Item No._____
For 2nd Reading
134th Regular Session
April 2, 2025
Tandag City

RESOLUTION NO. _____
(Series of 2025)

DECLARING APPROPRIATION ORDINANCE NO. 01 DATED FEBRUARY 2, 2025 OF THE MUNICIPALITY OF LANUZA, THIS PROVINCE ENTITLED "AN ORDINANCE AUTHORIZING THE ANNUAL BUDGET OF THE MUNICIPALITY OF LANUZA FOR FISCAL YEAR 2025 IN THE TOTAL AMOUNT OF ONE HUNDRED NINETY-TWO MILLION SIXTY–THREE THOUSAND EIGHT HUNDRED NINETY-FOUR PESOS (PHP192,063,894.00) COVERING THE VARIOUS EXPENDITURES FOR THE OPERATION OF THE GENERAL FUND AND LOCAL ECONOMIC ENTERPRISE OF THE MUNICIPAL GOVERNMENT FOR FISCAL YEAR 2025, AND APPROPRIATING THE NECESSARY FUNDS FOR THE PURPOSE", INVALID DUE TO SUBSTANTIAL CHANGES IN THE AMOUNT OF THEIR ANNUAL BUDGET FROM PHP191,413,894.00, AS SPECIFIED IN THE ORIGINAL BUDGET TO PHP192,063,894.00, THE NEW AMOUNT

SPONSORS:

HON. GINES RICKY J. SAYAWAN, SR., HON. ANTHONY JOSEPH P. CAÑEDO, HON. CONRAD C. CEJOCO, HON. MARGARITA G. GARAY, HON. RAUL K. SALAZAR, HON. AMADO M. LAYNO, JR., HON. VALERIO T. MONTESCLAROS, JR. 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. 08 dated December 9, 2024 of the Municipality of Lanuza, this Province entitled "An Ordinance Authorizing the Annual Budget of the Municipality of Lanuza for Fiscal Year 2025 in the Total Amount of One Hundred Ninety-One Million Four Hundred Thirteen Thousand Eight Hundred Ninety-Four Pesos (Php191,413,894.00) Covering the Various Expenditures for the Operation of the General Fund and Local Economic Enterprise of the Municipal Government for Fiscal Year 2025, and Appropriating the Necessary Funds for the Purpose". However, the aforementioned Appropriation Ordinance No. 08 dated December 9, 2024 of the Sangguniang Bayan of Lanuza, this Province was declared Invalid in violation to Section 52 (c) of the Local Government Code of 1991 by the Sangguniang Panlalawigan through its Resolution No. 2842-25, Series of 2025 dated February 11, 2025;

WHEREAS, on February 25, 2025, the Municipality of Lanuza, this Province enacted an Appropriation Ordinance No. 01 entitled "An Ordinance Authorizing the Annual Budget of the Municipality of Lanuza for Fiscal Year 2025 in the Total Amount of One Hundred Ninety-Two Million Sixty Three Thousand Eight Hundred Ninety-Four Pesos (Php192,063,894.00) Covering the Various Expenditures for the Operation of the General Fund and Local Economic Enterprise of the Municipal Government for Fiscal Year 2025, and Appropriating the Necessary Funds for the Purpose", was submitted to this Body for review and same was referred to the Committees on Finance and Appropriation (Lead Committee)/Laws and Justice and Human Rights, for appropriate action;

WHEREAS, on March 4, 2025, Hon. Charlyn L. Literato, Vice Mayor, Municipality of Lanuza, this Province, furnished the Body a letter ~~nullifying Appropriation Ordinance No. 1, Series of 2025 due to Non-Compliance with Parliamentary Procedure~~;

WHEREAS, on March 18, 2025, the Sangguniang Panlalawigan ~~furnished a letter~~ sent written communication inviting the Honorable Members of the Sangguniang Bayan, the Secretary to the Sangguaning Bayan and the Honorable Vice Mayor, all of the Municipality of Lanuza, this Province for a thorough deliberation on the matter scheduled last March 25, 2025 in Bislig City, Surigao del Sur and requested their end to bring with them a copy of the Transcript of Proceedings during the 126th Regular Session dated February 25, 2025;

WHEREAS, on March 19, 2025, the Members of the Sangguniang Bayan of the Municipality of Lanuza, this province ~~furnished~~ submitted to the Body a letter ~~for~~ regarding their manifestation and comments in relation to the letter of the Municipal Vice Mayor Charlyn L. Literato concerning the Annual Budget of the Municipality of Lanuza, which was reauthorized in February 25, 2025 during 126th Regular Session to which they categorically refute the allegations that the authorization of the Annual Budget did not undergo the proper legislative process, particularly the Three Reading Principle. Likewise, on March 24, 2025, the Sangguniang Bayan of the said Muncipality informed the Body that they cannot attend the meeting considering that the objection of the Vice Mayor on the passage of Appropriation Ordinance No. 1, Series of 2025 has ~~found~~ no basis. But instead, they submitted a copy of the Minutes of the 126th Regular Session of the Sangguniang Bayan of Lanuza, this province dated February 25, 2025, in response to the Body's request;

WHEREAS, the Sangguniang Panlalawigan could not proceed with a definitive finding due to (a) lack of sufficient information on the matter; delete

WHEREAS, after ~~a~~ careful deliberation on the matter, by the Committees, to which the matter was referred to, during its Committee Meeting recommended to declare the ~~aforementioned~~ Appropriation Ordinance No. 01 dated February 25, 2025 of the Sangguniang Bayan of Lanuza, this Province, Invalid Due to Substantial Changes in the Amount of their Annual Budget from the specified amount in the Original Budget;

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. 01 dated February 25, 2025 of the Municipality of Lanuza, this Province entitled "An Ordinance Authorizing the Annual Budget of the Municipality of Lanuza for Fiscal Year 2025 in the Total Amount of One Hundred Ninety-Two Million Sixty Three Thousand Eight Hundred Ninety-Four Pesos (Php192,063,894.00) Covering the Various Expenditures for the Operation of the General Fund and Local Economic Enterprise of the Municipal Government for Fiscal Year 2025, and Appropriating the Necessary Funds for the Purpose", Invalid Due to Substantial Changes in the Amount of their Annual Budget from Php191,413,894.00, as Specified in the Original Budget to Php192,063,894.00, the New Amount.

RESOLVED FINALLY: To furnish copies of this Resolution to Hon. Marvin T. Azarcon, Municipal Mayor and to the Sangguniang Bayan thru Hon. Maria Villa C. Baes, Member, Sangguniang Bayan/Temporary Presiding Officer, all of the Municipality of Lanuza, this Province, for their information and appropriate action.

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

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