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Introduced by Senator Ralph G. Recto

**AN ACT
MANDATING THE ANNUAL PUBLIC DISCLOSURE OF ALL CONTINGENT
LIABILITIES INCURRED BY ALL NATIONAL GOVERNMENT AGENCIES, LOCAL
GOVERNMENT UNITS, GOVERNMENT-OWNED OR -CONTROLLED
CORPORATIONS, GOVERNMENT FINANCIAL INSTITUTIONS, AND OTHER
GOVERNMENT INSTRUMENTALITIES**

Explanatory Note

The Philippine Government is mandated by no less than the 1987 Constitution to recognize the role of the private sector in providing adequate social services, promoting full employment, raising the standard of living, and improving the quality of life for all Filipinos.

Encouraging the private sector to participate in the delivery of public services, however, is hampered by the country's market realities marked by stringent regulations, uncertain socio-economic and political environment, and market distortions caused by price control and subsidies.

To tap private sector capital and skills, the government was compelled to make public sector investments more profitable by providing incentives and assuming investment risks. As such, the conferment of government guarantees on public sector investment and borrowings became one of the prominent features of Republic Act No. 6957 as amended, otherwise known as the Build-Operate-Transfer (BOT) Law.

The benefits of government guarantees, however, come at a price. Studies conducted by the University of the Philippines School of Economics¹ showed that government risk management practices severely understate the level of exposure and risk arising from unfettered provision of guarantees. The Philippine Institute for Development Studies (PIDS)² and the Development Budget Coordinating Committee (DBCC)³ raised their concerns over the unexpected public sector obligations that could be brought about by government guarantees, especially on the delivery of public goods and services.

The Senate Economic Planning Office (SEPO)⁴ underscored the importance of effective identification, management, and reporting of contingent liabilities and off-budget risks of government-owned and -controlled corporations (GOCCs), since past fiscal crises in the Philippines were triggered by extra-budgetary activities. Considering the potential of government

¹ Reside, R. (1999). *Estimating the Philippine Government's Exposure to and Risk from Contingent Liabilities and Infrastructure Projects*. Quezon City: University of the Philippines School of Economics.

² Philippine Institute for Development Studies. (2005). *Contingent Liabilities: adding up to the fiscal burden*. Makati: Republic of the Philippines.

³ Development Budget Coordinating Committee. (2012). *2012 Fiscal Risk Statement*. Quezon City: Republic of the Philippines.

⁴ Senate Economic Planning Office. (2004) *Five Pillars of Growth: An Economic and Social Development Framework*. Pasay City: United Nations Development Programme.

Securities Disclosure Of Contingent Environmental Liabilities

M Carnoy



Securities Disclosure Of Contingent Environmental Liabilities:

Securitates Discl Cont Env Liabil Geltman,Elizabeth Glass Geltman,1995-08-28 **Environmental Regulation Through Financial Organisations:Comparative Perspectives on the Industrialised Nations** Benjamin Richardson,2002-02-13 This book takes a comparative perspective of practice in the European Union North America Japan and Australasia arguing that existing legal reforms to promote sustainable development are unlikely to be successful unless environmental policy can be diffused and embedded in the financial services sector This sector plays a crucial role in creating the financial conditions that allow much economic development to proceed Financial markets are already highly regulated in pursuance of various public policy objectives and there is scope to adapt existing regulation to incorporate environmental aspects into the financial services sector In terms of specific reforms the book focuses on the role of corporate environmental reporting economic instruments and liability rules to provide a proper context for engaging financial organisations with the environment as well as reforms to the system of prudential regulation that currently governs this sector Beyond the focus on the financial services sector the book raises complex questions regarding the relationship between the state and market institutions in environmental policy and will appeal to scholars from a wide range of disciplines interested in problems of environmental governance Environmental Compliance Tools for Small Business United States. Congress. Senate. Committee on Small Business,1998 **Economics and Liability for Environmental Problems** Kathleen Segerson,2018-01-12 This title was first published in 2002 This convenient reference brings together notable contributions examining all aspects of the liability for environmental accidents Articles included in the Part I of this volume examine the role of liability as a policy instrument and provide detailed examinations of the incentive effects created by the imposition of liability ie Bankruptcy litigation costs delegation of responsibility and insurance Those in Part II study specific environmental issues such as hazardous waste disposal and oil spills The International Library of Environmental Economics and Policy explores the influence of economics on the development of environmental and natural resource policy In a series of twenty five volumes the most significant journal essays in key areas of the contemporary environmental and resource policy are collected This convenient reference brings together the notable contributions examining all aspects of the liability for environmental accidents **Environmental Law** Peter S. Menell,2019-01-15 This title was first published in 2002 Since the importance of environmental governance was realised in the late 1960s and early 1970s this vibrant area of law has witnessed much change Assembling insightful essays from a number of key contributors Environmental Law takes stock of developments to date and outlines the challenges for the future **Securities Regulation** Marc I. Steinberg,1984 This book provides you with the guidance you need to protect your clients confidential information while facing disclosure and liability concerns under the securities laws *Environmental Liability in Commercial Property Transactions* Alan Joel Robin,1994 **Financial Reporting of Environmental Liabilities and Risks after Sarbanes-Oxley** C. Gregory

Rogers,2005-10-13 Financial Reporting of Environmental Liabilities and Risks is a complete guide to developing the underlying business systems to successfully report environmental matters in audited financial statements and reports filed with the Securities Exchange Commission SEC It sets forth relevant reporting and internal control standards and discusses important issues affecting reporting entities accountants lawyers and environmental professionals **Environmental and Safety Auditing** Unhee Kim,2024-11-01 This is a complete and concise guide to creating and managing a successful environmental audit program It provides step by step guidance on setting up an audit program for nearly every major component of environmental concern from air standards to workplace safety and from effluent discharge to waste handling and disposal *Clean Production* K.B. Misra,2012-12-06 The world has witnessed several revolutions since the dawn of industrial revolution some two centuries ago During the current century itself three revolutions in the area of communication information processing and quality have taken place and each time the standard of living of man improved beyond predictions But during the same period the world population has also phenomenally increased dwarfing the gains achieved from the development Increased level of industrial activity to meet the of humanity has caused irreversible damage to the pristine environment that the demand Earth once had Economic disparity between the haves and havenots has widened aggravating the situation further more Ozone layer depletion warming up of Earth s atmosphere and the pollution created by uncontrolled industrial activity to gain economic strength are now assuming the proportion of a catastrophe that may eventually threaten the survival of life on Earth Developed countries blame the Third World countries for the uncontrolled emissions through burning of fossil fuels and for wasting precious resources of energy by using inefficient and uneconomical technologies while the developed countries are equally responsible for avoidable over consumption and for the wastage of resources and energy and for not sharing the improved and efficient technologies with the developing countries Thus the wastage by both these set of countries continues unabated After all resources of the world are finite and are meant to be shared by all its inhabitants **Environmental disclosure SEC should explore ways to improve tracking and transparency of information : report to congressional requesters. , Fordham environmental law journal ,1995**

SEC Docket United States. Securities and Exchange Commission,1993 Alternatives for Managing the Nation's Complex Contaminated Groundwater Sites National Research Council,Division on Earth and Life Studies,Water Science and Technology Board,Committee on Future Options for Management in the Nation's Subsurface Remediation Effort,2013-03-27 Across the United States thousands of hazardous waste sites are contaminated with chemicals that prevent the underlying groundwater from meeting drinking water standards These include Superfund sites and other facilities that handle and dispose of hazardous waste active and inactive dry cleaners and leaking underground storage tanks many are at federal facilities such as military installations While many sites have been closed over the past 30 years through cleanup programs run by the U S Department of Defense the U S EPA and other state and federal agencies the remaining caseload is much

more difficult to address because the nature of the contamination and subsurface conditions make it difficult to achieve drinking water standards in the affected groundwater Alternatives for Managing the Nation's Complex Contaminated Groundwater Sites estimates that at least 126 000 sites across the U S still have contaminated groundwater and their closure is expected to cost at least 110 billion to 127 billion About 10 percent of these sites are considered complex meaning restoration is unlikely to be achieved in the next 50 to 100 years due to technological limitations At sites where contaminant concentrations have plateaued at levels above cleanup goals despite active efforts the report recommends evaluating whether the sites should transition to long term management where risks would be monitored and harmful exposures prevented but at reduced costs

Searching the Law, 3d Edition Frank Bae,Edward Bander,Francis Doyle,Joel Fishman,Paul Richert,2021-12-13

Research in Accounting Regulation Gary Previts,2008-04-09 Research in Accounting Regulation

Corporate Governance and Sustainability Suzanne Benn,Dexter Dunphy,2013-01-11 In recent years as corporations and governments have increasingly been confronted with managing the expectations of a society newly alerted to the social and environmental risks of economic development recognition is dawning that achieving a sustainable world is dependent upon the democratic management and equitable distribution of these risks for now and for the future This book the first to explore the themes of corporate governance and sustainability argues that a better system of governance on a number of levels holds the key Contributed to and edited by a distinguished international team this book recognizes the complex and contested nature of both sustainability and governance and that these key concepts have been redefined considerably over time As sustainability poses new and major challenges for the theory and practice of corporate governance this book ideal for postgraduate students of business and management identifies and addresses these challenges

Annual Southern Federal Securities Institute ,1994

Business Valuation Method , SEC Reporting BDO USA,2020-05-18 This title clarifies new difficult and important reporting and disclosure requirements for SEC Reporting You ll learn The latest SEC developments and hot buttons How to apply regulations S X S K and other SEC guidance How to prepare and review financial statements and their related disclosures It includes AS 3101 The Auditor's Report on an Audit of Financial Statements When the Auditor Expresses an Unqualified Opinion

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Table of Contents Securities Disclosure Of Contingent Environmental Liabilities

1. Understanding the eBook Securities Disclosure Of Contingent Environmental Liabilities
 - The Rise of Digital Reading Securities Disclosure Of Contingent Environmental Liabilities
 - Advantages of eBooks Over Traditional Books
2. Identifying Securities Disclosure Of Contingent Environmental Liabilities
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Securities Disclosure Of Contingent Environmental Liabilities
 - User-Friendly Interface

4. Exploring eBook Recommendations from Securities Disclosure Of Contingent Environmental Liabilities
 - Personalized Recommendations
 - Securities Disclosure Of Contingent Environmental Liabilities User Reviews and Ratings
 - Securities Disclosure Of Contingent Environmental Liabilities and Bestseller Lists
5. Accessing Securities Disclosure Of Contingent Environmental Liabilities Free and Paid eBooks
 - Securities Disclosure Of Contingent Environmental Liabilities Public Domain eBooks
 - Securities Disclosure Of Contingent Environmental Liabilities eBook Subscription Services
 - Securities Disclosure Of Contingent Environmental Liabilities Budget-Friendly Options
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 - Highlighting and Note-Taking Securities Disclosure Of Contingent Environmental Liabilities
 - Interactive Elements Securities Disclosure Of Contingent Environmental Liabilities
8. Staying Engaged with Securities Disclosure Of Contingent Environmental Liabilities
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Securities Disclosure Of Contingent Environmental Liabilities
9. Balancing eBooks and Physical Books Securities Disclosure Of Contingent Environmental Liabilities
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Securities Disclosure Of Contingent Environmental Liabilities
10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Securities Disclosure Of Contingent Environmental Liabilities
 - Setting Reading Goals Securities Disclosure Of Contingent Environmental Liabilities
 - Carving Out Dedicated Reading Time

12. Sourcing Reliable Information of Securities Disclosure Of Contingent Environmental Liabilities
 - Fact-Checking eBook Content of Securities Disclosure Of Contingent Environmental Liabilities
 - Distinguishing Credible Sources
13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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