



REPUBLIC OF THE PHILIPPINES
SANGGUNIANG PANLUNGSOD
CITY OF MANDALUYONG



ORDINANCE NO. 951, S-2023

ORDINANCE REPROGRAMMING SAVINGS FROM THE UNOBLIGATED 70% LOCAL DISASTER RISK REDUCTION AND MANAGEMENT FUND (LDRRMF) FOR FY 2023 IN THE SUM OF FIFTY FOUR MILLION FOUR HUNDRED FIFTY THOUSAND PESOS (P54,450,000.00) TO AUGMENT OTHER LOCAL DISASTER RISK REDUCTION AND MANAGEMENT RELATED PROGRAMS, PROJECTS AND ACTIVITIES (PPA) AND EXPENSES

WHEREAS, Republic Act No. 7160 or the Local Government Code of 1991 authorizes the City Mayor to initiate and maximize the generation of resources and revenues, and apply the same to the implementation of development plans, programs, objectives, and priorities. He or she shall prepare and submit to the Sanggunian for approval the executive and supplemental budgets of the city;

WHEREAS, the same Code also states that "(a)fter the local chief executive concerned shall have submitted the executive budget to the sanggunian, no ordinance providing for a supplemental budget shall be enacted, except when supported by funds actually available as certified by the local treasurer or by new revenue sources." Implied from that power to approve executive or supplemental budget is the power to reprogram funds or otherwise use savings to augment funds under the General Appropriation Ordinance, subject to existing laws, rules and regulations;

WHEREAS, Section 336 of the Local Government Code of 1991 and Article 454 (b) of its IRR allow the use of appropriated funds and savings to augment any item in the approved annual budget (AB), to wit:

"SEC. 336. Use of Appropriated Funds and Savings. - Funds shall be available exclusively for the specific purpose for which they have been appropriated. No ordinance shall be passed authorizing any transfer of appropriations from one item to another. However, the local chief executive or the presiding officer of the sanggunian concerned, may, by ordinance, be authorized to augment any item in the approved AB for their respective offices from savings in other items within the same expense class of their respective appropriations.

WHEREAS, Article 454 (b) of the IRR of the Code defines "savings" as referring to portions or balances of any programmed appropriation free from any obligation or encumbrance, still available after the satisfactory completion or the unavoidable discontinuance or abandonment of the work, activity or purpose for which the appropriation is authorized, or arising from unpaid compensation and related costs pertaining to vacant positions and leaves of absence without pay. On the other hand, "augmentation" implies the existence in the budget of an item, project, activity or purpose with an appropriation which upon implementation or subsequent evaluation of needed resources is determined to be deficient;

WHEREAS, Item 3.0 of COA Circular No. 2012-002 reiterated the purposes of the LDRRMF, such as, but not limited to, pre-disaster preparedness programs, post-disaster activities, payment of insurance premiums on property and on personnel accident insurance, and relief and recovery programs in communities or areas stricken by disasters, calamities, epidemics or complex emergencies;

WHEREAS, Item 4.0 of NDRRMC-DBM-DILG MC No. 2013-1 provides, among others, that, "[t]he LDRRMF shall cover the thirty percent (30%) lump-sum allocation for Quick Response Fund (QRF) and the seventy percent (70%) allocation for disaster prevention and mitigation, preparedness, response, rehabilitation and recovery";

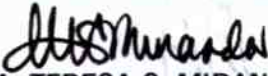
WHEREAS, in a letter dated October 17, 2023 (Annex "A"), the CDRRMO Head stated that the amount of Fifty Four Million Four Hundred Fifty Thousand Pesos (P54,450,000.00) remain unencumbered and unobligated from savings derived from programs, projects and activities under 70% Local Disaster Risk Reduction and Management Fund (LDRRMF) for FY2023, and the same was certified by the City Accountant (Annex "B");

WHEREAS, a Certification as to the Availability of Fund issued by the City Treasurer and Certification of Actual Deficiency and Sources of Funds are attached as Annexes "C" and "D", respectively.

NOW, THEREFORE, be it ordained by the Sangguniang Panlungsod of the City of Mandaluyong, in session assembled, APPROVES, the reprogramming of the savings from the unobligated 70% Local Disaster Risk Reduction and Management Fund (LDRRMF) for FY2023 in the sum of Fifty Four Million Four Hundred Fifty Thousand Pesos (P54,450,000.00) to augment other Local Disaster Risk Reduction and Management Related Programs, Projects and Activities (PPAs) and expenses.

ENACTED on this 13th day of November 2023, in the City of Mandaluyong.

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


MA. TERESA S. MIRANDA
Sanggunian Secretary

ATTESTED BY:

APPROVED BY:

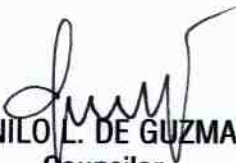

CARMELITA A. ABALOS
City Vice Mayor &
Presiding Officer


BENJAMIN S. ABALOS
City Mayor
Date: NOV 24 2023

DISTRICT I

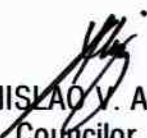

ANTONIO DLS. SUVA, JR.
Councilor


ANJELO ELTON P. YAP
Councilor


DANILO L. DE GUZMAN
Councilor


RODOLFO M. POSADAS
Councilor


CARISSA MARIZ S. MANALO
Councilor


ESTANISLAO V. ALIM III
Councilor

DISTRICT II


BENJAMIN A. ABALOS III
Councilor


ALEXANDER C. STA. MARIA
Councilor

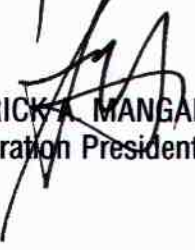

REGINALD S. ANTHOJO
Councilor


LESLIE F. CRUZ
Councilor


MICHAEL R. OCAMPO
Councilor


MICHAEL ERIC G. CUEJO
Councilor


DARWIN A. FERNANDEZ
LnB President


AEROL SEDRICK A. MANGALIAG
SK Federation President