



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
22nd City Council

PO22CC-162

28th Regular Session

ORDINANCE NO. SP- **3182**, S-2023

AN ORDINANCE CREATING AN ACCOUNT CALLED THE LEARNING RECOVERY TRUST FUND, DEFINING ITS PURPOSE AND PRESCRIBING GUIDELINES FOR COLLECTION AND DISBURSEMENT

Introduced by Councilors ALY MEDALLA, DOROTHY A. DELARMENTE, M.D., and SHAIRA "Shay" L. LIBAN

Co-Introduced by Councilors Bernard R. Herrera, Tany Joe "TJ" L. Calalay, Joseph P. Juico, Nikki V. Crisolago, Charm M. Ferrer, Fernando Miguel "Mikey" F. Belmonte, Candy A. Medina, Dave C. Valmocina, Tatay Rannie Z. Ludovica, Godofredo T. Liban II, Kate Galang-Coseteng, Geleen "Dok G" G. Lumbad, Albert Alvin "Chuckie" L. Antonio III, Don S. De Leon, Wencerom Benedict C. Lagumbay, Atty. Anton L. Reyes, Edgar "Egay" G. Yap, Imee A. Rillo, Raquel S. Malañgen, Irene R. Belmonte, Nanette Castelo-Daza, Marra C. Suntay, Joseph Joe Visaya, Alfred Vargas, MPA, Ram V. Medalla, Aiko S. Melendez, Mutya Castelo, Maria Eleanor "Doc Ellie" R. Juan, O.D., Kristine Alexia R. Matias, Eric Z. Medina, Emmanuel Banjo A. Pilar, Vito Sotto Generoso, Victor "Vic" Bernardo, Alfredo "Freddy" Roxas, and Julian Marcus D. Trono

WHEREAS, local and international organizations have repeatedly sounded the alarm on the state of global education crisis exacerbated by the impact of the COVID-19 pandemic. School closures and delayed openings, combined with poor remote learning initiatives, have set back students' learning significantly. Unless mitigated, learning losses will further widen inequalities, with long-term adverse consequences on socio-economic outcomes;

WHEREAS, the 2021 World Bank Report found that nine (9) out of ten (10) Filipino children by the age of 10 are struggling to read and understand a simple text, making the Philippines one of the countries with the highest "Learning Poverty" rates in Asia;

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WHEREAS, with the projected rise in learning poverty due to pandemic-induced school closures, World Bank's simulation analysis estimates that the quality of learning from twelve (12) years of basic education would now equal to only 5.7 to 6.1 years-worth of schooling;

WHEREAS, the World Bank proposed the "RAPID Framework" to tackle the learning losses caused by the pandemic. These are five (5) evidence-based policy actions namely: Reach all children, Assess learning, Prioritize the Fundamental, Increase the efficiency of instruction, and Develop psychosocial health and well-being;

WHEREAS, as the largest public school division in the National Capital Region, there is a need for a sustained whole of society approach and tap additional resources to accelerate recovery from lost learning opportunities;

WHEREAS, Section 309 of the Local Government Code of 1991 states that special funds shall be maintained by every provincial, city, or municipal treasury. Trust Funds, as defined, consist of private and public monies which have officially come into the possession of the local government or of a local government official as trustee, agent or administrator, or which have been received as guaranty for the fulfillment of some obligation. A trust fund shall only be used for the specific purpose for which it was created or for which it came into the possession of the local government unit;

WHEREAS, this Ordinance seeks to establish an account intended for implementing a citywide learning recovery program.

NOW, THEREFORE,

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

SECTION 1. TITLE. - This Ordinance shall be known and cited as the "Learning Recovery Fund Ordinance of Quezon City".

SECTION 2. CREATION. - There is hereby created a Trust Fund consisting of cash donations or contributions, to be known as the "Learning Recovery Fund", referred to in this Ordinance as the "Trust Fund", which shall be managed, utilized, and accounted for in the manner provided in the ordinance.

SECTION 3. PURPOSE. - Learning Recovery Fund (LRF) shall be used solely for the priority learning recovery programs and projects of Quezon City.

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SECTION 4. FUND MANAGEMENT TEAM. - There is hereby established the Fund Management Team, composed of members of the Local School Board (LSB), which shall have the following powers and functions:

- 4.1 Administer and manage the Trust Fund with utmost good faith, care and prudence.*
- 4.2 Hold, account and collect the cash donations or contributions to which the Trust Fund shall be entitled to.*
- 4.3 Approve the release and delivery of funds by specifying the project, purpose and the amount thereof.*
- 4.4 Monitor the use of funds received under the Trust Fund.*
- 4.5 Develop and promulgate rules, regulations and criteria whereby the Trust Fund may be promptly and effectively administered, subject to the approval of the LSB.*
- 4.6 Perform other acts necessary to fulfill its mandate under this Ordinance.*

SECTION 5. GUIDELINES. - The following fund management guidelines shall be observed for the LRF:

- 5.1 Cash donations may come from any person or any entity, situated in Quezon City or elsewhere.*
- 5.2 Every cash donation shall be specific to the implementation of learning recovery programs for public elementary and secondary learners, subject to the sound discretion of the LSB.*
- 5.3 All cash donations shall preferably be in the form of check, payable in the name of "Quezon City Learning Recovery Fund". Other modes of fund transfer convenient to the donor can also be utilized.*
- 5.4 All cash donations shall be disbursed in accordance with existing accounting and auditing rules and regulations.*
- 5.5 Aside from cash donations, other sources such as local taxes may be deposited in the Learning Recovery Fund as authorized by the City Council.*

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5.6 For transparency, receipts and disbursements of fund shall be reported to the City Council and in the Quezon City Website quarterly, or as determined by the LSB.

5.7 Should donation to the program exceeds the required fund, the concerned contributor/s or donor/s shall be properly notified, and his/her/their consent shall be secured if the donation or contribution is proposed to be channeled to other priority program or project.

SECTION 6. MANDATORY REPORTING. - The City Treasurer, in addition to his/her existing mandates and responsibilities, shall issue Official Receipts for every cash donation or contribution received, and prepare and submit financial reports to the Fund Management Team, the Sanggunian and the Office of the City Administrator.

SECTION 7. INCENTIVES TO DONORS. - Any donation, contribution or grant, in cash or in kind, made by individuals or organizations, public or private, local or foreign, to the Trust Fund through the Fund Management Team, shall be exempt from donor's tax, and the cost of which shall be considered as an allowable deduction from the gross income of the donor, in accordance with Section 101 of the National Internal Revenue Code of 1997, as amended, and the Bureau of Internal Revenue Rules and Regulations.

In addition, the Fund Management Team may extend other appropriate incentives to the Trust Fund donors within the scope of its authority granted by this Ordinance.

SECTION 8. TERMINATION OF THE TRUST FUND. - The City Mayor and the City Council may terminate the Trust Fund.

SECTION 9. AUTHORITY OF THE CITY MAYOR. - The City Mayor is hereby authorized to accept donations in favor of the City Government for the implementation of the Learning Recovery Program.

SECTION 10. SEPARABILITY CLAUSE. - If any part or section of this Ordinance is declared unconstitutional or invalid for any reason whatsoever, such declaration shall not in any way affect the other parts or sections which shall remain in full force and effect.

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SECTION 11. EFFECTIVITY CLAUSE. - This Ordinance shall take effect immediately upon its approval by the City Mayor.

ENACTED: March 27, 2023.


GIAN G. SOTTO
City Vice Mayor
Presiding Officer

ATTESTED:


ATTY. JOHN THOMAS S. ALFEROS, III
City Government Department Head III
(City Council Secretary)

APPROVED: APR 28 2023


MA. JOSEFINA G. BELMONTE
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on March 27, 2023 and was PASSED on Third/Final Reading on April 3, 2023.


ATTY. JOHN THOMAS S. ALFEROS, III
City Government Department Head III
(City Council Secretary)