



OFFICE  
of the  
**SANGGUNIANG  
BAYAN**



**MONCADA, TARLAC**

EXCERPT FROM THE MINUTES OF THE SPECIAL SESSION OF THE SANGGUNIANG BAYAN OF MONCADA, TARLAC FOR CY 2021 HELD ON THE 5<sup>th</sup> DAY OF NOVEMBER, 2021 AT THE SB SESSION HALL, LEGISLATIVE BUILDING.

**PRESENT:**

HON. JAIME O. DUQUE  
HON. RODOLFO C. ESPEJO, JR.  
HON. ALBERTO C. MARZAN, JR., MD  
HON. RUBEN V. GAMBOA, JR  
HON. THELMAFLOR A. ESPEJO  
HON. GEORGE MICHAEL P. AGUILAR  
HON. JANIUS M. YASAY  
HON. CELESTE A. AYSON  
HON. CONSTANTE NESTOR A. FAVIS  
HON. GEORGE R. CUCHAPIN, MD  
HON. EZEKIEL C. RIVERA

.. VICE MAYOR/PRESIDING OFFICER  
.. MEMBER  
.. LnB PRESIDENT  
.. SKF PRESIDENT

**ABSENT:**  
NONE

**RESOLUTION NO. 63**  
Series of 2021

Sponsored by: *Sanggunian En Banc*

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

**WHEREAS**, Section 25, Article II of the Constitution provides that the State shall ensure 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 3(d) of the LGC 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;”



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**WHEREAS**, the Supreme Court (SC) decision in the consolidated cases of *Congressman Hermilando I. Mandanas, et al. vs. Executive Secretary Paquito N. Ochoa, Jr. et al. and Honorable Enrique T. Garcia, Jr. vs. Executive Secretary Paquito N. 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 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 LGUs no later than the end of FY 2024. These shall include those devolved responsibilities indicated under Section 17 of the LGC 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**, Section 10 of EO 138, s. 2021 orders all local governments to prepare their Devolution Transition Plans (DTPs) in close coordination with the NGAs concerned especially with regard to devolved functions and services that are critical to them;

**WHEREAS**, the DILG-DBM Joint Memorandum Circular No. 2021-1 dated August 11, 2021 requires all LGUs to prepare their DTPs to ensure a strategic perspective and systematic and coherent actions toward their full assumption of devolved functions and services starting in FY 2022;

**NOW, THEREFORE**, on motion unanimously presented and approved;

**RESOLVED**, that the **SANGGUNIANG BAYAN OF MONCADA** hereby **APPROVES** the Devolution Transition Plan providing the Municipal Government with a roadmap to ensure strategic, systematic, and coherent actions toward the full implementation of functions, services, and facilities to be fully devolved by national government agencies concerned starting in FY 2022;

**RESOLVED, FURTHER**, that the DTP, along with copies of this Resolution be furnished the Honorable Mayor Estelita M. Aquino, the Municipal Local Government Operations Officer (MLGOO) and all concerned offices and agencies for their appropriate action;



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UNANIMOUSLY APPROVED.

CERTIFIED to have been duly  
ADOPTED on the above-  
mentioned date and place:

*VS*  
VICTOR SANDINO S. MOLINA  
Secretary to the Sanggunian

ATTESTED AND CERTIFIED  
TO BE DULY ADOPTED:

*JD*  
JAIME O. DUQUE  
Vice-Mayor & Presiding Officer

APPROVED BY HER HONOR, this 5<sup>th</sup> day of November, 2021

*EA*  
ESTELITA M. AQUINO  
Municipal Mayor

