



Republic of the Philippines
Department of Education
Region VI-Western Visayas
SCHOOLS DIVISION OF KABANKALAN CITY

May 20, 2021

DIVISION MEMORANDUM

No. 115, s. 2021

VALIDITY OF BAYANIHAN ACTS I AND II RELEASES

To: Assistant Schools Division Superintendent
Chiefs, CID and SGOD
Public Schools District Supervisor
Elementary and Secondary School Heads
Administrative Officer V (Budget)
Administrative Officer V (Admin)
All Others Concerned

1. Attached is OUF-2021-0264 from the Undersecretary, Hon. Annalyn M. Sevilla and Assistant Secretary, Hon. Ramon Fiel G. Abcede on the **Validity of Bayanihan Acts I and II Releases**.
2. Immediate and widest dissemination of this memorandum is desired.


PORTIA M. MALLORCA PhD, CESO V
Schools Division Superintendent



Republic of the Philippines
Department of Education
 REGION VI – WESTERN VISAYAS

REGIONAL MEMORANDUM

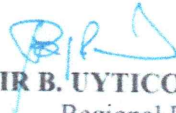
No. 218, s. 2021

MAY 17 2021

VALIDITY OF BAYANIHAN ACTS I AND II RELEASES

To: Schools Division Superintendents
 Functional and Support Division Chiefs
 All Others Concerned

- Attached is OUF-2021-0264 from the Undersecretary, Hon. Annalyn M. Sevilla and Assistant Secretary, Hon. Ramon Fiel G. Abcede, on the Validity of Bayanihan Acts I and II Releases.
- Immediate dissemination of and compliance with this Memorandum are desired.


RAMIR B. UYTICO EdD, CESO IV
 Regional Director

To be indicated in the Perpetual Index
 under the following subjects:

ALLOTMENT
 BUDGET
 FUNDS
 RULES AND REGULATIONS



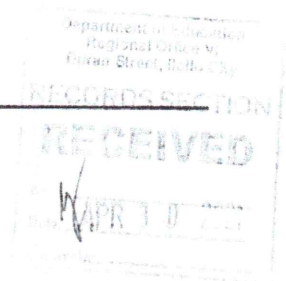
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Republic of the Philippines
Department of Education
 OFFICE OF THE UNDERSECRETARY FOR FINANCE



MEMORANDUM
 OUF-2021-0264

FOR : UNDERSECRETARIES
 ASSISTANT SECRETARIES
 BUREAU AND SERVICE DIRECTORS
 REGIONAL DIRECTORS
 REGIONAL FINANCE OFFICERS
 SCHOOLS DIVISION SUPERINTENDENTS
 SCHOOLS DIVISION FINANCE OFFICERS

FROM : 
 ANNALYN M. SEVILLA
 Undersecretary for Finance


 RAMON MEL G. ABCEDE
 Assistant Secretary for Finance

SUBJECT : VALIDITY OF BAYANIHAN ACTS I AND II RELEASES

DATE : April 19, 2021

This refers to the validity for obligation and disbursement of funds released under the provisions of Republic Act (RA) Nos. 11464 and 11494, "Bayanihan to Heal as One Act" and "Bayanihan to Recover as One Act" (*Bayanihan* Acts I and II for brevity).

As clarified by the Department of Budget and Management through the attached letter dated April 14, 2021, the validity of the *Bayanihan* Acts releases shall be as follows:

FUND SOURCE	DBM COMMENTS ON VALIDITY	
	OBLIGATION	DISBURSEMENT
	Bayanihan Act I	
FY 2019 Continuing GAA	December 31, 2020 (RA 11464 ¹ and NBC No. 578 ²)	For MOOE and non-Infra CO: June 30, 2021 (Items nos. 3.4.2 and 3.5 of NBC No. 578) For Infra Capital Outlays: December 31, 2021 (Items nos. 3.4.2 and 3.5 of NBC No. 578)

¹ An Act Extending the Availability of the 2019 Appropriations to December 31, 2020, Amending for the Purpose Section 65 of the General Provisions of Republic Act No. 11260, the General Appropriations Act of Fiscal Year 2019

² Guidelines on the Release of Funds for FY 2020

FUND SOURCE	DBM COMMENTS ON VALIDITY	
	OBLIGATION	DISBURSEMENT
FY 2020 Continuing GAA	December 31, 2021 (RA No. 11520 ³)	
<i>Bayanihan Act II</i>		
FY 2019 Continuing GAA	June 30, 2021 (RA No. 11519 ⁴)	
FY 2020 Continuing GAA	December 31, 2021 (RA No. 11520)	
<i>Bayanihan Act II</i>	June 30, 2021 (RA No. 11519)	

The Central Office, Regional Offices, School Division Offices, and schools are hereby reminded that under Section 2 of Executive Order No. 91, s. 2019⁵, “any **unreleased appropriations and unobligated allotments, as well as unpaid obligation and undisbursed funds** at the end of its validity, shall revert to the National Treasury and shall not be available for expenditure, except by subsequent legislative enactment” (*emphasis supplied*). Thus, the validity of the Bayanihan Acts releases shall be strictly observed and complied with.

This memorandum shall also serve as an amendment for memorandum number OUF-2021-0047, “VALIDITY OF FUNDS RELEASED FOR THE IMPLEMENTATION OF THE BASIC EDUCATION - LEARNING CONTINUITY PLAN (BE-LCP),” specifically on the provision on the validity of *Bayanihan Act I*. Specific provisions from the said memo which are inconsistent with this issuance are hereby modified accordingly.

For information and guidance.

cc: Secretary Leonor Magtolis Briones

³ An Act Extending the Availability of the 2020 Appropriations to December 31, 2021, Amending for the Purpose Section 60 of the General Provisions of Republic Act No. 11465 or the General Appropriations Act of Fiscal Year 2020

⁴ An Act Extending the Availability of Appropriations under Republic Act No. 11494, otherwise known as the “*Bayanihan to Recover as One Act*”

⁵ Adopting the Cash Budgeting System Beginning Fiscal Year 2019, and For Other Purposes



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF BUDGET AND MANAGEMENT
 GENERAL SOLANO STREET, SAN MIGUEL, MANILA

Document Reference No.: 2021-BF-0017322

SECRETARY LEONOR M. BRIONES
 Department of Education
 DepEd Complex, Meralco Ave., Pasig City

Dear **Secretary Briones**:

This refers to your letter requesting clarification on the validity of certain budgetary items of the FY 2019 and FY 2020 General Appropriations Acts (GAA) which were realigned/reprogrammed/reallocated pursuant to Bayanihan to Heal as One Act (Republic Act No. 11469 - Bayanihan Act I) and Bayanihan to Recover as One Act (Republic Act No. 11494 - Bayanihan Act II).

In response, please allow us to present the validity of these Bayanihan Act releases in the table below:

Fund Source	DMM Comments on Validity	
	Obligation	Disbursement
	Bayanihan Act I	
FY 2019 Continuing GAA	December 31, 2020 (Republic Act No. 11464 ¹ and NBC No. 578 ²)	For MOOE and non-Infra CO: June 30, 2021 (Item nos. 3.4.2 and 3.5 of NBC No. 578) For Infra Capital Outlays: December 31, 2021 (Item nos. 3.4.2 and 3.5 of NBC No. 578)
FY 2020 Continuing GAA	December 31, 2021 (RA No. 11520 ³)	
	Bayanihan Act II	
FY 2019 Continuing GAA	June 30, 2021 (RA No. 11519 ⁴)	
FY 2020 Continuing GAA	December 31, 2021 (RA No. 11520)	
Bayanihan Act II	June 30, 2021 (RA No. 11519)	

¹ An Act Extending the Availability of the 2019 Appropriations to December 31, 2020, Amending for the Purpose Section 65 of the General Provisions of Republic Act No. 11266, the General Appropriations Act of Fiscal Year 2019

² Guidelines on the Release of Funds for FY 2020

³ An Act Extending the Availability of the 2020 Appropriations to December 31, 2021, Amending for the Purpose Section 60 of the General Provisions of Republic Act No. 11465 of the General Appropriations Act of Fiscal Year 2020

⁴ An Act Extending the Availability of Appropriations Under Republic Act No. 11494, Otherwise Known as the "Bayanihan To Recover as One Act"

In addition, we have also prepared a matrix (**Attachment I**) showing the validity details of the specific Special Allotment Release Order (SARO) releases to the DepEd, for ease of reference.

On the other hand, please be reminded that Section 2 of Executive Order No. 91 s. 2019⁵ provides that any unreleased appropriations and unobligated allotments, as well as **unpaid obligations and undisbursed funds** at the end of its validity, shall revert to the National Treasury and shall not be available for expenditure, except by subsequent legislative enactment.

We hope that we were able to shed light on the matter.

Thank you and God bless.

Very truly yours,


WENDEL E. AVISADO
Secretary

⁵ Adopting the Cash Budgeting System Beginning Fiscal Year 2019, and For Other Purposes

Bayanhan I and II SARO details released to the DepEd

SARO Details				Validity and Legal Basis	
SARO No.	Funding Source (Mentioned in the SARO)	Purpose	Amount	Obligation	Disbursement
Bayanhan I					
SARO BMS-F-20-002065	Regular Agency Fund, Continuing Appropriations RA 11261 (FY 2016 GAA) and Section 491, Republic Act No. 11486	To cover pending requirements for the implementation of the Basic Education-Learning Continuity Plan	277,708,000	December 31, 2020 (Republic Act No. 11484 and ABC No. 578)	For MOOE and non-MOE: 201, June 30, 2021; then 54.2 and 3.5 of ABC No. 579. For infra Capital Outlays: December 31, 2021; then 54.2 and 3.5 of ABC No. 579.
SARO BMS-F-20-002065	Regular Agency Fund, FY 2020 General Appropriations Act RA 11486 and Section 491, Republic Act No. 11486	To cover pending requirements for the implementation of the Basic Education-Learning Continuity Plan	4,134,411,000	December 31, 2021 (RA No. 11520 - An Act Extending the Availability of the 2020 Appropriation to December 31, 2021, Amending for the Purpose Section 50 of the General Provisions of Republic Act No. 11486 or the General Appropriations Act of Fiscal Year 2020)	
Bayanhan II					
SARO BMS-F-20-002069	Regular Agency Fund, Continuing Appropriations RA 11261 (FY 2016 GAA)	To effect the realization of a contract pursuant to Republic Act No. 11484 dated September 1, 2020 (Bayanhan to Recover as One Act) for the implementation of Basic Education-Learning Continuity Plan	490,927,000	June 30, 2021 (RA No. 11519 - An Act Extending the Availability of Appropriations Under Republic Act No. 11484, Otherwise Known as the "Bayanhan To Recover as One Act")	
SARO BMS-F-20-002070	Regular Agency Fund, FY 2020 General Appropriations Act RA 11486	To effect the realization of a contract pursuant to Republic Act No. 11484 dated September 1, 2020 (Bayanhan to Recover as One Act) for the implementation of Basic Education-Learning Continuity Plan	604,002,000	December 31, 2021 (RA No. 11520)	
SARO BMS-F-20-002071	Regular Agency Fund, FY 2020 General Appropriations Act RA 11486	To cover the funding requirement for the implementation of Basic Education-Learning Continuity Plan pursuant to Republic Act No. 11484 dated September 1, 2020 (Bayanhan to Recover as One Act)	102,747,000	December 31, 2021 (RA No. 11520)	
SARO BMS-F-20-002072	Regular Agency Fund, Republic Act No. 11494 (Bayanhan to Recover as One Act)	To cover funding requirements for the implementation of Digital Education, Information Technology and Digital Infrastructures and Alternative Learning Modalities as authorized under Section 10(a) of the Republic Act No. 11494 otherwise known as Bayanhan to Recover as One Act	4,092,000,000	June 30, 2023 (RA No. 11519)	