :   |

**NOW, THEREFORE**, the **DONOR** hereby voluntarily and freely gives, transfers, and conveys by way of donation unto said **DONEE** all of its right, title, and interest over the above real properties, together with all the improvements, thereon, free from all liens and encumbrances.

That as part of **DONEE**'s commitment to the delivery of genuine public service consistent with the plans and programs of the **DONOR**, the latter, as an act of liberality and generosity, hereby voluntarily **GIVES, TRANSFERS, and CONVEYS** by way of donation unto the **DONEE** the above-described item;

That the DONOR affirms that the donation is not made with intent to deceive its creditors and that it has reserved for itself and its legal obligations sufficient funds and properties;

That the DONEE hereby accepts and receives this donation made in its favor by the DONOR and hereby expresses its appreciation and gratefulness for the kindness and generosity of the DONOR in recognizing the abovementioned goods.

**IN WITNESS WHEREOF**, the **DONOR** and the **DONEE** have hereunto subscribed and affixed their signature on this \_\_\_\_ day of \_\_\_\_\_, 202\_\_ at the City of Bacoor, Province of Cavite.

**BARANGAY** \_\_\_\_\_

By:

<FULL NAME>  
<Position Title>

**CITY GOVERNMENT OF  
BACOR**

By:

Hon. **STRIKE B. REVILLA**  
*City Mayor*  
City Resolution No. \_\_\_\_  
Series of 20\_\_

Signed in the presence of:

<FULL NAME>  
<Position Title>

Atty. **AIMEE TORREFRANCA-NERI**  
*City Administrator*  
Office of the City Administrator,  
City Government of Bacoor

**ACKNOWLEDGMENT**

REPUBLIC OF THE PHILIPPINES)  
CITY OF \_\_\_\_\_ ) S.S.

**BEFORE ME**, a Notary Public, this \_\_\_ day of \_\_\_\_\_, 20\_\_\_\_  
personally appeared the following:

| NAME                     | Competent proof of Identity / Number | Date and Place Issued |
|--------------------------|--------------------------------------|-----------------------|
| <b>STRIKE B. REVILLA</b> |                                      |                       |
| <FULL NAME>              |                                      |                       |

Known to me and to me known to be the same persons who executed the foregoing instrument and acknowledged the same to be their free and voluntary act and deed as well as those of the corporation and instrumentality of the Government herein represented.

This instrument, consisting of \_\_\_\_\_ pages, including the page on which this acknowledgment is written, has been signed on the left margin of each and every page thereof by the concerned parties and their witnesses and sealed with my notarial seal.

**IN WITNESS WHEREOF**, I have hereunto set my hand the day, year, and place above written.

NOTARY PUBLIC

Doc. No. \_\_\_\_\_;  
Page No. \_\_\_\_\_;  
Book No. \_\_\_\_\_;  
Series of \_\_\_\_\_

