



EXECUTIVE ORDER NO. 13-A
Series of 2021

CREATION OF THE DEVOLUTION TRANSITION COMMITTEE THAT SHALL PREPARE AND CRAFT THE DEVOLUTION TRANSITION PLAN (DTP) OF THE PROVINCIAL GOVERNMENT OF OCCIDENTAL MINDORO AND FOR OTHER PURPOSES

WHEREAS, in *Mandanas, et al. v. Executive Secretary, et al.* (G.R. Nos. 199802 and 208488), the Supreme Court held that all collections of national taxes, except those accruing to special purpose funds and special allotments for the utilization and development of the national wealth, should be included in the computation of the base of the just share of Local Government Units (LGUs);

WHEREAS, with the expected substantial increase in the shares of the LGUs from the national taxes, it will empower LGUs in providing basic services and facilities to their constituents, and aid them in the effective discharge of other duties and functions devolved to them under Section 17 of RA No. 7160;

WHEREAS, President Rodrigo R. Duterte issued on June 1, 2021 Executive Order No. 138 entitled "**Full Devolution of Certain Functions of the Executive Branch to Local Governments, Creation of a Committee on Devolution, and For Other Purposes**". Section 5 of EO No. 138 states that "*The national government agencies (NGAs) concerned and all LGUs shall prepare their respective devolution transition plans (DTPs) which conform to the guidelines to be jointly issued by the Department of Budget and Management (DBM) and the Department of the Interior and Local Government (DILG).*"

WHEREAS, section 10 of EO No. 138 also states that "*Consistent with Section 5 of this Order, all LGUs shall likewise prepare their DTPs in close coordination with the NGAs concerned, especially with regard to devolved functions and services critical to them. The DTPs of LGUs shall be used as a guide in the monitoring and performance assessment of the LGUs by the DBM, DILG and NGAs concerned.*"

WHEREAS, convergence efforts of all involved government agencies call for creation of sub-committees and technical working groups (TWGs) to facilitate the efficient implementation of EO No. 138, its IRR and other pertinent guidelines;

WHEREAS, in view of the foregoing, there is an imperative need to create the Devolution Transition Committee that shall prepare and craft the Devolution Transition Plan for the Provincial Government of Occidental Mindoro in anticipation of the implementation of the "Mandanas Ruling" in year 2022.

NOW THEREFORE, I, EDUARDO B. GADIANO, Governor of the Province of Occidental Mindoro, by virtue of the powers vested in me by law, do hereby order the **CREATION OF THE DEVOLUTION TRANSITION COMMITTEE (DTC) THAT SHALL PREPARE AND CRAFT THE DEVOLUTION TRANSITION PLAN (DTP) OF THE PROVINCIAL GOVERNMENT OF OCCIDENTAL MINDORO**.



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Section 1. CREATION. The Devolution Transition Committee (DTC) which shall be responsible for the preparation of the Devolution Transition Plan (DTP) of the Provincial Government of Occidental Mindoro is hereby created. It shall be composed of the following:

Devolution Transition Committee (DTC):

Chairperson: EDUARDO B. GADIANO
Provincial Governor

Members: MURIEL M. REGUINDING
Provincial Administrator

ANTHONY A. DANTIS
Provincial Planning and Development Coordinator

MANUEL TRIA JR.
Provincial Budget Officer

OSCAR O. GALLEGO, JR.
Provincial Accounting Officer - OIC

NANCY J. RUBIO
Provincial Treasurer

SORFRONIO BARANDA
Provincial Agriculturist

MA. TERESA V. TAN
Provincial Health Officer

ROSALINA LAMOCA
Provincial Social Welfare and Development Officer

ENGR. REMIGIO MASANGKAY
Provincial Engineer

ATTY. TIRSO AUGUSTUS L. ABELEDA II
Provincial Legal Officer

DR. KRISTOFFERSON GONZALES
Provincial Veterinarian

LYNN G. MENDOZA
DepEd Schools Division Superintendent

ELEONOR B. FAJARDO, M.D.
SP Chairperson – Committee on Good Governance



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SONIA C. PABLO

SP Chairperson – Committee on Appropriations

JUANITO D. OLAVE, JR., CESO V

DILG- Provincial Director

DR. MICHAEL ENARBIA

PDOHO

ENGR. NAPOLEON S. FAMADICO

DPWH District Engineer

GERRY LAREDO

Representative from the Department of Agriculture

SHEILA T. SARABIA

SWAD-Team Leader

Department of Social Welfare and Development

ERNESTO E. TAÑADA

OIC - PENRO

Representative from the Department of Environment and Natural Resources

JOEL B. VALERA

MIMAROPA Regional Director

Department of Trade and Industry

JESUS T. TAMANG

MIMAROPA Regional Director

Department of Energy

CHERYL C. ORTEGA

Luzon Cluster 3 Regional Director

Department of Information and Communications Technology

MA. JOSEFINA P. ABILAY

MIMAROPA Regional Director

Department of Science and Technology

AGUSTIN C. MENDOZA

MIMAROPA Regional Director

National Economic Development Authority

PRESIDENT OF THE LIGA NG MGA BARANGAY

Representative from the *Philippine Institute of Environmental Planners - Occidental Mindoro Chapter* (CSO Representative)

Representative from the *Council for the Restoration of Filipino Values* (CSO Representative)

"Ganado sa Serbisyo, Ganado sa Pagbabago!"

Address: Provincial Capitol Compound, Barangay. Payompon, Mamburao, Occidental Mindoro



Section 2. DEVOLUTION TRANSITION COMMITTEE (DTC). The DTC shall be primarily responsible for the preparation and crafting of the Devolution Transition Plan of the Provincial Government of Occidental Mindoro in conformity with the Guidelines to be jointly issued by the Department of Budget and Management (DBM) and the Department of the Interior and Local Government (DILG). Convergence with the National Committee on Devolution (ComDev) and other relevant authorities is enjoined to ensure that LGU priorities are aligned with the national and regional development plans and investment programs. Finally, the DTC shall also monitor the implementation of DTP of the Provincial Government of Occidental Mindoro thereafter.

Section 3. DUTIES AND FUNCTIONS OF THE DTC.

The DTC shall have the following duties and functions:

1. The DTC shall be responsible for the preparation of the LGU DTP and in the monitoring of the implementation thereof. The LGU DTP shall be comprised of a narrative report containing the state of devolved functions, services, and facilities; capacity development agenda; organizational structure and staffing pattern; local revenue forecast and resource mobilization strategy; phasing of full assumption of devolved functions and services, and the corresponding performance targets for such.
2. Generate and analyze data into relevant information for purposes of formulating the LGU Devolution Transition Plan (DTP).
3. Attend workshops/meetings for purposes of plan formulation.
4. Submit the LGU DTP to the Local Sanggunian for review and approval through a Sanggunian Resolution.
5. Perform such other functions as may be required by the Local Chief Executive.

For this purpose, the DTC shall convene a meeting at least once every quarter or as may be necessary upon the request of any of its member-agencies. It shall adopt its own rules on the conduct of its business, including the constitution of a quorum for purposes of convening a meeting or voting on issues and proposals, if a consensus is not reached.

Section 4. SECRETARIAT. There shall be a Secretariat to be composed of personnel from the Provincial Planning and Development Office. It shall primarily provide administrative and technical support to the DTC.

Section 5. DUTIES AND FUNCTIONS OF THE SECRETARIAT.

The Secretariat shall have the following duties and functions:

- a) Liaise and coordinate the activities of the DTC, together with the agencies, LGUs and stakeholders concerned;
- b) Facilitate the development of policies and purpose a menu of programs, projects, and services, and activities contributing to the full devolution effort;
- c) Prepare and recommend the agenda, resolutions, minutes, and other similar documents for the DTC meetings;



- d) Develop and maintain a monitoring and evaluation (M&E) system on the status of the approval and implementation of the DTPs;
- e) Prepare quarterly reports on the activities and accomplishments of the DTC, in support of the annual report to be submitted by the DTC;
- f) Maintain the documents and records of the DTC, furnish copies thereof to the DTC members in a timely manner, and establish a database and/or a secure online portal for the purpose, particularly on LGU DTPs, to serve as guide in decision making; and
- g) Perform such other tasks as may be directed by the DTC.

Section 6. CREATION OF THE DTC TECHNICAL WORKING GROUP. Pursuant to Section 6 (i) of the IRR, the DTC TWG is hereby created to serve as the clearing house prior to elevating matters to the DTC for its consideration.

The DTC TWG shall be comprised of all DTC member-agencies. Their primary representative shall have the rank of at least Department Head or its equivalent in the case of the LGU Leagues.

The names and contact details of the primary representatives to the DTC TWG shall be submitted to the DTC Secretariat for communication and monitoring purposes.

The functions of the TWG shall be defined in a separate issuance by the DTC.

Section 7. DEVOLUTION TRANSITION PLAN (DTP) OF THE PROVINCIAL GOVERNMENT OF OCCIDENTAL MINDORO. In view of Sec. 15 of the IRR of EO No. 138, s. of 2021, promulgated and adopted by government agencies and organizations concerned, the DTP of the Provincial Government of Occidental Mindoro shall be comprised of a narrative report containing the state of devolved functions, services, and facilities; capacity development agenda; organizational structure and staffing pattern; local revenue forecast and resource mobilization strategy; phasing of full assumption of devolved functions and services, and the corresponding performance targets for such.

The LCE concerned shall spearhead the preparation of the LGU DTP and ensure that it is approved within the prescribed timeframe. The Sangguniang Panlalawigan shall review and approve the LGU DTP through a Sanggunian Resolution.

Section 8. SUBMISSION OF DEVOLUTION TRANSITION PLAN (DTP). The Local Chief Executive shall ensure that the DTP of the Provincial Government of Occidental Mindoro is approved within the timelines to be prescribed by the DILG and DBM in the subsequent guidelines on the preparation of LGU DTPs, to be issued by the above-mentioned NGAs within thirty (30) days from the effectivity of the IRR of EO No. 138, s. 2021.

The DTC shall adopt an online submission mechanism to secure accessibility and compliance with the policies of ComDev.

Section 9. SEPARABILITY CLAUSE. If any provision of this Executive Order is declared invalid for any reason, the parts not affected thereby shall remain valid and in full force and effect.




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Section 10. REPEALING CLAUSE. All Executive Orders, Rules and Regulations issued by this province which are inconsistent with any of the provisions of this Executive Order are hereby repealed, superseded or modified accordingly.

Section 11. EFFECTIVITY. This Order shall take effect immediately.

DONE at the Provincial Capitol, Mamburao, Occidental Mindoro this 6th day of August 2021.


EDUARDO B. BADIANO
Governor