



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 139TH REGULAR SESSION OF THE 16TH SANGGUNIANG PANLALAWIGAN OF DAVAO ORIENTAL, HELD ON WEDNESDAY, FEBRUARY 23, 2022, 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. Laureano B. Taya

District II

Hon. Louis N. Rabat
Hon. Anacleto P. Macatabog
Hon. Lemuel Ian M. Larcia
Hon. Enrico M. Antopuesto

Ex-Officio Members:

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

President, Philippine Councilor's League
President, Liga Ng Mga Barangay
Indigenous Peoples' Mandatory
Representative

ABSENT:

Hon. Dennis V. Roflo, Jr.
Hon. Joselito B. Villademoso
Hon. Ronald T. Lara, Jr.

SP Member, District II – *Filial Leave*
SP Member, District I
Sangguniang Kabataan Provincial
Federation President – *Filial Leave*

RESOLUTION NO. 16-1254-02-2022

Author : Hon. Anacleto P. Macatabog
Sponsor : Hon. Anacleto P. Macatabog

A RESOLUTION RETURNING TO THE CONCERNED TAXPAYERS/CSO MEMBERS OF THE MUNICIPALITY OF BANAYBANAY, REPRESENTED BY MR. ONESIMO A. SUNGAHID, THE REQUEST TO HOLD IN ABEYANCE THE REVIEW OR APPROVAL OF CY 2022 AIP OF THE MUNICIPALITY OF BANAYBANAY, PENDING RESOLUTION OF COMPLAINT FILED WITH DILG OFFICE, WITH THE INFORMATION THAT THE SAME CANNOT BE ACTED FAVORABLY, CONSIDERING THE ISSUES RAISED THEREIN ARE NOT AMONG THE VALID CONDITIONS OR REQUIREMENTS TO DEFER THE REVIEW OF APPROPRIATION ORDINANCES, LOCAL DEVELOPMENT AND INVESTMENT PLAN, PROVIDED UNDER EXISTING RULES AND PROCEDURES SET FORTH UNDER RA 7160 IN THE REVIEW OF ORDINANCES OF COMPONENT CITIES AND MUNICIPALITIES.

WHEREAS, SP Communication No. 16-874-2021: a letter from Mr. Onesimo Sungahid, a concerned taxpayer / CSO Member of the Municipality of Banayabanay, requesting the Sangguniang Panlalawigan to hold in abeyance the review or approval of the CY 2022 Annual Investment Plan of the Municipality of Banayabanay and the same be remanded back relative to the pending resolution of complaint filed in DILG Office;

J. Rabat

AS

WHEREAS, Article 410, RA 7160 of its Implementing Rules and Regulations (IRR), mandates the Local Development Council (LDC) and Local Finance Committee (LFC) and provides for the procedures in the preparation and approval of local development plan (LDP) and annual investment plan (AIP);

WHEREAS, Section 107 (b) (4) of the code likewise, provides for the representation of non-governmental organizations operating in the city or municipality, as the case may be, who shall constitute not less than one-fourth (¼) of the members of the fully-organized Local Development Council;

WHEREAS, the Budget Operations Manual (BOM) for LGUs (2016 Edition) advocates the principles of participatory governance in the budget process by encouraging the participation and involvement of the CSOs, as part of the Local Development Councils (LDC), and as observers in the Local Finance Committees (LFCs), in the processes of setting directions and allocating available resources;

WHEREFORE, on motion of SP Member Anacleto P. Macatabog, duly and jointly seconded by SP Members Enrico M. Antopuesto, and Lemuel Ian M. Larcia, it was

RESOLVED, as it is hereby resolved, **RETURNING TO THE CONCERNED TAXPAYERS/CSO MEMBERS OF THE MUNICIPALITY OF BANAYBANAY, REPRESENTED BY MR. ONESIMO A. SUNGAHID, THE REQUEST TO HOLD IN ABEYANCE THE REVIEW OR APPROVAL OF CY 2022 AIP OF THE MUNICIPALITY OF BANAYBANAY, PENDING RESOLUTION OF COMPLAINT FILED WITH DILG OFFICE, WITH THE INFORMATION THAT THE SAME CANNOT BE ACTED FAVORABLY, CONSIDERING THE ISSUES RAISED THEREIN ARE NOT AMONG THE VALID CONDITIONS OR REQUIREMENTS TO DEFER THE REVIEW OF APPROPRIATION ORDINANCES, LOCAL DEVELOPMENT AND INVESTMENT PLAN, PROVIDED UNDER EXISTING RULES AND PROCEDURES SET FORTH UNDER RA 7160 IN THE REVIEW OF ORDINANCES OF COMPONENT CITIES AND MUNICIPALITIES;**

RESOLVED, FINALLY, That copies of this resolution be furnished: Mr. Onesimo A. Sungahid, Representative of the Taxpayers/CSO Members, Honorable Municipal Mayor and Honorable Sangguniang Bayan Members thru its Presiding Officer, all of the Municipality of Banaybanay, Davao Oriental, for their information and guidance.

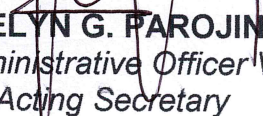
CARRIED AND APPROVED.

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


GENELYN G. PAROJINOG
Administrative Officer V
Acting Secretary

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


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