



Republic of the Philippines
CITY COUNCIL
City of Manila

REGULAR SESSION NO. 121

11TH CITY COUNCIL

Begun and held in the City Council on Thursday,
the twenty-fifth day of March, Two Thousand Twenty-One

ORDINANCE NO. 8739

AN ORDINANCE AUTHORIZING SUPPLEMENTAL BUDGET NO. 04, SERIES OF 2021, TO COVER THE EXPENSES FOR THE FOOD SECURITY PROGRAM OF THE CITY OF MANILA

SPONSORED BY:

HON. JOEL R. CHUA
Majority Floor Leader



PREAMBLE

WHEREAS, Section 2 of Republic Act. No. 11469 provides that "Presidential Proclamation No. 922, s. 2020, was issued declaring a State of Public Health Emergency throughout the Philippines due to the Coronavirus Disease 2019 (COVID-19) and the Code Alert System for COVID-19 was raised to Code Red Sublevel Two (2) in accordance with the recommendation of the Department of Health (DOH) and the Inter-Agency Task Force for the Management of Emerging Infectious Diseases. Further, Presidential Proclamation No. 929, s. 2020, was issued declaring a State of Calamity throughout the Philippines and imposed an Enhanced Community Quarantine throughout Luzon.

In view of the continuing rise of confirmed cases of COVID-19, the serious threat to the health, safety, security, and lives of our countrymen, the long-term adverse effects on their means of livelihood, and the severe disruption of economic activities, a state of national emergency is hereby declared over the entire country."

WHEREAS, both Proclamations enjoined all government agencies and Local Government Units (LGUs) to render full assistance to and cooperation with each other and mobilize the necessary resources to undertake critical, urgent, and appropriate disaster response aid and measures in a timely manner to curtail and eliminate the threat of COVID-19;

WHEREAS, in the same law, the President is empowered to "ensure that all Local Government Units (LGUs) are acting within the letter and spirit of all the rules, regulations and directives issued by the National Government pursuant to the said law, and are implementing standards of Community Quarantine consistent with what the National Government has laid down for the subject area, while allowing the LGUs to continue exercising their autonomy on matters undefined by the National Government or are within the parameters it has set, and are fully cooperating towards a unified, cohesive and orderly implementation of the national policy to address COVID-19." (Section 4 (g) of RA No. 11469);

WHEREAS, Proclamation No. 1021 dated September 16, 2020 extended the period of the State of Calamity throughout the Philippines until September 12, 2021 due to Covid-19 declared under Proclamation No. 929 s. 2020.

WHEREAS, the Department of the Interior and Local Government (DILG) and the Department of Budget and Management (DBM) had issued a Joint Memorandum Circular (JMC) No. 01, dated 27 March 2020, providing additional guidelines on the utilization of the Twenty Percent (20%) of the Annual Internal Revenue Allotment for Development Projects in view of the Coronavirus Disease 2019 (COVID-19) situation, which authorized the use of the said fund for "food assistance and other relief goods for affected households" (Par. 2.1.7), as well as "other necessary Covid-19 related PPAs and expenses" (Par. 2.1.12). Further, DBM, DILG and Department of Finance issued JMC No. 1 dated November 4, 2020, revising the guidelines on the appropriation and utilization of the 20% of the Annual Internal Revenue Allotment for Development Projects, which clarified that "the development projects that may be included under the 20% DF (development fund) shall be those that are necessary, appropriate, or incidental to efficient and effective local governance, and those which are essential to the promotion of the general welfare of the people."

WHEREAS, the Local Government Code states that "All budgetary proposals shall be included and considered in the budget preparation process. After 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.

A supplemental budget may also be enacted in times of public calamity by way of budgetary realignment to set aside appropriations for the purchase of supplies and materials or the payment of services which are exceptionally urgent or absolutely indispensable to prevent imminent danger to, or loss of, life or property, in the jurisdiction of the local government unit or in other areas declared by the President in a state of calamity. Such ordinances shall clearly indicate the sources of funds available for appropriations, as certified under oath by the local treasurer and local accountant and attested by the local chief executive, and the various items of appropriations affected and the reasons for the change.” (Section 321 of Republic Act No. 7160);

WHEREAS, earlier today, the local legislative body approved Resolution No. 05, Series of 2021, adopted by the Executive Committee of the City Development Council on March 22, 2021, entitled: “A RESOLUTION APPROVING THE AMENDMENT OF THE ANNUAL INVESTMENT PROGRAM AND THE ISSUANCE OF A SUPPLEMENTAL INVESTMENT PROGRAM FOR FY 2021 TO AUGMENT THE MAINTENANCE AND OTHER OPERATING EXPENSES (MOOE) – WELFARE GOODS EXPENSES OF THE MANILA DEPARTMENT OF SOCIAL WELFARE IN THE AMOUNT OF ONE BILLION FOUR HUNDRED TWENTY-SEVEN MILLION PESOS (PHP. 1,427,000,000.00) FOR THE IMPLEMENTATION OF THE CITY OF MANILA’S FOOD SECURITY PROGRAM”: NOW, THEREFORE,

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

SECTION 1. Appropriations. – The Supplemental Budget of the City Government of Manila for Fiscal Year 2021 in the amount of One Billion Four Hundred Twenty-Seven Million Pesos (PhP. 1,427,000,000.00) is hereby approved.

SEC. 2. Source of Funds. – The funds for the Supplemental Budget in the total amount of One Billion Four Hundred Twenty-Seven Million Pesos (PhP. 1,427,000,000.00) shall be derived from funds actually available as certified by the City Treasurer and City Accountant.

SEC. 3. Use of Funds. – The amount of One Billion Four Hundred Twenty-Seven Million Pesos (PhP. 1,427,000,000.00) is hereby appropriated under the Manila Department of Social Welfare: Maintenance and Other Operating Expenses – Welfare Goods Expenses for the City’s Food Security Program.

Attached are the following details:


Annex A – Statement of Funding Source

Annex B – Statement of Supplemental Appropriations

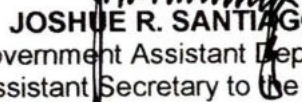
SEC. 4. Effectivity Clause. – This Ordinance shall take effect immediately upon its approval.

This Ordinance was finally enacted by the City Council of Manila on March 25, 2021.

PRESIDED BY:



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

ATTESTED:



JOSHUE R. SANTIAGO, MPMG
City Government Assistant Department Head III
(Assistant Secretary to the City Council)

APPROVED BY HIS HONOR, THE MAYOR, ON

MAR 25 2021


FRANCISCO "Isko Moreno" DOMAGOSO
Mayor
City of Manila

ATTESTED:


BERNARDITO G. ANG
City Government Department Head III
(Secretary to the Mayor)

RNF: rrb/acl/jmt/jrp