



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
21st City Council

PO21CC-173

18th Regular Session

ORDINANCE NO. SP- **2895**, S-2019

AN ORDINANCE INCREASING THE MONTHLY ALLOWANCES OF THE PROSECUTORS OF THE OFFICE OF THE CITY PROSECUTOR OF QUEZON CITY AND APPROPRIATING FUNDS THEREFOR.

*Introduced by Councilor VICTOR V. FERRER, JR.
Co-Introduced by Councilors Franz S. Pumaren,
Winston "Winnie" T. Castelo, Bernard R.
Herrera, Dorothy A. Delarmente, M.D., Tany
Joe "TJ" L. Calalay, Nicole Ella V. Crisologo,
Eden Delilah "Candy" A. Medina, Ramon P.
Medalla, Mikey F. Belmonte, Wencerom
Benedict C. Lagumbay, Jorge L. Banal, Sr.,
Peachy V. De Leon, Imee A. Rillo, Marra C.
Suntay, Irene R. Belmonte, Resty B. Malañgen,
Ivy L. Lagman, Hero M. Bautista, Jose A.
Visaya, Karl Castelo, Patrick Michael Vargas,
Shaira L. Liban, Ram V. Medalla, Allan Butch T.
Francisco, Marivic Co Pilar, Rogelio "Roger" P.
Juan, Diorella Maria G. Sotto-Antonio, Freddy S.
Roxas and .*

WHEREAS, consistent with the framework of the five pillars of the criminal justice system, the effective partnership between and among concerned government agencies and institutions is indispensable for the delivery of fair and speedy administration of justice;

WHEREAS, the Office of the City Prosecutor of Quezon City, faced with the daunting challenge demanded by the high volume of cases and its lack of prosecutors, has remained steadfast in carrying out its mandated duty to provide an efficient investigation and prosecution of criminal cases within its jurisdiction;

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WHEREAS, the City Government, recognizing the vital role of the Office of the City Prosecutor in the maintenance of the rule of law and order in the city and pursuant to Section 458, paragraph (a), subparagraph (1) (xi) of the Local Government Code of 1991, as amended, provides the following monthly allowances for the Prosecutors of the Office of the City Prosecutor: (a) Monthly Allowance of Php10,000.00 for the City Prosecutor; Php9,000.00 for the Deputy City Prosecutor; Php8,000.00 for the Senior Assistant City Prosecutor; and Php6,000.00 for the Assistant City Prosecutor;

WHEREAS, there are compelling reasons that justify the need to revise the amount of this monthly allowance and to effect the reasonable increase of the same, to wit:

i. no increase in the monthly allowance has been effected for the past ten (10) years despite the rising cost of living;

ii. with Quezon City having the widest coverage in terms of land area and population in the National Capital Region, the jurisdiction of the Office of the City Prosecutors extends to an average of almost 29,000 cases per year (on preliminary investigation and inquest of criminal cases), reflecting that Quezon City prosecutors have high caseload in addition to their court duty;

iii. there are additional responsibilities in the prosecution of cases under the continuous trial rule; and

iv. with the campaign against criminality and the war on drugs, prosecutors are handling complex, sensational and controversial crimes without the benefit of any hazard pay.

WHEREAS, the need to increase the monthly allowance of the prosecutors in the Office of the City Prosecutor for Quezon City is further justified by the provision under Section 16 of Republic Act No. 10071 (Prosecution Service Act of 2010) wherein, prosecutors, depending on their ranks, shall have the same allowances, emoluments and other privileges as those of the members of the Judiciary, thus: Prosecutor V (City Prosecutor for Quezon City) shall have the same allowances, emoluments and other privileges as those of an associate justice of the Court of Appeals; Prosecutor IV (Deputy City Prosecutor) shall have the same allowances, emoluments and other privileges as those of a judge of the Regional Trial Court; Prosecutor III (Senior Assistant City Prosecutor) shall have the same allowances, emoluments and other privileges as those of a judge of the Metropolitan Trial Court; and Prosecutor II (Assistant City Prosecutor) shall have the same allowances, emoluments and other privileges as those of a judge of the Municipal Trial Court in cities.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED:

SECTION 1. TITLE. - This Ordinance shall be known as "Increase in the Monthly Allowances of Prosecutors of the Office of the City Prosecutor Ordinance of 2019".

SECTION 2. COVERAGE. - This Ordinance shall cover the Monthly Financial Allowance of the prosecutors of the Office of the Prosecutor of Quezon City, Department of Justice.

2.1. Monthly Financial Allowance. - This shall be granted to all the prosecutors who are appointed under the regular plantilla of the Office of the City Prosecutor of Quezon City (OCP-QC) provided under Section 11 (b) of Republic Act No. 10071 or the Prosecution Service Act of 2010. It shall also be granted to prosecutors who are detailed in the OCP-QC. The Monthly Financial Allowance shall be granted to prosecutors in accordance with their rank and designation.

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SECTION 3. PURPOSE. - The increase shall supplement the existing Monthly Financial Allowance being given to the prosecutors to sustain the efficiency and productivity of the Office of the City Prosecutor in meeting the demands of the work particularly in the investigation and prosecution of criminal cases within its jurisdiction.

SECTION 4. MONTHLY ALLOWANCES OF PROSECUTORS. - The monthly allowances of the prosecutors shall be granted as follows:

4.1. Monthly Financial Allowance. - This shall be granted in accordance with the rank and position/title of the prosecutors, as follows:

<u>Rank</u>	<u>Position/Title</u>	<u>Monthly Allowance</u>
Prosecutor V	City Prosecutor	Php35,000.00
Prosecutor IV	Deputy City Prosecutor	15,000.00
Prosecutor III	Senior Assistant City Prosecutor	12,000.00
Prosecutor II	Assistant City Prosecutor	10,000.00

SECTION 5. APPROPRIATION OF FUNDS. - To fully implement the provisions of this Ordinance, the amount of the funds required is hereby appropriated to be taken from the available funds of the City Government of Quezon City. The said fund shall be included in the 2020 budget of the City Government and every year thereafter, the amount for this purpose shall be annually appropriated and included in the annual budget.

The amount of the funds required under this Ordinance for purposes of inclusion in the annual budget shall take into consideration the following number of the Prosecutors in the Office of the City Prosecutor of Quezon City as provided under Section 11 (b) of Republic Act No. 10071 or the Prosecution Service Act of 2010:

- One (1) City Prosecutor
- Four (4) Deputy City Prosecutors
- Thirty-seven (37) Senior Assistant City Prosecutors
- Forty-eight (48) Assistant City Prosecutors

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SECTION 6. SEPARABILITY CLAUSE. - *If for any reason, any part or provision of this Ordinance is held invalid or unconstitutional, other parts or provision thereof which are not affected thereby shall continue to be in full force and effect.*


SECTION 7. REPEALING CLAUSE. - *All other ordinances, rules, circulars and executive orders which are inconsistent with any of the provisions of this Ordinance are hereby repealed, amended, or modified accordingly.*

SECTION 8. EFFECTIVITY CLAUSE. - *This Ordinance shall take effect immediately upon its approval.*


ENACTED: December 2, 2019.


Atty. BONG LIBAN
City Councilor
Acting Presiding Officer

ATTESTED:

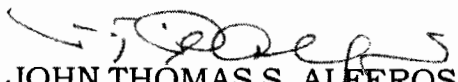

Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

APPROVED: 27 DEC 2019


MA. JOSEFINA G. BELMONTE
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on December 2, 2019 and was PASSED on Third/Final Reading under Suspended Rules on the same date.


Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

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