



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 153RD REGULAR SESSION OF THE 16TH SANGGUNIANG PANLALAWIGAN OF DAVAO ORIENTAL, HELD ON WEDNESDAY, JUNE 1, 2022, AT THE CITY OF MATI, THIS PROVINCE.

PRESENT:

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

Regular Members:

District I

Hon. Dante M. Caubang

District II

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

Ex-Officio Members:

Hon. Eleuterio C. Manaytay Indigenou Peoples’ Mandatory Representative
Hon. Ronald T. Lara, Jr. Sangguniang Kabataan Provincial Federation President

ABSENT:

Hon. Nelson R. Dayanghirang, Jr.	SP Member, District I
Hon. Dennis V. Roflo, Jr.	SP Member, District II
Hon. Marietta D. Palmera	SP Member, District I – <i>Vacation Leave</i>
Hon. Joselito B. Villademosa	SP Member, District I
Hon. Laureano B. Taya	SP Member, District I – <i>Vacation Leave</i>
Hon. Rabsalon M. Lamaran	President, Philippine Councilor’s League
Hon. Rustan R. Castellones	President, Liga Ng Mga Barangay – <i>O.B. Boston</i>

Present

RESOLUTION NO. 16-1411-06-2022

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

A RESOLUTION DECLARING THE APPROPRIATION ORDINANCE NO. 2021-05 OF THE MUNICIPALITY OF BANAYBANAY, DAVAO ORIENTAL, OPERATIVE IN ITS ENTIRETY, SUBJECT TO SOME CONDITIONS.

WHEREAS, Appropriation Ordinance No. 2021-05 of the Municipality of Banaybanay, Davao Oriental, authorizing its CY 2022 General Fund Annual Budget and Economic Enterprises and Public Utilities, involving the total appropriation of Two Hundred Eighty-Nine Million Five Hundred Twelve Thousand One Hundred Ninety One (P289,512,191.00) Pesos and Seven Million Eight Hundred Forty One Thousand Seven Hundred Fifty Four Pesos & 38/100 (P 7,841,754.38), respectively, was submitted to this Sanggunian for review on February 7, 2022, 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;

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WHEREFORE, on motion of SP Member Anacleto P. Macatabog, duly and jointly seconded by SP Members Ronald T. Lara, Jr., Enrico M. Antopuesto, and Dante M. Caubang, it was

THE SANGGUNIANG PANLALAWIGAN IN SESSION DULY ASSEMBLED:

RESOLVED, to declare Appropriation Ordinance No. 2021-05 of the Municipality of Banaybanay, 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:

1. Implementation of programs/projects/activities of Gender and Development shall be in accordance with PCW-DILG-NEDA-DBM JMC No. 2016-01, dated January 12, 2016; implementing RA 9710 or the Magna Carta of Women; and RA 7192 or Women in Development and Nation Building Act. The deficit amount of **P73,677.65** shall be provided in the very next supplemental budget;
2. The utilization of the appropriation for LDRRM Fund shall conform to RA 10121 and its Implementing Rules and Regulations, pursuant to NDRRMC-DBM-DILG JMC No. 2013-1, dated March 25, 2013, and other related issuances. It is understood that the LDRRM Plan shall be reviewed by the Office of Civil Defense per LBM 75, p. 2.2.11. The deficit amount of **P56,177.65** shall be provided in the very next supplemental budget;
3. Implementation of programs/projects/activities for the Senior Citizens and PWDs shall be in accordance with DBM-DSWD Joint Circular No. 2003-01, dated April 28, 2003, pursuant to RA 9994, amending RA 7432; and RA 9442, amending RA 7277. The deficit amount of **P14,735.55** shall be provided in the very next supplemental budget;
4. Utilization of Confidential Funds shall be in accordance with DBM, DILG, GCG and COA Joint Circular No. 2015-01, dated January 8, 2015. Likewise, PPAs under the Peace and Order Fund shall be in accordance with DILG MC No. 2015-128, dated November 2, 2015, and other relevant policies and budgeting, accounting, and auditing rules and regulations. The excess amount of **P238,000.00** shall be reverted to the unappropriated surplus of the general fund;
5. The LGU is advised to prepare and attach the aforementioned supporting documents to this budget as mandated by DBM LBM No. 82, dated June 14, 2021;
6. Management of Economic Enterprise shall be in accordance with DBM LBC No. 100, dated October 1, 2012, and subject further to the limitations provided in RA 7160 and other applicable laws;
7. Implementation of programs/projects/activities under the 20% Development Fund shall be in accordance with DILG-NEDA-DBM JMC No. 2017-1, dated February 22, 2017, and other relevant issuances and policies;

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8. Implementation of the programs of the Local Councils for the Protection of Children shall be in accordance with RA 9344 or Juvenile Justice and Welfare Act of 2006;
9. Identification of Climate Change Expenditure Typologies of the PAPs in the Annual Investment Program (AIP) shall be consistent with DBM-CCC-DILG Joint Circular No. 2015-1, dated July 23, 2015. As required in the same circular, forms shall be submitted to the Climate Change Commission for review and consolidation, copy furnished DILG and DBM;
10. Lump sum appropriations in Special Purpose Appropriation / Other MOOE / Capital Outlay, etc. shall be subject to Sections 305 (b) and 335 of RA 7160; RA 9184 and its Revised IRR; and other existing pertinent laws, rules, and regulations, imposing restraints on government expenditures;
11. It is understood that an Indicative Annual Procurement Plan (APP) has been attached to the Annual Budget in accordance with Sections 7.3.4 and 7.3.5 of the Revised Implementing Rules and Regulations (IRR) of RA 9184;
12. The LGU shall record their financial transactions in accordance with the Revised Chart of Accounts for LGUs effective January 1, 2015, pursuant to COA Circular No. 2015-009, dated December 1, 2015;
13. Payment of Magna Carta Benefits to Public Health Workers shall be consistent with the rules and regulations prescribed under DBM-DOH Joint Circular No. 1, series of 2012, dated November 29, 2012, as amended by DBM-DOH Joint Circular No. 1, series of 2016, dated January 15, 2016;
14. It is understood that the funding requirements for the preparation and implementation of the LGU DTP, LGU CapDev Agenda, and LGU Communications Plan and Strategy, shall be included and prioritized by the LGUs in their respective Annual Investment Programs (AIPs) and Annual Budgets, pursuant to LBM No. 82, dated June 14, 2021. In addition, no PPAs shall be funded in the Annual and/or Supplemental Budgets if it is not included and/or in accordance with the Approved Annual and/or Supplemental Investment Program, pursuant to Section 305 (i) of RA 7160;
15. The grant of Representation Allowance and Travelling Allowance (RATA) shall be in accordance with DBM LBC No. 103, dated May 15, 2013;
16. In all cases, disbursement of appropriations herein authorized shall be subject to availability of funds and all accounting and auditing rules and regulations;
17. The Local Government Unit is reminded of the relevant provision under the Budget Operation Manual for Local Government Units issued under Local Budget Circular No. 112, dated June 10, 2016, in relations to Section 56(a) and 327 of RA 7160, and Article 110 of its Implementing Rules and Regulations (IRR), which requires that: "*Within three (3) days*

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after approval of the ordinance authorizing annual or supplemental appropriations, the Secretary to the Sanggunian shall forward the said ordinance to the Department of Budget and Management or Sangguniang Panlalawigan for review.”

RESOLVED FURTHER, to inform the Municipality of Banaybanay, 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 Banaybanay, Davao Oriental, through the Municipal Mayor.

ADOPTED, June 1, 2022.

CARRIED AND APPROVED.

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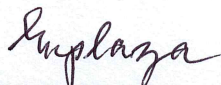
We hereby certify that the foregoing is a true and accurate copy of the Resolution which was duly adopted by the Sangguniang Panlalawigan of Davao Oriental, during its 153rd Regular Session, held on June 1, 2022.

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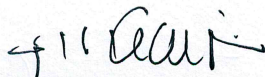
**I hereby Certify to the Correctness
of the foregoing Resolution.**



EVANGELINE UY-PLAZA

*Assistant Secretary to the Sangguniang Panlalawigan
Acting Secretary*

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



NIÑO SOTERO L. UY, JR.

Vice Governor and Presiding Officer