

Republic of the Philippines  
Province of Cagayan  
**TUGUEGARAO CITY**

**NINTH CITY COUNCIL**

**COMMITTEE REPORT NO**

June 05, 2024

**Submitted by:**

**COMMITTEE ON APPROPRIATIONS AND WAYS AND MEANS**

**PRESENT:**

HON. JUDE T. BAYONA	- Chairman
HON. MARIA ROSARIO B. SORIANO	- Vice Chairman (via zoom)
HON. ARNEL T. ARUGAY	- Member
HON. IMOGEN CLAIRE M. CALLANGAN	- Member
HON. MARC ALDOUS C. BACCAY	- Member (via zoom)

**RESOURCE PERSON:**

MR. BUENAVENTURA F. LAGUNDI	- City Treasurer
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**FOR THE PRESIDING OFFICER:**

The committee met and deliberated on the referral:

**COMMITTEE REPORT NO.** 179-2024

**SUBJECT:**

Indorsement of the City Mayor, Hon. Maila Rosario S. Ting-Que, on the letter of the City Treasurer, Mr. Buenaventura F. Lagundi, regarding BLGF Regional Memorandum Circular No. 2024-05-016 and DOF Department Circular No. 002-2024.

**FINDINGS:**

1. Hon. Maila Rosario S. Ting-Que indorsed to the Ninth City Council the letter of the City Treasurer, Mr. Buenaventura F. Lagundi, regarding BLGF Regional Memorandum Circular No. 2024-05-016 and DOF Department Circular No. 002-2024.
2. The Eight City Council has approved Ordinance No. 38-08-2022 titled "*An Ordinance granting Tax Relief on the Accrued Penalties/Surcharges on Transfer Tax on Real Property subject to Estate Settlement in Tuguegarao City* during their 134<sup>th</sup> Regular Session held on April 19, 2022.
3. The Bureau of Local Government Finance issued on May 13, 2024 BLGF Regional Memorandum Circular No. 2024-05-016 titled "*DOF Policy Issuance on Local Finance Matters issued within the last three (3) years.*"
4. The Department of Finance issued DOF Circular No. 002-2024 titled "*Supplemental Guidelines on the Grant of Relief on Surcharges and Interest on Local Tax on Transfer of Real Property Ownership.*"

5. Republic Act (RA) No. 11956 titled “An Act Further as Amended by Republic Act 11213, otherwise known as the *“Tax Amnesty Act”* as amended by Republic Act 11569 by *Extending the Period of Availment of the Estate Tax Amnesty until June 14, 2024 and for other purposes* was enacted.
6. As stated in the said DOF Circular No. 002-2024, the grant shall be imposed only on all surcharges and interests on local transfer taxes on estates of decedent/s who died on or before May 31, 2022 which shall be availed by the legal heir/s, administrator or executor from June 15, 2023 to June 14, 2025.

**RECOMMENDATION:**

After a thorough discussion and finding the request to be with merit and beneficial to Tuguegarao City Government and its constituents, the committee favorably recommend for the passage of an Ordinance titled, *“An Ordinance Extending the Granting of Tax Relief on the Accrued Penalties/Surcharges on Transfer Tax on Real Property in Tuguegarao City subject to Estate Settlement.”*

Respectfully submitted:



**HON. JUDE T. BAYONA**  
Chairman



**HON. MARIA ROSARIO B. SORIANO**  
Vice Chairman



**HON. ARNEL T. ARUGAY**  
Member



**HON. IMOGEN CLAIRE M. CALLANGAN**  
Member



**HON. MARC ALDOUS C. BACCAY**  
Member

**AN ORDINANCE EXTENDING THE GRANTING OF TAX RELIEF ON THE  
ACCRUED PENALTIES/ SURCHARGES ON TRANSFER TAX ON REAL  
PROPERTY IN TUGUEGARAO CITY SUBJECT TO ESTATE SETTLEMENT**

**Sponsors:     Hon. Jude T. Bayona  
                      Hon. Maria Rosario B. Soriano  
                      Hon. Arnel T. Arugay  
                      Hon. Imogen Claire M. Callangan  
                      Hon. Marc Aldous C. Baccay**

**WHEREAS**, Section 16 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, states that "local government units are authorized to exercise powers necessary, appropriate or incidental for their efficient and effective governance and those which are essential to the promotion of general welfare";

**WHEREAS**, Hon. Maila Rosario S. Ting-Que indorsed to the Ninth City Council the letter of the City Treasurer, Mr. Buenaventura F. Lagundi, regarding BLGF Regional Memorandum Circular No. 2024-05-016 and DOF Department Circular No. 002-2024.

**WHEREAS**, The Eight City Council has approved Ordinance No. 38-08-2022 titled "*An Ordinance granting Tax Relief on the Accrued Penalties/Surcharges on Transfer Tax on Real Property subject to Estate Settlement in Tuguegarao City* during their 134<sup>th</sup> Regular Session held on April 19, 2022.

**WHEREAS**, Republic Act No. 11956, otherwise known as "An Act Further Amending Republic Act No. 11213, otherwise known as the "Tax Amnesty Act", as amended by Republic Act No. 11569, by Extending the Period of Availment of the Estate Tax Amnesty until June 14, 2025, and for other purposes was enacted;

**WHEREAS**, Department of Finance issued DOF Memorandum Circular No. 002-2024 which provides for the Supplemental Guidelines on the Grant of Relief on Surcharges and Interests on Local Tax on Transfer of Real Property Ownership in Support of the Extension on the Estate Tax Amnesty Program;

**WHEREAS**, the Bureau of Local Government Finance issued on May 13, 2024 BLGF Regional Memorandum Circular No. 2024-05-016 titled "*DOF Policy Issuance on Local Finance Matters issued within the last three (3) years*";

**NOW, THEREFORE**, be it **ORDAINED**, as it is hereby **ORDAINED**, by the Ninth City Council in Tuguegarao City, in session duly assembled to enact the following:

**Section 1. Title.** This Ordinance shall be referred to as "**An Ordinance Extending the Granting of Tax Relief on the Accrued Penalties/Surcharges on Transfer Tax on Real Property in Tuguegarao City Subject to Estate Settlement.**"

**Section 2. Subject of Condonation.** This Ordinance shall provide tax relief (tax amnesty) for accrued penalties/surcharges on Transfer tax on real property in Tuguegarao City subject to estate settlement in Tuguegarao City."

**Section 3. Grant of Relief.** The grant of relief on surcharges and interests on local tax on real property by the City Government relative to the Estate Tax Amnesty Act, shall be governed by the following:

1. The grant of relief shall be authorized under duly enacted ordinance upon the effectivity of this Circular;

2. The executor or the administrator of the estate, or if there is no executor or administrator appointed, the legal heirs, transferees or beneficiaries, may avail of relief on surcharges and interests on local transfer taxes on estates of decedent/s who died on or before May 31, 2022 from June 15, 2023 until June 14, 2025; and

3. The grant of relief shall cover transfers of real property ownership by succession only.

**Section 4. Tax Base of Assessments for Local Tax on Transfer of Real Property.**

The City Treasurer shall assess the tax on the transfer of real property through succession upon the prevailing schedule of market value of the subject property at the time of the decedent/s death.

**Section 5. Separability Clause.** 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 6. Repealing Clause.** City Ordinances and administrative regulations or part/s thereof which are inconsistent with any provisions of this ordinance are hereby repealed, amended or modified accordingly.

**Section 7. Effectivity Clause.** This ordinance shall immediately take effect upon its approval.