

[EXECUTIVE ORDER NO. 93, October 04, 1947]

**ABOLISHING THE NATIONAL ENTERPRISES CONTROL BOARD,
CREATING THE GOVERNMENT ENTERPRISES COUNCIL,
TRANSFERRING THE METROPOLITAN TRANSPORTATION
SERVICE TO THE MANILA RAILROAD COMPANY, DISSOLVING
AND MERGING CERTAIN CORPORATIONS OWNED OR
CONTROLLED BY THE GOVERNMENT, AND FOR OTHER PURPOSES**

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By virtue of the powers vested in me by Republic Act Numbered Fifty-one, I, Manuel Roxas, President of the Philippines, do hereby order-

CREATING THE GOVERNMENT ENTERPRISES COUNCIL

SECTION 1. The National Enterprises Council Board created by Executive Order Numbered Three hundred sixty, of August fifth, nineteen hundred and forty-one, is hereby abolished, and in lieu thereof, the Government Enterprises Council is created to be composed of the President of the Philippines, as Chairman, the Secretary of Commerce and Industry, as Vice-Chairman, the chairmen of the Boards of Directors and the managing heads of all the corporations owned or controlled by the Government as ex officio members, and such additional members as the President may appoint from time to time with the consent of the Commission on Appointments of the Congress. The Government Enterprises Council shall have a Secretary to be appointed by the President with the consent of the Commission on Appointments of the Congress. The Secretary shall serve on full-time basis and his salary shall be fixed by the President.

SEC. 2. The Government Enterprises Council shall advise the President in the exercise of his power of supervision and control over corporations owned or controlled by the Government. It shall formulate and adopt such policies and measures as may be necessary to coordinate the functions and activities of the corporations owned or controlled by the Government and of offices, agencies, or other instrumentalities of said Government now existing or which may hereafter be formed or organized primarily for the development of the national economy.

CONTROL COMMITTEE

SEC. 3. There shall be a Control Committee in the Government Enterprises Council to be composed of the

Secretary of Commerce and Industry, as Chairman, a member to be designated by the President from among the members of the Council, as Vice-Chairman, and the Secretary of the Council as ex officio member. The powers and duties of the Control Committee shall be, among other things:

- (a) To supervise, for and under the direction of the President, all the corporations owned or controlled by the Government for the purpose of insuring efficiency and economy in their operations;
- (b) To pass upon the program of activities and the yearly budget of expenditures approved by the respective Boards of Directors of the said corporations; and
- (c) To carry out the said the policies and measures formulated by the Government Enterprises Council with the approval of the President.

MANAGING HEADS OF CORPORATIONS OWNED OR CONTROLLED BY THE GOVERNMENT

SEC. 4. There shall be a President, general manager, or manager in each corporation owned or controlled by the Government, who shall be appointed by the Board of Directors or other governing body of the corporation concerned, with the approval of the President of the Philippines. The president, general manager, or manager of the corporation shall, on behalf of the Board and subject to its control and supervision, direct and manage the affairs and business of the corporation. The Board of Directors, by a majority vote of all the members, may suspend and, with the approval of the President, general manager, or manager of the corporation.

SEC. 5. The provisions of the charters or articles of incorporation of corporations owned or controlled by the Government to the contrary notwithstanding, no chairman or member of the Board of Directors or other governing body of any of said corporations shall at the same time serve in the corporation in any capacity whatsoever other than as such chairman or member, unless authorized by the President: Provided, That this prohibition shall not apply to any person who may be appointed to said board or governing body as representative of the employees and laborers of the corporation.

CONVERTING THE NATIONAL RICE AND CORN CORPORATION INTO AN INDEPENDENT CORPORATION

SEC. 6. The National Rice and Corn Corporation shall cease to be a subsidiary of the National Development Company, and all the rights, titles, and interests of the National Development Company in and to any property, assets, or shares of the

capital stock of the National Rice and Corn Corporation are hereby transferred to the said National Rice and Corn Corporation at book and/or par value.

CONVERTING THE AGRICULTURAL MACHINERY AND EQUIPMENT CORPORATION INTO A DEPARTMENT OF THE NATIONAL DEVELOPMENT COMPANY

SEC. 7. The Agricultural Machinery and Equipment Corporation is hereby converted into a department that shall operate directly under the National Development Company, and all its properties and assets are hereby transferred and assigned to the National Development Company.

COVERTING THE NATIONAL COOPERATIVE ADMINISTRATION INTO THE NATIONAL COOPERATIVES AND SMALL BUSINESS CORPORATION

SEC. 8. The National Cooperatives Administration is hereby converted into the National Cooperatives and Small Business Corporation. His Corporation shall assume, in addition to its usual functions and duties, the function which has heretofore been undertaken by the Bureau of Commerce of encouraging, promoting and supervising the establishment of provincial trading corporations. Any reference in any Act, executive Order, Administrative Order, rule, or regulation to the National Cooperatives Administration, which has no connection with its former purchasing functions, shall be deemed a reference to the National Cooperatives and Small Business Corporation.

METRAN TRANSFERRED TO MANILA RAILROAD COMPANY

SEC. 9. Effective January first, nineteen hundred and forty-eight, the Metropolitan transportation Service (METRAN) which was created by Executive Order Numbered Fifty-nine, dated July twenty-seventh, nineteen hundred and forty-five, as amended by Executive Order Numbered Seventy-five, together with its functions, duties, personnel. equipment, records, assets and liabilities, is hereby transferred to and placed under the Manila Railroad Company, a corporation created by Act Numbered One thousand five hundred and ten, as amended, which shall hereafter exercise full control and authority over the same.

SEC. 10. The Board of Directors of the Metropolitan Transportation Service created by Executive Order Numbered Fifty-seven, dated June seventh, nineteen hundred and forty-seven, is abolished and the powers and duties conferred upon it are transferred to the Board of Directors of the Manila Railroad Company.

SEC. 11. Personnel of the Metropolitan transportation Service who, after this transfer, may be considered in excess of the actual and necessary requirements of the service shall be