



Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City of Mandaluyong

ORDINANCE NO. 533, S-2014

**AN ORDINANCE EXTENDING FINANCIAL ASSISTANCE OR LOAN
TO LEGITIMATE NON-GOVERNMENT ORGANIZATIONS,
COOPERATIVES, FOUNDATIONS, OR OTHER
CIVIC GROUPS IN THE CITY OF
MANDALUYONG, APPROPRIATING FUNDS THEREFORE**

WHEREAS, Republic Act No. 7160 or the Local Government Code of 1991 decreed the important operative principle that the participation of the private sector in local governance, particularly in the delivery of basic services, shall be encouraged to ensure the viability of local autonomy as an alternative strategy for sustainable development;

WHEREAS, the same Code, particularly under Section 458 (2) (xiii) thereof, empowers the Sangguniang Panlungsod to grant loans or provide grants to national, provincial, and city charitable, benevolent or educational institutions, operated and maintained within the City;

WHEREAS, Section 36 of the same Code also states that a Local Government Unit may, through its Local Chief Executive and with the concurrence of the Sanggunian concerned, provide assistance, financial or otherwise, to such people's and non-governmental organizations for economic, socially-oriented, environmental, or cultural projects to be implemented within its territorial jurisdiction;

WHEREAS, time and again, this City Government has recognized the indispensable necessity of the legitimate non-government organizations, cooperatives, foundations, and other civic groups in the overall development and progress of Mandaluyong;

WHEREAS, in support to the commendable efforts of these groups and organizations in the improvement of the basic facilities and benefits for the people of Mandaluyong, the City Government has consistently extended various forms of assistance, such as in the form of loans;

WHEREAS, to further aid and assist these groups and organizations in their respective projects and programs for the ensuing months of the year 2014, there exist the necessity to extend to them the necessary financial support in the form of loan.

NOW, THEREFORE, be it enacted by the Sangguniang Panlungsod of the City of Mandaluyong, in session assembled:

SECTION 1. APPROPRIATION. The total amount of Two Million Pesos (P2,000,000.00) is hereby appropriated to fund the amount of loan which will be provided to those groups or organizations who wish to avail of the loan authorized under this Ordinance.

SECTION 2. AUTHORITY OF THE CITY MAYOR. Pursuant to the provisions of the Local Government Code of 1991, the City Mayor shall be the authorized signatory in any contract, deed, agreement, or other document necessary to facilitate and formalize the loan granted under this Ordinance.

For this purpose, the City Mayor is hereby authorized to represent this City in all related transactions and sign for and in behalf of the City Government in any contract, deed, agreements, or other documents necessary to facilitate the loan granted under this Ordinance.

SECTION 3. MAXIMUM AMOUNT OF THE LOAN. All loan which shall be extended by the City Government to the concerned group or organization under this Ordinance shall not exceed the maximum amount of Two Hundred Thousand Pesos (P200,000.00), and shall be subject to the availability of funds of the City Government and the other requirements imposed under this Ordinance, its implementing rules and regulations, and such other applicable laws.

SECTION 4. INTEREST. All loans extended to the concerned group or organization shall bear an interest at cooperative or banking rates, whichever is lower, prevalent at the time of the contracting of loan.

SECTION 5. TERM OF THE LOAN. All loans granted under the provisions of this Ordinance shall be fully paid within the period agreed upon by the parties.

SECTION 6. MANNER OF PAYMENT. All loans granted under the provisions of this Ordinance shall be paid by the concerned group or organization thru the issuance of postdated checks in favor of the City Government in the amount and payment dates agreed upon by the parties and stipulated in the contract, deed, agreement, or any other document evidencing the indebtedness.

The City Government has the right to institute the appropriate civil, criminal and/or administrative action for non-payment of the loan against the organization concerned, its officers and employees.

SECTION 7. IMPLEMENTING RULES AND REGULATIONS. Upon effectivity of this Ordinance, the City Mayor shall ensure the enactment of the Implementing Rules and Regulations which shall govern the procedure for the grant, approval, and release of the loan to the concerned group or organization.

Nevertheless, such Implementing Rules and Regulations shall not brush aside the following minimum requirements:

1. Letter of Intent to avail the loan granted under this Ordinance, signed by the authorized representative of the group or organization concerned;
2. Organizational profile of the non-government organization, cooperative, foundation or other civic group, and such other documents which will show its proven track record in its respective field or endeavor and that it operates within the City of Mandaluyong;
3. Original or Certified True Copy of document evidencing its existence as a bona fide group or organization and properly vested with the requisite legal personality, such as but not limited to the Certificate of Incorporation issued by the Securities and Exchange Commission;

SECTION 8. SCOPE AND COVERAGE. This Ordinance shall not be interpreted to restrict the City Government from extending such further loans or grants in favor of qualified non-government organizations, cooperatives, foundation or other civic groups as may be allowed by an Ordinance, or other applicable laws, rules and regulations.

SECTION 9. EFFECTIVITY. This Ordinance shall take effect upon approval.

ENACTED on this 27th day of January, 2014 in the City of Mandaluyong.

I HEREBY CERTIFY THAT THE FOREGOING ORDINANCE
WAS ENACTED AND APPROVED BY THE SANGGUNIANG
PANLUNGSOD OF MANDALUYONG IN REGULAR SESSION
HELD ON THE DATE AND PLACE FIRST ABOVE GIVEN.


JIMMY D. LACEBAL
Sanggunian Secretary

PRESIDED BY:


EDWARD G. BARTOLOME
Vice Mayor &
Presiding Officer

APPROVED:


BENJAMIN DC. ABALOS, JR.
City Mayor

Date: FEB 06 2014