

[DBM NATIONAL BUDGET CIRCULAR NO. 445, S. 95, December 15, 1995]

IMPLEMENTING GUIDELINES, RULES AND REGULATIONS IN THE REALIGNMENT/RELOCATION OF CAPITAL OUTLAYS AND PUBLIC WORKS PROJECTS

1.0

Purpose

1.1 To provide the necessary guidelines, rules and regulations in the implementation of Section 53, General Provisions of R.A. No. 7845, the 1995 General Appropriations Act.

1.2 To rationalize the procedures in the realignment/relocation of capital outlays and public works projects in order to facilitate and accelerate implementation of critical programs and projects.

2.0

Coverage

2.1 This Circular shall cover capital outlays and public works projects pertaining to the construction, replacement, rehabilitation and/or completion of school buildings, hospitals, sanitarium, health centers, clinics, herbal processing plants, warehouses and health stations, as well as roads/bridges, flood control, waterworks/supply and other public works projects appropriated under the General Appropriations Act (GAA).

3.0

Definitions

3.1 Realignment/relocation of Capital Outlays and Public Works Projects referred to in Section 53 of the GAA shall mean variation or alteration of the original description of the project which may involve modification, change in the scope of work, location/site of the capital outlays projects under the General Appropriations Act.

3.2 Project Category refers to the nature/type of project funded under the General Appropriations Act, e.g.

Department of Public Works and Highways:

Roads and Bridges

Flood Control

Water Supply

Other Public Works

Department of Transportation and Communication:

Airport and Navigational Facilities

Telecommunications Facilities

Ports and Lighthouses

Buildings

4.0

Guidelines

4.1 Agencies implementing infrastructure projects (capital outlays and public works projects) may realign relocate projects only in cases of imbalanced allocation of projects within the district, duplication of projects and overlapping of funding source and similar cases subject to the approval of the Department of Budget and Management (DBM).

4.2 Realignments/relocation involving locally-funded projects shall be processed and evaluated by the concerned DBM Regional Office where such projects are to be implemented except senatorial initiatives and those approved by the President.

4.3 Realignment/relocation involving foreign-assisted projects, senatorial initiatives, those with specific approval of the Office of the President and other centrally managed projects shall be processed and evaluated by the DBM Central Office.

4.4 Realignment/relocation of a particular project shall only be made once, subject to the following conditions and limitations:

4.4.1 It shall be made forty-five (45) days after the receipt of the original Allotment (General or Special Allotment Release Order-GARO/SARO) but not beyond the two-year validity period;

4.4.2 In cases where there is a duplication of projects and overlapping of funding source for the same project in the region/province/municipality, the agency concerned can implement the realignment immediately without waiting for the forty-five (45) days prescribed period;

4.4.3 It shall be within the same project category as defined in item 3.2 of this Circular;

4.4.4 It shall be within the same congressional district where the funds were originally allocated;