

ORDINANCE NO. 7682

ORDINANCE APPROPRIATING THE AMOUNT OF ₱6,661.00 OR SO MUCH THEREOF AS MAY BE NECESSARY, OUT OF ANY FUND OR FUNDS EXISTING IN THE CITY TREASURY, TO BE MADE AVAILABLE FOR THE PAYMENT OF COMPENSATION BENEFITS DUE MR. FIDEL GUEVARRA, FORMER EMPLOYEE OF THE DEFUNCT DEPARTMENT OF PUBLIC SERVICES, MANILA, INCLUDING ATTORNEY'S FEES AND ADMINISTRATIVE FEES, PER DECISION OF THE SUPREME COURT IN ROA-WE CASE NO. 167450 (GR.No.L-431957 PROMULGATED ON NOVEMBER 27, 1986).

Be it ordained by the City Council of the City of Manila,
THAT:

SECTION 1. The amount of ₱6,661.00 or so much thereof as may be necessary, is hereby appropriated out of any fund or funds, existing in the City Treasury not otherwise appropriated to be made available for the payment of compensation benefits due Mr. Fidel Guevarra, former employee of the defunct Department of Public Services, Manila, itemized as follows:


- 1) SIX THOUSAND (₱6,000.00) PESOS as compensation benefits;
- 2) SIX HUNDRED (₱600.00) PESOS as Attorney's fees; and
- 3) SIXTY ONE (₱61.00) PESOS as Administrative fees.


SECTION 2. This Ordinance shall take effect upon its approval.

Enacted by the City Council of Manila at its regular session today, June 14, 1988.

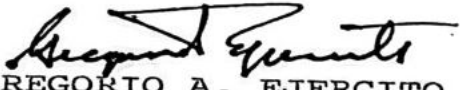
approved by His Honor, the Mayor on June 11, 1988

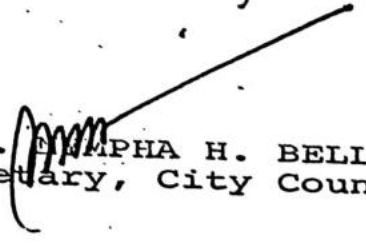
APPROVED:


GEMILIANO C. LOPEZ, JR.
Mayor
City of Manila


DANILO B. LACUNA
Vice-Mayor and
Presiding Officer
City Council, Manila

ATTESTED:


GREGORIO A. EJERCITO
Secretary to the Mayor


MA. AMPHA H. BELLO
Secretary, City Council



Republic of the Philippines
OFFICE OF THE MAYOR
Manila, Philippines

10th Indorsement
17 January 1992

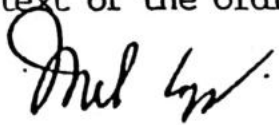
CITY COUNCIL OF MANILA	
REC'D. BY	7
DATE	21 1992
TIME	5:00 PM
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Respectfully returned to the Honorable City Council, Manila, the attached proposed budget ordinance of the City of CY 1992, duly approved by the undersigned Mayor, except:

1. the lump sum appropriation in the City Council for Wages of Casual at ₱15,880,800.00 which doubled the appropriation for the same item for the next preceding calendar year by ₱7,940,000.00, for being prejudicial to public welfare as there is no justifiable or urgent need to increase the personnel complement of the City Council and appropriating the staggering amount of ₱15,880,800.00. Worse, this was done without an additional certification of additional income from the City Treasurer and, instead, by deducting the afore-said amount from the appropriations of the different city executive departments without justifiable reason.

2. Section 6 of the General Provisions is likewise disapproved for being arbitrary, whimsical and unrealistic in the light of the increasing public demands for expenses not otherwise regularly provided for under the budget ordinance. The law (RA 7160) recognized such needs when it provides in Section 325 that the discretionary fund may not exceed two percent (2%) (not 1% as provided by the City Council). In fact the amount of ₱200,000.00 proposed for this purpose in the executive budget is already a mere pittance of the amount which may legally be appropriated for said purpose.

In this connection, it should be pointed out that Section 5 of the General Provisions of the proposed budget ordinance which prohibits the filling up of all vacant positions until June 30, 1992 constitutes an ultra vires act of the City Council as the same is an undue restriction of the power of appointment exclusively vested by law in the undersigned Mayor. For this reason, the undersigned deems this provision as not having been included in the text of the ordinance.


GEMILIANO C. LOPEZ, JR.
City Mayor