



Republic of the Philippines
PROVINCE OF PANGASINAN
Lingayen
www.pangasinan.gov.ph

OFFICE OF THE SANGGUNIANG PANLALAWIGAN SECRETARY

CERTIFICATION

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that at the regular session duly constituted of the Sangguniang Panlalawigan, Province of Pangasinan, held on September 6, 2021 at Lingayen, Pangasinan, the following resolution was approved:

Sponsored by SP Members Donabel N. Fontelera and Margielou Orange D. Humilde-Verzosa and co-sponsored by SP Members Sheila Marie S. Perez-Galicia, Jerome Vic O. Espino and Jeanne Jinky C. Zaplan

RESOLUTION NO. 736-2021

DECLARING THE SUPPLEMENTAL BUDGET NO. 01 FOR CY 2021 OF BANI, PANGASINAN INVOLVING A TOTAL APPROPRIATION OF P33,000,000.00, AS NOT WITHIN THE CONFERRED POWERS OF THE SANGGUNIANG BAYAN TO ENACT

WHEREAS, pursuant to Republic Act No. 7160, otherwise known as the Local Government Code of 1991, the Sangguniang Panlalawigan of Pangasinan as a legislative body of the Province is empowered to review ordinances authorizing annual or supplemental appropriations of component cities and municipalities in the manner prescribed by law;

WHEREAS, the Sangguniang Bayan of Bani, Pangasinan submitted its Supplemental Budget No. 01 for Calendar Year 2021 involving total appropriations of P33,000,000.00, which was enacted on March 16, 2021 through Appropriation Ordinance No.1;

WHEREAS, the Committee on Laws and Ordinances of the Sangguniang Panlalawigan with the technical assistance of the Local Finance Committee of the Province pursuant to Section 316 of the Local Government Code of 1991 based on the fact that Annual Budget of the municipality was declared inoperative, thus:

1. The Appropriation Ordinance loses force and effect;
2. The LGU concerned shall operate under a reenacted budget effective immediately until such time that the new ordinance authorizing the annual appropriations is enacted and approved;



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3. The local treasurer shall not make further disbursements of funds from any of the items of appropriation declared inoperative, disallowed or reduced (Section 327, RA No. 7160); *and*
4. The budget shall be revised to comply with the provisions of law and authorized through another Appropriation Ordinances, which shall then be submitted to the reviewing authority.


WHEREAS, the Provincial Legal Officer has issued an opinion that the Supplemental Budget No. 01 for CY 2021 of the municipality has not been enacted within the conferred powers of the Sanggunian;

WHEREFORE, in view of the foregoing, on motion of SP Members Donabel N. Fontelera and Margielou Orange D. Humilde-Verzosa and co-sponsored by SP Members Sheila Marie S. Perez-Galicia, Jerome Vic O. Espino and Jeanne Jinky C. Zaplan, duly seconded, it was –

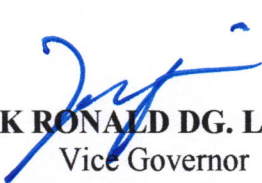
RESOLVED, as it is hereby resolved, by the Sangguniang Panlalawigan in session assembled, to declare as not within the conferred powers of the Sangguniang Bayan to enact the Supplemental Budget No.01 for CY 2021 of Bani, Pangasinan;

RESOLVED FURTHER, that a copy of this resolution be furnished the Office of the Sangguniang Bayan of Bani, Pangasinan, for its information and guidance.

CERTIFIED BY:


VERNA T. NAVA-PEREZ
Secretary to the Sanggunian

ATTESTED:


MARK RONALD DG. LAMBINO
Vice Governor
(Presiding Officer)