



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 28TH REGULAR SESSION OF THE 17TH SANGGUNIANG PANLALAWIGAN OF DAVAO ORIENTAL HELD ON WEDNESDAY, JANUARY 11, 2023 AT THE CITY OF MATI, THIS PROVINCE.

PRESENT:

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

Regular Members:

District I

Hon. Anna Cheryl N. Castro
Hon. Marietta D. Palmera
Hon. Andy A. Monday

District II

Hon. Shella Marie S. Go
Hon. Harold A. Montes
Hon. Rotchie M. Ravelo
Hon. Daud V. Linsag
Hon. Stephen Paul L. Uy

Ex-Officio Members:

Hon. Rustan R. Castellones
Hon. Eleuterio C. Manaytay

President, Liga Ng Mga Barangay (LNB)
- Davao Oriental Chapter
Indigenous Peoples Mandatory
Representative (IPMR)

ABSENT:

Hon. Art Benjie C. Bulaong
Hon. Joselito B. Villademoso
Hon. Ronald T. Lara, Jr.

SP Member, District I – Vacation Leave
President, Philippine Councilors League
(PCL) - Davao Oriental Chapter
Sangguniang Kabataan Provincial
Federation President (SKPFP) – Sick
Leave

RESOLUTION NO. 17-298-01-2023

Author : Hon. Marietta D. Palmera
Sponsor : Hon. Marietta D. Palmera

A RESOLUTION DECLARING THE APPROPRIATION ORDINANCE NO. 04, SERIES OF 2021, OF THE MUNICIPALITY OF CARAGA, DAVAO ORIENTAL, OPERATIVE IN ITS ENTIRETY, SUBJECT TO SOME CONDITIONS.

WHEREAS, Appropriation Ordinance No. 04, series of 2021, of the Municipality of Caraga, Davao Oriental, authorizing its FY 2022 General Fund Annual Budget, involving an appropriation of **Three Hundred Forty-Four Million Four Hundred Ninety-Eight Thousand Nine Hundred Forty-Five Pesos (P344,498,945.00)**, was submitted to this Sanggunian for review on October 6, 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;

WHEREFORE, on motion of SP Member Marietta D. Palmera, duly and jointly seconded by SP Members Shella Marie S. Go, Stephen Paul L. Uy, Harold A. Montes, Rotchie M. Ravelo, Daud V. Linsag, and Eleuterio C. Manaytay, it was

Manaytay

[Signature]

THE SANGGUNIANG PANLALAWIGAN IN SESSION DULY ASSEMBLED:

RESOLVED, to declare Appropriation Ordinance No. 04, series of 2021, of the Municipality of Caraga, 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. The overstated amount of P95,478.47 intended for the Discretionary Fund of the Local Chief Executive shall be reverted to the unappropriated balances of the General Fund;
2. It is understood that the funding requirements for the preparation and implementation of the LGU's DTP, CapDev and Communication Plan and Strategy shall be included and prioritized by the LGU in their Annual Investment Program (AIP) and Annual Budget pursuant to LBM No. 82, dated June 14, 2021;
3. Implementation of PPAs under the Gender and Development shall be in accordance with PCW-DILG-DBM-NEDA Joint Memorandum Circular No. 2016-01, dated January 12, 2016, implementing RA No. 9710 or the Magna Carta of Women, RA 7192 or Women in Development and Nation Building Act;
4. Utilization of 20% Development Fund implementing its PPAs shall be in accordance with DBM-DILG Joint Memorandum Circular No. 2017-01, dated February 22, 2017 and other relevant issuances/policies;
5. The utilization of Confidential Fund shall be in accordance with DBM-DILG-DND-GCG-COA Joint Circular No. 2015-01, dated January 8, 2015. Likewise, PPAs under the Peace & Order 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;
6. Utilization of LDRRM Fund shall conform to RA 10121 and its IRR pursuant to NDRRMC-DBM-DILG Joint Memorandum Circular No. 2013-1, dated March 25, 2013, and other related issuances. In addition, DBM Local Budget Memorandum No. 75, p.2.2.11 states that the LDRRM Plan shall be reviewed by the Office of the Civil Defense;
7. Implementation of the PPAs under the Local Councils for the Protection of Children shall be in accordance with RA 9344 or Juvenile Justice and Welfare Act of 2006;
8. PPAs for Senior Citizens and Persons with Disabilities shall conform 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;
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;

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[Signature]

10. Lump sum appropriations in Other 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, s. 2012, dated November 29, 2012 as amended by DBM-DOH Joint Circular No. 1, s. 2016, dated January 15, 2016;
14. No PPAs shall be funded in the Annual and /or Supplemental Budgets if it is not included and/or not in accordance with the Approved Annual and/or Supplemental Investment Program (Section 305 (i), 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.

RESOLVED FURTHER, to inform the Municipality of Caraga, 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.

MOREOVER, 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 relation to Sections 56(a) and 327 of RA 7160, and Article 110 of its Implementing Rules and Regulations (IRR) which requires that, "*Within three (3) days 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 FINALLY, to send a copy of this Resolution to the Sangguniang Bayan of Caraga, Davao Oriental, through the Municipal Mayor.

ADOPTED, January 11, 2023

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 28th Regular Session, held on January 11, 2023.

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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