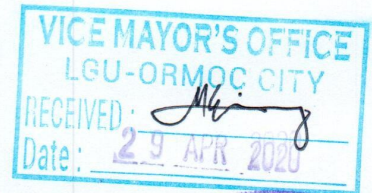


REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE  
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD  
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL  
ON APRIL 28, 2020



PRESENT:

Leo Carmelo L. Locsin, Jr.  
Benjamin S. Pongos, Jr.,  
Roiland H. Villasencio,  
Tomas R. Serafica,  
Nolito M. Quilang,  
Eusebio Gerardo S. Penserga,  
Jasper M. Lucero,  
Peter M. Rodriguez,  
Vincent L. Rama,  
Gregorio G. Yrastorza III,  
Lalaine A. Marcos,  
Esteban V. Laurente,

City Vice Mayor & Presiding Officer  
SP Member, Majority Floor Leader  
SP Member, 1<sup>st</sup> Asst. Majority Floor Leader  
SP Member, Presiding Officer "Pro-Tempore"  
SP Member, 2<sup>nd</sup> Asst. Majority Floor Leader

SP Member  
SP Member  
SP Member  
SP Member  
SP Member  
SP Member

Joan Marbie C. Simbajon,

Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

Ex-Officio SP Member, Chapter President,  
Liga ng mga Barangay ng Ormoc

Ex-Officio SP Member, Chapter President,

**RESOLUTION NO. 2020-124**

**A RESOLUTION RECOMMENDING TO THE DEPARTMENT  
OF SOCIAL WELFARE AND DEVELOPMENT THE  
IMPOSITION OF THE CONDITION THAT SOCIAL  
AMELIORATION PROGRAM BENEFICIARIES MUST NOT  
BE FOUND VIOLATING ANY PROVISION OF LAW OR  
ORDINANCE DURING THE TIME OF PUBLIC HEALTH  
EMERGENCY AND/OR CALAMITY.**

WHEREAS, on the April 21, 2020 this august Body was in receipt of an extremely urgent endorsement from the Office of the City Mayor requesting for the passage of a resolution and/or an enactment of an ordinance that will impose as a continuing condition that SAP beneficiaries shall be entitled to avail of the said assistance only if not charge and/or found violating any law or ordinance during the time of public health emergency and/or calamity;

WHEREAS, Proclamation No. 922, was issued declaring a State of Public Health Emergency throughout the Philippines due to the Coronavirus Disease 2019 (Covid-19), enjoining all government agencies and local government units (LGUs) to render full assistance and cooperation and mobilized the necessary resources and measures in a timely manner to curtail and eliminate the threat of Covid-19;

WHEREAS, Section 3 (e) of the Republic Act No. 11469, otherwise known as the Bayanihan Law, provided for a program for recovery and rehabilitation, including a social amelioration program and provision of safety net to all affected sectors;

WHEREAS, the Department of Social Welfare and Development Social Amelioration Program is anchored on the said Bayanihan to Heal as One Act, that will provide an emergency subsidy for Eighteen Million low income families, ranging from Five Thousand Philippine Pesos (Php5,000.00) to Eight Thousand Philippine Pesos (Php8,000.00) per month for two (2) months to provide for basic food, medicine and toiletries;



WHEREAS, there have been incidents in other Local Government Units that already distributed the cash assistance, of beneficiaries arrested on charges of cockfighting, illegal gambling, drug trade, as well as violation of ordinances on the use of face masks and measures towards the containment and eradication of the very crisis for which the SAP is given;

WHEREAS, in a press statement, Justice Secretary Menardo Guevarra said the cash aid given by the government through the Social Amelioration Program (SAP) to households in dire need may be viewed as a donation subject to a condition that the amount should be used to buy food and other essentials to help the recipient during a calamity or emergency. To quote, Secretary Guevarra expressed, that "the recipient violates this condition and spends the money for something else, or worse, for something illegal, the donation is forfeited and he becomes morally obligated to return the money given. In addition, he makes himself ineligible to receive any further act of generosity from the giver, xxx";

WHEREAS, Section 2 of the Local Government Code of 1991, states, that "It is hereby declared the policy of the State that the territorial and political subdivisions of the State shall enjoy genuine and meaningful local autonomy to enable them to attain their fullest development as self-reliant communities and make them more effective partners in the attainment of national goals. Toward this end, the State shall provide for a more responsive and accountable local government structure instituted through a system of decentralization whereby local government units shall be given more powers, authority, responsibilities, and resources. The process of decentralization shall proceed from the national government to the local government units";

WHEREAS, in response to the mandate of the SAP Guidelines that the cash assistance be used for the basic necessities such as food, medicine and toiletries, and in accordance with basic legal provisions and the principles of equity, the City Government of Ormoc strongly recommends to the Department of Social Welfare and Development the imposition of the condition that SAP beneficiaries must not be found violating any provision of law or ordinance during the time of public health emergency and/or calamity; and that if found guilty therefor, they be made to render community service to compensate the government for the resources that the offenders squandered and by way of example to those who may be similarly predisposed to these criminal acts made all the more abhorrent when committed during a time of crisis and misfortune;

WHEREFORE, FOREGOING PREMISES CONSIDERED, on motion of SP Member Vincent L. Rama, Chairman of the Committee on Social Welfare, Senior Citizens and Persons with Disability, severally seconded by SP Members Tomas R. Serafica, Nolito M. Quilang, Roiland H. Villasencio, Gregorio G. Yrastorza III, Lalaine A. Marcos, Esteban V. Laurente and Joan Marbie C. Simbajon; be It

RESOLVED, AS IT IS HEREBY RESOLVED, to pass A RESOLUTION RECOMMENDING TO THE DEPARTMENT OF SOCIAL WELFARE AND DEVELOPMENT THE IMPOSITION OF THE CONDITION THAT SOCIAL AMELIORATION PROGRAM BENEFICIARIES MUST NOT BE FOUND VIOLATING ANY PROVISION OF LAW OR ORDINANCE DURING THE TIME OF PUBLIC HEALTH EMERGENCY AND/OR CALAMITY;

ADOPTED, April 28, 2020.

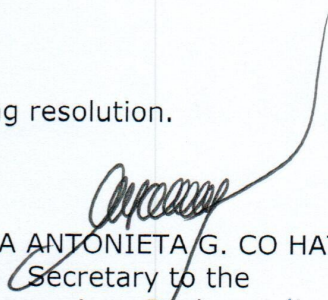
RESOLVED FURTHER, that copies of this resolution be furnished to the Office of the City Mayor, Richard I. Gomez, Office of the City Administrator, Office of the City Legal Officer, Office of the City Accountant, Office of the City Treasurer, the City Social Welfare Development Office, the Department of Social Welfare & Development, the City Local Government Operations Officer-DILG; and such other offices concerned;




Res. No. 2020-124

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY the correctness of the foregoing resolution.

  
MARIA ANTONIETA G. CO HAT  
Secretary to the  
Sangguniang Panlungsod

ATTESTED:

  
LEO CARMELO L. LOCSIN, JR.  
City Vice Mayor & Presiding Officer