

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila
SIXTEENTH CONGRESS
Second Regular Session
HOUSE BILL NO. 5237



Introduced by Speaker Feliciano Belmonte, Jr., Representatives Isidro T. Ungab and
Neptali M. Gonzales II

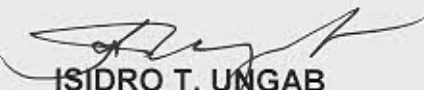
EXPLANATORY NOTE

Due to the impact of the Supreme Court ruling in the cases of *Greco Antonious Beda B. Belgica, et al., vs Honorable Secretary Paquito N. Ochoa, Jr., et al.* (G.R. Nos. 208566, 208493 and 209251), declaring the Priority Development Assistance Fund (PDAF) as unconstitutional, to this date, valid obligations of the Government due to PDAF projects that were commenced or completed prior to said decision have remained unpaid and outstanding. The payment by the government of these obligations is a recognition of its commitment to pay upon performance of the undertaking by the supplier or contractor to implement the projects covered. Moreover, under the principle against unjust enrichment, the government which benefitted from the implementation of projects at the expense of the contractor or supplier is bound to return the same or in this case recompense the latter in the interest of justice, equity and good conscience.

Likewise, in view of the Supreme Court decision in *Maria Carolina P. Araullo, et al., vs. Benigno Simeon C. Aquino, III, et al.*, (GR Nos. 209287, 209135, 209136, 209155, 209164, 209260, 209442, 209517, and 209569), declaring certain acts and practices under the Disbursement Acceleration Program (DAP) as unconstitutional, approved priority projects have only been partially implemented or not implemented at all. These projects are still deemed necessary and important to be continued, such as the Coconut Scale Insect Emergency Action Plan for our coconut farmers and the rehabilitation of the Light Rail Transit Lines 1 and 2 for the benefit of the Filipino people. Similarly, urgent infrastructure, socio-economic, rehabilitation and reconstruction projects which are not funded in any existing appropriation laws need to be funded and commenced at the earliest possible time.

Congress, with the power of the purse bestowed upon it under the Constitution, should now exercise that power to ensure that funds are appropriated for these projects.

We hereby urge our fellow legislators to authorize this proposed Supplemental Appropriations in the amount of Twenty Two Billion Four Hundred Sixty Seven Million Six Hundred Eight Thousand Pesos (P22,467,608,000) to be sourced from duly certified available funds from the National Treasury.


ISIDRO T. UNGAB
Chairperson, Committee on Appropriations


FELICIANO BELMONTE, JR.
Speaker


NEPTALI M. GONZALES II
Majority Leader

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

Sixteenth Congress
Second Regular Session

HOUSE BILL NO. **5237**

Introduced by Speaker Feliciano Belmonte, Jr., Representatives Isidro T. Ungab
and Neptali M. Gonzales II

AN ACT

APPROPRIATING THE SUM OF TWENTY TWO BILLION FOUR HUNDRED SIXTY SEVEN MILLION SIX HUNDRED EIGHT THOUSAND PESOS (P22,467,608,000) AS SUPPLEMENTAL APPROPRIATIONS FOR FY 2014 AND FOR OTHER PURPOSES

Be it enacted by the Senate and the House of Representatives of the Philippines in Congress assembled:

Section 1. Appropriations. - The sum of Twenty Two Billion Four Hundred Sixty Seven Million Six Hundred Eight Thousand Pesos (P22,467,608,000) is hereby appropriated as supplemental appropriations for the FY 2014 Budget.

SEC. 2. Payment for the Implementation of Urgent Projects. - The sum of Twenty Two Billion Four Hundred Sixty Seven Million Six Hundred Eight Thousand Pesos (P22,467,608,000) is hereby appropriated to fund urgent and important projects which cannot be funded by savings or through the Unprogrammed Fund and are not funded under Republic Act (RA) No. 10633 or the FY 2014 General Appropriations Act (GAA). The government agencies or GOCCs, projects or programs, and amounts covered are as follows:

Government Agency/GOCC/Special Purpose Fund	Project/Program	Amount
1. Bureau of the Treasury	Additional Capital Outlay and MOOE for the implementation of the Treasury Single Account	803,380,000
2. Bureau of the Treasury	Budgetary Shortfall for Transaction Fees and Charges as a Result of the Implementation of the Treasury Single Account	100,407,000
3. Department of Environment and Natural Resources	Hiring of new 294 former rebels as forest guards under the National Greening Program, as part of the joint peacebuilding effort of DENR and Office of the Presidential Adviser on the Peace Process	11,176,000

Government Agency/GOCC/Special Purpose Fund	Project/Program	Amount
4. Department of Finance-Office of the Secretary	Phase 2 of the Renovation of the DOF-OSEC Property	32,224,000
5. Department of the Interior and Local Government - Bureau of Fire Protection	Transition Investment Support Plan - ARMM Procurement of 33 Firetrucks	199,167,000
6. DILG-Office of the Secretary	Operational Transformation Plan for Philippine National Police	2,833,282,000
7. Department of Justice	Transfer of Quezon City Prosecutors and Public Attorney's Offices	5,200,000
8. Department of Science and Technology	Digi E-fund - ICT Hardware for Government	300,000,000
9. Department of Public Works and Highways	Obligations Arising from Implemented Infrastructure Projects	1,849,150,000
10. Department of Public Works and Highways	Completion of Development Assistance to the Province of Quezon	240,000,000
11. Department of Public Works and Highways	Construction of the New Bohol Provincial Capitol to Replace Condemned Building	350,000,000
12. Department of Public Works and Highways	Retrofitting of the Presidential Management Staff Office Building	210,000,000
13. Department of Social Welfare and Development	Updating of the National Household Targeting System for Poverty Reduction (NHTS-PR)	1,942,521,000
14. Department of Social Welfare and Development	Emergency Shelter Assistance for Victims of Typhoon Yolanda	1,500,000,000
15. Department of Transportation and Communications-Office of the Secretary	Metro Rail Transit 3 Rehabilitation and Capacity Extension	957,163,000
16. House of Representatives	Completion of the Legislative Library and Archives Building / Congressional E-Library	250,000,000
17. Light Rail Transit Authority	Rehabilitation of Light Rail Transit Line 1 and Line 2	977,690,000
18. Mactan-Cebu International Airport Authority	Construction of Mactan-Cebu International Airport VIP Lounge Building	117,000,000
19. Metro Manila Development Authority	Closure of the San Mateo Sanitary Landfill	178,000,000
20. National Electrification Administration	Installation of 10 Megavolt Amperes Substation in Sto. Domingo, Albay	32,600,000
21. National Housing Authority	Construction of Permanent Housing for Victims of Typhoon Yolanda	7,999,856,000
22. National Housing Authority	Implementation of the North Triangle Relocation Project	286,702,000
23. Philippine Coconut Authority	Coconut Scale Insect Emergency Action Plan	340,345,000
24. Philippine Fisheries Development Authority	Construction of Fishport, Lighthouses and Seawalls	196,385,000
25. Philippine Institute for Development Studies	Provision of Rent of Office Space during Pendency of Construction of PIDS' New Building	40,000,000
26. Supreme Court of the Philippines and the Lower Courts	Enterprise Information System Plan of the Supreme Court	715,360,000

TOTAL P22,467,608,000

1 **SEC. 3. *Use and Release of Funds.*** – The amount appropriated shall be
2 released by the DBM to the implementing agencies in accordance with budgeting
3 laws, rules and regulations.

4 **SEC. 4. *Applicability of General and Special Provisions in the FY***
5 ***2014 General Appropriations Act.*** – The amounts herein appropriated shall be
6 used for the purposes indicated and subject to the relevant special and general
7 provisions under R.A. No. 10633 or the FY 2014 GAA.

8 **SEC. 5. *Availability of Appropriations.*** – The appropriations authorized
9 in this Act shall be available for release and obligation for the purposes specified
10 for one (1) year from the date of the effectivity of this Act.

11 **SEC. 6. *Transparency Provisions.*** – The concerned implementing
12 agencies shall ensure that the details of projects, such as the name of
13 contractors or suppliers and corresponding amount paid, are included as part of
14 the information posted on their transparency seals required under Section 91 of
15 the General Provisions under RA No. 10633 or FY 2014 GAA.

16 **SEC. 7. *Separability Clause.*** – If, for any reason or reasons, any part or
17 provision of this Act shall be declared as unconstitutional or invalid, other parts or
18 provisions hereof which are not affected thereby shall continue to be in full force
19 and effect.

20 **SEC. 8. *Effectivity.*** - This Act shall take effect immediately upon its
21 publication.

22 Approved.