



Republic of the Philippines
CITY COUNCIL
City of Manila

REGULAR SESSION NO. 183

11TH CITY COUNCIL

Begun and held in the City Council on Thursday,
the thirteenth day of January, Two Thousand Twenty-Two

ORDINANCE NO. 8802

AN ORDINANCE AUTHORIZING THE GRANT OF GRATUITY PAY TO CONTRACT OF SERVICE AND JOB ORDER WORKERS IN THE CITY GOVERNMENT OF MANILA PURSUANT TO ADMINISTRATIVE ORDER NO. 46 FOR FISCAL YEAR 2021 AND PROVIDING FUNDS THEREFOR IN THE TOTAL AMOUNT OF FIFTY-ONE MILLION ONE HUNDRED FIFTY THOUSAND PESOS (PHP. 51,150,000.00) AND FOR OTHER PURPOSES

SPONSORED BY:

HON. JOEL R. CHUA
Majority Floor Leader



PREAMBLE

WHEREAS, on 29 December 2021 President Rodrigo Roa Duterte issued Administrative Order (A.O.) No. 46, Series of 2021, entitled "Authorizing the Grant of Gratuity Pay to Contract of Service and Job Order Workers in the Government for Fiscal Year 2021";

WHEREAS, as mentioned in A.O. No. 46, while Contract of Service (COS) and Job Order (JO) workers in the government are paid salaries/wages equivalent to those received by personnel occupying comparable positions in government and a premium of up to 20% of such salary/wage, they do not enjoy benefits accorded to government employees such as the Personnel Economic Relief Allowance, Mid-Year and Year-End Bonus and Performance Based Bonus among others, considering that they have no employer-employee relationship with the government;

WHEREAS, it also stated that "granting a year-end Gratuity Pay to COS and JO workers is a well-deserved recognition of their hard work in implementing programs, projects and activities, including those which are part of the emergency COVID-19 response efforts of the government";

WHEREAS, Section 5 of A.O. No. 46 provides that "LGUs are enjoined to adopt in their respective offices the grant of Gratuity Pay to workers whose services are engaged through COS and JO, utilizing appropriate and available funding sources from their respective local government funds";

WHEREAS, December 31, 2021, the Department of Budget and Management issued Budget Circular No. 2021-5 relative to the "Guidelines on the Grant of Gratuity Pay to Contract of Service and Job Order Workers in Government for FY 2021;"

WHEREAS, every local government unit shall exercise the powers that are essential to the promotion of the general welfare. It shall ensure and support, among other things, the enhancement of economic prosperity, full employment, and social justice, and preserve the comfort and convenience of its inhabitants [Section 16 of Republic Act (R.A.) No. 7160 or the Local Government Code of 1991];

WHEREAS, the local legislative body approved Resolution No. 01, adopted by the Executive Committee on the City Development Council on January 10, 2022, entitled: "A RESOLUTION APPROVING THE AMENDMENT OF THE ANNUAL INVESTMENT PROGRAM AND THE ISSUANCE OF A SUPPLEMENTAL INVESTMENT PROGRAM FOR FY 2022 FOR THE GRANT OF GRATUITY PAY TO CONTRACT OF SERVICE AND JOB ORDER WORKERS IN THE CITY GOVERNMENT OF MANILA FOR FISCAL YEAR 2021 PURSUANT TO ADMINISTRATIVE ORDER NO. 46 S. 2021": NOW, THEREFORE,

Be it ordained by the City Council of Manila, in session assembled, *THAT*:

SECTION 1. Gratuity Pay. – The grant of the one-time Gratuity Pay for FY 2021 not exceeding Five Thousand Pesos (PhP. 5,000.00) to job order and contract of service personnel in the City Government of Manila is hereby authorized subject to the conditions under Administrative Order No. 46, s. 2021.

SEC. 2. Fund Source. – The Gratuity Pay in the total amount of Fifty-One Million One Hundred Fifty Thousand Pesos (PhP. 51,150,000.00) shall be funded by the Special Activities Fund – Maintenance and Other Operating Expenses under the FY 2022 Annual Appropriations Ordinance.

Attached are the following details:

LBP Form No. 8 marked as Annex A – Statement of Funding Source as Certified by the City Treasurer and City Accountant; and


LBP Form No. 9 marked Annex B – Statement of Budgetary Requirements.

SEC. 3. Separability Clause. – If any provision of this Ordinance is declared invalid or unconstitutional, the other provisions not affected thereby shall remain valid and subsisting.

SEC. 4. Effectivity Clause. – This Ordinance shall take effect immediately upon its approval.

On the motion presented by the Hon. Joel R. Chua, which was duly seconded by all those present, this Ordinance was finally approved for third and final reading by the City Council of Manila on January 13, 2022.

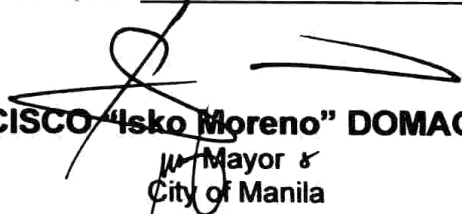
PRESIDED BY:


MARIA SHEILAH "Honey" LACUNA-PANGAN, MD, FPDS
Vice-Mayor and Presiding Officer
City Council, Manila

ATTESTED:


LUCH R. GEMPIS, JR.
City Government Department Head III
(Secretary to the City Council)

APPROVED BY HIS HONOR, THE MAYOR, ON JAN 13 2022


FRANCISCO "Isko Moreno" DOMAGOSO
Mayor &
City of Manila

ATTESTED:


ATTY. MARIA CRISTINA S. FERNANDEZ
Acting Secretary to the Mayor

RNF:rb/acf/jmt/jrp