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REVISED RESOLUTION

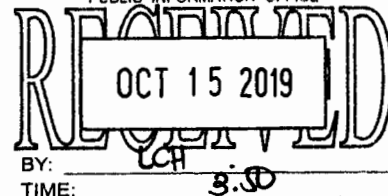


Republic of the Philippines
Supreme Court
Manila

FIRST DIVISION

NOTICE

SUPREME COURT OF THE PHILIPPINES
PUBLIC INFORMATION OFFICE



Sirs/Mesdames:

*Please take notice that the Court, First Division, issued a Resolution dated **October 9, 2019** which reads as follows:*

“G.R. Nos. 246318-19 (ARTHUR CUA YAP, Petitioner, v. SANDIGANBAYAN (SIXTH DIVISION) and PEOPLE OF THE PHILIPPINES, Respondents.) – On September 20, 2019, the petitioner has filed an *Urgent Motion for Leave to Travel Abroad*, praying for authority to travel to China from October 13 to 20, 2019 to attend the Boao Forum for Asia Board Working Meeting 2019.

The petitioner avers in his motion that he is yet to finalize the booking of his plane tickets and hotel accommodation, and the processing of his travel authority; that he undertakes to submit additional documents as soon as they become available; that he is not a flight risk, considering that he is the incumbent Governor of the Province of Bohol; that he had previously posted a travel bond amounting to ₱120,000.00 with the Sandiganbayan, and with the Court amounting to ₱100,000.00, and that these amounts have not been withdrawn; and that he is undertaking to comply with whatever conditions the Court will prescribe for the proposed travel.

In view of the manifestations and the assurances by the petitioner that he has no reason to flee the jurisdiction or to evade his responsibilities as an accused, the Court finds that he has proven that he is not a flight risk.

ACCORDINGLY, the Court **GRANTS** the petitioner’s *Urgent Motion for Leave to Travel Abroad* dated September 20, 2019 subject to the following conditions:

- (a) The petitioner shall deposit in this Court an additional travel bond in the amount of ₱100,000.00;

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(b) The petitioner shall designate in writing his personal agent with authority to act for and on his behalf for the duration of his absence from the country, and such designation shall be in the form of a special power of attorney, with the express acceptance of the designate;

(c) The petitioner shall submit to the Court a detailed flight and travel itinerary prior to his departure; and

(d) The petitioner shall give to the Court a written notice of his return to the country within 24 hours from his arrival.

WHEREFORE, the Court **AUTHORIZES** petitioner **ARTHUR CUA YAP** to travel to China for the period from October 13 to 20, 2019, subject to the aforementioned conditions imposed herein.

The following are **NOTED**: (1) the petitioner's manifestation, stating that on August 9, 2019, he was constrained to file his submission with manifestation through registered mail for reasons stated therein and stated in the said submission with manifestation petitioner's amendment of his prayer for leave to travel to China to correctly reflect the period from August 22, 2019 to August 28, 2019 and attaching thereto a copy of the said submission with manifestation; (2) the petitioner's submission with manifestation, submitting the thereto attached copy of the invitation letter from the Guangzhou Municipal Commerce Bureau marked as Annex "5," copy of the electronic ticket showing his flight details of his trip to China thereto marked as Annex "6," copy of the hotel voucher conforming his accommodation at Shangri-La Hotel thereto marked as Annex "7" and seeks for the amendment of his prayer for leave to travel to China originally from August 22 to 27, 2019 to August 22 to 28, 2019 with an undertaking to submit his travel authority to this Court as soon as it is issued by the Department of Interior and Local Government (DILG); (3) the petitioner's supplemental submission, submitting a copy of the travel authority issued by the Department of Interior and Local Government (DILG) authorizing him to travel to China from August 23 to August 28, 2019, exclusive of travel time that per DILG, the day prior to the period indicated in the authority (*i.e.* August 22, 2019) is considered travel time and that petitioner may fly to China on August 22, 2019 pursuant to the travel authority issued by the DILG; * and (4) the petitioner's submission with manifestation, stating that he


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filed an urgent motion for leave to travel abroad seeking leave to travel to China from October 13 to 20, 2019, and in support of the said urgent motion, he is submitting copies of the invitation, his electronic ticket and receipt showing the flight details, hotel bookings, and of the sworn undertaking of Atty. Jayson C. Aguilar that petitioner will return as scheduled, and praying that his leave to travel to China (originally from October 13-20, 2019) be amended to reflect the period from October 14 to 19, 2019.

SO ORDERED.”

Very truly yours,


LIBRADA C. BUENA
Division Clerk of Court
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