



Republic of the Philippines
Province of Davao Oriental
OFFICE OF THE SANGGUNIANG PANLALAWIGAN
SP Complex, Government Center, Dahican
CITY OF MATI



EXCERPTS FROM THE MINUTES OF THE 43RD REGULAR SESSION OF THE 16TH SANGGUNIANG PANLALAWIGAN OF DAVAO ORIENTAL, HELD ON WEDNESDAY, APRIL 22, 2020 AT THE CITY OF MATI, THIS PROVINCE.

PRESENT:

Hon. Niño Sotero L. Uy, Jr. Vice Governor - Presiding Officer

Regular Members:

District I

Hon. Nelson R. Dayanghirang, Jr.
Hon. Dante M. Caubang
Hon. Marietta D. Palmera
Hon. Joselito B. Villademosa
Hon. Laureano B. Taya

District II

Hon. Louis N. Rabat
Hon. Anacleto P. Macatabog
Hon. Enrico M. Antopuesto
Hon. Dennis V. Roflo, Jr.

Ex-Officio Members:

Hon. Rabsalon M. Lamaran
Hon. Rustan R. Castellones
Hon. Charlie S. Ambasan

President, Philippine Councilor's League
President, Liga Ng Mga Barangay
Indigenous Peoples' Mandatory
Representative
Sangguniang Kabataan Provincial
Federation President

Hon. Ronald T. Lara, Jr.

ABSENT:

Hon. Lemuel Ian M. Larcia SP Member, District II – Sick Leave

RESOLUTION NO. 16-367-04-2020

Author : Hon. Anacleto P. Macatabog

Sponsor : Hon. Anacleto P. Macatabog

A RESOLUTION DECLARING THE APPROPRIATION ORDINANCE NO. 2019-19-03 OF THE MUNICIPALITY OF MANAY, DAVAO ORIENTAL OPERATIVE IN ITS ENTIRETY SUBJECT TO SOME CONDITIONS

WHEREAS, Appropriation Ordinance No. 2019-19-03 of the Municipality of Manay, Davao Oriental authorizing its Annual Budget for CY 2020, involving an appropriation of **Two Hundred Six Million Six Hundred Sixty Four Thousand Four Hundred Twenty Nine Pesos (P206,664,429.00)**, was submitted to this Sanggunian for review on January 14, 2020 pursuant to the provisions of Republic Act No. 7160;

WHEREAS, the subject Appropriation Ordinance shows substantial compliance with the same law and its Implementing Rules and Regulations;

WHEREFORE, on motion of SP Member Anacleto P. Macatabog, duly and jointly seconded by SP Members Dennis V. Roflo, Jr., Marietta D. Palmera and Ronald T. Lara, Jr., it was

THE SANGGUNIANG PANLALAWIGAN IN SESSION DULY ASSEMBLED:

RESOLVED, to declare Appropriation Ordinance No. 2019-19-03 of the Municipality of Manay, Davao Oriental **OPERATIVE IN ITS ENTIRETY** as of its stated effectivity date, subject to the posting requirements under Section 59 of RA No. 7160, and subject further to the following conditions:

- a. Adjustment reducing the appropriation by **P423,906.00** shall be made since the deduction of IRA would affect the implementation of PPAs identified under the 20% Development Fund, 5% LDRRM Fund and possibly on other items.

It is advised that the Municipality undertake necessary adjustments in the budget implementation by identifying PPAs that need to be partially implemented or not to implemented at all. Release of allotment would correspond only to the portion of the project to be implemented partially and no release for projects not to be implemented.

A report on the action thereon shall be submitted to the Provincial Budget Office preferably before any Supplemental Budget will be passed.

- b. The excess amount of **P9,134.80** under the 2% Discretionary Fund should be reverted to the unappropriated balance of the general fund;
- c. Appropriation of the 20% Development Fund in the amount **P38,666,794.80** shall be in accordance with the approval CY 2020 Annual Investment Program (AIP) Development Plan pursuant to Sections 287 and 205 (i) of RA 7160, DILG Memorandum Circular No. 2004-130 dated October 1, 2004, DILG-NEDA-DBM-DOF JMC No. 1 dated November 18, 2016 and DILG-DBM JMC No. 2017-1 dated February 22, 2017. Development programs should contribute to the attainment of desirable socio-economic development and environmental outcomes and should partake the nature of investment or capital expenditures;
- d. Appropriation of the LDRRM Fund in the total amount of **P10,333,221.45** in the General Fund shall be subject to Section 324 (d) of RA 7160, and to the provisions of RA 10121 and its IRR, NDRRMC-DBM-DILG Joint Memorandum Circular No. 2013-1 dated March 25, 2013 on Allocation and Utilization of the LDRRM Fund and other laws, rules and regulations governing the same.

Further, 70% of the 5% LDRRM Fund shall be supported with LDRRM Plan. It is understood that the LDRRM Plan shall be reviewed by the Office of Civil Defense per LBM 77 dated May 15, 2018;

- e. Implementation of programs/projects/activities pertaining to Gender and Development with an appropriation in the amount of **P10,333,221.45** should be in accordance with PCLO-DILG-NEDA-DBM JMC No. 2013-01 implementing RA No. 9710 or the Magna Carta of Women in Development and Nation Building Act;
- f. Implementation of PPAs under Senior Citizens and Persons with Disabilities with an appropriation in the amount of **P2,066,644.29** shall be in accordance with DBM-DSWD JC No. 2003-01, dated April 28, 2003;

- g. Implementation of PPAs of Local Councils for the Protection of Children (LCPC) with an appropriation in the amount of **P1,933,339.74** shall be in accordance with DILG Memorandum Circular No. 2012-120 dated July 4, 2012;
- h. Utilization of Confidential and/or Intelligence Fund in the amount of **P4,005,000.00** shall be in accordance with DBM/DILG/DND/GCG and COA Joint Circular No. 2015-01, dated January 8, 2015;
- i. No PPAs should be funded in the Annual Budget and/or Supplemental Budget if it is not included and/or in accordance with the Approved Annual and/or Supplemental Investment Program (Sec. 305 (i) of RA 7160) and contained in the AIP/Supplemental AIP summary form in accordance with LBM 77 dated May 15, 2018.

RESOLVED FURTHER, to inform the Municipality of Manay, Davao Oriental that this review action does not authorize any item of appropriation that is specifically prohibited by or inconsistent with the provisions of law.

RESOLVED FINALLY, to send a copy of this Resolution to the Sangguniang Bayan of Manay, Davao Oriental through the Municipal Mayor.

ADOPTED, April 22, 2020.

CARRIED AND APPROVED.

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We hereby certify that the foregoing is a true and accurate copy of the Resolution which was duly adopted by the Sangguniang Panlalawigan of Davao Oriental, during its 43rd Regular Session, held on April 22, 2020.

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**I hereby Certify to the Correctness
of the foregoing Resolution.**



MAXIMINO A. NAZARENO II
Secretary to the Sangguniang Panlalawigan

**Attested and Certified
to be duly Adopted:**



NIÑO SOTERO L. UY, JR.
Vice Governor and Presiding Officer