

November 26, 2008

HON. TERESITO P. MARIÑAS, M.D.
Mayor
Barili Municipal Hall
6036 Cebu

Dear Mayor Mariñas:

This has reference to your undated letter inquiring whether or not the sanggunian can introduce new items in the proposed budget submitted by local chief executive.

The answer to your query is in the negative. Article 415 of the Rules and Regulations Implementing the Local Government Code of 1991 (RA 7160) provides that the local sanggunian may not increase the proposed amount in the executive budget nor include new items thereto except to provide for statutory and contractual obligations but in no case shall it exceed the total appropriations in the executive budget. However, the sanggunian is not precluded from decreasing the executive budget proposed by the mayor, provided, that the budgetary requirements as well as the general limitations in the use of municipal funds found in Sections 324 & 325 of the Code are complied with, in addition to other fiscal requirements and administrative regulations.

Truly yours,

PEDRO A. NOVAL, JR.
Regional Director

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