



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 96TH REGULAR SESSION OF THE 17TH SANGGUNIANG PANLALAWIGAN OF DAVAO ORIENTAL HELD ON THURSDAY, MAY 2, 2024 AT THE CITY OF MATI, THIS PROVINCE.

PRESENT:

Hon. Nelson R. Dayanghirang, Jr. Vice Governor – Presiding Officer

Regular Members:

District I

Hon. Anna Cheryl N. Castro
 Hon. Art Benjie C. Bulaong
 Hon. Marietta D. Palmera
 Hon. Andy A. Monday
 Hon. Michelle M. Centeno

District II

Hon. Harold A. Montes
 Hon. Rotchie M. Ravelo – via virtual
 Hon. Daud V. Linsag
 Hon. Stephen Paul L. Uy

Ex-Officio Members:

Hon. Joselito B. Villademosa	President, Philippine Councilors League (PCL) - Davao Oriental Chapter
Hon. Jossone Michael G. Dayanghirang	President, Liga Ng Mga Barangay (LNB) - Davao Oriental Chapter
Hon. Eleuterio C. Manaytay	Indigenous Peoples Mandatory Representative (IPMR)
Hon. Shanine C. Lintogonan	Sangguniang Kabataan Provincial Federation President (SKPPF)

ABSENT:

Hon. Shella Marie S. Go SP Member, District II – OB – City of Mati

RESOLUTION NO. 17-941-05-2024

Author : Hon. Rotchie M. Ravelo
 Sponsor : Hon. Andy A. Monday

A RESOLUTION DECLARING THE APPROPRIATION ORDINANCE NO. 08, SERIES OF 2023, OF THE MUNICIPALITY OF BAGANGA, DAVAO ORIENTAL, OPERATIVE IN ITS ENTIRETY, SUBJECT TO SOME CONDITIONS.

WHEREAS, Appropriation Ordinance No. 08, series of 2023, of the Municipality of Baganga, Davao Oriental, authorizing its CY 2024 General Fund Annual Budget involving an appropriation of FOUR HUNDRED FORTY-FOUR MILLION SIX HUNDRED NINETY-SIX THOUSAND SIX HUNDRED EIGHTY-FOUR PESOS & 18/100 (₱444,696,684.18), was submitted to this Sanggunian for review on February 13, 2024, 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 Andy A. Monday, duly and jointly seconded by SP Members Anna Cheryl N. Castro, Stephen Paul L. Uy, Jossone

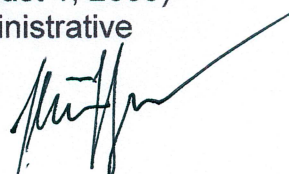
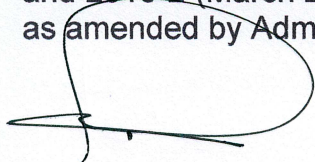
Michael G. Dayanghirang, Shanine C. Lintogonan, Michelle M. Centeno, Harold A. Montes, and Eleuterio C. Manaytay, it was

THE SANGGUNIANG PANLALAWIGAN IN SESSION DULY ASSEMBLED:

RESOLVED, to declare Appropriation Ordinance No. 08, series of 2023, of the Municipality of Baganga, 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 LGU is advised to make necessary adjustment by way of reducing the appropriation by P116,879.00 since the NTA is likewise reduced, and the same would affect the implementation of PPAs identified under 20% DF, 5% CF and possibly on other items;
2. Fund appropriation for the Miscellaneous Personnel Benefit Fund with an amount of P59,961,797.13 shall be supported with a specific guidelines issued by DBM or any authorized agency as legal basis for its implementation;
3. Utilization of the appropriations for the PPAs funded in this budget shall be in accordance with the approved CY 2024 Annual Investment (AIP) and/or Supplemental Annual Investment Program (SAIP) Development Plan pursuant to Sections 287 and 305(i) of RA 7160; DILG Memorandum Circular No. 2004-130, dated October 1, 2004; DILG-NEDA-DBM-DOF JMC No. 1, s. 2016, dated November 18, 2016;
4. Utilization of 20% Development Fund implementing its PPAs shall be in accordance with DBM-DOF-DILG Joint Memorandum Circular No. 01, s. 2020;
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. 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;
7. 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;

Likewise purchase of Motor Vehicles (MVs) shall conform with the guidelines prescribed under NBC Nos. 446 and 446-A, dated November 24, 1995 and January 30, 1998, respectively; Budget Circular Nos. 2017-1 (April 26, 2017) and 2010-2 (March 2010), and Administrative Order No. 233 (August 1, 2008) as amended by Administrative Order No. 15 (May 25, 2011); Administrative



Order No. 14, s. 2018; BC 2019-2 (March 4, 2019); BC 2019-3 (May 16, 2019); Circular Letter 2019-9 (July 11, 2019); and other related ensuing issuance regarding the purchase of MV, and purchase of plane tickets pursuant to GPPB Resolution No. 11-2017, dated March 10, 2017.

Also, the LGU is reminded that an Authority to Purchase MV is condition precedent before an Invitation to Bid is posted;

8. 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;
9. 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 Dev't and Nation Bldg. Act;
10. In all cases, disbursement of appropriations herein authorized shall be subject to availability of funds and all accounting and auditing rules and regulations;

MOREOVER, the LGU is reminded to indicate the Date of Approval of the Appropriation Ordinance by the Local Chief Executive, the same being vital in determining the date of which is required 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 Sangguniang Panlalawigan for review, pursuant to Section 56 in relation with Sections 326 and 327 of the Local Government Code, and the provisions under the Budget Operation Manual for Local Government Units issued under the Local Budget Circular No. 152, dated August 2, 2023.

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

ADOPTED: May 2, 2024

CARRIED AND APPROVED.

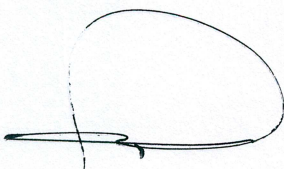
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We hereby certify that the foregoing is a true and accurate copy of the Resolution which was duly adopted by the Sangguniang Panlalawigan of Davao Oriental, during its 96th Regular Session, held on May 2, 2024.

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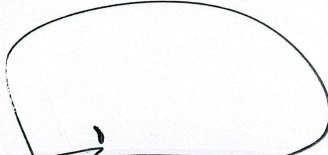


I hereby Certify to the Correctness
of the foregoing Resolution.



MAXIMINO A. NAZARENO II
Secretary to the Sangguniang Panlalawigan

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



NELSON R. DAYANGHIRANG, JR.
Vice Governor and Presiding Officer