

Republic of the Philippines PROVINCE OF BATANES **BASCO**

OFFICE OF THE SECRETARY TO THE SANGGUNIAN

29 April 2021

ATTY, FLORDELIZA C. VARGAS-TRINIDAD

Director Office of the National Administrative Register (ONAR) University of the Philippines Law Center Bocobo Hall, Osmeña Avenue, Diliman, Quezon City Email: (onar law.upd@up.edu.ph)

Madam:

Greetings!

Pursuant to Section 3, Book VII of the Administrative Code of 1987, (E.O. 292), this is to file attached certified copyof duly enacted Ordinance of the Province of Batanes, to wit:

1. Ordinance No. 2021-324 - An Ordinance Approving the Realignment of Two Million Five Hundred Thousand Pesos Allocated for the Rehabilitation of Itbayat Municipal Streets under the CY 2021 20% Development Fund of the Province to the Improvement/Upgrading of Water Works System of the Municipality of Itbayat

For your appropriate action.

Thank you very much.

Very truly yours,

Secretary to the Sangguniang Panlalawigan



Republic of the Philippines PROVINCE OF BATANES BASCO

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

ORDINANCE NO. 324 Series of 2021

Sponsored by: The Committee of the Whole



AN ORDINANCE APPROVING THE REALIGNMENT OF TWO MILLION FIVE HUNDRED THOUSAND PESOS ALLOCATED FOR THE REHABILITATION OF ITBAYAT MUNICIPAL STREETS UNDER THE CY 2021 20% DEVELOPMENT FUND OF THE PROVINCE TO THE IMPROVEMENT/UPGRADING OF WATER WORKS SYSTEM OF THE MUNICIPALITY OF ITBAYAT

WHEREAS, the Sangguniang Bayan of Itbayat passed a Resolution Numbered 21-0259 declaring a State of Calamity in the island Municipality of Itbayat due to severe water crisis;



WHEREAS, assessing and evaluating the effects brought about by the prolonged dry spell, the Sangguniang Bayan adopted through its Resolution No. 21-0271 the Municipal Development Council (MDC) Resolution No. 21-06 requesting the Provincial Governor through the Provincial Development Council (PDC) to realign the amount of PhP2,500,000.00 initially intended for the Rehabilitation of Itbayat Municipal Streets to the Improvement/Upgrading of Water Works System of the municipality;



WHEREAS, the water upgrading/rehabilitation project amounting to PhP2, 500,000.00 is included as priority project in the 2021 Annual Investment Program of the Municipality of Itbayat which may be deficient and has to be adjusted;

WHEREAS, the Provincial Development Council favourably endorsed the Municipal Resolution No. 21-0271 for approval of this Sanggunian;

WHEREAS, considering that water is a human basic need, this Sanggunian is decisively and deems it proper to prioritize such realignment of funds to help in mitigating or addressing the water problem in the island municipality:

NOW THEREFORE BE IT ORDAINED, by the Sangguniang Panlalawigan of Batanes that:

SECTION 1. DECLARATION OF POLICY. It shall be the policy of the Provincial Government of Batanes to assist and support its component municipalities in providing basic services and facilities to its constituents.

SECTION 2. PURPOSE AND OBJECTIVE. The purpose and objective to realign such funds is to address or mitigate the pressing water crisis problem in the municipality of Itbayat.

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SECTION 3. REALIGNMENT OF FUNDS. This Ordinance hereby authorizes the realignment of Two Million Five Hundred Thousand Pesos (P2,500,000.00) initially allocated for the Rehabilitation of Itbayat Municipal Streets under the CY 2021-20% Development Fund of the Province of Batanes to the Improvement/Upgrading of Water Works System of the Municipality of Itbayat.

SECTION 4. POLICY UTILIZATION GUIDELINES. The policy guidelines in the utilization of the funds shall be made in accordance and consistent with DBM-DOF-DILG Joint Memorandum Circular No. 1 dated November 4, 2020 revising the guidelines on appropriation and utilization of the 20% of the Internal Revenue Allotment (IRA) for development projects, DBM-DILG JMC 2020-001 and other new applicable rules and regulations in the utilization of the 20% Development Fund.

SECTION 5. For the LGU of Itbayat and Provincial Government through the Provincial Development Council to adjust the existing AIP for the specific item appropriation to conform if not exceed the re-aligned budget that includes the existing budget through a supplemental investment plan.

SECTION 6. For the LGU of Itbayat or the Provincial Engineering Office (PEO) to provide a copy to the Sanggunian of their Comprehensive Municipal Waterworks Rehabilitation/Development Plan to support funding requirement.

SECTION 7. DISBURSEMENT OF FUNDS. Disbursement of funds shall be made subject to the usual government budgeting, accounting, and auditing rules and regulations.

SECTION 8. FISCAL RESPONSIBILITY. Fiscal responsibility shall be shared by all those exercising authority over the financial affairs, transactions and operations of the Provincial Government subject to the provisions of Section 342 of the Local Government Code of 1991.

SECTION 9. SEPARABILITY CLAUSE. If, for any reason, any section or provision of this Ordinance is declared invalid or unconstitutional by a competent court of jurisdiction other section or provisions thereof which are not affected thereby shall continue to be in full force and effect.

SECTION 10. EFFECTIVITY. This Ordinance shall take effect upon its approval.

ENACTED: This 26th day of April 2021 on motion of Hon. Juliet P. Cataluña duly seconded by Hon. Milagros Juliet F. Abas and Hon. Ferdinand C. Elica.

Voting on the foregoing Ordinance as follows:

Ayes: Hon. Romeo G. Acebes, Hon. Juliet P. Cataluña, Hon. Juan F. Redondo, Hon. Ferdinand C. Elica, Hon. Milagros Juliet F. Abas, Hon. Evelyn G. Maduro, Hon. Will Lee H. Gabotero, Hon. Benigno B. Cobico, Hon. Argel E. Hortiz & Hon. Vicenta V. Hidalgo

Nays: None



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I hereby certify that the foregoing is a true and accurate copy of the Ordinance which was duly enacted by the Sangguniang Panlalawigan of Batanes during its 60th Special Session held on April 26, 2021.

ANTHONY C. DE LOS SANTOS Secretary to the SP

ATTESTED TO BE DULY ENACTED:

Provincial Vice Governor / Regular Presiding Officer ANTHONY C. DELOS SANTOS
Secretary to the Sangurian
Date:

CONCURRED IN:

ROMEO G. ACEBES

SP Member

EDDINAND C EUCA

SP Member

JULIET P. CATALUÑA SP Member

MILAGROS WHET F. ABAS
SP Member

JUAN E. REDONDO SP Member

EYELYN G. MADURO SP Member

WILL LEE H. GABOTERO
PCL Federation President

BENIGNO B. COBICO
Provincia LnB President

VICENTA V. HIDANGO
IPM Representative

ARGEL E. HORTIZ
SKP Federation President

APPROXED:

MARILOU H. CAYCO

Provincial Governor

Date: April 28, 201

OFFICE OF THE SECRETARY TO THE SANGGUNIANG PANIALAWIGAN

RECEIVED

DATE 28 april 202

TIME 2:49 PM