

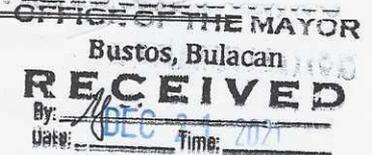


RESOLUTION No. 2021-123

“A RESOLUTION APPROVING THE DEVOLUTION TRANSITION PLAN OF THE MUNICIPALITY PROVIDING THE MUNICIPAL GOVERNMENT WITH A ROADMAP TO ENSURE STRATEGIC, SYSTEMATIC AND COHERENT ACTIONS TOWARDS THE FULL IMPLEMENTATION OF FUNCTIONS, SERVICES AND FACILITIES TO BE FULLY DEVOLVED BY NATIONAL GOVERNMENT AGENCIES (NGAs) CONCERNED, STARTING IN FY 2022.”

Motioned by:
Honorable Melvin H. Melencio
Chairman

Lupon sa mga Alituntunin, Pananalapi at Pamamahala ng
Kitambayan



WHEREAS, Section 25, Article II of the Constitution provides that the State shall ensure the autonomy of local governments;

WHEREAS, Section 6, Article X of the Constitution provides that local government units (LGUs) shall have a just share, as determined by law, in the national taxes which shall be automatically released to them;

WHEREAS, Section 2(a) of the Local Government Code (LGC) of 1991 (Republic Act No. 7160) provides that the State shall provide for a more responsive and accountable local government structure instituted through a system of decentralization whereby local government units (LGUs) shall be given more powers, authority, responsibilities, and resources. The process of decentralization shall proceed from the national government (NG) to the local government units LGUs;

WHEREAS, Section 3(d) of the LGC further provides that “the vesting of duty, responsibility, and accountability in local government units shall be accompanied with provision for reasonably adequate resources to discharge their powers and

effectively carry out their functions; hence, they shall have the power to create and broaden their own sources of revenue and the right to a just share in national taxes and an equitable share in the proceeds of the utilization and development of the national wealth within their respective areas”;

WHEREAS, the Supreme Court (SC) decision in the consolidated cases of *Congressman Herrnilando I. Mandanas, et al. vs. Executive Secretary Paquito N. Ochoa, Jr. et al. and Honorable Enrique T. Garcia, Jr. vs. Executive Secretary Paquito Ochoa, et al.* clarifies the basis for the computation of local government shares and ordered the national government to include all collections of national taxes in the computation of the base amount for the just share of LGUs;

WHEREAS, Executive Order No. 138, s. 2021 orders the full devolution of functions, services, and facilities by the national government (NG) to local governments (LGUs) no later than the end of FY 2024. These shall include those devolved responsibilities indicated in Section 17 of RA 7160 and in other existing laws which subsequently devolved functions of the NG to LGUs. These fully devolved responsibilities shall be funded from the share of the LGUs in the proceeds of the national taxes and other local revenues;

WHEREAS, the DBM-DILG Joint Memorandum Circular (JMC) No. 2021-__ dated 2021 requires all LGUs to prepare their DTPs to ensure a strategic perspective and systematic and coherent actions towards their full assumption of devolved functions and services starting in FY 2022.

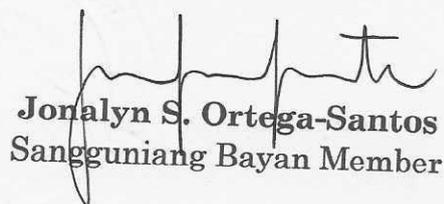
NOW THEREFORE, on motion by **HONORABLE MELVIN H. MELENCIO**, and duly seconded by everyone present.

BE IT RESOLVED, as it is hereby resolved, to approve the Devolution Transition Plan providing the Municipal Government with a roadmap to ensure strategic, systematic, and coherent actions towards the full implementation of functions, services, and facilities to be fully devolve by national government agencies concerned starting in FY 2022.

APPROVED and ADOPTED, 1st of December, 2021 by the Sangguniang Bayan at the Amado Raymundo Session Hall.

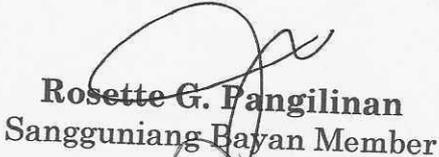


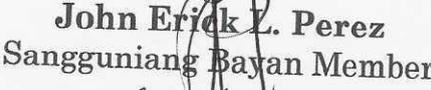
Juliet DJ. Dela Cruz
Sangguniang Bayan Member

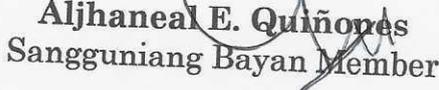


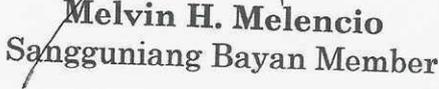
Jonalyn S. Ortega-Santos
Sangguniang Bayan Member

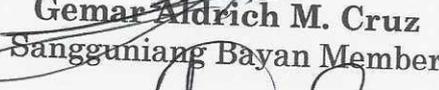

Toni Flor H. De Guzman
Sangguniang Bayan Member

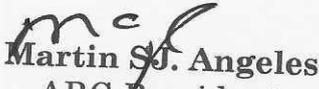

Rosette G. Pangilinan
Sangguniang Bayan Member


John Erick L. Perez
Sangguniang Bayan Member

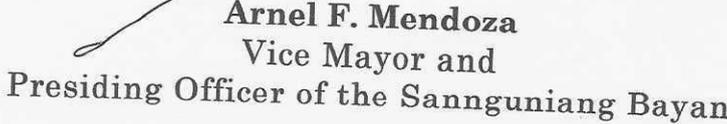

Aljhaneal E. Quinones
Sangguniang Bayan Member


Melvin H. Melencio
Sangguniang Bayan Member


Gemar Aldrich M. Cruz
Sangguniang Bayan Member

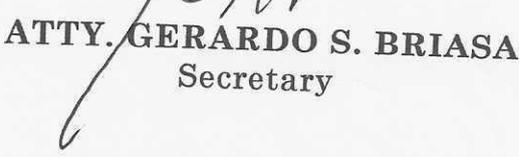

Martin S. Angeles
ABC President


Angelica DL. Tadeo
SK President


Arnel F. Mendoza
Vice Mayor and
Presiding Officer of the Sangguniang Bayan

— ■ —

I HEREBY CERTIFY that the foregoing resolution was duly adopted by the Sangguniang Bayan during its regular session held at the Amado Raymundo Session Hall on 1st of December, 2021.


ATTY. GERARDO S. BRIASA
Secretary