

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

**NINTH CITY COUNCIL**

**COMMITTEE REPORT NO. 216-2024**

August 02, 2024

**Submitted by: COMMITTEE ON RULES, LAWS AND ETHICS  
COMMITTEE ON YOUTH AND SPORTS DEVELOPMENT**

**PRESENT:**

<b>HON. MARC ALDOUS C. BACCAY</b>	- Chairman, Rules
<b>HON. CERENE PEARL T. QUILANG</b>	- Chairman, Youth
<b>HON. JUDE T. BAYONA</b>	- Vice Chair, Rules/via zoom
<b>HON. ARNEL T. ARUGAY</b>	- Member, Rules/via zoom
<b>HON. GRACE B. ARAGO</b>	- Member, Rules
<b>HON. MARK ANGELO DAYAG</b>	- Member, Youth/via zoom
<b>HON. KARINA GAUANI-VIERNES</b>	- Member, Youth/via zoom

**RESOURCE PERSONS:**

<b>Atty. Vanessa T. Herrero Verbo</b>	- Sponsor/ City Councilor
<b>Atty. Renz Umambong</b>	- Executive Assistant II
<b>Mr. Robert Fugaban</b>	- City Sports Coordinator

**SUBJECT:**

Indorsement of the City Mayor, Hon. Maila Rosario S. Ting-Que, on the Draft Memorandum of Agreement between the Tuguegarao City Government and the Philippines Sports Commission relative to the provision of PHP1,000,000.00 financial support for the purchase of sports equipment.

**FOR THE PRESIDING OFFICER:**

The Members of the Joint Committees met and deliberated on the Indorsement of the City Mayor, Hon. Maila Rosario S. Ting-Que, on the Draft Memorandum of Agreement between the Tuguegarao City Government and the Philippine Sports Commission relative to the provision of PHP1,000,000.00 financial support for the purchase of sports equipment. The Joint Committees respectfully submit the herein Committee Report and has the honor to report to this August body in session the following actions taken, its findings and recommendations.

**ACTIONS TAKEN:**

The Joint Committees conducted a thorough and wholistic evaluation of the subject matter on August 02, 2024 with the presence of resource persons to assist the joint committees in the committee deliberation.

**FINDINGS:**

1. Article XIV, Section 19 of the 1987 Constitution provides that, "The State shall promote physical education and encourage sports programs, league competitions and amateur sports to foster self-discipline, teamwork and excellence for the development of healthy and alert citizenry.

2. Republic Act No. 6874 created the Philippine Sports Commission to serve as the sole policy-making and coordinating body of all amateur sports development programs and institutions in the Philippines.
3. The Tuguegarao City Government has requested for financial support for the purchase of sports equipment.
4. The PSC, in line with its mandate under Republic Act No. 6847 to spearhead the sports promotion and development programs of the country, is committed to help ensure and favorably considered and approved the requested financial assistance for the purchase of sports equipment for the promotion of sports development in the city.
5. There is a need for the passage of a resolution granting authority to the City Mayor, Hon. Maila Rosario S. Ting-Que, to sign for and on behalf of the Tuguegarao City Government the said MOA.

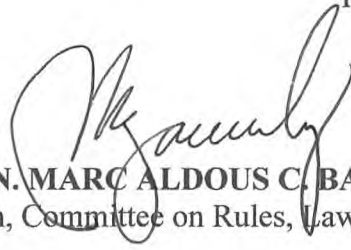
**RECOMMENDATIONS:**

The joint committees, finding the request of City Mayor Hon. Maila Rosario S. Ting-Que to be in order, with merit and beneficial to its constituents, hereby recommend for the approval of the said Memorandum Agreement.

The joint committees further recommend for the passage of a Resolution Granting Authority to the City Mayor, Hon. Maila Rosario S. Ting-Que, to sign for and on behalf of the Tuguegarao City Government the Memorandum Agreement with the Philippines Sports Commission.

Attached herewith is the Draft Resolution.

Respectfully submitted:



**HON. MARC ALDOUS C. BACCAY**  
Chairman, Committee on Rules, Laws and Ethics

**HON. CERENE PEARL T. QUILANG**  
Chairman, Committee on Youth and Sports Development

**HON. JUDE T. BAYONA**  
Vice Chairman, Committee on Rules, Laws and Ethics

**HON. ARNEL T. ARUGAY**  
Member, Committee on Rules, Laws and Ethics



**HON. GRACE B. ARAGO**  
Member, Committee on Rules, Laws and Ethics

**HON. MARK ANGELO DAYAG**  
Member, Committee on Youth Sports and Development

**HON. KARINA GAUANI-VIERNES**  
Member, Committee on Youth Sports and Development

**DRAFT RESOLUTION APPROVING THE MEMORANDUM OF AGREEMENT  
BETWEEN TUGUEGARAO CITY GOVERNMENT AND THE PHILIPPINE SPORTS  
COMMISSION RELATIVE TO THE PROVISION ON PHP1,000,000.00 FINANCIAL  
SUPPORT FOR THE PURCHASE OF SPORTS EQUIPMENT AND GRANTING  
AUTHORITY TO THE CITY MAYOR, HON. MAILA ROSARIO S. TING-QUE, TO  
SIGN FOR AND ON BEHALF OF THE TUGUEGARAO  
CITY GOVERNMENT THE SAID MOA**

**WHEREAS**, Article XIV, Section 19 of the 1987 Constitution provides that, “The State shall promote physical education and encourage sports programs, league competitions and amateur sports to foster self-discipline, teamwork and excellence for the development of healthy and alert citizenry;

**WHEREAS**, Republic Act No. 6874 created the Philippine Sports Commission to serve as the sole policy-making and coordinating body of all amateur sports development programs and institutions in the Philippines;

**WHEREAS**, the Tuguegarao City Government has requested for financial support for the purchase of sports equipment;

**WHEREAS**, the PSC, in line with its mandate under Republic Act No. 6847 to spearhead the sports promotion and development programs of the country, is committed to help ensure and favorably considered and approved the requested financial assistance for the purchase of sports equipment for the promotion of sports development in the city;

**WHEREAS**, there is a need for the passage of a resolution granting authority to the City Mayor, Hon. Maila Rosario S. Ting-Que, to sign for and on behalf of the Tuguegarao City Government the said MOA;

**WHEREAS**, upon the evaluation of the subject referred, the joint committees recommend for the adoption and approval of the Memorandum of Agreement and granting of authority to the City Mayor to sign for and on behalf of the Tuguegarao City Government the said MOA;

**NOW, THEREFORE RESOLVED**, as it is hereby **RESOLVED**, to approve the Memorandum of Agreement between the Tuguegarao City Government and the Philippine Sports Commission relative to the provision of Php1,000,000.00 financial support for the purchase of sports equipment and to grant authority to the City Mayor, Hon. Maila Rosario S. Ting-Que, to sign for and on behalf of the Tuguegarao City Government the said MOA.

## MEMORANDUM OF AGREEMENT

### KNOW ALL MEN BY THESE PRESENTS:

This Memorandum of Agreement is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_ 2024 at Manila, Philippines, by and between:

The **PHILIPPINE SPORTS COMMISSION**, a national government agency created and existing by virtue of Republic Act No. 6847, with principal address at Administration Building, Rizal Memorial Sports Complex, Pablo Ocampo Sr. St., Malate, Manila, herein represented by its Chairman, **RICHARD E. BACHMANN** hereinafter referred to as the "**PSC**"

and

The **CITY GOVERNMENT OF TUGUEGARAO**, a local government unit duly organized and existing under laws of the Republic of the Philippines, with principal address at Linao-Carig Rd, Tuguegarao, Cagayan, herein represented by its City Mayor, **HON. MAILA ROSARIO S. TING-QUE**, hereinafter referred to as the "**CITY OF TUGUEGARAO**";

**WITNESSETH**, that:

**WHEREAS**, Article XIV, Section 19 of the 1987 Constitution provides that, "The State shall promote physical education and encourage sports programs, league competitions and amateur sports to foster self-discipline, teamwork and excellence for the development of healthy and alert citizenry;"

**WHEREAS**, Republic Act No. 6847 created the **PSC** to serve as the sole policy-making and coordinating body of all amateur sports development programs and institutions in the Philippines;

**WHEREAS**, the **CITY OF TUGUEGARAO** has requested for financial support for the purchase of sports equipment;

**WHEREAS**, the **PSC**, in line with its mandate under Republic Act No. 6847 to spearhead the sports promotion and development programs of the country, is committed to help ensure and favorably considered and approved the requested financial assistance for the purchase of sports equipment for the promotion of sports development in the city;

**WHEREAS**, the **PSC** has granted full authority to its Chairman to enter into this Agreement with the **CITY OF TUGUEGARAO** as provided under Board Resolution No. 617-2024 dated 30 May 2024;<sup>1</sup>

**WHEREAS**, the City Mayor has been granted full authority by the Sangguniang Bayan to enter into this Agreement with **PSC** as provided under Sangguniang Resolution No. \_\_\_\_\_ dated \_\_\_\_\_;<sup>2</sup>

**NOW, THEREFORE**, for and in consideration of the foregoing premises, their mutual consent herein set forth, the Parties have agreed to the following terms and conditions:

<sup>1</sup> Copy of Board Resolution No. 617-2024 dated 30 May 2024 is hereto attached as Annex "A."

<sup>2</sup> Copy of Sangguniang Resolution No. \_\_\_\_\_ dated \_\_\_\_\_ is hereto attached as Annex "B."

**ARTICLE I  
DUTIES AND RESPONSIBILITIES OF THE PARTIES**

**A. DUTIES AND RESPONSIBILITIES OF THE PSC**

1. Provide financial support to the **CITY OF TUGUEGARAO**, pursuant to the General Appropriations Act of 2024, in the amount of Php1,000,000.00 for the purchase of sports equipment.
2. It is understood that for funds disbursed by PSC, it shall—
  - a. Monitor and inspect the program implementation and verify the financial records and reports of **CITY OF TUGUEGARAO** relative to the the purchase of sports equipment.
  - b. Ensure compliance with this Agreement, COA Circular No. 2007-001 and other relevant government auditing rules and regulations.
  - c. Demand the refund of unused funds or balance after project completion.
  - d. If warranted, request the COA for a special audit of the **CITY OF TUGUEGARAO** on a case-to-case basis.
3. Ensure full compliance of the provisions of this Agreement subject to existing government rules and regulations.

**B. DUTIES AND RESPONSIBILITIES OF THE CITY OF TUGUEGARAO:**

1. Primarily be responsible for the actual preparations, organization, management and execution of the purchase of sports equipment.
2. Conduct all its activities in accordance with the Local Government Code, Government Auditing Code and other pertinent laws, rules and regulations.
3. Receive, manage and disburse the financial support granted by PSC exclusively for all expenses necessary in carrying out the purchase of sports equipment.
4. Ensure full and proper program implementation and judicious use of the financial support granted by PSC in accordance with the provisions of this Agreement.
5. Ensure that any financial support granted by PSC will not be used for money market placement, time deposit and other forms of investment not related to the purpose for which the financial assistance was provided.
6. Keep and maintain financial and accounting records for the funds granted by PSC in accordance with relevant government auditing rules and regulations.
7. Submit to PSC the following documents, pursuant to COA Circular No. 2012-001:
  - a. Approved project expenditures or estimated expenses indicating the project objective and expected output.
  - b. Authorization by the local Sanggunian for the Local Chief Executive to enter into a contract with the PSC for the purchase of sports equipment.
  - a. Copy of the OR or its equivalent acknowledging receipt of funds transferred.
8. After completion of the project, submit to PSC financial statements, certificate of project completion and acceptance, and other documents as required under existing laws and government rules and regulations.
9. Acknowledge the PSC as one of its partners in the purchase of sports equipment and include the PSC Logo/Name in all promotional materials tri-media and social medial promotions.

HON. MAILA ROSARIO S. TING-QUE  
CITY MAYOR, CITY GOVERNMENT OF TUGUEGARAO

RICHARD E. BACHMANN  
CHAIRMAN, PHILIPPINE SPORTS COMMISSION

10. Refund to PSC any unutilized amount of the financial support granted for the purchase of sports equipment.

**ARTICLE II  
SEVERABILITY**

The PSC and the **CITY OF TUGUEGARAO** shall act in unity and collectively to ensure the success of the purchase of sports equipment. They shall be primarily responsible insofar as their respective obligations are concerned as stipulated in this Agreement. Further, one Party shall not assume the obligations of and guarantee the actions, contracts and transactions entered into by the other Party.

Any financial responsibility for the for the purchase of sports equipment shall be assumed by the appropriate contracting Party or Parties, without prejudice to any liability of any other party. The cost of the activities and the performance of Parties' respective responsibilities shall be for the separate accounts of the Parties.

**ARTICLE III  
NON-TRANSFERABILITY**

The Parties hereto undertake not to assign, transfer or convey their respective rights, titles or interest in this Agreement, or any benefits arising therefrom, without first obtaining the written consent of the other Party.

**ARTICLE IV  
AMENDMENTS/PARTIAL INVALIDITY**

All amendments or revisions of any provision of this Agreement or supplements thereto shall be upon prior written mutual consent of the Parties.

If any of the provisions of this Agreement is declared by a competent court or quasi-judicial body to be null and void or unenforceable, the remaining provisions not affected by the defects shall nevertheless continue to be in full force and effect without being impaired or invalidated in any way.

**ARTICLE V  
EFFECTIVITY**

This Memorandum of Agreement shall take effect upon the signing of the Parties hereto and shall be valid until the complete winding-up of the conduct of the purchase of sports equipment unless earlier terminated or revoked or cancelled for cause by giving thirty (30) days prior written notice to the other Party.

**IN WITNESS WHEREOF**, the parties hereto have caused this Agreement to be signed on the date and place first above-mentioned.

**PHILIPPINE SPORTS COMMISSION**

**CITY GOVERNMENT OF TUGUEGARAO**

By:

By:

**RICHARD E. BACHMANN**  
Chairman

**HON. MAILA ROSARIO S. TING-QUE**  
City Mayor

Signed in the presence of

\_\_\_\_\_  
**JOHN PAUL M. BOLITRES**  
OIC – Accounting Division

REPUBLIC OF THE PHILIPPINES )  
CITY OF MANILA )

**ACKNOWLEDGMENT**

BEFORE ME, a Notary Public for and in the City of Manila, this \_\_\_\_\_, personally appeared:

Name	Government Issued ID No.	Date and Place Issued
RICHARD E. BACHMANN	Passport No. P4161720B	12/09/2019 DFA Manila

known to me and to me known to be the same persons who executed the foregoing Memorandum of Agreement consisting of five (5) pages, including the page in which this Acknowledgment is written, and who acknowledged to me that the same is their free and voluntary act and deed.

WITNESS MY HAND AND SEAL, on the date and place above written.

NOTARY PUBLIC

Doc. No. \_\_\_\_\_;  
Page No. \_\_\_\_\_;  
Book No. \_\_\_\_\_;  
Series of 2024.

HON. MAILA ROSARIO S. TING-QUE  
CITY MAYOR, CITY GOVERNMENT OF TUGUEGARAO

RICHARD E. BACHMANN  
CHAIRMAN, PHILIPPINE SPORTS COMMISSION



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Page No. \_\_\_\_\_;  
Book No. \_\_\_\_\_;  
Series of 2024.

NOTARY PUBLIC

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Name		HON. MAILA ROSARIO S. TING-QUE
Government ID No.	Date and Place Issued	

BEFORE ME, a Notary Public for and in the City of \_\_\_\_\_, personally appeared: \_\_\_\_\_ this \_\_\_\_\_

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES  
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