

ORDINANCE NO. 8120

AN ORDINANCE AMENDING SPECIFIC PROVISIONS OF ORDINANCE NO. 7885, OTHERWISE KNOWN AS "AN ORDINANCE AUTHORIZING THE CITY GOVERNMENT OF MANILA TO OPERATE THE DALUBHASAAN NG MAYNILA (CITY COLLEGE OF MANILA) AND FOR SUCH OTHER PURPOSES", ENACTED ON APRIL 17, 1995.

Be it ordained by the City Council of Manila, THAT:

SECTION 1. DECLARATION OF POLICY. - It shall hereby be declared the policy of the City of Manila to be genuinely committed, in consonance with the policy of the State, in promoting the right of all citizens to quality education at all levels and to make such education accessible to all. Moreover, the City of Manila, aware of its obligations to give the poor but talented and gifted students of the City of Manila the opportunity to develop their potentialities, is committed to establish another tertiary school to accommodate graduates of secondary public schools to pursue college education.

SEC. 2. NAME OF INSTITUTION. - The DALUBHASAAN NG MAYNILA or CITY COLLEGE OF MANILA is hereby renamed **UNIVERSIDAD DE MANILA**, and as such shall continue to operate in accordance with law and within the powers and limitations hereinafter specified, and the same shall be organized as a corporation under the same name.

SEC. 3. PURPOSE. - As a public, non-sectarian, non-profit and non-partisan institution of higher learning, enjoying institutional and individual academic freedom, the purposes of the **UNIVERSIDAD DE MANILA** shall be:

- (1) to advance human knowledge through basic study and research, specifically in, but not limited to, science and technology;
- (2) to serve as a research university in its various fields of expertise and specialization;
- (3) to develop more fully the Filipino intellect, propagate Filipino culture and promote international understanding through intercultural and international education;
- (4) to promote an increasingly higher order of moral and cultural values;
- (5) to provide scientific, technological and professional training responsive to the needs of the City and relevant to an achieving society, such training to include, but not limited to, the arts and humanities, management, accountancy, nursing, education, public administration, criminology, engineering, industrial education, sports, vocational-technical education, and other applied livelihood-oriented and employment guaranteed courses;
- (6) to introduce in its curricula studies which do not at present receive sufficient emphasis in existing institutions of higher learning in the country;
- (7) to offer extension and other related programs and services for the general welfare of the people;



- (8) to offer quality education at a reasonable and affordable cost for all who qualify for admission, particularly the financially disadvantaged but talented and deserving youth of the City;
- (9) to pursue excellence in academic instruction, research and extension services; and
- (10) to strive for economy, efficiency, and effectiveness in its organization and internal operations.

The University shall establish/organize a laboratory school (technical high school, science high school, arts school, sports high school) for its education programs through affiliation with existing institutions supported by the City Government or by creating new ones as it may deem necessary.

SEC. 4. ADMISSION. - The University shall have a system of admission which shall facilitate the enrollment of students regardless of sex, religious beliefs, economic status, or political affiliation: *PROVIDED, HOWEVER*, That priority of enrollment shall be given to bona fide residents of Manila and to those whose parents and/or guardians work and pay their taxes to the City subject to rules and regulations of admission and retention prescribed by the Board of Regents.

SEC. 5. BOARD OF REGENTS. - The overall governance of the University shall be vested in a governing board to be known as the Board of Regents of the UNIVERSIDAD DE MANILA, whose members are of known probity and integrity, and have great interest in the continuing development of the City of Manila. The Board shall be composed of eleven (11) members as follows: Chairman, the Mayor; Vice-Chairman, the President of the University; and nine (9) members, of which the Chairman of the Committee on Education of the City Council and the Superintendent of City Schools shall be Ex-Officio members.

SEC. 6. All members of the Board, with the exception of the Chairman and two (2) ex-officio members, shall be appointed by the Mayor of the City of Manila with the consent of the City Council.

The seven (7) appointive members of the Board shall be appointed from, but not limited to, the following: representative from business or industry; the Commission on Higher Education (CHED); the Association of Local Colleges and Universities (ALCU); the Department of Science and Technology (DOST); and representatives from the faculty, alumni and the student body: *PROVIDED, HOWEVER*, That the representatives from CHED, ALCU and DOST shall hold the rank not lower than Director.

All appointive members of the Board shall serve for a term of six (6) years, or until their successors shall have been appointed and qualified: *PROVIDED, HOWEVER*, That the representatives from the CHED, ALCU, DOST, the faculty, alumni and the student body shall be co-terminous with their respective tenure of office.

SEC. 7. All members of the Board shall be citizens of the Philippines.

SEC. 8. Board members shall serve without compensation other than the reasonable allowance for attendance in Board meetings and for official business duly authorized by the Board.

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SEC. 9. In case of vacancy in the Board by reason of resignation, death or other forms of incapacity of any member of the Board, such vacancy shall be filled by appointment of the Mayor: *PROVIDED, HOWEVER*, That the appointee shall serve for the unexpired portion of the vacated term.

SEC. 10. Members of the Board shall not have any business interest, directly or indirectly, in any aspect of University operations.

SEC. 11. The Board of Regents shall have the following powers and duties, in consonance with existing laws and in addition to its general powers under the Corporation Code of the Philippines:

1. To receive and appropriate such sums of money, properties, or materials as may be provided by Ordinance of the City of Manila for the support of the University;
2. To provide for the establishment of undergraduate and graduate schools, specifically in, but not limited to, Science and Technology, considering the priorities of the City and national needs;
3. To approve the courses of study and rules of discipline recommended by the University Council as hereinafter provided for, and to fix tuition and other fees;
4. To confer degrees for which graduating students are qualified, and honorary degrees and titles upon persons in recognition of their wisdom, statesmanship, or service in the government and to society as well as in due regard to eminence in philosophy, science, technology, literature and community service;
5. To provide fellowships and scholarships for students, faculty and staff on the basis of merit;
6. To establish professional chairs in the University's colleges and to provide or arrange for the maintenance or endowment of such chairs;
7. To provide for academic ranks and approve the appointment of the teaching personnel and to fix the compensation commensurate with such ranks;
8. To provide a reasonable system of compensation and fringe benefits such as housing, medical and health insurances, scholarships for direct descendants of University personnel, legal support in case of litigation and other benefits provided by existing laws. Such compensation benefits shall be for all University officials, faculty, and staff, full-time or part-time as applicable. Non-pecuniary benefits shall be in accordance with rules and regulations on hours of service, and such other conditions as the Board may deem proper;

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9. To receive in trust, tax-free, all legacies, gifts, donations, and grants of real and personal properties and any other form of donation, and to administer the same for the benefit of the University or any parts thereof in accordance with the instructions of the donor, or in default thereof, in such manner as it may determine;
10. To prescribe rules for its own governance, to establish the governance structure of the University, and to enact for the governance of the University such general policies and regulations as are consistent with the purposes of the University as defined in Section 3 of this Ordinance;
11. To promulgate rules and regulations of discipline governing University officials, faculty and staff members, including removal from the service for cause, after due process;
12. To exercise such other powers and duties not inconsistent with laws as may be necessary or essential to carry out its purposes;
13. To elect the President of the University; and
14. To appoint on the recommendation of the President of the University the officials of the University, the members of the faculty, the support personnel and other University personnel.

SEC. 12. Actions and processes against the Board of Regents shall be served on the University President or the Board Secretary thereof.

SEC. 13. The Board of Regents shall hold its regular meetings at least once a month, or in special meetings as may be deemed necessary by the Chairman and the University President. A majority of the members shall constitute a quorum to transact business. The University President shall determine and prepare the agenda of all meetings of the Board. All acts of the Board shall be collegial, and no member may take action on any matter on his own. At the end of each fiscal year, the Board shall submit an annual report to the Mayor of the City of Manila and the City Council.

SEC. 14. The responsibility of University administration shall devolve upon the University President and its officials.

SEC. 15. There shall be a University Council, consisting of the President of the University and all of the members of the faculty of the University holding the rank of professor, associate professor and assistant professor. Subject to existing laws, the Council shall have the power to prescribe the course of study and rules of discipline, provided those matters are first approved by the Board of Regents. Subject to the same limitations, it shall fix the requirements for admission to any college of the University as well as for graduation and conferment of degrees. The Council alone shall have the power to recommend students or others to be recipients of degrees. Through its President or committees, it shall have disciplinary powers over the students within the limits prescribed by the results of discipline approved by the Board of Regents.

SEC. 16. The President of the University, who is the Chief Academic and Executive Officer of the University, shall be elected by the Board of Regents for a term of six (6) years, subject to reappointment, unless sooner removed for cause such as incapacity, incompetence, dishonesty and/or final conviction of a crime involving moral turpitude and other grave offenses as decided by a competent court of law. He shall receive salary, emoluments and fringe benefits commensurate with his position and qualifications as determined by the Board. The powers and duties of the President of the University, in addition to those specifically provided for in this Ordinance, shall be those usually pertaining to the Office of the President of the University.

SEC. 17. The President shall recommend to the Board for approval the structure and organization of the University which shall define efficiently and effectively its operations for the achievement of its goals and objectives:

SEC. 18. The body of professors and instructors of each college shall constitute its faculty, and as Presiding Officer of each faculty there shall be a Dean elected by the Board of Regents on nomination by the President of the University. In the appointment of professors, instructors and other personnel of the University, no religious sect shall be required, nor shall their religious opinions or affiliations be made a matter of examination or inquiry: *PROVIDED, FURTHER*, That no professor or instructor or any other personnel in the University shall inculcate sectarian tenets in any of their teaching, nor attempt, either directly or indirectly, under penalty of dismissal by the Board of Regents, to influence students or attendants at the University for or against any particular church or religious sect. The University shall enjoy academic freedom.

SEC. 19. Professors, instructors, and members of the academic teaching and research staff shall be exempt from any Civil Service Examinations, regulations and other requirements as requisite to appointment: *PROVIDED, HOWEVER*, That all appointments are submitted to the Civil Service Commission and the Government Service Insurance System for record purposes only.

SEC. 20. There shall be a Secretary of the University, appointed by the Board of Regents on the recommendation of the University President. He shall serve as secretary of such Board and Legal Officer of the University responsible for all documentation, records, and information dissemination of all decisions of the President and the Board to insure proper implementation, monitoring and evaluation.

SEC. 21. The Mayor, the Vice-Mayor, and the Members of the City Council shall constitute the Board of Visitors of the University. As Chairman of the Board of Visitors, the Mayor shall convene the Board in order to discharge its duties, such as attendance in graduation ceremonies, making visits at the University as it may deem necessary, and other visitorial duties and privileges as may be provided by law.

SEC. 22. **GENERAL PROVISIONS.** - The City Council shall appropriate funds for the operations of the University, the Annual Budget of which shall be included in the Executive Budget of the Office of the City Mayor as lump sum appropriation: *PROVIDED, HOWEVER*, That the City Council may appropriate additional funds for special programs and/or projects which may be deemed necessary to be undertaken by the University, outside of its regular Annual Budget.

SEC. 23. The University shall adopt its emblem, color, seal and other appurtenances consistent with and reflective of Philippine culture and values that shall enhance the uniqueness and dignity of the Filipino identity.

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Sec. 24. **SEPARABILITY CLAUSE.** - If, for justifiable reasons, any section or provision of this Ordinance is found unconstitutional or invalid, no other section or provision shall be affected thereby.

Sec. 25. **REPEALING CLAUSE.** - Any resolution, ordinance or any part thereof found inconsistent with the provision of this Ordinance are hereby repealed and/or modified accordingly.

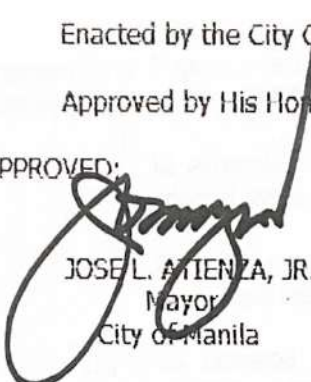
Sec. 26. **TRANSITORY PROVISIONS.** - The present structure, organization and operations of the City College shall continue until the new Board of Regents of the University shall have been constituted to perform its duties and functions in accordance with this Ordinance. The Mayor shall, pending the appointment of the members of the Board of Regents herein created and authorized, act as Chairman of the Board and is hereby authorized to temporarily designate the members thereof who shall act as such until the regular members are so appointed and qualified.

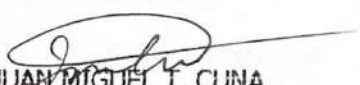
Sec. 27. **EFFECTIVITY CLAUSE.** - This Ordinance shall take effect upon its approval.

Enacted by the City Council at its regular session today, June 6, 2006.


Approved by His Honor, the Mayor, on *June 28, 2006*

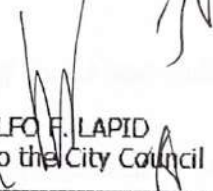
APPROVED:


JOSE L. ATIENZA, JR.
Mayor
City of Manila


JUAN MIGUEL T. CUNA
President Pro-Tempore and
Acting Presiding Officer
City Council, Manila

ATTESTED:


EMMANUEL R. SISON
Secretary to the Mayor


RODOLFO F. LAPID
Secretary to the City Council

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