

Dist 27 Province

FILE

A-11-3 Prov's ord.

Republic of the Philippines
PROVINCE OF BENGUET
La Trinidad
OFFICE OF THE SANGGUNIANG PANLALAWIGAN

REGULAR MEETING - December 16, 1996

PRESENT : HON. WASING D. SACLA , Provincial Vice Governor, Presiding Officer
HON. VICTORINA P. ALIPIT, Board Member
HON. JAMES M. MALAYA , Board Member
HON. FRANCISCO E. GOLINGAB, JR. , Board Member
HON. BIAL A. PALAEZ , Board Member
HON. MARCIANO T. INSO, SR. , Board Member
HON. SAMSON C. PARAN , Board Member
HON. AGOSTO P. SANTOS, Board Member
HON. DANIO L. BOLISLIS, Board member
HON. FERNANDO M. ARITAO , Board Member
HON. JAIME A. GALASGAS , Board Member
HON. REDENTOR P. EDOC, SKF President, Member

ABSENT : HON. LIMSON A. OGAS, Liga ng mga Brgy. President, Member
HON. DOMINGO B. BAY-AN, PCL President, Member

PROVINCIAL ORDINANCE NO. 96-28

AN ORDINANCE PROVIDING FOR THE GRANTING OF ANNIVERSARY BONUS FOR PROVINCIAL OFFICIALS AND EMPLOYEES.

WHEREAS, Section 16, R.A. 7160 otherwise known as the Local Government Code of 1991 provides that every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Local government units shall, among other things, enhance the economic prosperity and social justice and preserve the comfort and convenience of their inhabitants. Section 17, of same law, mandates local government units to exercise such powers and discharge such functions and responsibilities as are necessary, appropriate, or incidental to efficient and effective provision of the basic services and facilities enumerated therein;

WHEREAS, Section 5, R.A. 7160 provides :

"(a) Any provision on a power of a local government unit shall be liberally interpreted in its favor, and in case of doubt, any question therein shall be resolved in favor of devolution of powers and of the lower local government unit. Any fair and reasonable doubt as to the existence of the power shall be interpreted in favor of the local government unit concerned;

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X X X

(c) The general welfare provisions in this Code shall be liberally interpreted to give more powers to local government units in accelerating economic development and upgrading the quality of life for the people in the community;"

WHEREAS, Administrative Order No. 263 dated March 28, 1996 issued by His Excellency President Fidel V. Ramos, authorized the grant of anniversary bonus to officials and employees of government entities. However, this was understood to be applicable only to the national government, government owned and/or controlled corporations and government financing institutions ;

WHEREAS, under 7160, the Sangguniang Panlalawigan shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the Province and its inhabitants pursuant to Section 16 of the Code. The Sangguniang Panlalawigan shall approve ordinances and pass resolutions necessary for an efficient and effective provincial government and shall :

" Determine the positions and the salaries, wages, allowances and other emoluments and benefits of officials and employees paid wholly or mainly from provincial funds and provide for expenditures necessary for the proper conduct of programs, projects, services, and activities of the provincial government."
(Sec. 468 (I)(VIII)).

WHEREAS, the grant of Anniversary Bonus to the Provincial Officials and Employees would definitely improve and enhance the morale of the officials and employees thus resulting in an efficient and effective provincial government;

NOW THEREFORE, on motion duly seconded, be it

ORDAINED BY THE SANGGUNIANG PANLALAWIGAN OF BENGUET :

SECTION 1 - The Provincial Government of Benguet shall grant an Anniversary Bonus to Provincial Officials and Employees commencing CY 1996 and every year thereafter in accordance with the rules prescribed hereunder :

a. Coverage/Exemption :

a.1 - All provincial officials and employees whether employed on a full-time or regular, part-time basis or under permanent, temporary or casual status, and contractual personnel whose employment is in the nature of a regular employee, who have been validly appointed or elected as such in the provincial government of Benguet and continue to be employed in the same as of the occasion of its anniversary, shall be entitled to the anniversary bonus.

- a.2 - Government personnel who have been found guilty of any offense in connection with their work within one (1) year prior to the anniversary date shall not be entitled to the anniversary bonus during that period;

b - Rules and Regulations :

- b.1 - The Anniversary Bonus authorized under this Ordinance shall be granted only during every annual anniversary or on June 18 of every year ;
- b.2 - Payment of the Anniversary Bonus shall be in an amount not exceeding P3,000.00 for employees who have rendered at least six months and one day to one year of continuous service and an amount of P1,500.00 for those who have rendered six months or less of continuous service ; Provided, however, that for the first year of implementation, all employees and officials regardless of length of service as of June 18, 1996 shall receive P3,000.00 each.
- b.3 - In the event that funding shall not be sufficient for the anniversary bonus, the available funds shall be given in pro-rata basis;
- b.4 - No other bonus or allowances of whatever name it may be called of similar nature which relate to or in connection with the anniversary of the province shall be granted.

c - Funding Source :

The cost of implementing the benefit under this ordinance shall be sourced strictly from savings from current operating expenditures provided that all authorized mandatory expenses shall have been paid first.

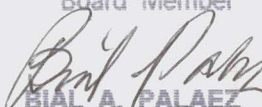
SECTION 2 - The Provisions of Administrative order No. 263 dated March 28, 1996 of His Excellency, President Fidel V. Ramos and later similar national issuances, insofar as it is consistent with this ordinance and applicable hereto, is adopted and made supplementary to this ordinance ;

SECTION 3 - If any part or provision of this ordinance shall be held to be unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall remain in full force and effect.

SECTION 4 - This Ordinance shall take effect immediately after its approval.

APPROVED.

VICTORINA P. ALIPIT
Board Member



BIAL A. PALAEZ
Board Member

AGOSTO P. SANTOS
Board Member



JAMIE A. GALASGAS
Board Member

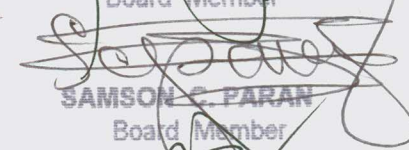


JAMES M. MALAYA
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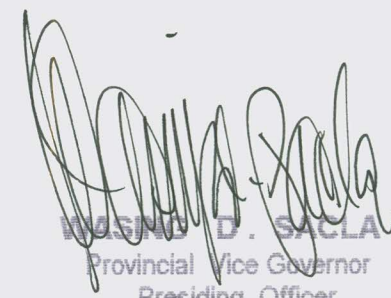


SAMSON C. PARAN
Board Member

FERNANDO M. ARITAO
Board Member

REDENTOR P. EDOC
SKF President, Member

CERTIFIED CORRECT :



MASMO D. SACLA
Provincial Vice Governor
Presiding Officer

ATTESTED :



NOEL S. SABOG
Sangguniang Panlalawigan
Secretary

APPROVED :



PAUL M. MOLINTAS
Provincial Governor

Date **19 DEC 1996**