



EXECUTIVE ORDER NO. 18-A, s. 2021

**CREATING THE PROVINCIAL OVERSIGHT COMMITTEE
ON THE REVISION OF FEES AND CHARGES IN
THE PROVINCE OF DAVAO ORIENTAL**

WHEREAS, Section 129 of the Republic Act (RA) No. 7160, otherwise known as the Local Government Code of 1991 (LGC), provides the power and authority for local government units (LGU) to create their own sources of revenue and to levy taxes, fees, and charges which shall accrue exclusively for their use and disposition and which shall be retained by them, subject to the provisions therein, consistent with the basic policy of local autonomy;

WHEREAS, Section 130 of the LGC further states that in the exercise of such taxing and other revenue-raising powers, the same shall be governed by the following principles: a) uniform in each LGU; b) equitable and based as far as practicable on the taxpayer's ability to pay, levied and collected only for public purposes, not be unjust, excessive, oppressive, or confiscatory, and not be contrary to law, public policy, national economic policy, or in the restraint of trade; c) collections shall in no case be let to any private person; d) collections shall inure solely to the benefit of, and be subject to the disposition by the LGU levying the tax, fee, charge or other imposition; and e) evolve a progressive system of taxation;

WHEREAS, Section 5 of the RA No. 11032: Ease of Doing Business and Efficient Government Service Delivery (EODB EGSD) Act of 2018 provides that all proposed regulations under Section 3 of the same Act shall undergo regulatory impact assessment to establish if the proposed regulation does not add undue regulatory burden and cost to these agencies and the applicants or requesting parties;

WHEREAS, to ensure uniform procedure in setting reasonable fees and charges as provided for by the pertinent provisions of the LGC, and in order to set a balance between recovering the cost of services and the ease of doing business in compliance with RA No. 11032, the Department of the Interior and Local Government (DILG) and the Department of Finance (DOF) had issued Joint Memorandum Circular (JMC) No. 2019-01 dated May 17, 2019, followed by the issuance of the Bureau of Local Government Finance (BLGF) Memorandum Circular (MC) No. 020.2019, dated September 2, 2019, providing the guidelines and procedures on the use of the Local Fees and Charges (LFC) Toolkit for the LGUs;

NOW, THEREFORE, I, **NELSON L. DAYANGHIRANG**, Provincial Governor of Davao Oriental, by virtue of the powers vested in me by law and pursuant to Section 6.4 of the DILG-DOF JMC No. 2019-01, do hereby order the creation of the Provincial Oversight Committee on the Revision of Fees and Charges:

Section 1. Composition. – The Provincial Oversight Committee on the Revision of Fees and Charges shall be composed of the following PLGU officials:

- | | |
|-------------------------------------|--|
| Hon. Nelson L. Dayanghirang | - Provincial Governor /
Chairperson |
| Engr. Ma. Victoria G. Rodriguez, CE | - Provincial Treasurer /
Co-Chairperson |
| Emelia C. Barrera, CPA, MPA | - Provincial Accountant /
Member |
| Eleanor B. Balili, CPA | - Provincial Budget Officer /
Member |

Rene G. Perez

Freddie C. Bendulo	- PPDC / Member
Miguelito V. Trocio	- OIC-Provincial Tourism Officer / Member
Maximino A. Nazareno II	- Secretary to the Sangguniang Panlalawigan / Member
Engr. Marie Eleonor R. Serrano, CE	- OIC-Provincial Assessor / Member
John Ed M. Fernandez	- APGADH, Head-NRCOD – ENRO-DO / Member
Virgilia N. Bernaldez	- Acting PGDH – PHRMDO / Member
Dr. Reden V. Bersaldo	- Provincial Health Officer II / Member
Arnulfo A. Bondoc	- PGDH – PGSO / Member
Engr. Ruel C. Dumadag	- OIC-Provincial Engineer / Member
Rotchie M. Ravelo	- PCO, OIC – PAGRO / Member
Dr. Eric C. Dagmang	- Provincial Veterinarian / Member

Designated focal persons of the concerned PLGU departments — constituting the **Secretariat** of the Provincial Oversight Committee on the Revision of Fees and Charges to be headed by PTO technical staff — shall facilitate the Members in the preparation, data gathering and consolidation, documentation, reporting and submission of requirements, among others.

Section 2. Functions and Responsibilities. – The Provincial Oversight Committee on the Revision of Fees and Charges shall perform the following functions and responsibilities, viz:

- 1) Ensure that the guiding principles as prescribed under the LGC, DILG-DOF JMC No. 2019-01, and BLGF MC No. 020.2019, among other relevant laws and issuances, are duly observed;
- 2) Review the rationale for local fees and charges currently imposed by the PLGU and methodology for determination of the fee schedule or rates;
- 3) Gather data on the cost of delivering regulatory, service fees and charges, in order to compute the appropriate rates that will recover the cost, using the LFC Toolkit; and
- 4) Submit to the Provincial Governor and the Sangguniang Panlalawigan the recommended proposed revisions in the existing local revenue ordinance including a program of action to institute reforms.

Section 3. Effectivity. – This Executive Order shall take effect immediately.

Done this 03 day of August, 2021 at the City of Mati, Province of Davao Oriental.


NELSON L. DAYANGHIRANG
 Provincial Governor