

DECLARING APPROPRIATION ORDINANCE NO. 2024-03 DATED NOVEMBER 12, 2024 (GENERAL FUND ANNUAL BUDGET FY 2025) OF THE MUNICIPALITY OF LINGIG, THIS PROVINCE OPERATIVE, SUBJECT TO SOME CONDITIONS

SPONSORS:

HON. GINES RICKY J. SAYAWAN, SR., HON. ANTONIO C. AZARCON, HON. RUEL D. MOMO, HON. JOSE DUMAGAN, JR., HON. ANTHONY JOSEPH P. CAÑEDO, HON. CONRAD C. CEJOCO, HON. AMADO M. LAYNO, JR., HON. VALERIO T. MONTESCLAROS, JR., HON. MARGARITA G. GARAY, HON. RAUL K. SALAZAR AND HON. JIMMY I. GUINSOD

WHEREAS, pursuant to Chapter 3, Article 1, Section 327 of the Local Government Code of 1991, the Sangguniang Panlalawigan is mandated to review ordinances authorizing annual or supplemental appropriations of component cities and municipalities in the same manner and within same period prescribed for the review of other ordinances;

WHEREAS, Appropriation Ordinance No. 2024-03 dated November 12, 2024 of the Municipality of Lingig, this Province, authorizing its General Fund Annual Budget FY 2025 involving an appropriation in the amount of Two Hundred Fifty Three Million One Hundred Twelve Thousand Eight Hundred Fifty Five Pesos (P253,112,855.00), was submitted to this Body for review and same was referred to the Committee on Finance and Appropriation, for appropriate action and was subsequently endorsed to the Provincial Finance Committee, for technical review;

WHEREAS, the Provincial Finance Committee, in its review letter dated February 19, 2025 returned Appropriation Ordinance No. 2024-03 dated November 12, 2024 of the Municipality of Lingig, this Province, with the information that the same shall be declared operative and after a thorough review of the provisions embodied in the Ordinance by the Committee to which the matter was referred to, the latter disclosed that it has substantially complied with the provisions of the Local Government Code of 1991 and its Implementing Rules and Regulations, except for the findings, viz:

1. the proposed appropriation for Long-Term Debt is deficient by P10,257,377.74 as detailed below:

Loan Amortization (20% Development Fund)	
Debt Service	
For Heavy Equipment & Infrastructure Loan	P8,428,317.60
Total	8,428,317.60
Less: Statement of Indebtedness	18,685,695.34
Deficiency	(10,257,377.74)

WHEREAS in view of the foregoing and on motion of _____ and duly seconded by _____;

NOW THEREFORE

BE IT RESOLVED by the Sangguniang Panlalawigan of Surigao del Sur to declare Appropriation Ordinance No. 2024-03 dated November 12, 2024 (General Fund Annual Budget FY 2025) of the Municipality of Lingig, this Province operative, subject to the following conditions, to wit:

SPONSORS:

**HON. GINES RICKY J. SAYAWAN, SR., HON. ANTONIO C. AZARCON,
HON. JOSE DUMAGAN JR., HON. ANTHONY JOSEPH P. CAÑEDO,
HON. CONRAD C. CEJOCO, HON. AMADO M. LAYNO, JR.,
HON. RAUL K. SALAZAR, HON. MARGARITA G. GARAY,
HON. JIMMY I. GUINSOD, HON. JOHN PAUL C. PIMENTEL,
HON. YURI ART EUFY R. SANCHEZ AND HON. MELANIE JOY M.
GUNO.**

WHEREAS, pursuant to Chapter 3, Article 1, Section 327 of the Local Government Code of 1991, the Sangguniang Panlalawigan is mandated to review ordinances authorizing annual or supplemental appropriations of component cities and municipalities in the same manner and within the same period prescribed for the review of other ordinances;

WHEREAS, Appropriation Ordinance No. 2024-30 dated December 10, 2024 of the City of Bislig, this Province, authorizing its General Fund and City Economic Enterprise Annual Budget FY 2025 involving an appropriation in the amount of One Billion Two Hundred Fifty Six Million Two Hundred Seventy Six Thousand Five Hundred Thirteen Pesos and 07/100 (₱1,256,276,513.07), was submitted to this Body for review and same was referred to the Committee on Finance and Appropriation, for appropriate action and was subsequently endorsed to the Provincial Finance Committee, for technical review;

WHEREAS, the Provincial Finance Committee, in its review letter dated February 10, 2025 returned Appropriation Ordinance No. 2024-30 dated December 10, 2024 of the City of Bislig, this Province, with the information that the same shall be declared operative and after a thorough review of the provisions embodied in the Ordinance by the Committee to which the matter was referred to, the latter disclosed that it has substantially complied with the provisions of the Local Government Code of 1991 and its Implementing Rules and Regulations, except for the following findings, viz:

1. upon review of the submitted Appropriation Ordinance No. 2024-30, the following inconsistencies have been identified in accordance with the budget Operations Manual for LGUs, 2023 Edition:
 - 1.1 the submitted Appropriation Ordinance does not include a Budget Message from the Local Chief Executive, as required by Section 314(b) of Republic Act No. 7160,
 - 1.2 the document is do not have an official stamp bearing the seal of the Sanggunian, which is mandated by Section 469(c) of the Local Government Code (LGC) and Article 107(h); and
 - 1.3 the Statement of Indebtedness has not been explicitly included as an integral part of the Appropriation Ordinance No. 2024-30.
2. the appropriation items for Aid to Barangays and Debt Services were not reflected under the appropriate implementing Office/Unit;
3. the appropriation for long-term debt has exceeded by ₱9,425,078.09 as determined hereunder:

Appropriation - This Budget FY 2025	₱61,500,000.00
Less: Amount due for the year FY 2025	<u>52,074,921.91</u>
Excess Appropriation	₱ <u>9,425,078.09</u>

4. it is observed that there are inconsistencies in the computation of appropriations in the Personal Service of the different offices, namely:

1. the deficiency in the appropriation for payment of Annual Amortization of long-term debt, amounting to ₱10,257,377.74, shall be addressed through the inclusion of the necessary funds in the First Supplemental Budget of Fiscal Year 2025, in compliance with Section 303 of the Local Government Code of 1991 (R.A. 7160) pursuant to this observation, the LGU is advised to submit a written justification and provide a copy of the subsequent action taken, for documentation purposes. Failure to comply with the above findings may result in unfavorable legal and financial repercussions of the LGU;
2. the procurement of goods, consulting services and civil works shall be in accordance with R.A. 9184, Otherwise known as "The Government Procurement Act", and its revised IRR;
3. it is understood that the review action does not authorize any item of appropriation that is specifically prohibited by or inconsistent with the provision of law; and
4. compliance and adherence with all existing laws, rules and regulations shall be the responsibility of the implementing Officials of the Municipality of Lingig, this province.

RESOLVED FURTHER: To require the Municipality of Lingig to comply with the posting requirements under Section 59 of the Local Government Code of 1991 and the herein recommendations and to notify this Body of the actions taken thereon.

RESOLVED FURTHERMORE: To inform the Municipality of Lingig that the review action does not authorize any item/s of appropriation that is specifically prohibited by or inconsistent with the provisions of law.

RESOLVED FINALLY: To furnish copies of this Resolution to the Provincial Budget Officer and the Provincial Auditor, both of this Province, to Hon. Elmer P. Evangelio, Municipal Mayor, to the Sangguniang Bayan thru Hon. Edgar L. Acdog, Municipal Vice Mayor/Presiding Officer, the Municipal Budget Officer, the Municipal Treasurer and the Municipal Accountant, all of the Municipality of Lingig, this Province, for their information and guidance.

ADOPTED this 18th day of March, 2025 at the City of Tandag, Province of Surigao del Sur by unanimous votes of all Sangguniang Panlalawigan Members present.

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I HEREBY CERTIFY to the correctness of the foregoing Resolution.

EDGAR G. PEREZ II, J.D.
Secretary to the Sangguniang Panlalawigan

**ATTESTED AND CERTIFIED
TO BE DULY ADOPTED:**

MANUEL O. ALAMEDA, SR.
Vice Governor
(Presiding Officer)

SPONSORS:

HON. GINES RICKY J. SAYAWAN, SR., HON. ANTONIO C. AZARCON,
HON. JOSE DUMAGAN JR., HON. ANTHONY JOSEPH P. CAÑEDO,
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