

Republic of the Philippines
Department of Trade and Industry
Construction Industry Authority of the Philippines

CONSTRUCTION INDUSTRY ARBITRATION COMMISSION

2/F Executive Building Center, 369 Sen. Gil J. Puyat Ave. cor. Makati Ave., Makati City
Telephone No. 897-0853 / Telefax: 897-9313



RESOLUTION NO. 14-2010

**RECOMMENDING THE WITHDRAWAL OF
CIAP BOARD RESOLUTION NO. 11, SERIES OF 2009, AND
RELATED MATTERS**

WHEREAS, the Construction Industry Arbitration Commission (CIAC) consists of a Chairman and two (2) members, each with a term of office of six (6) years and all to be appointed by the Construction Industry Authority of the Philippines (CIAP) upon recommendation by the members of the Philippine Domestic Construction Board (PDCB);

WHEREAS, since January 2009, the position of CIAC Chairman has been vacant due to the resignation, effective 31 December 2008, of former Supreme Court Senior Associate Justice Josue N. Bellosillo who was appointed as CIAC Chairman in December 2007 for the unexpired portion of the term of his predecessor, the late Ambassador Sedfrey A. Ordoñez, or up to 27 September 2012;

WHEREAS, pursuant to established practice, the senior commissioner of the CIAC, Engr. Isaac S. David, whose term of office expires on 4 April 2012, assumed office as Acting Chairman and continues to discharge the function of said position;

WHEREAS, in its 57th Regular Meeting held on 20 March 2009, the CIAP Board, based on the recommendation of the PDCB, passed Resolution No. 6, Series of 2009, appointing former Court of Appeals Justice Regalado E. Maambong as CIAC Chairman vice Justice Bellosillo for the unexpired portion of the latter's term, and Engr. Willy T. Go as member of the Commission for the unexpired term of Engr. David who also tendered his resignation effective upon the assumption to office of his successor;

WHEREAS, in consideration, however, of three (3) letters dated 30 March 2009 to the CIAP Chairman, then Trade and Industry Secretary Peter B. Favila, from erstwhile President Gloria Macapagal-Arroyo expressing her desire for the appointment of her nominees to the CIAC, the CIAP Board, in its Special Meeting held on 21 July 2009, passed Resolution No. 11, Series of 2009, appointing Messrs. Benjamin T. Subido as CIAC Chairman vice Justice Bellosillo, Tirso M. Gavero as CIAC Member vice Engr. David, and Dalmacio L. Lim, Jr. as CIAC Member vice Engr. Lazo whose term of office is yet to expire on 30 March 2011;

WHEREAS, the validity of the above appointments under CIAP Board Resolution No. 11, s. 2009, is being questioned in Civil Case No. 09-845, Philippine

CONSTRUCTION INDUSTRY ARBITRATION COMMISSION
OFFICE OF THE EXECUTIVE DIRECTOR
RECEIVED BY: Cora
DATE: 25 Jan 2011
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