

**REPUBLIC OF THE PHILIPPINES  
BATANGAS CITY**

**OFFICE OF THE SANGGUNIANG PANLUNGSOD**

**EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE  
MEMBERS OF THE SANGGUNIANG PANLUNGSOD OF BATANGAS CITY  
ON DECEMBER 28, 2021 VIA ZOOM APPLICATION**

**PRESENT:**

Hon. Emilio Francisco A. Berberabe Jr.,	Presiding Officer
Hon. Alyssa Renee A. Cruz,	Councilor
Hon. Aileen Grace A. Montalbo,	“
Hon. Nestor E. Dimacuha,	“
Hon. Karlos Emmanjuel A. Buted,	“
Hon. Gerardo A. Dela Roca,	“
Hon. Oliver Z. Macatangay,	“
Hon. Nelson J. Chavez,	“
Hon. Julian B. Villena,	“
Hon. Michael Thomas T. Pastor,	“
Hon. Isidra “Ched” M. Atienza,	“
Hon. Maria Aleth A. Lazarte,	“
Hon. Lorenzo A. Gamboa, Jr.,	“
Hon. Angelito “Dondon” A. Dimacuha,	ABC-Rep.
Hon. Marjorie A. Manalo,	SK-Fed. Pres.

“On motion of Councilor Cruz duly seconded, the following Resolution was Adopted:

**RESOLUTION NO. 367 S. 2021**

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

**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**, the FGEN whose Corporate Social Responsibility (CSR) programs under RA 7279 include the establishment of suitable housing assistance project to qualified beneficiaries occupying the delineated and so-called “Salvage Zone” at Barangay Sta. Rita Aplaya, Batangas City in partnership with Batangas City;

Continuation of Resolution No. 367 S. 2021

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

**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 just share in national taxes and an equitable share in the proceeds of the utilization and development of the national wealth within their respective area";

**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 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 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 government units (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**, Section 10 of Executive Order No. 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;

## Continuation of Resolution No. 367 S. 2021

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

**WHEREAS**, the DBM-DILG Joint Memorandum Circular (JMC) No. 2021-1 dated August 11, 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**, be it resolved, as it is hereby resolved by the Sangguniang Panlungsod in session assembled to approve the Devolution Transition Plan providing the Batangas City 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 the national government agencies concerned starting in FY 2022.

**UNANIMOUSLY APPROVED."**

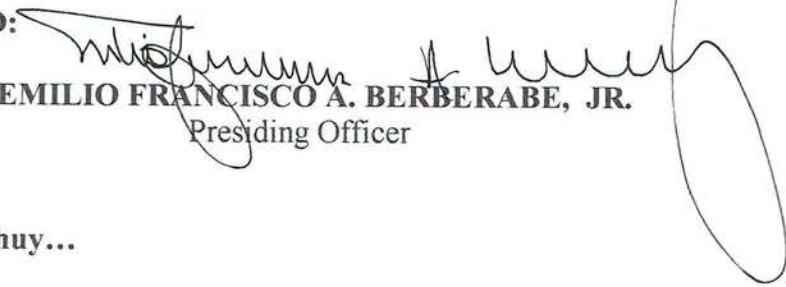
I hereby certify that the foregoing Resolution No. 367 S. 2021 was approved by the Sangguniang Panlungsod of Batangas City during its Regular Session held on December 28, 2021.

  
**ROSEMARIE T. HERNANDEZ**  
 Board Secretary IV

**NOTED:**

  
**ATTY. OLIVA D. TELEGATOS**  
 Secretary

**ATTESTED:**

  
**EMILIO FRANCISCO A. BERBERABE, JR.**  
 Presiding Officer

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Republic of the Philippines  
**BATANGAS CITY**  
**Office of the Sangguniang Panlungsod**  
Tel. No. 723-2175

**THE COMMITTEE ON LAWS, RULES AND REGULATIONS**  
**COMMITTEE REPORT**

*PROPOSED BATANGAS CITY DEVOLUTION TRANSITION PLAN (DTP) CY 2022-2024 FOR APPROVAL*

**COMMENTS/RECOMMENDATIONS**

The subject request for the passage of a resolution was referred to the Committee on Laws, Rules and Regulations for its consideration during the Regular Session last December 14, 2021.

The Committee held a hearing on December 17, 2021 and in attendance were the following:

From CEO: Dwight Virgilio Arellano; from OCVAS: Flora C. Alvarez; from CSWDO: Teodosia M. Atienza; from HRMDO: Rufina O. Calapit; from LEIPO: Abegail Abendan; from CPDO: Gilda L. Godoy, Maria Claret A. Godoy and Cecille B. Saldonido; from TOURISM: Glenda Garcia; from CMO-PESO: Noel Silang and Joebert Mendoza; from CHO: Rosanna Barrion; from ENRO: Oliver Gonzalez and Maria Cristina Sungwal; from CTO: Arminda Madayag and Renita Gutierrez; from NGO: Cristina Lopez; from GSO: Ginalyn Mercado; from BPLO: Ditas Aguado – Rivera; from PIO: Marie V. Lualhati. Also present are the Chairperson Coun. Alyssa Renee A. Cruz and the committee members: Coun. Julian Villena and Coun. Oliver Z. Macatangay. The Vice Mayor Emilio Francisco Berberabe Jr. and other members of the Sangguniang Panlungsod, Councilors Karlos Buted, Michael Thomas Pastor, Isidra M. Atienza, Maria Aleth Lazarte and Marjorie A. Manalo, were also present.

The Devolution Transition Plan of the City of Batangas Providing the City of Batangas with a roadmap to ensure strategic, systematic and coherent actions towards the full implementation of functions, services and facilities to be fully devolved by the National Government Agencies (NGAs) concerned, starting 2022.

Finding the said request in accordance with law and responsive to the needs of City Government of Batangas, the Committee hereby recommends:

1. The adoption of this Committee Report.
2. The approval of the required Resolution hereto attached.

Respectfully submitted, December 28, 2021.

**THE COMMITTEE ON LAWS, RULES AND REGULATIONS**

**COUNCILOR ALYSSA RENEE A. CRUZ**

Chairperson

  
**COUN. GERARDO A. DELA ROCA**  
Member

  
**COUN. JULIAN B. VILLENA**  
Member

  
**COUN. OLIVER Z. MACATANGAY**  
Member

  
**COUN. NELSON J. CHAVEZ**  
Member