

Resolution No. 2153, S'2013

WHEREAS, Section 2 of the Code of Conduct and Ethical Standards for Public Officials and Employees (RA 6713) declares as a policy of the State "to promote a high standard of ethics in public service. Public officials and employees shall at all times be accountable to the people and shall discharge their duties with utmost responsibility, integrity, competence, and loyalty, act with patriotism and justice, lead modest lives, and uphold public interest over personal interest";

WHEREAS, Section 3 of the Anti-Graft and Corrupt Practices Act (RA 3109), provides that, among other acts or omissions, the following shall constitute corrupt practices of any public officer and thereby declared to be unlawful: xxx (b) directly or indirectly requesting or receiving any gift, present, share, percentage or benefit, for himself or for any other person, in connection with any contract or transaction between the Government and any other party, wherein the public officer in his official capacity has to intervene under the law; (c) directly or indirectly requesting or receiving any gift, present or other pecuniary or material benefit for himself or for another, from any person for whom the public officer, in any manner or capacity, has secured or obtained, or will secure or obtain, any Government permit or license, in consideration for the help given or to be given....;

WHEREAS, Section 29 of the Code of Corporate Governance for GOCC (GCG Memorandum Circular No. 2012-07) mandates the adoption of a "No Gift Policy" within the GOCC and ensure its full advertisement to the community and its strict implementation by particular set of rules;

NOW THEREFORE, BE IT RESOLVED, AS IT HEREBY IS RESOLVED, That the Philippine National Oil Company , its Directors, officers and employees, shall not solicit or accept, directly or indirectly, any gift, gratuity, favor, entertainment, loan, or use, anything of monetary value ("Gift") from any person, groups, associations, or juridical entities, where such Gift:

- (a) Would be illegal or in violation of law;

- (b) Is part of an attempt or agreement to do anything in return;
- (c) Has a value beyond what is normal and customary in the GOCCs business;
- (d) Is being made to influence the member of the Board's, or Officer's or employee's actions as such; or
- (e) Could create the appearance of a conflict of interest.;

RESOLVED FURTHER, That the PNOC Directors, officers and employees, be, as they hereby are, **REQUIRED** to professionally inform any individual or organization with any actual or potential business with the corporation of this "No Gift Policy", the reasons for the adoption and request that such individual or organization respect such policy. Notices informing walk-in clients and visitors of the Policy shall likewise be posted in conspicuous areas within the PNOC premises ."