

BASIC : LETTER DATED JULY 06, 2010, FROM HON. TERESITA Z. TEVES, PRESIDENT, LIGA NG MGA BARANGAY – VALENCIA CHAPTER

3rd Indorsement
July 15, 2010

Respectfully returned to Mr. Jofralito L. Lorico, Provincial Director, DILG Negros Oriental Provincial Office, the herein basic communication from Liga ng mga Barangay – Valencia Chapter President Teresita Z. Teves requesting legal opinion on whether or not the state auditors of the Commission on Audit made the correct observation that Section 505 of the Local Government Code of 1991 will not suffice as the legal basis for the component barangays in giving additional aid to the Liga ng mga Barangay.

At the start, let it be stressed that the Department of the Interior and Local Government is bereft of any authority to pass upon the ruling or observation of other government agencies. However, going through the Audit Observation Memorandum attached to the basic communication, it is noted that what the state auditors want is the submission of legal basis for the additional contributions made to the liga. On this regard, this level can provide some insights, to wit –

- Nowhere in Section 505 of the Local Government Code of 1991 that specifically limits the contributions to the liga only to membership dues. The law provides that all leagues shall derive its funds from contributions of member local government units. It does not say from membership dues. Contributions cover a broader range of assistance that may be given to the leagues.
- Under Section 1, Article XIII of the Constitution and By-Laws of the Liga ng mga Barangay, which as provided in the Local Government Code is made supplementary to the provisions of the law, the Liga in all levels may derive its funds through, among other means, **contributions, donations, grants and other form of aid from local government units.**

PEDRO A. NOVAL, JR.
Regional Director