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Republic of the Philippines  
PROVINCE OF LEYTE  
Palo, Leyte

Item No.: 11  
Date: 13 FEB 2023

SP Records

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SANGGUNIANG PANLALAWIGAN

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Feb 2023  
PROVINCE OF LEYTE

PROVINCIAL LEGAL OFFICE

Province of Leyte  
Legal Office  
Released: [Signature]  
Time: [Signature]  
Date: 29.23

2nd INDORSEMENT  
February 1, 2023

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 10, S. 2022 of the SB of Jaro, Leyte, recommending for the declaration of its validity pursuant to its power under Section 56 (c) of R. A. 7160, the same being to the opinion of the Provincial Legal Office (PLO), an exercise of the power authorized under Section 129 of the Code, Provided, That, pursuant to Section 186 thereof, Fees or Charges shall not be unjust, excessive, oppressive, confiscatory, or contrary to declared national policy.

ATTY. JOSE RAYMUND A. ACOL  
~~Asst. Provincial Legal Officer~~ [Signature]

Republic of the Philippines  
**PROVINCE OF LEYTE**


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**OFFICE OF THE SANGGUNIANG PANLALAWIGAN**

**1<sup>ST</sup> INDORSEMENT**  
**27 January 2023**



Respectfully indorsed to the **PROVINCIAL LEGAL OFFICE** the herein **ORDINANCE NO. 10 SERIES OF 2022; "THE REVISED PUBLIC MARKET CODE OF 2022 FOR THE MUNICIPALITY OF JARO, LEYTE"**, for review and recommendations.

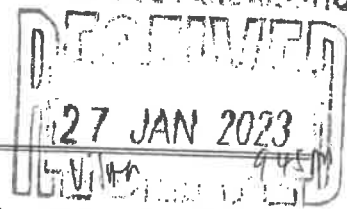
  
**FLORINDA JILLS UYVICO**  
Secretary to the Sanggunian

SP Records  
12723



Republic of the Philippines  
Province of Leyte  
**MUNICIPALITY OF JARO**  
**Office of the Sangguniang Bayan Secretary**  
**Legislative Building**  
Corner Del Carmen and Real Streets

SANGGUNIANG PANLALAWIGAN



PROVINCE OF LEYTE

January 25, 2023

**THE HONORABLE SANGGUNIANG PANLALAWIGAN**  
Provincial Capitol Complex  
Tacloban City

Thru:  
Secretary to the Sanggunian

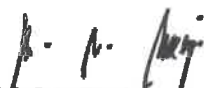
Madam;

Respectfully forwarding in that Office the here under listed Ordinances of the municipality of Jaro, Leyte for review and favorable action by the Honorable Sangguniang Panlalawigan.


1. Municipal Ordinance No. 05, series of 2022
2. Municipal Ordinance No. 08, series of 2022
3. Municipal Ordinance No. 09, series of 2022
4. Municipal Ordinance No. 10, series of 2022
5. Appropriation Ordinance No. 03, series of 2022
6. Appropriation Ordinance No. 04, series of 2022

Thanking you in advance of your favorable consideration on the matter.

Very truly yours,

  
**NICOMEDES R. BORJA**  
Board Secretary V  
Secretary to the Sanggunian

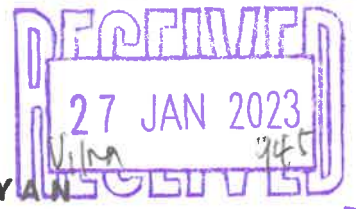
NOTED:

  
**RODRIGO C. ARBAS**  
Municipal Vice-Mayor  
SB Presiding Officer



Republic of the Philippines  
PROVINCE OF LEYTE  
MUNICIPALITY OF JARO

SANGGUNIANG PANGALAWIGAN



TANGGAPAN NG SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE 17<sup>TH</sup> REGULAR SESSION OF THE  
SANGGUNIANG BAYAN OF JARO, LEYTE HELD AT THE SB SESSION HALL,  
LEGISLATIVE BUILDING ON NOVEMBER 21, 2022.

PRESENT:

- |                                  |  |
|----------------------------------|--|
| x HON. RODRIGO C. ARBAS          | -Municipal Vice-Mayor/Presiding Officer  |
| HON. JONELL MARTIN A. QUE        | -SB Member                               |
| x HON. LANDILINO T. KATANGKATANG | -SB Member                               |
| HON. JULIAN L. EMNAS             | -SB Member                               |
| HON. FRANCISCO R. ALTRES         | -SB Member/Majority Floor Leader         |
| HON. LEO ANGELO T. PORMIDA       | -SB Member                               |
| HON. GUALBERTO V. ELISES         | -SB Member/Presiding Officer Pro-Tempore |
| HON. ALEXANDER N. SALGADO        | -SB Member                               |
| HON. REY P. AURE                 | -SB Member                               |
| HON. CARMENCITA G. TAÑALA        | -SB Member/LIGA Fed.-President           |
| HON. TRINA MAE R. SOLEDAD        | -SB Member/SK Fed.-President             |

ABSENT: MARKED (x)

SPONSORED BY:

HONORABLE JULIE L. EMNAS

Committee Chairman on Market and Slaughter House

ORDINANCE NO. 10  
SERIES OF 2022

THE REVISED PUBLIC MARKET CODE OF 2022 FOR THE  
MUNICIPALITY OF JARO, LEYTE.

BE IT ORDAINED, by the Sangguniang Bayan of the Municipality of Jaro,  
Leyte, that:

CHAPTER I

GENERAL PROVISIONS

ARTICLE 1. TITLE - This Ordinance shall be known as the "Revised Public  
Market Code of 2022" for the Municipality of Jaro, Province of Leyte.

ARTICLE 2. SCOPE - This code shall govern the revenue-raising scheme,  
imposition of specific fees, supervision and all other administrative operation of the  
Public Market and Slaughterhouse within the territorial jurisdiction of this Municipality.

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**ARTICLE 3. DEFINITION OF TERMS AND RULES OF CONSTRUCTION**

**SECTION 1. DEFINITION OF TERMS AND PHRASES** – When used in this particular Code or Ordinance, the following terminologies and phrases will specifically be construed to mean as follows:

- A. **PUBLIC MARKET** – refers to any place, building or structure of any kind dedicated to the service for the public, where goods and merchandise and services, shown and displayed for sale. This specifically refers to the designated compound inclusive of existing buildings, facilities which is situated at **Bagong Lipunan Street, Barangay I – Poblacion, Municipality of Jaro, Province of Leyte.**
- B. **MARKET PREMISES** – refers to any open space in the market compound, a bare ground not covered by market buildings usually occupied by transient vendors especially during “**TABO DAY**”.
- C. **MARKET SECTION** – refers to the subdivision of the market housing one class or of allied goods, commodities, merchandise, or services.
- D. **MARKET STALL** – refers to any allocated space, stand, compartment, store or any place in the Public Market, wherein merchandise, goods, commodities, and services are offered for sale intended for human consumption.
- E. **MARKET STALL/BOOTH HOLDER** – refers to the awardee/s of a stall or booth in the public market selling goods, merchandise or their allied services.
- F. **REVENUE COLLECTION OFFICER** – a permanent employee of the local government unit deputized by the office of the Municipal Treasurer and duly authorized to collect and receive lawfully prescribed revenue payments and properly bonded.
- G. **MARKET RENTAL FEES** – payment paid to the Office of the Municipal Treasurer, thru a Municipal Revenue Collection Collector, for the privilege of using Market facilities and premises.
- H. **AMBULANT/TRANSIENT VENDORS** – refers to vendors who do not permanently occupy definite stall/booth in the public Market compound but occasionally comes daily or during a certain period, for selling goods, merchandise or services for which certain market fees is paid to a Municipal Revenue Collection Clerk.

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- I. **MARKET ENTRANCE FEES** – refers to the payments imposed to every transient or ambulant vendors before allowing selling his/her goods, merchandise and services which is paid to the Municipal Treasury thru an authorized Municipal Revenue Collection Clerk.
- J. **INSPECTION FEES** – payment made to the Office of the Municipal Treasurer thru Municipal Revenue Collection Clerk for close observation and inspection of cargo trucks, jeeps, and other types of transport vehicles delivering goods and merchandise to the Public Market.
- K. **TABO DAY** – refers to the day or days of the week prescribed to be Market Day where ambulant vendors are allowed to sell their wares, goods, and merchandise aside from those regular business where in this case falls on every **Sunday and Thursday of the week.**

**SECTION 2. RULES OF CONSTRUCTION** – In constructing the provisions of this code, the following rules shall be observed, unless inconsistent with the manifest intent of any specific provision hereof, to wit:

- A. **GENERAL RULE** – all words and phrases shall be construed and understood according to the common usage and approved language. Technical words and phrases and such other words in this code shall be construed and understood according to its technical, peculiar or appropriate meaning.
- B. **GENDER AND NUMBER** – every word in this code importing the masculine gender shall extend to both male and female. Every word importing the singular number shall extend and apply to several persons or things as well.
- C. **REASONABLE TIME** – in cases where an act required to be done, within a reasonable period, the same shall be deem to mean such time as may be necessary for the prompt performance of this act.
- D. **COMPUTATION OF TIME** – the time which an act is to be done as provided in this code, or in any rules or regulation issued pursuant to the provision hereof, when expressed in days, it shall be computed by excluding the first day and including the last day. If the last day falls on a non-working day or holiday, in which case, this shall be excluded in the computation, and the day following shall be considered the last day for any contemplated reglementary period.

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- E. **REFERENCES** – all references to Chapters, Articles and Sections are to chapters, articles, and sections being referred to in this Code unless otherwise specified.
- F. **CONFLICTING PROVISIONS OF CHAPTERS** – if the provisions of different Chapters conflicts or contravenes with each other, the provisions of each Chapter shall prevail as to all specific matters and questions involving therein.

## CHAPTER II

### SUBDIVISION OF SPECIFIC AREAS AND CORRESPONDING FEES IN THE PUBLIC MARKET

**ARTICLE 1. SUBDIVISION OF THE PUBLIC MARKET** – The public market shall be divided into sections with each section represents classes or groups of allied goods, commodities, merchandise, or services.

**SECTION 1. SPECIFIC AREAS IN THE MARKET** – The organized segregation of vicinity within the public market shall be in accordance to the type of goods, products, merchandise or services being displayed for sale and availability to the customers, as follows:

- A. **FISH SECTION** – refers to the specific area where fresh fish, clams, oysters, crabs, lobster, shrimps, potable seaweeds and other marine and fresh water products shall be displayed for sale.
- B. **MEAT SECTION** – refers to the specific area where fresh meat products like beef, carabeef, pork, goat meat, rabbit meat and other meat products not prohibited by law shall be displayed for sale.
- C. **DRESSED POULTRY SECTION** - refers to the specific area where dressed chicken and other poultry products, duck, turkey, and other fowls not prohibited by law shall be displayed for sale.
- D. **VEGETABLE AND FRUIT SECTION** – refers to the area where all kinds of fresh and edible vegetable and fruits, and root crops such as but not limited to sweet potato (camote), cassava, taro (gabi), and such other root crop products shall be displayed for sale.

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- E. **GRINDING AND COCONUT MEAT EXTRACTION SECTION** – refers to the specific area where meat, vegetable, and cereal grinding, as well as coconut meat extractions shall be made available to its clientele.
- F. **LIVESTOCK SECTION** – refers to the specific area where live animals such as chicken, duck, turkey, and other fowls, as well as hogs, carabao, sheep, goat and all other domesticated animals raised for human consumption shall be displayed for sale.
- G. **DRIED AND SALTED FISH SECTION** – refers to the area where dried fish and other processed marine products, as well as fish and shrimp paste and other salted products shall be displayed for sale.
- H. **RESTAURANT/CARENDERIA OR EATERY SECTION** – refers to the specific area where cooked and ready to eat meals, refreshment and snacks, as well as light beverages are catered to paying customers.
- I. **DRY GOODS SECTION** – refers to the specific area where textiles, ready to wear items and apparels, clothing accessories, native products, foot wears, handbags, novelty items, kitchen implements and utensils, household articles, travel accessories and other such merchandise shall be displayed for sale.
- J. **GROCERY OR SARI-SARI STORE SECTION** – refers to the specific area where goods, products and merchandise such as packed and processed food items, soft drinks, bottled spirits, canned goods, cooking spices/condiments, cigarettes, school and office supplies, toiletries, and such other basic commodity items for daily consumption.

**SECTION 2. NON-SPECIFIC AREAS IN THE MARKET** – This particular area/open spaces will be designated for the use of ambulant vendors for display and sale of their goods, products and/or merchandise. **Provided**, that this particular area/open spaces shall be subjected to corresponding fees as specified by the proceeding article to be collected from the occupants/vendors.

**ARTICLE 2.IMPOSITION AND COLLECTION OF FEES** – There shall be a collection of specific fees for every transaction with the Office of the Market Supervisor on every specific area occupied by vendors hereunder follows:

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**SECTION 1. RIGHT OF OCCUPANCY -**

- A. There shall be a fixed **Occupancy Fee** for every stall/booth occupied by vendors in the Wet and/or in the Dry Goods Section with the following schedule of payment as follows:

**SCHEDULE 1**

Wet Market Section/Open Space (Public Market Building)	Occupancy Fee
1. Meat and Poultry Section	P 20,000.00
2. Fish Section	20,000.00

**SCHEDULE 2**

Dry Goods Section (Two-Storey Commercial Building)	Occupancy Fee
1. First Level (32 sqm)	P 20,000.00
2. First Level (20 sqm)	15,000.00
3. First Level (8 sqm)	10,000.00
4. First Level (4 sqm)	5,000.00
5. Second Level (88 sqm)	20,000.00
6. Second Level (66 sqm)	15,000.00

- B. The Twenty Five Percent (25%) Down Payment of the Occupancy Fee as stipulated above in Schedule 1 and Schedule 2, respectively, shall be paid upon perfection of the Contract of Lease executed by and between the franchise and the Local Government Unit.
- C. The Twenty Five Percent (25%) of the Occupancy Fee shall be payable in Two (2) equal quarterly installments, beginning on the second quarter and/or the succeeding quarters reckoned from the signing of the contract during the current year.
- D. The remaining Fifty Percent (50%) shall be payable in Two (2) equal quarterly installments, beginning on the first quarter up to the second quarter of the following year.

**SECTION 2. IMPOSITION OF MARKET FEES AND CHARGES –** There shall be a collection of the following market fees and charges:

- A. Rental fee on the fixed stalls in the **“wet market section”** constructed by the municipal government, per day or per month inclusive of water and electric fees:

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Wet Section	Stall/Rental/Fee
1. Meat and Poultry Section	₱ 56.48/day or P 1,694.44/month
2. Fish Section	56.48/day or P 1,694.44/month

B. Rental Fee of Stalls/Booths in the “Two-Storey Commercial Building” constructed by the municipal government, per square meter or fraction thereof:

Two-Storey Commercial Building	Stall/Booth Rental/Fee/per square meter
<b>A. First Level (First Floor):</b>	
1. Dry Goods Section	₱ 5.00/square meter
2. Grocery Section	5.00/square meter
3. Vegetables and Fruits Section	5.00/square meter
4. Restaurant/Eatery Section	5.00/square meter
5. Cold Storage Section	5.00/square meter
<b>B. Second Level (Second Floor):</b>	
1. Dry Goods Section	5.00/square meter
2. Grocery Section	5.00/square meter
3. Restaurant/Eatery Section	5.00/square meter

C. **PAYMENT FOR WATER AND ELECTRIC CONSUMPTION** – for water and electric monthly consumption in the Two-Storey Commercial Building shall be paid individually by the stall/booth holders.

D. **REBATE** – a five percent (5%) rebate will be given to the leaseholders of stall/booth on payments of monthly rentals made on or before the **10th day of every month or before due date.**

E. Fees on the Public Market Area reserved for ambulant vendors, dealers, and similar types of vendors, per square meter or fraction thereof, per day:

Open Market Space	Amount of Fee
1. For Ordinary Days	₱ 20.00/per sq.m./day
2. “TABO DAY” – Thursday/s & Sundays	30.00/per sq.m./day
3. Other Special Days (e.g., Fiesta, etc.)	50.00/per sq.m./day

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F. Market entrance fee on any commodity or merchandise brought into the public market for sale:

Types of Dealers/Products	Entrance Fee Rate
1. Dealers of salt or sugar per sack	₱ 20.00
2. Dealers of animal feeds, rice bran, or fertilizer per sack	20.00
3. Dealers of salted fish or other marine product per crate/kaing	20.00
4. Dealers of fruits and vegetables per sack or less than 100 kilos	20.00
5. Dealers of Coconuts per hundred	20.00
6. Dealers of Eggs per hundred	20.00
7. Dealers of Peanut with shell or without shell	20.00
Types of Dealers/Products	Entrance Fee Rate
1. Dealers of Root Crops per sack	₱ 15.00
2. Dealers of Confectioneries per crate/kaing	15.00
3. Dealers of rice per sack	15.00
4. Other Transient Vendors	15.00

**SECTION 3. SURCHARGES FOR LATE OR NON-PAYMENT OF PRESCRIBED FEES** – There will be corresponding Surcharges Fee for late payments to the prescribed regular payments as provided for in this Ordinance to wit:

- A. A Twenty Five percent (25%) Surcharge fee taken from the total unpaid rental for a period of one (1) month for every lessee of market stall, booth, and fixed stalls or tienda/s, will be charged to late payments. When the **unsettled obligation** continued until a **period of two (2) months**, this shall **cause the termination of leasehold contract** and the space, stall, or booth shall then be declared vacant and subject for lease to any qualified interested party. **Provided**, that two (2) months unsettled obligation shall be given a warning or notice for termination of leasehold contract and shall be given an extension of time to settle the same for only 15 days grace period.
- B. Any business entity or person occupying additional space which does not exceed one (1) meter than what is duly stipulated in the leasehold contract shall be made to pay the corresponding additional fees based on the regular rate for such extra space being occupied. Any stall holders are allowed to display their goods outside their stalls as long as the display does not cover the one-meter walk-way easement from the market building.
- C. No person or business entity shall be allowed to occupy any space in the public market and conduct any form of business without first securing **business permit** and/or paying the required necessary fees and other regulatory fees.

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**SECTION 4. ISSUANCE OF OFFICIAL RECEIPTS AND CASH TICKETS –**

The Office of the Municipal Treasurer in coordination with the Office of the Municipal Market Supervisor shall deputize Revenue Collection Clerks (RCC's) who will be authorized to collect payments and issue corresponding receipts thereto.

Cash tickets shall likewise be issued for payments of market entrance fee, and such other official receipts as evidence of payments made. The said cash tickets shall be torn in half, one half of which to be kept by the payor and the other half shall be retained by the Revenue Collection Clerk who shall convey the same and other official receipts, together with the corresponding payments or cash value to the Office of the Municipal Treasurer to counter-check records of cash tickets and official receipts issued for the day.

Any vendor occupying any table, cubicle or other space with an area exceeding to that of what he/she paid for in the entrance fee shall be required to pay the exceeded area he occupied.

Duly licensed suppliers or distributors of goods, commodities or general merchandises servicing or delivering their goods, commodities or general merchandises to the permanent and/or ambulant occupants of market stalls, booths, *tiendas*, or other spaces shall not be considered as transient vendors and, therefore, are not required to pay the market entrance fee.

**SECTION 5. ISSUANCE OF CASH TICKETS TO TRANSIENT VENDORS, PROHIBITION ON TRANSFER THEREOF –** Cash tickets shall be issued to the vendor buying the ticket; his name, date and the signature of the Collector shall be written on the back thereof. The cash ticket shall pertain only to the person buying the same and shall be good only for the space or spaces of the market premises to which he is assigned or to which he occupied. If a vendor disposes his merchandise by wholesale to another vendor and the latter sell the said merchandise in the area occupied by the former, he shall purchase new tickets corresponding to the area occupied by the previous vendor.

Cash tickets shall be provided with serial numbers by the Office of Municipal Treasurer, who shall monitor the issuance of the cash tickets in collaboration with the Market Administrator.

**SECTION 6. TIME AND MANNER OF PAYMENT –** Unless otherwise provided herein, the market fee/s must be paid in advance before any person can sell, or offer to sell, any commodity or merchandise in the public market premises. All payments imposed under this Article shall be paid to the Office of the Municipal Treasurer or thru a duly authorized Revenue Collection Clerk/s by the Treasurer.

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CHAPTER III

SLAUGHTER AND CORRAL FEES

ARTICLE 3. IMPOSITION AND COLLECTION OF SLAUGHTER FEES –

There shall be a collection of specific fees for utilization of the Municipal Slaughterhouse as well as Corral Fees for specific up-keep of various livestock confined in the slaughterhouse, to wit:

SECTION 1. IMPOSITION OF SLAUGHTER FEES – There shall be a collection of the following slaughter fees/receipt:

KIND OF ANIMALS	AMOUNT OF FEE
<b>A. On Large Cattle – For Public Consumption:</b>	
1. Slaughter Fee/Permit	₱ 150.00/head
2. Slaughterhouse Fee	100.00/head
3. Inspection Fee	100.00/head
4. Post Mortem Fee	50.00/head
5. Ante-Mortem Fee	50.00/head
6. Corral Fee (per day)	100.00/day
<b>B. On Large Cattle – For Home Consumption:</b>	
1. Slaughter Fee/Permit	₱ 150.00/head
2. Inspection Fee	100.00/head
3. Post Mortem Fee	50.00/head
4. Ante-Mortem Fee	50.00/head
5. Slaughterhouse Fee	(Exempt)
<b>C. On Hogs, Sheep, and Other Similar Animals – For Public Consumption:</b>	
1. Slaughter Fee/Permit	₱ 100.00/head
2. Slaughterhouse Fee	100.00/head
3. Inspection Fee	100.00/head
4. Post Mortem Fee	50.00/head
5. Ante-Mortem Fee	50.00/head
6. Corral Fee (per day)	100.00/day
<b>D. On Hogs, Sheep, and Other Similar Animals – For Home Consumption:</b>	
1. Slaughter Fee/Permit	₱ 150.00/head
2. Inspection Fee	100.00/head
3. Post Mortem Fee	50.00/head
4. Ante-Mortem Fee	50.00/head
5. Slaughterhouse Fee	(Exempt)
<b>E. Regulatory Fees:</b>	
1. Livestock Development Fund	50.00/head
2. Service and Miscellaneous Fee	150.00/head
All entry or delivery of hogs, sheep and goats to market for slaughter	50.00/ head

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**SECTION 2. CORRAL FEE** – Corral Fees shall be collected for the animals to be slaughtered which are deposited and kept in a corral owned by the local government.

**SECTION 3. PLACE OF SLAUGHTER** – The slaughter of any kind of animal for sale to the public shall be done only in the Municipal Slaughterhouse. The slaughter of animals intended for home consumption may be done elsewhere, provided, it is in the place where there is enough water for sanitation of slaughtered animal except for cattle. Provided, further, that the owner or person who slaughtered the animal for home consumption shall observe the sanitation of the meat, the by-products, and the surroundings.

**SECTION 4. REQUIREMENT FOR THE ISSUANCE OF A PERMIT FOR THE SLAUGHTER OF LARGE CATTLE** – Before issuance of permit for the slaughter of branded large cattle, the Municipal Veterinarian or his duly authorized representative, through the Municipal Treasurer shall require the owner of the branded large cattle or the person applying for the permit to show or produce the Certificate of Ownership or Deed of Sale showing title/ownership of the branded large cattle. If the applicant is not the owner of such cattle and there is no Certificate of Transfer made in his favor, he shall secure a certificate in his favor signed by a Barangay Chairman or his duly authorized representative in the residence where the cattle originated.

For unbranded cattle that have not yet reach the required age for branding, the Municipal Veterinarian or his duly authorized representative, through the Municipal Treasurer shall require the applicant of such permit to produce a certificate from the barangay signed by the Barangay Chairman or his duly authorized representative stating that he is the owner of the unbranded cattle or to produce any evidence showing that he is the owner of the unbranded cattle. The Certificate shall also state that the unbranded cattle can be slaughtered as provided in the guidelines set forth by the Department of Agriculture and Bureau of Animal Industry.

Before any animal is slaughtered for public consumption, a permit therefore shall be secured from the Municipal Veterinarian or any authorized representative appointed or designated by the Municipal Mayor. The permit shall bear the date and month of issue, the stamp of the Municipal Veterinarian, as well as the page of the book in which said permit number is entered, the name of the permittee, and the kind and sex of the animal to be slaughtered. The permit to slaughter as herein required shall be kept by the owner to be posted in his/her stall until such meat has been consumed.

Upon issuance of the permit, the large cattle shall be slaughtered at the Municipal Slaughterhouse or in any other place as may be authorized in this Ordinance.

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**SECTION 5. TIME AND MANNER OF PAYMENT** – All payments imposed under this Article shall be paid to the Municipal Treasurer or thru his/her duly authorized Revenue Collector/s upon application of the Permit to Slaughter a certain animal for meat consumption after due compliance to specific regulatory procedures and necessary inspection.

**SECTION 6. EXCEPTIONS**

- A. CONDEMNED SOURCE OF MEAT ANIMALS** – the corresponding fees contemplated in the preceding Article shall not be collected on animals condemned or declared by the Municipal Health Office or its duly authorized representative, and/or the Municipal Meat Inspector from the Municipal Agriculture's Office not safe for human consumption.
- B. MEAT PROCESSING OUTSIDE THE SLAUGHTERHOUSE** – animals slaughtered outside the Slaughterhouse especially for domestic consumption shall no longer be subject to Slaughterhouse fee, however, all other relevant regulatory fees shall be imposed.

**CHAPTER IV**

**OPERATION, SUPERVISION, ADMINISTRATION AND COUNCIL**

**ARTICLE 1. CREATION** - There shall be a Market Administration Office which is under the supervision of the Office of the Municipal Mayor, subject to Civil Service Law, rules and regulations.

**ARTICLE 2.COMPOSITION** - There shall be a Market Administrator, Market Supervisor, Market Inspector, Administrative Aide/Staff, Utility workers and other administrative support and services staff who shall be appointed by the Municipal Mayor, subject to Civil Service Law, rules and regulations.

**SECTION 1. THE MARKET ADMINISTRATOR** – The Market Administrator shall directly responsible for the efficient operational management, and administration of the Public Market in the Municipality of Jaro, Leyte.

**A. DUTIES AND RESPONSIBILITIES** – The Market Administrator shall:

- 1. Administer the efficiency of assigned works, and evaluate the performance of all public market personnel.

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2. Whenever necessary, take notice, investigate, and mediate complaints against public market personnel.
3. Inspect and ensure properly of business permits and license of all occupants conducting business in the public market.
4. Submit monthly report to the Market Committee on the current prices of basic commodities within the public market.
5. Ensure the judicious and practical utilization of all public market properties, facilities, and supplies.
6. Submit a periodic recommendation and/or evaluate suggestion deemed necessary and expedient for a more effective operation of the public market.
7. Implement such plans and programs approved by the Market Committee.
8. Submit to the Market Committee yearly budget proposal.
9. Enforce ordinances and resolutions set forth by the Sangguniang Bayan and/or Market Committee.
10. Perform such other duties and functions that may be assigned from time to time and all other job requirement appurtenant to this Ordinance.

**SECTION 2. MARKET SUPERVISOR** - The Market Supervisor shall assist the Market Administrator in the proper administration and implementation of the provisions of this Code. He shall supervise and delegate the activities of Market Inspector. He shall perform such other functions delegate to him by the Market Committee.

**SECTION 3. MARKET INSPECTOR** - The Market Inspector shall assist in inspecting cash tickets or official receipts issued to ambulant, transient and regular vendors as well as the sanitary conditions of the market premises. He shall assist the licensing officer/personnel in the inspection of license/permit of all vendors.

**ARTICLE 2. FINANCIAL REPORT/MAINTAINING A SEPARATE DEPOSITORY ACCOUNT** - It shall be the responsibility of the Municipal Treasurer to submit to the Market Committee thru its Chairman, the report on the total collection per month in the operation of the Jaro Public Market, copy furnished all members of the Committee. The Municipal Treasurer shall maintain a separate bank account in the depository bank of the Local Government Unit where collections/income in the operation of the Municipal Public Market shall be deposited.

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**ARTICLE 3. THE MARKET COMMITTEE** – It is hereby created the Market Committee in the Municipality of Jaro, Leyte, which shall be composed but not limited to, as follows:

- Local Chief Executive as Chairman
- Vice-Mayor as Vice Chairman
- SB Member Chairman for Committee on Market and Slaughterhouse
- Municipal Treasurer
- Municipal Licensing Officer
- Municipal Health Officer
- General Services Officer
- Motorpool Supervisor
- MSWMO
- Municipal Market Administrative Aide/Utility Worker
- Municipal Sanitary Inspector
- Municipal Agriculture Officer
- MEEEO
- Incumbent President of the Market Vendor's Association/s
- The Chief of the Local Philippine National Police

It shall be the duty of the Market Committee to conduct the drawing of lots and opening of bids for the adjudication of vacant or newly created stalls/booths in the market and to certify to the Municipal Mayor the result thereof and to make a study and submit comments and recommendations may be deemed necessary for the efficient and sanity operation of business in the public market.

**ARTICLE 4. MARKET DAY - Every Sunday and Thursday of the week is hereby declared "TABO" or MARKET DAY** where ambulant or transient vendors may sell their goods, wares/items and/or merchandise at the designated areas in the public market and supervised by the market authorities. During the "Tabo" days, ambulant vendors shall be assigned to certain sections or areas according to the kind of articles or merchandise intended for sale.

**ARTICLE 5. SANITARY MAINTENANCE** – The sanitary maintenance and inspection of market stalls, booth, tienda/s shall be governed by the health and sanitary order, rules, and regulations promulgated by the Department of Health or by the Municipal Health Officer and adopted by the Sangguniang Bayan in accordance with the provisions of the **Presidential Decree No. 856, otherwise known as the "Code on Sanitation of the Philippines"** and R.A. 9003 known as the **"Ecological Solid Waste Management Act of 2000"**.

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The Market Administrator shall see to it that the market premises and its surroundings is always kept and in sanitary condition including aisle, divisions, stalls, floors, walls and equipment as well as the whole tract of land belonging to the market. The cleaning of the market premises should be done before the buyers start coming to the market and the cleanliness should be maintained throughout the market hours.

The market building and the grounds should at all times be kept free from garbage and rubbish:

- A. Toilet Facilities – The public market is provided with a public toilet having two (2) separate rooms, one for men with three separate cubicles and one for women with three (3) separate cubicles and the same shall always be kept in sanitary condition.
- B. Garbage/Waste Receptacle – Individual stallholders shall provide themselves with their own trash receptacle and avoid littering their premises. No stallholders, person, including ambulant vendors shall place any waste anywhere in the public market premises, except in garbage receptacle.
- C. Cleaning of Stalls, Booth or Tienda/s – The cleaning of market stalls, booth or tienda/s including the premise thereof including the appurtenance thereto shall be done by the holder or lessee and their helpers during market hours.

All wastes, rubbish, trash, and garbage shall be placed in the garbage receptacles as provided in the preceding paragraph without prejudice to the service of the market cleaner(s) who maintains the proper cleaning of the public market. All activities incidental to the cleaning as herein provided shall be under the direction of the market supervisor.

**ARTICLE 6. DUTIES OF THE DETAILED POLICEMAN** – The Local PNP assigned in the market shall assist the market supervisor and other personnel assigned thereto in **maintaining peace and order and discipline inside and the surroundings of the public market.** They shall assist in every possible way the market supervisor, market inspector and the market collector's in checking the payment of market fees, Mayor's Permit or licenses and such other enforceable directives in this Ordinance.

For this purpose, the Local PNP assigned in the public market shall be provided with an outpost/PNP Office in a location visible and accessible for the public, under the supervision of the incumbent Local PNP Chief.

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**ARTICLE 7. IMPLEMENTING RULES AND REGULATIONS (IRR) – The Municipal Treasurer, Market Administrator, General Services Officer, Meat Inspector, Licensing Officer, Municipal Solid Waste Management Officer, Municipal Health Officer, MENRO and the Local PNP shall formulate the Implementing Rules and Regulations which may be necessary for the effective implementation of the provisions in this Ordinance; provided that, such do not violate any other existing Ordinances and other legal mandates. Such rules and regulations shall be presented to the Local Chief Executive and to the Sangguniang Bayan for review and ratification.**

**CHAPTER V**

**TRANSITORY PROVISION**

**ARTICLE 1. LEASEHOLD CONTRACT AND NOTICE OF VACANCY**

**SECTION 1. SIGNING OF LEASEHOLD CONTRACT –** Within thirty (30) days upon enactment of this Ordinance, the Market Administrator in consultation with the Market Committee, shall cause to initiate to award the newly constructed booths/stalls to all current stallholders/booth holders/market space holders in the public market and thereby requiring them to sign the Leasehold Contract and to comply with the appurtenant fees thereto, which is due to the Local Government Unit with the Municipal Treasurer's Office, as well as to other pertinent provisions of this Ordinance.

**SECTION 2. PAYMENT OF ARREARS –** All stallholders/booth holders/or tiendas with arrears of Municipal License/Business Permit, are hereby given ninety (90) days from date of enactment of this Ordinance to fully settle their accounts with the Municipal Treasurer's Office and such other fees due to the municipality. Failure to do so, unless for justifiable cause, can result in the cancellation of awarded leasehold contract and ejection of stallholders/booth holders or tiendas from their respective stalls/booths in the public market.

**SECTION 3. CANCELLED AWARDS –** Within ten (10) days from the date of the Cancellation of Awarded Leasehold Contract due to violation of any provision in this Ordinance, the Market Committee shall adjudicate the concerned market space in the manner provided for in this Ordinance. In such case, the subsequent stallholder is hereby obliged to reimburse to the former stallholder for the cost of improvements of the aforementioned stall, booth, or tienda/s with the amount to be determined by the Municipal Building Official. All improvement/s shall be deemed government property.

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**SECTION 4. THE NOTICE OF STALL OR BOOTH VACANCY** – This pro-forma Notice will be posted on conspicuous places to announce a vacancy of Stall or Booth in the public market and is substantially hereby illustrated hereunder, to wit:

**NOTICE OF VACANCY**

**NOTICE IS HEREBY** given that Stall/Booth No. \_\_\_\_\_ at the JARO PUBLIC MARKET Building is vacant (or will be vacant) on \_\_\_\_\_, 20\_\_\_\_. Any person, 21 years of age and above, not legally incapacitated, desiring to lease this, may file an application therefore on the prescribed form, copies of which may be obtained from the Office of the Market Administrator during office hours.

In case there are more than one applicant, the award of lease of vacant stall shall be determined in consistence with the occupancy right thru a public bidding to be conducted on \_\_\_\_\_, 20\_\_\_\_ at 12:00 o'clock noon at the Office of the Municipal Mayor by the Market Committee.

This stall is found in the \_\_\_\_\_ section and intended for the sale of \_\_\_\_\_.

**SECTION 5. THE LEASEHOLD CONTRACT** – This contract as substantially illustrated hereunder, will be obtained from the Office of the Market Administrator after submitting a Letter of Application which shall be made under oath by the Applicant or his/her duly authorized representative, and it shall be the duty of the Market Administrator to keep a Registry Book showing the names and address of all applicants for vacant stalls, booths or tienda/s, the description and corresponding number of the same, as well as hour and date of receipt of said application copy of which furnished to the Office of the Municipal Treasurer and the Market Committee.

**CONTRACT OF LEASE**

**KNOW ALL MEN BY THESE PRESENT:**

**THIS AGREEMENT** executed and entered into by and between the Municipal Government of Jaro, represented by the **LOCAL CHIEF EXECUTIVE, MAYOR** \_\_\_\_\_ hereunder known as the **LESSOR**.

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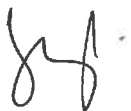
\_\_\_\_\_, of legal age, Filipino citizen, single/married to \_\_\_\_\_ with permanent post office address and a residence at \_\_\_\_\_, Jaro, Leyte, hereunder known as the LESSEE.

**WITNESSETH**

1. That the LESSOR is the owners of a real property known as JARO PUBLIC MARKET located at Bagong Lipunan Street, Barangay I – Poblacion, Jaro, Leyte;
2. That the LESSOR hereby agrees to lease unto the LESSEE who is a **bonafide resident of Jaro, Leyte**, a market \_\_\_\_\_ for use as \_\_\_\_\_;
3. That while I, the LESSEE is occupying or leasing this stall, I shall at all times have my picture and that of my helper conveniently framed and hung up conspicuously in the business establishment;
4. That I, the LESSEE shall at all times keep my business establishment in good sanitary condition and comply strictly with all sanitary and market rules and regulations now existing or which may hereafter be promulgated;
5. That I, the LESSEE shall pay the corresponding rent for the stall in the manner prescribed in this Ordinance duly enacted and approved by the Sangguniang Bayan;
6. That the space where business to be conducted as stipulated by this Contract shall belong exclusively to the LESSEE;
7. That in case the LESSEE employs helpers, he/she shall nevertheless, personally conducts his/her business and be present at the business establishment. The LESSEE shall promptly notify the market authorities of his/her absence, giving the reason or reasons therefore;
8. That I, the LESSEE shall not sell, transfer or sublease my privilege to the market space contemplated in this Contract, or otherwise permit another person to conduct business therein;



*Carmona, J. L.*



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9. That I, the LESSEE shall not make use of the leased premises as storeroom, bodega, and residence or for any purpose other than what it is intended for;
10. That in case of violation of any condition of this Contract, the Leasehold Contract shall automatically be rescinded and the LESSOR shall have the right to demand that the LESSEE immediately vacate the lease premises; and
11. Any violation on the part of the LESSEE or on the part of his/her helper of the foregoing conditions shall be a sufficient cause for the market authorities to cancel this contract and to declare the stall, booth, or tienda/s vacant so that the same may be leased to other applicants.

Very respectfully,

REPUBLIC OF THE PHILIPPINES )  
PROVINCE OF LEYTE ) S.S.  
MUNICIPALITY OF JARO )

x ----- x

A C K N O W L E D G E M E N T

SUBSCRIBED AND SWORN to before me, a Notary Public for and in the Province of Leyte, Philippines, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, applicant affiant exhibiting to me his/her Residence Certificate No. \_\_\_\_\_ issued on \_\_\_\_\_ at \_\_\_\_\_, Philippines, known to me to be the same person who executed and signed the foregoing Leasehold Contract on his/her volition and free act.

\_\_\_\_\_  
(Notary Public)

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**ARTICLE 2. MISCELLANEOUS PROVISIONS**

**SECTION 1. VACANCY OF MARKET STALL OR BOOTH BEFORE EXPIRATION OF LEASE** – If, for any reason a stallholder or lessee opt to discontinue or be required to discontinue business operation for a valid cause, such stall or booth shall be considered vacant and its occupancy thereafter shall be subject for subsequent lease and occupancy to any qualified applicant.

**SECTION 2. PARTNERSHIP WITH STALLHOLDERS** – A market stallholders who enter into business partnership with any party after he had acquired the right to occupy the stall shall have no authority to transfer to his partner to occupy the stall; provided, however, that in case of death or permanent disability of the former to continue with the business, the surviving partner may be authorized to continue occupying the stall for a period of sixty (60) days to wind up the business partnership. If the surviving partner is otherwise qualified to occupy a market stall as provided for in this Ordinance, and the spouse, parent, children, or relatives within the second degree of consanguinity or affinity of the deceased will not apply for the occupancy of the stall, the business partner will be given preference to continue occupying the stall or booth if he/she applies therefore.

**SECTION 3. LESSEE TO PERSONALLY ADMINISTER THE SPACE CONTEMPLATED IN THE CONTRACT** – Any person who has been awarded the right to lease a market stall in accordance with the provisions hereof, shall occupy, administer and be present personally at his stall/booth. Provided, that he may employ helpers preferably a resident of Jaro, Leyte, including but not limited to the spouse, parents and children of the stallholders who are not disqualified under the premises hereof, and provided further that the person to be employed as helpers shall under no circumstances, be the person with whom the lessee has any commercial relations or transactions.

**SECTION 4. DUMMIES, SUBLEASE OF AWARDED MARKET SPACE** – In any case where the lessor/stallholder/booth holder of the stall/booth found to be not the person who is actually occupying and operating said stalls, booth or booths, the lease of such stall or stalls shall be cancelled if upon investigation such stallholder is found to have sub-leased his stall or stalls, booth or booths to another person so that the latter may for any reason be able to occupy the said stalls, booth or booths.

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**CHAPTER VI**  
**REGULATORY AND PENAL PROVISIONS**

**ARTICLE 1. RESTRICTIONS AND PROHIBITIONS**

- A. No person shall utilize the Public Market or any part thereof for residential purposes;
- B. The peddling or sale of foodstuffs which easily deteriorate, such as meat, fish and other perishable goods, outside the public market and its premises are strictly prohibited;
- C. Any person inside the public market, whether a customer, business operator, and employees thereto, or a mere curiosity seeker is strictly prohibited to indulge in the following acts, to wit:
  - 1. Using old and dirty newspaper or any unsanitary material for wrapping article sold;
  - 2. Spitting phlegm, urinating, excreting or scattering foreign matters inside or outside the public market premises and immediate vicinity;
  - 3. Covering with sand any raw fish especially the uncut ones. The wastes in fish, meat and vegetable section shall be properly disposed in accordance with governing laws, rule and regulation specifically on solid waste management and sanitary laws as well as the Implementing Rules and Regulations of this Code).
- D. The cleaning of market stall, booth and tienda/s including the premises thereof including the appurtenances thereto shall be done by the holder or lessee and their helpers during market hours. All activities incident to the cleaning as herein provided shall be under the direction of the Market Supervisor, and at the close of each day's business and before going home, the owners/vendor or helpers of booth, tienda/s vendors who occupy space at the market premises shall clean, scrub their spaces including the floor, shelves, and premises rented to prevent particles of food lodging in the cracks or in rough places to decompose;

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- E. No person not having lawful business at the Jaro Public Market shall be allowed to neither idly seat, lay-around in the premises nor shall any person beg and solicit contribution in the public market. Beggars shall be restricted to stay and roam around in the public market. Barangay Tanod, or any PNP Personnel assigned in the public market shall be authorized to restrain any beggar in the public market;
- F. No person shall annoy or obstruct market employees in the discharge of their duties. Stallholders shall not allow their little children in or around their stalls or play in the market premises;
- G. Peddlers shall not be permitted in the public market or in the surroundings within a radius of 200 meters to offer for sale articles or merchandise, which are sold or exposed for sale in the stalls, booths, or tienda/s, in order to avoid competition. Market officials, employees and policemen detailed in the vicinity of the public market shall exercise vigilance on this matter and enjoin strict compliance with these provisions. Likewise, no person shall be allowed peddling, selling, offer for sale or expose for sale of any article in the passageways or aisles in the public market;
- H. Identified and known wholesalers of market goods are not allowed during Tabo days. It is the duty of the Market Supervisor with the assistance of Police authorities to identify the same and impose/implement this prohibition.
- I. Loose animals are not allowed. No dog or other animals shall be left astray in the public market. The Market Supervisor with the assistance of DA personnel, Barangay Tanod and/or PNP authorities are hereby empowered to catch such stray animals and impound the same in the municipal pound for disposition, provided, that they observe and follow the legal mandate on R.A. No. 8485 (Animal Welfare Act of 1998) as amended by R. A. No. 10631.
- J. Market stall, booth or tienda/s is for business commodities only. No person or group of persons who are occupants of stall, booth, or tienda/s can engage in card games, bingo or other form of gambling within the market compound and its premises except for the area specifically provided for such purpose.



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- K. No person shall engage in the occupation as carrier, dispatcher and butcher unless he is registered as such in the Office of the Municipal Mayor through the Market Administrator. Each carrier, dispatcher, butcher should have a registration and identification card which he shall wear while working.

If such person asks for such certificate, the Municipal Treasurer shall collect a minimal amount as may be necessary to cover the actual cost of the certificate. The Market Administrator has the power to fix such workers that are sufficient to handle the needs of such services. The occupation as carries, dispatcher, or butcher working within the Jaro Public Market premises is for the citizens of the Philippines only. Porters who carry goods and merchandise to the market or out of the market must likewise register with the Market Administrator.

## ARTICLE 2. MANDATORY PROVISIONS

**SECTION 1. COURTESY TO CUSTOMER** – Helpers and vendors or sellers in public market shall at all times treat customers or purchasers with courtesy. Violation of this condition shall be dealt with by competent authorities as the facts and circumstances of each act or omission may warrant.

**SECTION 2. PLACING TAGS ON GOODS** – All owners of retail market are required to place tag on products, articles, goods and commodities they sell, fixing the prices of each one said articles or products, whether by kilo, ganta, hundred, piece or unit or which words shall be plainly marked on the tags below the prices fixed for each article.

It shall be unlawful for any retail store owner and vendor to charge a greater than that which marked in the price tags, provided that nothing herein contained shall deem to authorize the placing on the tags the collection of prices in excess of those fixed by existing laws, executive orders or issuances by national agencies concerned.

**SECTION 3. PROHIBITION OF ILLEGAL FISH AND MEAT PEDDLING** – *Fish and meat peddling is hereby prohibited within two (2) kilometers radius reckoned from the Public Market. Violation hereof shall be penalized by a fine of not more than ₱1,500.00 or by imprisonment of one (1) to fifteen (15) days or both, at the discretion of the Court. Citation tickets shall be issued to the violator. If such violator possesses a leasehold contract, such leasehold contract shall be cancelled.*

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**SECTION 4. MEAT AND DRESSED POULTRY SHOP OPERATORS – Operation of meat shops outside the public market premises shall be allowed. Provided, however, that they should follow the requirements and standards set forth by National Meat Inspection Service and other governing laws, rules, and regulations on Meat Shop business establishments.**

**ARTICLE 3. GENERAL PENAL PROVISION**

**Section 1. PENALTIES FOR VIOLATION OF THIS CODE – Violation of this Code shall be meted with a fine provided hereunder:**

- First offense – a fine of Php 1,000.00;**
- Second offense – a fine of Php 1,500.00;**
- Third Offence – a fine of Php 2,500.00 or by an imprisonment of not less than fifteen (15) days to thirty (30) days or both, at the discretion of the court.**

**For Illegal Fish and Meat peddling provided for under Section 3 of Article 2 of this Chapter, the penalty provided therein shall prevail.**

**SECTION 2. If the violation is committed by any government employee or any individual entrusted with the administration thereof, he/she shall be responsible thereof.**

**Any juridical entity or its trusted representative who committed violation of this Code shall be responsible thereof.**

**SECTION 3. SPECIAL PENAL PROVISION – Punishment by a specific fine or imprisonment as herein provided for in this Code shall not relieve the offender from the payment of the fees or charges impose under this Ordinance.**

**SECTION 4. APPEALS - Any applicant who is not satisfied with the adjudication made by the Market Administrator of the stall applied by him/her may file with the Office of the Market Committee/Council whose decision in such case shall be deemed final.**

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**CHAPTER VII**  
**FINAL PROVISION**

**SECTION 1. SEPARABILITY CLAUSE** – If for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid by a competent court, such judgment or provision found to be invalid or unconstitutional shall not affect or impair the other provisions therefore.

**SECTION 2. REPEALING CLAUSE** – All local Ordinance, rules and regulations or parts thereof, inconsistent with, or in conflict with the provision of this Ordinance shall be deemed repealed or amended accordingly.

**SECTION 3. EFFECTIVITY** – This Ordinance shall take effect fifteen (15) days after a copy hereof is posted in accordance with the provision of R.A. 7160, in at least four (4) conspicuous places in the municipality.

**ENACTED ON OCTOBER 17, 2022.**

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**APPROVED:**


  
**HON. JONELL MARTIN A. QUE**  
SB Member

**HON. LANDILINO T. KATANGKATANG**  
SB Member  
**Absent-Excused**

  
**HON. JULIAN L. EMNAS**  
SB Member


  
**HON. FRANCISCO R. ALTRES**  
SB Member/Majority Floor Leader

  
**HON. LEO ANGELO T. PORMIDA**  
SB Member

  
**HON. GUALBERTO V. ELISES**  
SB Member/Presiding Officer Pro-Tempore


  
**HON. ALEXANDER N. SALGADO**  
SB Member

  
**HON. REY P. AURE**  
SB Member

  
**HON. CARMENCITA G. TAÑALA**  
SB Member/LIGA Fed.-President

  
**HON. TRINA MAE R. SOLEDAD**  
SB Member/SK Fed.-President

I HEREBY CERTIFY, to the correctness of the foregoing Ordinance.

  
**NICOMEDES R. BORJA**  
Secretary to the Sanggunian  
(Board Secretary V)

**ATTESTED**

  
**HON. GUALBERTO V. ELISES**  
Presiding Officer Pro-Tempore

**APPROVED:**

  
**HON. JASSIE LOU TAÑALA**  
Municipal Mayor



Republic of the Philippines  
**PROVINCE OF LEYTE**  
**MUNICIPALITY OF JARO**

**OFFICE OF THE SANGGUNIANG BAYAN**

**MINUTES OF THE 17<sup>th</sup> REGULAR SESSION OF THE SANGGUNIANG BAYAN OF JARO, LEYTE HELD AT THE SB SESSION HALL, LEGISLATIVE BUILDING ON NOVEMBER 21, 2022**

**PRESENT:**

- |                                  |   |
|----------------------------------|---|
| x HON. RODRIGO C. ARBAS          | -Municipal Vice-Mayor/Presiding Officer |
| HON. JONELL MARTIN A. QUE        | -SB Member                              |
| x HON. LANDILINO T. KATANGKATANG | -SB Member                              |
| HON. JULIAN L. EMNAS             | -SB Member                              |
| HON. FRANCISCO R. ALTRES         | -SB Member/ Majority Floor Leader       |
| HON. LEO ANGELO T. PORMIDA       | -SB Member                              |
| HON. GUALBERTO V. ELISES         | -Member/Presiding Officer Pro-Tempore   |
| HON. ALEXANDER N. SALGADO        | -SB Member                              |
| HON. REY P. AURE                 | -SB Member                              |
| HON. CARMENCITA G. TAÑALA        | -SB Member/LIGA Fed.-President          |
| HON. TRINA MAE R. SOLEDAD        | -SB Member/SK Fed.-President            |

**ABSENT: MARKED (X)**

**RECORDS OF THE PROCEEDINGS:**

I. Call to order, one-minute silent prayer, singing of the national anthem, roll-call, and then reading and approval of previous minutes.

Honorable Rodrigo C. Arbas, Vice-Mayor and SB Presiding Officer, sent an excused letter that he cannot attend the 17<sup>th</sup> SB Regular session, for he has to attend an equally important personal matter. And in accordance with SB Internal Rules, and Procedure, Honorable Gualberto V. Elises, SB Presiding Officer Pro Tempore, has to act as the temporary presiding officer, and then after called to order the **17<sup>th</sup> Regular Session** of the Sangguniang Bayan at **9:20 in the morning**, followed by the one-minute silent prayer, singing of the national anthem and the roll-call to determine the quorum as follows:

**PRESENT: (9) SBM**

**ABSENT: (2) SBM: VICE MAYOR RODRIGO C. ARBAS-WITH EXCUSED LETTER  
 HON. LANDILINO T. KATANGKATANG-EXCUSED**

And thereby with a quorum the Chair request Hon. Francisco R. Altres SB Majority Floor Leader to proceed to the Calendar of business for the day. Honorable Altres took the floor and then request the reading on the minutes of the previous session and after the minutes has been read, the Chair asks from the floor if there are corrections, inclusions and/or amendments on the minutes and hearing none declares that the minutes of the **16<sup>th</sup> SB regular session is duly adopted without corrections thereto as read by the SB Secretary.**

*Carmencita G. Tañala*

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**PAGE 2 OF 44 PAGES**  
**MINUTES OF THE SB 17<sup>th</sup> REGULAR**  
**SESSION HELD ON NOVEMBER 21, 2022.**

**II. COMMITTEE REPORT:**

**ITEM NO. 1-READING AND ADOPTION OF COMMITTEE REPORT:**

ORDINANCE NO. 10, SERIES OF 2022

**SPONSORED BY: HON. JULIAN L. EMNAS**

Chairman Committee on Market and Slaughterhouse.

A PROPOSED RESOLUTION ADOPTING THE MINUTES OF THE PUBLIC HEARING OF THE COMMITTEE ON MARKET AND SLAUGHTER HOUSE CONDUCTED ON NOVEMBER 17, 2022 TO PRESENT MUNICIPAL ORDINANCE NO. 10, SERIES OF 2022, OR OTHERWISE KNOWN AS "THE REVISED PUBLIC MARKET CODE OF 2022 FOR THE MUNICIPALITY OF JARO, LEYTE."

The Chair gives the floor to Honorable Julian L. Emnas, to offer the motion, Hon. Emnas took the floor and before the formal motion, request Ms. Jenelyn Aure-SB/LSS to read first the committee report of the Public Hearing.

After the reading of the Committee report, the Chair asks for any corrections on the Committee report, and hearing none from the floor, request Hon. Emnas to offer the final motion for the adoption of the minutes of the Public Hearing.

Hon. Emnas, took the floor and then moves the above proposal and it was duly seconded en masse by the SB members and then after the Chair declares that for Item NO. 01, under the committee report, it has been moved, carried and then approved en masse by the August Body.

**ITEM NO. 2-READING AND ADOPTION OF COMMITTEE REPORT:**

**PROPONENT: HON. LEO ANGELO T. PORMIDA**

Chairman Committee on Finance, Budget and Appropriations

A PROPOSED RESOLUTION ADOPTING THE COMMITTEE REPORT OF THE COMMITTEE ON FINANCE BUDGET AND APPROPRIATIONS ON THE REVIEW OF THE PROPOSED REVERSION OF APPROPRIATION OF UNIMPLEMENTED PROGRAMS, PROJECTS AND ACTIVITIES (PPAs) UNDER THE 5% LDRRM FUNDS OF THE ANNUAL INVESTMENT PLAN (AIP) FOR THE YEAR 2018-2021 AMOUNTING TO ELEVEN MILLION FORTY-NINE THOUSAND NINE HUNDRED TWENTY-FIVE PESOS AND 43/100 CENTAVOS (P 11,049,925.43)

Honorable Leo Angelo T. Pormida, acquired the floor, and said that for the reading of the committee report, he is requesting Mr. Joel Cornista his technical staff-SB/LSS to read the report before the Body.

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After reading of the committee report the Chair ask for any further corrections, and hearing none, request Hon. Pormida to offer the final motion, and it was duly seconded en masse;

And then after the Chair declares that for Item NO. 02, under the committee report it has been moved, carried and then approved en masse by the August Body, without corrections thereto.

**III. BUSINESS FOR THE DAY:**

ITEM NO. 1. APPROVAL ON THIRD-AND-FINAL-READING, OF  
ORDINANCE NO.10, SERIES OF 2022.

**SPONSORED BY: HONORABLE JULIAN L. EMNAS**  
Committee Chairman on Market & Slaughterhouse

**ORDINANCE NO.10**  
**SERIES OF 2022**

"THE REVISED PUBLIC MARKET CODE OF 2022 FOR THE  
MUNICIPALITY OF JARO, LEYTE.

The Chair opines and said that considering that the above proposed ordinance has already complied with the mandated procedures in approving of an ordinance, and considering further that there is no further discussion thereto, request Honorable Julian L. Emnas, to offer the final motion.

Honorable Julian L. Emnas, took the floor and then moves for the approval of Ordinance N0.10, Series of 2022, under the Third-and-final reading, and it was seconded en masse by all SB members present.

And then after, the Chair declared that Ordinance N0.10, Series of 2022, has been formally been move, duly seconded en masse by the August Body, and then after for and in behalf of the Sanggunian, extends congratulations to Hon. Emnas for a job well-done.



ITEM NO. 2. APPROVAL ON THIRD-AND-FINAL-READING, OF  
ORDINANCE NO.05, SERIES OF 2022.

**SPONSORED BY: HONORABLE ALEXNADER N. SALGADO**  
Committee Chairman on Peace & Order and Public Safety

**ORDINANCE NO.05**  
**SERIES OF 2022**

"AN ORDINANCE MANDATING ESTABLISHMENTS DOING  
BUSINESS WITHIN THE TERRITORIAL JURISDICTION OF JARO,  
LEYTE TO INSTALL, OPERATE, AND MAINTAIN A CLOSED-CIRCUIT  
TELEVISION (CCTV) SYSTEM AND PRESCRIBING PENALTIES FOR  
VIOLATION THERETO

The Chair gives the floor to Honorable Alexander N. Salgado to offer the final motion, Hon. Salgado opines and then moves for the approval of Ordinance N0.05, Series of 2022, under the Third-and-Final-Reading, and it was duly seconded en masse by all SB Members present.

And then the Chair declares that the above proposed Ordinance N0.05, S.2022 has been formally been moved, carried and then approved en masse by the August Body, and then after the chair extends his congratulations to Hon. Salgado, for his efforts rendered until the approval of the above cited ordinance.

**ITEM NO. 3 – PLENARY DISCUSSION**  
**SECOND-READING-RULE**  
**PROPONENT: HON. LEO ANGELO T. PORMIDA**  
Committee Chairman on Finance, Budget and Appropriations

A PROPOSED RESOLUTION APPROVING ON SECOND-READING OF  
ORDINANCE NO.09, SERIES OF 2022, OR OTHERWISE KNOWN AS "AN  
ORDINANCE CONDONING FINES, PENALTIES AND SURCHARGES ON  
REGULATORY FEES INCURRED BY LOCAL BUSINESS OPERATORS AND  
VENDORS FOR FAILURE TO PAY ON A TIMELY MANNER THEIR BUSINESS  
PERMITS AND LICENSES FOR THE PERIOD COVERING THE CALENDAR  
YEAR 2020-2022."

Honorable Leo Angelo T. Pormida moves the above proposal and it was  
duly seconded by the Body

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And then after, the Chair declares for the plenary discussion of the above proposed ordinance, to give the opportunity to the SB Members to introduce for some amendments thereto, if there is any.

Honorable Leo Angelo T. Pormida, request from the Chair to allow him to read first the provisions of the proposed ordinance, and then after the SB members may present/offer their amendments to the ordinance, the Chair grants the request of Hon. Pormida.

After the reading per section of the Ordinance, Honorable Pormida, said that the committee would appreciate if there are some amendments that the Sanggunian may introduced to enhance the Ordinance.

Honorable Francisco R. Altres inquires in Section 2 in relation to the last **"whereas" paragraph** of the Ordinance which should be followed, for it seems there is a conflict of the two provisions.

Honorable Leo Angelo T. Pormida, replies the last **paragraph ("Whereas")** in the Ordinance is for references purposes only, that the previous Sanggunian enacted a Resolution NO. 2021-254 dated March 21, 2021, condoning on rentals and corresponding surcharges for the Year 2020, which applies only to all legitimately doing business within the Public Market.

Further, Hon. Pormida said that Section (2) of Ordinance NO. 09, Series of 2022, covers all business operators/vendors within the Municipality of Jaro, Leyte, simply said the application of Section (2), is municipal-wide.

The Chair asks for any further inquiries from the Body, and hearing none from the floor, request Hon. Pormida to offer the final motion.

Hon. Pormida took the floor and then moves for the approval of Ordinance NO. 09, Series of 2022, under the Second-Reading-Rule and it was duly seconded en masse.

And then the Chair declares that Item NO. 03, under the Business for the day has been moved, carried and then approved by the Body, which is for the approval of Ordinance NO. 09, Series of 2022, under the Second-Reading-Rule,

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**ITEM NO. 4 – PROPONENT: HON. ALEXANDER N. SALGADO**  
Committee Chairman on Peace and Order and Public Safety

A PROPOSED RESOLUTION APPROVING THE DIFFERENT LOCAL ANTI-CRIMINALITY ACTION PLAN (LACAP) ON ANTI-ILLEGAL DRUGS, ANTI-TERRORISM, RAPE AND RECKLESS IMPRUDENCE RESULTING TO PHYSICAL INJURY FOR F.Y. 2023 OF THE MUNICIPALITY OF JARO, LEYTE.

Before the formal motion the Chair inquire from Hon. Salgado, if the proposed legislative measure has been reviewed already under the committee level

Hon. Salgado replies, the proposal for the adoption of the different LACAP has been referred to the committee for review and a committee meeting has been conducted, and for the adoption of the committee report it was approved by the Sanggunian in the previous Session, the LACAP have been submitted by the Jaro-PNP for adoption.

And with no further discussions, the Chair request Hon. Salgado to offer the final motion and it was duly seconded en masse. And then the Chair declares that for Item. NO. 04, under the business for the day, it has been moved, carried and then approved en masse by the Body.

**ITEM NO. 5 – PROPONENTS: HON. ALEXANDER N. SALGADO**  
Committee Chairman on Public Works and Infrastructure  
**: HON. FRANCISCO R. ALTRES**  
Committee Chairman on Legal Matters, Laws and Privileges

A PROPOSED RESOLUTION APPROVING THE DEMOLITION OF THE DILAPIDATED MARKET BUILDING LOCATED ALONG DIVERSION ROAD, BARANGAY CAGLAWAAN JARO, LEYTE.

The Chair asks from the proponent/s if the committee have reviewed already the proposal. Hon. Salgado informed the Body that the joint committee meeting has been conducted already and the committee report have been approved already by the Sanggunian, and during the committee meeting, the topographical error in the title of the proposed resolution, which is the actual location of the building subject for demolition has been amended already from Barangay Olotan to Barangay Caglawaan.

Hon. Salgado further said that the LGU-Jaro will collaborate with the LGU of Burauen for that municipality is also on the process of demolishing their Old Public Market, so that the LGU may know the actual procedures and documents to be make before the subject demolition.

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Honorable Leo Angelo T. Pormida, suggest to include in the resolution of one paragraph to read as follows *"Whereas, it is understood, that the Sanggunian approve for the demolition of the dilapidated Public Market, subject for compliance of the COA procedures, rules and regulations in demolition of a government property;"*

And with no further discussions the Chair asks from the proponents to offer the final motion, and it was duly seconded en masse, and then after the Chair declares that Item NO. 05, under the business of the day has been moved, carried and then approved en masse by the August Body.

*At this juncture on motion of Honorable Francisco R. Altres for a recess, duly seconded, the Chair declares for a 15 minutes recess at 10:52 A.M, session resumed @ 11:10 A.M.*

**ITEM NO. 6 – EXECUTIVE AGENDA:**

**PROPONENT: HON. LEO ANGELO T. PORMIDA**

Committee Chairman on Finance, Budget and Appropriations

**A PROPOSED RESOLUTION APPROVING THE REVERSION OF APPROPRIATION OF UNIMPLEMENTED PROGRAMS, PROJECTS AND ACTIVITIES (PPAs) UNDER THE 5% LDRRM FUNDS OF THE ANNUAL INVESTMENT PLAN (AIP) FOR THE YEAR 2018-2021 AMOUNTING TO ELEVEN MILLION FORTY-NINE THOUSAND NINE HUNDRED TWENTY-FIVE PESOS AND 43/100 CENTAVOS (P 11,049,925.43)**

The Chair opines that the committee report has been adopted, and it is believed that the appropriate committee review has been conducted to review the above proposal, and with no further discussions request the Hon. Pormida to offer the final motion, which was duly seconded en masse.

And then the Chair declares that Item NO. 06, under the business for the day has been formally been moved, carried and then approved en masse by the August Body, *which is for the reversion of unimplemented PPAs under the 5% LDRRM in the amount of (Php 11,049,925.43)*

**IV. UNASSIGNED BUSINESS/OTHER MATTERS:**

1. The Chair informed the Body of the following trainings and seminars for the SB members, to wit:

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- A. 2022 PCL Year-End Assembly on December 15-17, 2022 at SMX Convention Center, Clark, Angeles City, Pampanga, Registration fee of 16,000.00 (twin sharing accommodation)
  - B. Attendance to the NEO Orientation course: Primed Leaders for Renewed Local Governance for Local Legislators, on November 24-26, 2022 at Radisson Blu Hotel, Cebu City – Registration Fee is Php 26,000.00 pesos.
2. The Chair inquires from Honorable Trina Mae R. Soledad, on the status of the lot-reclassification, requested by Engineer Allan Berenguer of LEDA Con.

Hon. Soledad, replies that as suggested by Vice-Mayor Arbas for the committee to conduct another meeting for the purpose of apprising the Body on the opinion of the HLURB, such meeting did not push through for the resource persons were not available for they were attending a seminar, the committee may be re-scheduled once the resource persons will be available already.

Hon. Soledad, continues that Engineer Berenguer has been furnished a copy of the HLURB opinion, contained therewith, that private entity could not file a re-classification, it is only the LGU-thru the MPDO

The Chair encourage Hon. Soledad to conduct the committee meeting for the committee to discuss the contents of the HLURB opinion, and it is advisable to invite Engr. Berenguer during the meeting, for him to know on the opinion of the HLURB.

3. Honorable Rey P. Aure, request the SB Secretariat to submit to the DILG Office the names of the SB Members who will be attending the NEO in Cebu City. Namely: Hon. Que, Hon. Salgado, Hon. Aure, Hon. Pormida and Hon. Emnas.

And with no more business to be transacted on motion to adjourn by Honorable Francisco R. Altres, duly seconded, the Chair declared the **17<sup>th</sup> Sangguniang Regular Session adjourned at 11:23 A.M.**

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**17<sup>th</sup> SB REGULAR SESSION EXCERPT**  
**ORDINANCES/RESOLUTIONS:**

**ITEM NO. 1 – PROPONENT: HONORABLE JULIAN L. EMNAS**  
Chairman Committee on Market & Slaughterhouse

**RESOLUTION NO. 2022- 80**

A RESOLUTION ADOPTING THE MINUTES OF THE PUBLIC HEARING OF THE COMMITTEE ON MARKET AND SLAUGHTER HOUSE CONDUCTED ON NOVEMBER 17, 2022 TO PRESENT MUNICIPAL ORDINANCE NO. 10, SERIES OF 2022, OR OTHERWISE KNOWN AS "THE REVISED PUBLIC MARKET CODE OF 2022 FOR THE MUNICIPALITY OF JARO, LEYTE.

On motion of **Honorable Julian L. Emnas**, duly seconded en masse, this Sangguniang Bayan-

**RESOLVED**, TO ADOPT THE MINUTES OF THE PUBLIC HEARING OF THE COMMITTEE ON MARKET AND SLAUGHTER HOUSE CONDUCTED ON NOVEMBER 17, 2022 TO PRESENT MUNICIPAL ORDINANCE NO. 10, SERIES OF 2022, OR OTHERWISE KNOWN AS "THE REVISED PUBLIC MARKET CODE OF 2022 FOR THE MUNICIPALITY OF JARO, LEYTE;"

**RESOLVED FINALLY**, to furnish a copy of this resolution to the Municipal Mayor, the JARO-PNP and to other concerned municipal offices for their information.

**APPROVED: NOVEMBER 21, 2022**

**ITEM NO. 2 – PROPONENT: HONORABLE LEO ANGELO T. PORMIDA**  
Chairman Committee on Finance, Budget and Appropriations

**RESOLUTION NO.2022- 81**

A RESOLUTION ADOPTING THE COMMITTEE REPORT OF THE COMMITTEE ON FINANCE, BUDGET AND APPROPRIATIONS ON THE REVIEW OF THE PROPOSED REVERSION OF APPROPRIATIONS OF UNIMPLEMENTED PROGRAMS, PROJECTS AND ACTIVITIES (PPAs) UNDER THE 5% LDRRM FUNDS OF THE ANNUAL INVESTMENT PLAN (AIP) FOR THE YEAR 2018 TO 2021 AMOUNTING TO ELEVEN MILLION FORTY-NINE THOUSAND NINE HUNDRED TWENTY-FIVE PESOS AND 43/100 CENTAVOS (Php 11,049,925.43)

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On motion of **Honorable Leo Angelo T. Pormida**, duly seconded en masse, this Sangguniang Bayan-

**RESOLVED**, TO ADOPT THE COMMITTEE REPORT OF THE COMMITTEE ON FINANCE, BUDGET AND APPROPRIATIONS ON THE REVIEW OF THE PROPOSED REVERSION OF APPROPRIATIONS OF UNIMPLEMENTED PROGRAMS, PROJECTS AND ACTIVITIES (PPAs) UNDER THE 5% LDRRM FUNDS OF THE ANNUAL INVESTMENT PLAN (AIP) FOR THE YEAR 2018 TO 2021 AMOUNTING TO ELEVEN MILLION FORTY-NINE THOUSAND NINE HUNDRED TWENTY-FIVE PESOS AND 43/100 CENTAVOS (Php 11,049,925.43);

**RESOLVED FINALLY**, to furnish a copy of this resolution to the Municipal Mayor and to other concerned local offices for their information.

**APPROVED: NOVEMBER 21, 2022.**

**ITEM NO. 3. APPROVAL ON THIRD-AND-FINAL-READING, OF  
ORDINANCE NO.10, SERIES OF 2022.**

**SPONSORED BY:  
HONORABLE JULIE L. EMNAS**  
Committee Chairman on Market and Slaughter House

**ORDINANCE NO. 10  
SERIES OF 2022**

**THE REVISED PUBLIC MARKET CODE OF 2022 FOR THE  
MUNICIPALITY OF JARO, LEYTE.**

**BE IT ORDAINED**, by the Sangguniang Bayan of the Municipality of Jaro, Leyte, that:

**CHAPTER I  
GENERAL PROVISIONS**

**ARTICLE 1. TITLE** - This Ordinance shall be known as the "**Revised Public Market Code of 2022**" for the Municipality of Jaro, Province of Leyte.

**ARTICLE 2. SCOPE** - This code shall govern the revenue-raising scheme, imposition of specific fees, supervision and all other administrative operation of the Public Market and Slaughterhouse within the territorial jurisdiction of this Municipality.

**ARTICLE 3. DEFINITION OF TERMS AND RULES OF CONSTRUCTION**

**SECTION 1. DEFINITION OF TERMS AND PHRASES** – When used in this particular Code or Ordinance, the following terminologies and phrases will specifically be construed to mean as follows:

- A. **PUBLIC MARKET** – refers to any place, building or structure of any kind dedicated to the service for the public, where goods and merchandise and services, shown and displayed for sale. This specifically refers to the designated compound inclusive of existing buildings, facilities which is situated at **Bagong Lipunan Street, Barangay I – Poblacion, Municipality of Jaro, Province of Leyte.**
- B. **MARKET PREMISES** – refers to any open space in the market compound, a bare ground not covered by market buildings usually occupied by transient vendors especially during “**TABO DAY**”.
- C. **MARKET SECTION** – refers to the subdivision of the market housing one class or of allied goods, commodities, merchandise, or services.
- D. **MARKET STALL** – refers to any allocated space, stand, compartment, store or any place in the Public Market, wherein merchandise, goods, commodities, and services are offered for sale intended for human consumption.
- E. **MARKET STALL/BOOTH HOLDER** – refers to the awardee/s of a stall or booth in the public market selling goods, merchandise or their allied services.
- F. **REVENUE COLLECTION OFFICER** – a permanent employee of the local government unit deputized by the office of the Municipal Treasurer and duly authorized to collect and receive lawfully prescribed revenue payments and properly bonded.
- G. **MARKET RENTAL FEES** – payment paid to the Office of the Municipal Treasurer, thru a Municipal Revenue Collection Collector, for the privilege of using Market facilities and premises.
- H. **AMBULANT/TRANSIENT VENDORS** – refers to vendors who do not permanently occupy definite stall/booth in the public Market compound but occasionally comes daily or during a certain period, for selling goods, merchandise or services for which certain market fees is paid to a Municipal Revenue Collection Clerk.

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- I. **MARKET ENTRANCE FEES** – refers to the payments imposed to every transient or ambulant vendors before allowing selling his/her goods, merchandise and services which is paid to the Municipal Treasury thru an authorized Municipal Revenue Collection Clerk.
- J. **INSPECTION FEES** = payment made to the Office of the Municipal Treasurer thru Municipal Revenue Collection Clerk for close observation and inspection of cargo trucks, jeeps, and other types of transport vehicles delivering goods and merchandise to the Public Market.
- K. **TABO DAY** – refers to the day or days of the week prescribed to be Market Day where ambulant vendors are allowed to sell their wares, goods, and merchandise aside from those regular business where in this case **falls on every Sunday and Thursday of the week.**

**SECTION 2. RULES OF CONSTRUCTION** – In constructing the provisions of this code, the following rules shall be observed, unless inconsistent with the manifest intent of any specific provision hereof, to wit:

- A. **GENERAL RULE** – all words and phrases shall be construed and understood according to the common usage and approved language. Technical words and phrases and such other words in this code shall be construed and understood according to its technical, peculiar or appropriate meaning.
- B. **GENDER AND NUMBER** – every word in this code importing the masculine gender shall extend to both male and female. Every word importing the singular number shall extend and apply to several persons or things as well.
- C. **REASONABLE TIME** – in cases where an act required to be done, within a reasonable period, the same shall be deem to mean such time as may be necessary for the prompt performance of this act.
- D. **COMPUTATION OF TIME** – the time which an act is to be done as provided in this code, or in any rules or regulation issued pursuant to the provision hereof, when expressed in days, it shall be computed by excluding the first day and including the last day. If the last day falls on a non-working day or holiday, in which case, this shall be excluded in the computation, and the day following shall be considered the last day for any contemplated reglementary period.
- E. **REFERENCES** – all references to Chapters, Articles and Sections are to chapters, articles, and sections being referred to in this Code unless otherwise specified.

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- F. **CONFLICTING PROVISIONS OF CHAPTERS** – if the provisions of different Chapters conflicts or contravenes with each other, the provisions of each Chapter shall prevail as to all specific matters and questions involving therein.

**CHAPTER II**

**SUBDIVISION OF SPECIFIC AREAS AND  
CORRESPONDING FEES IN THE PUBLIC MARKET**

**ARTICLE 1. SUBDIVISION OF THE PUBLIC MARKET** – The public market shall be divided into sections with each section represents classes or groups of allied goods, commodities, merchandise, or services.

**SECTION 1. SPECIFIC AREAS IN THE MARKET** – The organized segregation of vicinity within the public market shall be in accordance to the type of goods, products, merchandise or services being displayed for sale and availability to the customers, as follows:

- A. **FISH SECTION** – refers to the specific area where fresh fish, clams, oysters, crabs, lobster, shrimps, potable seaweeds and other marine and fresh water products shall be displayed for sale.
- B. **MEAT SECTION** – refers to the specific area where fresh meat products like beef, carabeef, pork, goat meat, rabbit meat and other meat products not prohibited by law shall be displayed for sale.
- C. **DRESSED POULTRY SECTION** - refers to the specific area where dressed chicken and other poultry products, duck, turkey, and other fowls not prohibited by law shall be displayed for sale.
- D. **VEGETABLE AND FRUIT SECTION** – refers to the area where all kinds of fresh and edible vegetable and fruits, and root crops such as but not limited to sweet potato (camote), cassava, taro (gabi), and such other root crop products shall be displayed for sale.
- E. **GRINDING AND COCONUT MEAT EXTRACTION SECTION** – refers to the specific area where meat, vegetable, and cereal grinding, as well as coconut meat extractions shall be made available to its clientele.

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- F. **LIVESTOCK SECTION** – refers to the specific area where live animals such as chicken, duck, turkey, and other fowls, as well as hogs, carabao, sheep, goat and all other domesticated animals raised for human consumption shall be displayed for sale.
- G. **DRIED AND SALTED FISH SECTION** = refers to the area where dried fish and other processed marine products, as well as fish and shrimp paste and other salted products shall be displayed for sale.
- H. **RESTAURANT/CARENDERIA OR EATERY SECTION** – refers to the specific area where cooked and ready to eat meals, refreshment and snacks, as well as light beverages are catered to paying customers.
- I. **DRY GOODS SECTION** – refers to the specific area where textiles, ready to wear items and apparels, clothing accessories, native products, foot wears, handbags, novelty items, kitchen implements and utensils, household articles, travel accessories and other such merchandise shall be displayed for sale.
- J. **GROCERY OR SARI-SARI STORE SECTION** – refers to the specific area where goods, products and merchandise such as packed and processed food items, soft drinks, bottled spirits, canned goods, cooking spices/condiments, cigarettes, school and office supplies, toiletries, and such other basic commodity items for daily consumption.

**SECTION 2. NON-SPECIFIC AREAS IN THE MARKET** – This particular area/open spaces will be designated for the use of ambulant vendors for display and sale of their goods, products and/or merchandise. **Provided**, that this particular area/open spaces shall be subjected to corresponding fees as specified by the proceeding article to be collected from the occupants/vendors.

**ARTICLE 2.IMPOSITION AND COLLECTION OF FEES** – There shall be a collection of specific fees for every transaction with the Office of the Market Supervisor on every specific area occupied by vendors hereunder follows:

**SECTION 1. RIGHT OF OCCUPANCY -**

- A. There shall be a fixed **Occupancy Fee** for every stall/booth occupied by vendors in the Wet and/or in the Dry Goods Section with the following schedule of payment as follows:

**SCHEDULE 1**

Wet Market Section/Open Space (Public Market Building)	Occupancy Fee
1. Meat and Poultry Section	₱ 20,000.00
2. Fish Section	20,000.00

**SCHEDULE 2**

Dry Goods Section (Two-Storey Commercial Building)	Occupancy Fee
1. First Level (32 sqm)	₱ 20,000.00
2. First Level (20 sqm)	15,000.00
3. First Level (8 sqm)	10,000.00
4. First Level (4 sqm)	5,000.00
5. Second Level (88 sqm)	20,000.00
6. Second Level (66 sqm)	15,000.00

- B. The Twenty Five Percent (25%) Down Payment of the Occupancy Fee as stipulated above in Schedule 1 and Schedule 2, respectively, shall be paid upon perfection of the Contract of Lease executed by and between the franchise and the Local Government Unit.
- C. The Twenty Five Percent (25%) of the Occupancy Fee shall be payable in Two (2) equal quarterly installments, beginning on the second quarter and/or the succeeding quarters reckoned from the signing of the contract during the current year.
- D. The remaining Fifty Percent (50%) shall be payable in Two (2) equal quarterly installments, beginning on the first quarter up to the second quarter of the following year.

**SECTION 2. IMPOSITION OF MARKET FEES AND CHARGES –** There shall be a collection of the following market fees and charges:

- A. Rental fee on the fixed stalls in the “wet market section” constructed by the municipal government, per day or per month inclusive of water and electric fees:

Wet Section	Stall/Rental/Fee
1. Meat and Poultry Section	₱ 56.48/day or ₱ 1,694.44/month
2. Fish Section	56.48/day or ₱ 1,694.44/month

- B. Rental Fee of Stalls/Booths in the “Two-Storey Commercial Building” constructed by the municipal government, per square meter or fraction thereof:

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Two-Storey Commercial Building	Stall/Booth Rental/Fee/per square meter
<b>A. First Level (First Floor):</b>	
1. Dry Goods Section	₱ 5.00/square meter
2. Grocery Section	5.00/square meter
3. Vegetables and Fruits Section	5.00/square meter
4. Restaurant/Eatery Section	5.00/square meter
5. Cold Storage Section	5.00/square meter
<b>B. Second Level (Second Floor):</b>	
1. Dry Goods Section	5.00/square meter
2. Grocery Section	5.00/square meter
3. Restaurant/Eatery Section	5.00/square meter

**C. PAYMENT FOR WATER AND ELECTRIC CONSUMPTION** – for water and electric monthly consumption in the Two-Storey Commercial Building shall be paid individually by the stall/booth holders.

**D. REBATE** – a five percent (5%) rebate will be given to the leaseholders of stall/booth on payments of monthly rentals made on or before the **10th day of every month or before due date.**

**E. Fees on the Public Market Area reserved for ambulant vendors, dealers, and similar types of vendors, per square meter or fraction thereof, per day:**

Open Market Space	Amount of Fee
1. For Ordinary Days	₱ 20.00/per sq.m./day
2. "TABO DAY" – Thursday/s & Sundays	30.00/per sq.m./day
3. Other Special Days (e.g., Fiesta, etc.)	50.00/per sq.m./day

**F. Market entrance fee on any commodity or merchandise brought into the public market for sale:**

Types of Dealers/Products	Entrance Fee Rate
1. Dealers of salt or sugar per sack	₱ 20.00
2. Dealers of animal feeds, rice bran, or fertilizer per sack	20.00
3. Dealers of salted fish or other marine product per crate/kaing	20.00
4. Dealers of fruits and vegetables per sack or less than 100 kilos	20.00
5. Dealers of Coconuts per hundred	20.00
6. Dealers of Eggs per hundred	20.00
7. Dealers of Peanut with shell or without shell	20.00
Types of Dealers/Products	Entrance Fee Rate
1. Dealers of Root Crops per sack	₱ 15.00
2. Dealers of Confectioneries per crate/kaing	15.00
3. Dealers of rice per sack	15.00
4. Other Transient Vendors	15.00

*Commissioner*

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**SECTION 3. SURCHARGES FOR LATE OR NON-PAYMENT OF PRESCRIBED FEES** – There will be corresponding Surcharges Fee for late payments to the prescribed regular payments as provided for in this Ordinance to wit:

- A. A Twenty Five percent (25%) Surcharge fee taken from the total unpaid rental for a period of one (1) month for every lessee of market stall, booth, and fixed stalls or tienda/s, will be charged to late payments. When the **unsettled obligation** continued until a **period of two (2) months**, this shall **cause the termination of leasehold contract** and the space, stall, or booth shall then be declared vacant and subject for lease to any qualified interested party. **Provided**, that two (2) months unsettled obligation shall be given a warning or notice for termination of leasehold contract and shall be given an extension of time to settle the same for only 15 days grace period.
- B. Any business entity or person occupying additional space which does not exceed one (1) meter than what is duly stipulated in the leasehold contract shall be made to pay the corresponding additional fees based on the regular rate for such extra space being occupied. Any stall holders are allowed to display their goods outside their stalls as long as the display does not cover the one-meter walk-way easement from the market building.
- C. No person or business entity shall be allowed to occupy any space in the public market and conduct any form of business without first securing **business permit** and/or paying the required necessary fees and other regulatory fees.

**SECTION 4. ISSUANCE OF OFFICIAL RECEIPTS AND CASH TICKETS** –

The Office of the Municipal Treasurer in coordination with the Office of the Municipal Market Supervisor shall deputize Revenue Collection Clerks (RCC's) who will be authorized to collect payments and issue corresponding receipts thereto.

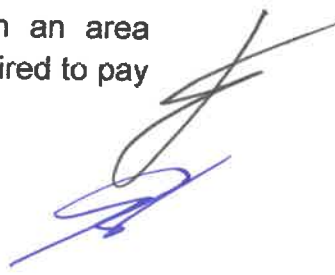
Cash tickets shall likewise be issued for payments of market entrance fee, and such other official receipts as evidence of payments made. The said cash tickets shall be torn in half, one half of which to be kept by the payor and the other half shall be retained by the Revenue Collection Clerk who shall convey the same and other official receipts, together with the corresponding payments or cash value to the Office of the Municipal Treasurer to counter-check records of cash tickets and official receipts issued for the day.

Any vendor occupying any table, cubicle or other space with an area exceeding to that of what he/she paid for in the entrance fee shall be required to pay the exceeded area he occupied.

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Duly licensed suppliers or distributors of goods, commodities or general merchandises servicing or delivering their goods, commodities or general merchandises to the permanent and/or ambulant occupants of market stalls, booths, *tiendas*, or other spaces shall not be considered as transient vendors and, therefore, are not required to pay the market entrance fee.

**SECTION 5. ISSUANCE OF CASH TICKETS TO TRANSIENT VENDORS, PROHIBITION ON TRANSFER THEREOF** – Cash tickets shall be issued to the vendor buying the ticket; his name, date and the signature of the Collector shall be written on the back thereof. The cash ticket shall pertain only to the person buying the same and shall be good only for the space or spaces of the market premises to which he is assigned or to which he occupied. If a vendor disposes his merchandise by wholesale to another vendor and the latter sell the said merchandise in the area occupied by the former, he shall purchase new tickets corresponding to the area occupied by the previous vendor.

Cash tickets shall be provided with serial numbers by the Office of Municipal Treasurer, who shall monitor the issuance of the cash tickets in collaboration with the Market Administrator.

**SECTION 6. TIME AND MANNER OF PAYMENT** – Unless otherwise provided herein, the market fee/s must be paid in advance before any person can sell, or offer to sell, any commodity or merchandise in the public market premises. All payments imposed under this Article shall be paid to the Office of the Municipal Treasurer or thru a duly authorized Revenue Collection Clerk/s by the Treasurer.

**CHAPTER III**

**SLAUGHTER AND CORRAL FEES**

**ARTICLE 3. IMPOSITION AND COLLECTION OF SLAUGHTER FEES** – There shall be a collection of specific fees for utilization of the Municipal Slaughterhouse as well as Corral Fees for specific up-keep of various livestock confined in the slaughterhouse, to wit:

**SECTION 1. IMPOSITION OF SLAUGHTER FEES** – There shall be a collection of the following slaughter fees/receipt:

KIND OF ANIMALS	AMOUNT OF FEE
<b>A. On Large Cattle – For Public Consumption:</b>	
1. Slaughter Fee/Permit	₱ 150.00/head
2. Slaughterhouse Fee	100.00/head
3. Inspection Fee	100.00/head
4. Post Mortem Fee	50.00/head
5. Ante-Mortem Fee	50.00/head
6. Corral Fee (per day)	100.00/day

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<b>B. On Large Cattle – For Home Consumption:</b>	
1. Slaughter Fee/Permit	₱ 150.00/head
2. Inspection Fee	100.00/head
3. Post Mortem Fee	50.00/head
4. Ante-Mortem Fee	50.00/head
5. Slaughterhouse Fee	(Exempt)
<b>C. On Hogs, Sheep, and Other Similar Animals – For Public Consumption:</b>	
1. Slaughter Fee/Permit	₱ 100.00/head
2. Slaughterhouse Fee	100.00/head
3. Inspection Fee	100.00/head
4. Post Mortem Fee	50.00/head
5. Ante-Mortem Fee	50.00/head
6. Corral Fee (per day)	100.00/day
<b>D. On Hogs, Sheep, and Other Similar Animals – For Home Consumption:</b>	
1. Slaughter Fee/Permit	₱ 150.00/head
2. Inspection Fee	100.00/head
3. Post Mortem Fee	50.00/head
4. Ante-Mortem Fee	50.00/head
5. Slaughterhouse Fee	(Exempt)
<b>E. Regulatory Fees:</b>	
1. Livestock Development Fund	50.00/head
2. Service and Miscellaneous Fee	150.00/head
All entry or delivery of hogs, sheep and goats to market for slaughter	50.00/ head

**SECTION 2. CORRAL FEE –** Corral Fees shall be collected for the animals to be slaughtered which are deposited and kept in a corral owned by the local government.

**SECTION 3. PLACE OF SLAUGHTER –** The slaughter of any kind of animal for sale to the public shall be done only in the Municipal Slaughterhouse. The slaughter of animals intended for home consumption may be done elsewhere, provided, it is in the place where there is enough water for sanitation of slaughtered animal except for cattle. Provided, further, that the owner or person who slaughtered the animal for home consumption shall observe the sanitation of the meat, the by-products, and the surroundings.

**SECTION 4. REQUIREMENT FOR THE ISSUANCE OF A PERMIT FOR THE SLAUGHTER OF LARGE CATTLE –** Before issuance of permit for the slaughter of branded large cattle, the Municipal Veterinarian or his duly authorized representative, through the Municipal Treasurer shall require the owner of the branded large cattle or the person applying for the permit to show or produce the Certificate of Ownership or Deed of Sale showing title/ownership of the branded large cattle. If the applicant is not the owner of such cattle and there is no Certificate of Transfer made in his favor, he shall secure a certificate in his favor signed by a Barangay Chairman or his duly authorized representative in the residence where the cattle originated.



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For unbranded cattle that have not yet reach the required age for branding, the Municipal Veterinarian or his duly authorized representative, through the Municipal Treasurer shall require the applicant of such permit to produce a certificate from the barangay signed by the Barangay Chairman or his duly authorized representative stating that he is the owner of the unbranded cattle or to produce any evidence showing that he is the owner of the unbranded cattle. The Certificate shall also state that the unbranded cattle can be slaughtered as provided in the guidelines set forth by the Department of Agriculture and Bureau of Animal Industry.

Before any animal is slaughtered for public consumption, a permit therefore shall be secured from the Municipal Veterinarian or any authorized representative appointed or designated by the Municipal Mayor. The permit shall bear the date and month of issue, the stamp of the Municipal Veterinarian, as well as the page of the book in which said permit number is entered, the name of the permittee, and the kind and sex of the animal to be slaughtered. The permit to slaughter as herein required shall be kept by the owner to be posted in his/her stall until such meat has been consumed.

Upon issuance of the permit, the large cattle shall be slaughtered at the Municipal Slaughterhouse or in any other place as may be authorized in this Ordinance.

**SECTION 5. TIME AND MANNER OF PAYMENT** – All payments imposed under this Article shall be paid to the Municipal Treasurer or thru his/her duly authorized Revenue Collector/s upon application of the Permit to Slaughter a certain animal for meat consumption after due compliance to specific regulatory procedures and necessary inspection.

**SECTION 6. EXCEPTIONS**

- A. CONDEMNED SOURCE OF MEAT ANIMALS** – the corresponding fees contemplated in the preceding Article shall not be collected on animals condemned or declared by the Municipal Health Office or its duly authorized representative, and/or the Municipal Meat Inspector from the Municipal Agriculture's Office not safe for human consumption.
- B. MEAT PROCESSING OUTSIDE THE SLAUGHTERHOUSE** – animals slaughtered outside the Slaughterhouse especially for domestic consumption shall no longer be subject to Slaughterhouse fee, however, all other relevant regulatory fees shall be imposed.

CHAPTER IV

OPERATION, SUPERVISION, ADMINISTRATION AND COUNCIL

**ARTICLE 1. CREATION** - There shall be a Market Administration Office which is under the supervision of the Office of the Municipal Mayor, subject to Civil Service Law, rules and regulations.

**ARTICLE 2.COMPOSITION** - There shall be a Market Administrator, Market Supervisor, Market Inspector, Administrative Aide/Staff, Utility workers and other administrative support and services staff who shall be appointed by the Municipal Mayor, subject to Civil Service Law, rules and regulations.

**SECTION 1. THE MARKET ADMINISTRATOR** – The Market Administrator shall directly responsible for the efficient operational management, and administration of the Public Market in the Municipality of Jaro, Leyte.

**A. DUTIES AND RESPONSIBILITIES** – The Market Administrator shall:

1. Administer the efficiency of assigned works, and evaluate the performance of all public market personnel.
2. Whenever necessary, take notice, investigate, and mediate complaints against public market personnel.
3. Inspect and ensure properly of business permits and license of all occupants conducting business in the public market.
4. Submit monthly report to the Market Committee on the current prices of basic commodities within the public market.
5. Ensure the judicious and practical utilization of all public market properties, facilities, and supplies.
6. Submit a periodic recommendation and/or evaluate suggestion deemed necessary and expedient for a more effective operation of the public market.
7. Implement such plans and programs approved by the Market Committee.
8. Submit to the Market Committee yearly budget proposal.
9. Enforce ordinances and resolutions set forth by the Sangguniang Bayan and/or Market Committee.
10. Perform such other duties and functions that may be assigned from time to time and all other job requirement appurtenant to this Ordinance.



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**SECTION 2. MARKET SUPERVISOR** - The Market Supervisor shall assist the Market Administrator in the proper administration and implementation of the provisions of this Code. He shall supervise and delegate the activities of Market Inspector. He shall perform such other functions delegate to him by the Market Committee.

**SECTION 3. MARKET INSPECTOR** – The Market Inspector shall assist in inspecting cash tickets or official receipts issued to ambulant, transient and regular vendors as well as the sanitary conditions of the market premises. He shall assist the licensing officer/personnel in the inspection of license/permit of all vendors.

**ARTICLE 2. FINANCIAL REPORT/MAINTAINING A SEPARATE DEPOSITORY ACCOUNT** – It shall be the responsibility of the Municipal Treasurer to submit to the Market Committee thru its Chairman, the report on the total collection per month in the operation of the Jaro Public Market, copy furnished all members of the Committee. The Municipal Treasurer shall maintain a separate bank account in the depository bank of the Local Government Unit where collections/income in the operation of the Municipal Public Market shall be deposited.

**ARTICLE 3. THE MARKET COMMITTEE** – It is hereby created the Market Committee in the Municipality of Jaro, Leyte, which shall be composed but not limited to, as follows:

- Local Chief Executive as Chairman
- Vice-Mayor as Vice Chairman
- SB Member Chairman for Committee on Market and Slaughterhouse
- Municipal Treasurer
- Municipal Licensing Officer
- Municipal Health Officer
- General Services Officer
- Motorpool Supervisor
- MSWMO
- Municipal Market Administrative Aide/Utility Worker
- Municipal Sanitary Inspector
- Municipal Agriculture Officer
- MEEO
- Incumbent President of the Market Vendor's Association/s
- The Chief of the Local Philippine National Police

It shall be the duty of the Market Committee to conduct the drawing of lots and opening of bids for the adjudication of vacant or newly created stalls/booths in the market and to certify to the Municipal Mayor the result thereof and to make a study and submit comments and recommendations may be deemed necessary for the efficient and sanity operation of business in the public market.

**ARTICLE 4. MARKET DAY - Every Sunday and Thursday of the week is hereby declared "TABO" or MARKET DAY** where ambulant or transient vendors may sell their goods, wares/items and/or merchandise at the designated areas in the public market and supervised by the market authorities. During the "Tabo" days, ambulant vendors shall be assigned to certain sections or areas according to the kind of articles or merchandise intended for sale.

**ARTICLE 5. SANITARY MAINTENANCE** – The sanitary maintenance and inspection of market stalls, booth, tienda/s shall be governed by the health and sanitary order, rules, and regulations promulgated by the Department of Health or by the Municipal Health Officer and adopted by the Sangguniang Bayan in accordance with the provisions of the **Presidential Decree No. 856, otherwise known as the "Code on Sanitation of the Philippines"** and **R.A. 9003 known as the "Ecological Solid Waste Management Act of 2000"**.

The Market Administrator shall see to it that the market premises and its surroundings is always kept and in sanitary condition including aisle, divisions, stalls, floors, walls and equipment as well as the whole tract of land belonging to the market. The cleaning of the market premises should be done before the buyers start coming to the market and the cleanliness should be maintained throughout the market hours.

The market building and the grounds should at all times be kept free from garbage and rubbish:

- A. Toilet Facilities** – The public market is provided with a public toilet having two (2) separate rooms, one for men with three separate cubicles and one for women with three (3) separate cubicles and the same shall always be kept in sanitary condition.
- B. Garbage/Waste Receptacle** – Individual stallholders shall provide themselves with their own trash receptacle and avoid littering their premises. No stallholders, person, including ambulant vendors shall place any waste anywhere in the public market premises, except in garbage receptacle.
- C. Cleaning of Stalls, Booth or Tienda/s** – The cleaning of market stalls, booth or tienda/s including the premise thereof including the appurtenance thereto shall be done by the holder or lessee and their helpers during market hours.

All wastes, rubbish, trash, and garbage shall be placed in the garbage receptacles as provided in the preceding paragraph without prejudice to the service of the market cleaner(s) who maintains the proper cleaning of the public market. All activities incidental to the cleaning as herein provided shall be under the direction of the market supervisor.

**ARTICLE 6. DUTIES OF THE DETAILED POLICEMAN** – The Local PNP assigned in the market shall assist the market supervisor and other personnel assigned thereto in **maintaining peace and order and discipline inside and the surroundings of the public market.** They shall assist in every possible way the market supervisor, market inspector and the market collector's in checking the payment of market fees, Mayor's Permit or licenses and such other enforceable directives in this Ordinance.

For this purpose, the Local PNP assigned in the public market shall be provided with an outpost/PNP Office in a location visible and accessible for the public, under the supervision of the incumbent Local PNP Chief.

**ARTICLE 7. IMPLEMENTING RULES AND REGULATIONS (IRR)** – *The Municipal Treasurer, Market Administrator, General Services Officer, Meat Inspector, Licensing Officer, Municipal Solid Waste Management Officer, Municipal Health Officer, MENRO and the Local PNP* shall formulate the Implementing Rules and Regulations which may be necessary for the effective implementation of the provisions in this Ordinance; provided that, such do not violate any other existing Ordinances and other legal mandates. Such rules and regulations shall be presented to the Local Chief Executive and to the Sangguniang Bayan for review and ratification.

**CHAPTER V  
TRANSITORY PROVISION**

**ARTICLE 1. LEASEHOLD CONTRACT AND NOTICE OF VACANCY**

**SECTION 1. SIGNING OF LEASEHOLD CONTRACT** – Within thirty (30) days upon enactment of this Ordinance, the Market Administrator in consultation with the Market Committee, shall cause to initiate to award the newly constructed booths/stalls to all current stallholders/booth holders/market space holders in the public market and thereby requiring them to sign the Leasehold Contract and to comply with the appurtenant fees thereto, which is due to the Local Government Unit with the Municipal Treasurer's Office, as well as to other pertinent provisions of this Ordinance.

**SECTION 2. PAYMENT OF ARREARS** – All stallholders/booth holders/or tiendas with arrears of Municipal License/Business Permit, are hereby given ninety (90) days from date of enactment of this Ordinance to fully settle their accounts with the Municipal Treasurer's Office and such other fees due to the municipality. Failure to do so, unless for justifiable cause, can result in the cancellation of awarded leasehold contract and ejection of stallholders/booth holders or tiendas from their respective stalls/booths in the public market.

**SECTION 3. CANCELLED AWARDS** – Within ten (10) days from the date of the Cancellation of Awarded Leasehold Contract due to violation of any provision in this Ordinance, the Market Committee shall adjudicate the concerned market space in the manner provided for in this Ordinance. In such case, the subsequent stallholder is hereby obliged to reimburse to the former stallholder for the cost of improvements of the aforementioned stall, booth, or tienda/s with the amount to be determined by the Municipal Building Official. All improvement/s shall be deemed government property.

**SECTION 4. THE NOTICE OF STALL OR BOOTH VACANCY** – This proforma Notice will be posted on conspicuous places to announce a vacancy of Stall or Booth in the public market and is substantially hereby illustrated hereunder, to wit:

**NOTICE OF VACANCY**

**NOTICE IS HEREBY** given that Stall/Booth No. \_\_\_\_\_ at the JARO PUBLIC MARKET Building is vacant (or will be vacant) on \_\_\_\_\_, 20\_\_\_\_. Any person, 21 years of age and above, not legally incapacitated, desiring to lease this, may file an application therefore on the prescribed form, copies of which may be obtained from the Office of the Market Administrator during office hours.

In case there are more than one applicant, the award of lease of vacant stall shall be determined in consistence with the occupancy right thru a public bidding to be conducted on \_\_\_\_\_, 20\_\_\_\_ at 12:00 o'clock noon at the Office of the Municipal Mayor by the Market Committee.

This stall is found in the \_\_\_\_\_ section and intended for the sale of \_\_\_\_\_.

**SECTION 5. THE LEASEHOLD CONTRACT** – This contract as substantially illustrated hereunder, will be obtained from the Office of the Market Administrator after submitting a Letter of Application which shall be made under oath by the Applicant or his/her duly authorized representative, and it shall be the duty of the Market Administrator to keep a Registry Book showing the names and address of all applicants for vacant stalls, booths or tienda/s, the description and corresponding number of the same, as well as hour and date of receipt of said application copy of which furnished to the Office of the Municipal Treasurer and the Market Committee.

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CONTRACT OF LEASE

KNOW ALL MEN BY THESE PRESENT:

THIS AGREEMENT executed and entered into by and between the Municipal Government of Jaro, represented by the **LOCAL CHIEF EXECUTIVE, MAYOR** \_\_\_\_\_ hereunder known as the LESSOR.

and

\_\_\_\_\_, of legal age, Filipino citizen, single/married to \_\_\_\_\_ with permanent post office address and a residence at \_\_\_\_\_, Jaro, Leyte, hereunder known as the LESSEE.

**WITNESSETH**

1. That the LESSOR is the owners of a real property known as JARO PUBLIC MARKET located at Bagong Lipunan Street, Barangay I – Poblacion, Jaro, Leyte;
2. That the LESSOR hereby agrees to lease unto the LESSEE who is a **bonafide resident of Jaro, Leyte**, a market \_\_\_\_\_ for use as \_\_\_\_\_;
3. That while I, the LESSEE is occupying or leasing this stall, I shall at all times have my picture and that of my helper conveniently framed and hung up conspicuously in the business establishment;
4. That I, the LESSEE shall at all times keep my business establishment in good sanitary condition and comply strictly with all sanitary and market rules and regulations now existing or which may hereafter be promulgated;
5. That I, the LESSEE shall pay the corresponding rent for the stall in the manner prescribed in this Ordinance duly enacted and approved by the Sangguniang Bayan;
6. That the space where business to be conducted as stipulated by this Contract shall belong exclusively to the LESSEE;

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7. That in case the LESSEE employs helpers, he/she shall nevertheless, personally conducts his/her business and be present at the business establishment. The LESSEE shall promptly notify the market authorities of his/her absence, giving the reason or reasons therefore;
8. That I, the LESSEE shall not sell, transfer or sublease my privilege to the market space contemplated in this Contract, or otherwise permit another person to conduct business therein;
9. That I, the LESSEE shall not make use of the leased premises as storeroom, bodega, and residence or for any purpose other than what it is intended for;
10. That in case of violation of any condition of this Contract, the Leasehold Contract shall automatically be rescinded and the LESSOR shall have the right to demand that the LESSEE immediately vacate the lease premises; and
11. Any violation on the part of the LESSEE or on the part of his/her helper of the foregoing conditions shall be a sufficient cause for the market authorities to cancel this contract and to declare the stall, booth, or tienda/s vacant so that the same may be leased to other applicants.

Very respectfully,

REPUBLIC OF THE PHILIPPINES )  
 PROVINCE OF LEYTE ) S.S.  
 MUNICIPALITY OF JARO )

x ----- x

**A C K N O W L E D G E M E N T**

SUBSCRIBED AND SWORN to before me, a Notary Public for and in the Province of Leyte, Philippines, this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_, applicant affiant exhibiting to me his/her Residence Certificate No. \_\_\_\_\_ issued on \_\_\_\_\_ at \_\_\_\_\_, Philippines, known to me to be the same person who executed and signed the foregoing Leasehold Contract on his/her volition and free act.

(Notary Public)

Correspondence



**ARTICLE 2. MISCELLANEOUS PROVISIONS**

**SECTION 1. VACANCY OF MARKET STALL OR BOOTH BEFORE EXPIRATION OF LEASE** – If, for any reason a stallholder or lessee opt to discontinue or be required to discontinue business operation for a valid cause, such stall or booth shall be considered vacant and its occupancy thereafter shall be subject for subsequent lease and occupancy to any qualified applicant.

**SECTION 2. PARTNERSHIP WITH STALLHOLDERS** – A market stallholders who enter into business partnership with any party after he had acquired the right to occupy the stall shall have no authority to transfer to his partner to occupy the stall; provided, however, that in case of death or permanent disability of the former to continue with the business, the surviving partner may be authorized to continue occupying the stall for a period of sixty (60) days to wind up the business partnership. If the surviving partner is otherwise qualified to occupy a market stall as provided for in this Ordinance, and the spouse, parent, children, or relatives within the second degree of consanguinity or affinity of the deceased will not apply for the occupancy of the stall, the business partner will be given preference to continue occupying the stall or booth if he/she applies therefore.

**SECTION 3. LESSEE TO PERSONALLY ADMINISTER THE SPACE CONTEMPLATED IN THE CONTRACT** – Any person who has been awarded the right to lease a market stall in accordance with the provisions hereof, shall occupy, administer and be present personally at his stall/booth. Provided, that he may employ helpers preferably a resident of Jaro, Leyte, including but not limited to the spouse, parents and children of the stallholders who are not disqualified under the premises hereof, and provided further that the person to be employed as helpers shall under no circumstances, be the person with whom the lessee has any commercial relations or transactions.

**SECTION 4. DUMMIES, SUBLEASE OF AWARDED MARKET SPACE** – In any case where the lessor/stallholder/booth holder of the stall/booth found to be not the person who is actually occupying and operating said stalls, booth or booths, the lease of such stall or stalls shall be cancelled if upon investigation such stallholder is found to have sub-leased his stall or stalls, booth or booths to another person so that the latter may for any reason be able to occupy the said stalls, booth or booths.

**CHAPTER VI**

**REGULATORY AND PENAL PROVISIONS**

**ARTICLE 1. RESTRICTIONS AND PROHIBITIONS**

- A. No person shall utilize the Public Market or any part thereof for residential purposes;

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- B. The peddling or sale of foodstuffs which easily deteriorate, such as meat, fish and other perishable goods, outside the public market and its premises are strictly prohibited;
- C. Any person inside the public market, whether a customer, business operator, and employees thereto, or a mere curiosity seeker is strictly prohibited to indulge in the following acts, to wit:
1. Using old and dirty newspaper or any unsanitary material for wrapping article sold;
  2. Spitting phlegm, urinating, excreting or scattering foreign matters inside or outside the public market premises and immediate vicinity;
  3. Covering with sand any raw fish especially the uncut ones. The wastes in fish, meat and vegetable section shall be properly disposed in accordance with governing laws, rule and regulation specifically on solid waste management and sanitary laws as well as the Implementing Rules and Regulations of this Code).
- D. The cleaning of market stall, booth and tienda/s including the premises thereof including the appurtenances thereto shall be done by the holder or lessee and their helpers during market hours. All activities incident to the cleaning as herein provided shall be under the direction of the Market Supervisor, and at the close of each day's business and before going home, the owners/vendor or helpers of booth, tienda/s vendors who occupy space at the market premises shall clean, scrub their spaces including the floor, shelves, and premises rented to prevent particles of food lodging in the cracks or in rough places to decompose;
- E. No person not having lawful business at the Jaro Public Market shall be allowed to neither idly seat, lay-around in the premises nor shall any person beg and solicit contribution in the public market. Beggars shall be restricted to stay and roam around in the public market. Barangay Tanod, or any PNP Personnel assigned in the public market shall be authorized to restrain any beggar in the public market;
- F. No person shall annoy or obstruct market employees in the discharge of their duties. Stallholders shall not allow their little children in or around their stalls or play in the market premises;

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- G. Peddlers shall not be permitted in the public market or in the surroundings within a radius of 200 meters to offer for sale articles or merchandise, which are sold or exposed for sale in the stalls, booths, or tienda/s, in order to avoid competition. Market officials, employees and policemen detailed in the vicinity of the public market shall exercise vigilance on this matter and enjoin strict compliance with these provisions. Likewise, no person shall be allowed peddling, selling, offer for sale or expose for sale of any article in the passageways or aisles in the public market;
- H. Identified and known wholesalers of market goods are not allowed during Tabo days. It is the duty of the Market Supervisor with the assistance of Police authorities to identify the same and impose/implement this prohibition.
- I. Loose animals are not allowed. No dog or other animals shall be left astray in the public market. The Market Supervisor with the assistance of DA personnel, Barangay Tanod and/or PNP authorities are hereby empowered to catch such stray animals and impound the same in the municipal pound for disposition, provided, that they observe and follow the legal mandate on R.A. No. 8485 (Animal Welfare Act of 1998) as amended by R. A. No. 10631.
- J. Market stall, booth or tienda/s is for business commodities only. No person or group of persons who are occupants of stall, booth, or tienda/s can engage in card games, bingo or other form of gambling within the market compound and its premises except for the area specifically provided for such purpose.
- K. No person shall engage in the occupation as carrier, dispatcher and butcher unless he is registered as such in the Office of the Municipal Mayor through the Market Administrator. Each carrier, dispatcher, butcher should have a registration and identification card which he shall wear while working.

If such person asks for such certificate, the Municipal Treasurer shall collect a minimal amount as may be necessary to cover the actual cost of the certificate. The Market Administrator has the power to fix such workers that are sufficient to handle the needs of such services. The occupation as carries, dispatcher, or butcher working within the Jaro Public Market premises is for the citizens of the Philippines only. Porters who carry goods and merchandise to the market or out of the market must likewise register with the Market Administrator.

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**ARTICLE 2. MANDATORY PROVISIONS**

**SECTION 1. COURTESY TO CUSTOMER** – Helpers and vendors or sellers in public market shall at all times treat customers or purchasers with courtesy. Violation of this condition shall be dealt with by competent authorities as the facts and circumstances of each act or omission may warrant.

**SECTION 2. PLACING TAGS ON GOODS** – All owners of retail market are required to place tag on products, articles, goods and commodities they sell, fixing the prices of each one said articles or products, whether by kilo, ganta, hundred, piece or unit or which words shall be plainly marked on the tags below the prices fixed for each article.

It shall be unlawful for any retail store owner and vendor to charge a greater than that which marked in the price tags, provided that nothing herein contained shall deem to authorize the placing on the tags the collection of prices in excess of those fixed by existing laws, executive orders or issuances by national agencies concerned.

**SECTION 3. PROHIBITION OF ILLEGAL FISH AND MEAT PEDDLING** – *Fish and meat peddling is hereby prohibited within two (2) kilometers radius reckoned from the Public Market. Violation hereof shall be penalized by a fine of not more than ₱1,500.00 or by imprisonment of one (1) to fifteen (15) days or both, at the discretion of the Court. Citation tickets shall be issued to the violator. If such violator possesses a leasehold contract, such leasehold contract shall be cancelled.*

**SECTION 4. MEAT AND DRESSED POULTRY SHOP OPERATORS** – *Operation of meat shops outside the public market premises shall be allowed. Provided, however, that they should follow the requirements and standards set forth by National Meat Inspection Service and other governing laws, rules, and regulations on Meat Shop business establishments.*

**ARTICLE 3. GENERAL PENAL PROVISION**

**Section 1. PENALTIES FOR VIOLATION OF THIS CODE** – *Violation of this Code shall be meted with a fine provided hereunder:*

- First offense** – a fine of Php 1,000.00;
- Second offense** – a fine of Php 1,500.00;
- Third Offence** – a fine of Php 2,500.00 or by an imprisonment of not less than fifteen (15) days to thirty (30) days or both, at the discretion of the court.

*Carmelita Jimenez*

*[Handwritten signatures and initials]*

*For Illegal Fish and Meat peddling provided for under Section 3 of Article 2 of this Chapter, the penalty provided therein shall prevail.*

**SECTION 2.** *If the violation is committed by any government employee or any individual entrusted with the administration thereof, he/she shall be responsible thereof.*

*Any juridical entity or its trusted representative who committed violation of this Code shall be responsible thereof.*

**SECTION 3. SPECIAL PENAL PROVISION** – Punishment by a specific fine or imprisonment as herein provided for in this Code shall not relieve the offender from the payment of the fees or charges impose under this Ordinance.

**SECTION 4. APPEALS** - Any applicant who is not satisfied with the adjudication made by the Market Administrator of the stall applied by him/her may file with the Office of the Market Committee/Council whose decision in such case shall be deemed final.

**CHAPTER VII  
FINAL PROVISION**

**SECTION 1. SEPARABILITY CLAUSE** – If for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid by a competent court, such judgment or provision found to be invalid or unconstitutional shall not affect or impair the other provisions therefore.

**SECTION 2. REPEALING CLAUSE** – All local Ordinance, rules and regulations or parts thereof, inconsistent with, or in conflict with the provision of this Ordinance shall be deemed repealed or amended accordingly.

**SECTION 3. EFFECTIVITY** – This Ordinance shall take effect fifteen (15) days after a copy hereof is posted in accordance with the provision of R.A. 7160, in at least four (4) conspicuous places in the municipality.

**ENACTED ON OCTOBER 17, 2022.**

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**ITEM NO. 4. APPROVAL ON THIRD-AND-FINAL-READING, OF  
ORDINANCE NO.05, SERIES OF 2022.**

**SPONSORED BY: HONORABLE ALEXNADER N. SALGADO**  
Committee Chairman on Peace & Order and Public Safety

**ORDINANCE NO.05  
SERIES OF 2022**

"AN ORDINANCE MANDATING ESTABLISHMENTS DOING BUSINESS WITHIN THE TERRITORIAL JURISDICTION OF JARO, LEYTE TO INSTALL, OPERATE, AND MAINTAIN A CLOSED-CIRCUIT TELEVISION (CCTV) SYSTEM AND PRESCRIBING PENALTIES FOR VIOLATION THERETO"

**WHEREAS**, Section 16 of the Local Government Code of 1991 or Republic Act No. 7160, also known as the General Welfare Clause, provides in part that every local government unit shall exercise powers necessary for its efficient and effective governance and those which are essential to the promotion of general welfare;

**WHEREAS**, Sections 447 of the of said Republic Act 7160 provide in part that the Sangguniang Bayan shall enact ordinances for the general welfare of the municipality and its inhabitants pursuant to the abovementioned Section 16 of said law, and in this regard, enact and approve ordinances relative to the: **1.** maintenance of peace and order in the municipality, **2.** suppression of lawlessness therein, and **3.** authorization of the issuance of permits or licenses upon conditions and for such purposes intended to promote the general welfare of the inhabitants of the municipality, regulating thereby any business which does not require government examination within the municipality and the conditions under which the license for said business may be issued or revoked;

**WHEREAS**, law enforcement agencies in the country have already proven that Closed Circuit Televisions (CCTV) are among the most effective tools in crime deterrence, prevention, detection and solution since it provides a video recording which can be used to aid in law enforcement and criminal investigations. CCTV recording is a reliable platform to supplement testimonies of eyewitnesses;

**WHEREAS**, to intensify the municipality's drive to deter, prevent, detect, and solve criminality, and to preserve video recording as evidence, this Council deems it proper to require the use of CCTV systems;

*Committee Chair*

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**WHEREAS**, the Department of the Interior and Local Government, through the Philippine National Police Anti-Cybercrime Group, has conducted a study as to the minimum technical specifications to be required of CCTVs to be installed pursuant to this ordinance.

**NOW. THEREFORE. BE IT ORDAINED BY THE SANGGUNIANG BAYAN IN REGULAR SESSION ASSEMBLED:**

**SECTION 1. TITLE OF ORDINANCE** - This ordinance shall be known as "THE CLOSED-CIRCUIT TELEVISION SYSTEM (CCTV) ORDINANCE AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF."

**SECTION 2. DEFINITION OF TERMS**

- A. "Closed-Circuit Television" or "CCTV" refers to a closed-circuit television or camera surveillance system in a fixed or stationary location that can capture images of individuals or other information relating to individuals;
- B. "Business establishment" - A place where business is conducted, goods are made or stored or processed or where services are rendered. For purposes of this ordinance the nature of the business forms part of a national chain or have one or more branches in other parts of the country such as restaurants/fast-food chains, convenience stores, grocery stores, drug stores, and the like.
- C. "Financial establishment" - means a location where the business of pawnshops, money lenders, money remittance centers, and money changers are conducted and other locations providing similar services to the public.
- D. "Arcade/s" - an area where there are many electronic or other coin-operated games for the public.
- E. "Internet cafe " refers to an establishment that offers or proposes to offer services to the public for the use of its computer/s or computer system for the purpose of accessing the internet, computer games or related services. It may serve or offer coffee, similar refreshments, or food.
- F. "Perya"- a chain of funfair amusement establishments, usually temporary in nature depending on the nature of permit issued by the LGU, where workers of said amusement park chains derived their livelihood.

**SECTION 3. SCOPE AND APPLICATION** - The owner and/or operator of the following establishments are required to install and maintain CCTVs:

- A. Financial establishments;
- B. Business establishments;
- C. Shopping centers, wet markets or palengke, and other similar establishments.
- D. Hospitals, laboratories, clinics, and other facilities providing medical services;

- E. Perya, arcades, internet cafes, and other similar places of entertainment;
- F. Public transportation terminals, parking lots, and other similar establishments that cater to at least 10 motor vehicles;
- G. Motorcycle dealerships, gasoline/fuel service stations, vehicle maintenance/service stations.

The CCTV shall be maintained in proper working order at all times, shall be in continuous operation, and shall meet the minimum technical specifications set by this ordinance.

**SECTION 4. MINIMUM TECHNICAL SPECIFICATIONS** - The CCTV system to be installed must meet the following minimum specifications:

**A. CAMERA**

1. High-Definition Analog or at least 2 Megapixel Digital Camera.
2. Lux Minimum Illumination.
3. 2.8mm to 3.6mm Focal Length.
4. Auto-Iris Focus Lens (fixed/vari-focal).
5. 1/30s to 1/50,000s Shutter Speed.
6. 50-meter Infrared Range.
7. 120dB Wide Dynamic Range.
8. Pan and Tilt adjustment of 0 degrees to 180 degrees and Rotate adjustment of 0 degrees to 360 degrees.
9. Outdoor cameras must be vandal-proof with IP 66 Weatherproof.

**B. VIDEO/AUDIO INPUT**

1. Hybrid Type (accepts Digital and Analog signal), Minimum of four (4) camera input
2. Video and Audio Stream Input
3. H.264 (Advanced Video Coding) Video Compression and G.711u Audio Compression
4. 30 frames-per-second (FPS) recording capability per camera
5. Analog High-Definition Input (1080p@25FPS, 1080p@30FPS, 720p@25FPS, 720p@30FPS)
6. Hard Disk Drive storage system with enough capacity to accommodate the prescribed retention period below. (4TB Capacity is approximately sufficient for 40 days of recording for DVR with 4 cameras at 1080p)
7. Time stamping feature

*Continued*



C. VIDEO/AUDIO OUTPUT

1. 720p or 1080p resolution
2. 30 fps
3. At least (4) Megabits per second (Mbps) Video Bitrate and at least 64 kilobits (Kbps) Audio Bitrate

D. OTHER SPECIFICATIONS

1. At least four (4) cameras covering the areas of transaction and risks. When possible, one camera must be facing the street/entrance, with the actual number of cameras to depend on the size of the establishment and nature of business, as determined by the LGU
2. Centralized power supply for the Video Recorder and Cameras
3. Uninterruptible Power Supply (UPS) to provide standard and reasonable back-up power to the Video Recorder and Cameras

**SECTION 5. INSTALLATION GUIDE** - The following Installation Guide is recommended to be followed in each covered establishment:

A. INSTALLATION

1. Cameras must be installed at a secure location with maximum area of coverage of entrances/exits and areas of transaction or risk. Make sure that there will be no blind spots.
2. Video recorders must be mounted at secure/concealed locations to protect them from deliberate tampering.
3. CCTV should be installed in well-lit areas with consistent lighting to pick-up identifying details, such as facial features.
4. The angle of the cameras should be considered to avoid lens flare and backlighting.
5. The following objectives and recording distance when installing CCTV Cameras shall be determined: General Surveillance = 10 feet or greater, Facial Recognition = 5 to 7 feet, Plate Recognition (for Parking Lots) = 3 to 4 feet.
6. When possible, a back-up system should be installed alongside the CCTV system to ensure that data is kept secure in the event of physical harm to the storage devices such as fires, earthquakes, any form of deliberate tampering, and other similar situations.

Comments

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7. When possible, dummy CCTV cameras should also be placed in a conspicuous area to deter possible criminal acts and protect the cameras.
8. Signages indicating that the establishment/area is being monitored by a CCTV System must also be installed in areas that visible and obvious to the public and must use clear, plain, and concise language.
9. At least one staff or employee should be trained to operate the CCTV System.

**SECTION 6. PRIVACY** – All the establishments required to install CCTVs under Section 3 hereof shall comply with the following guidelines on privacy:

- A. Establishments covered shall strictly comply with the National Privacy Commission's guidelines on the use of CCTV Systems, as detailed in NPC Advisory no. 2020-04.
- B. Video footage obtained through the CCTV Systems shall be retained for a maximum period of thirty (30) days (one month) in order to allow investigating authorities to properly retrieve and prepare back-ups of the data relevant to any incidents that occur. Upon exceeding the prescribed period, video footage shall be permanently deleted from the system and all existing forms of back-up.

**SECTION 7. MINIMUM COVERAGE** - All the establishments mentioned under Section 3 hereof shall be required to install CCTVs as to afford a full coverage of the following:

- A. From the interior of the establishment:
  1. All entrances/exits;
  2. The center of business activity in the establishment (including the tellers, cashiers, cash registrars, sales counters, or areas leading to the vault/safe) according to the nature of business/operations of the establishment.
- B. From the exterior of the establishment (when the establishment is not located inside a building which has its own exterior cameras):
  1. All entrances/exits;
  2. From the entrances/exits, a clear view of the area to and from the street(s) abutting the establishment, including frontage thereof taking into particular consideration the clarity of shots in relation to the angles thereof;

*Commentary*

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**3. Parking lots and drive-through lanes (when applicable).**

**SECTION 8. IMPLEMENTING OFFICES** - The Municipal Office of Public Order and Safety (OPOS) (or its equivalent), shall be responsible for the verification and determination of the relevant establishments' compliance with the directives of this Ordinance.

The OPOS shall specify when compulsory inspection of the installed CCTVs shall be conducted before the necessary clearance or certification therefor may be issued, which clearance or certification shall be a mandatory requirement for the issuance or renewal by the Business Permits and Licensing Office (BPLO) of a business permit or license.

The OPOS may thereafter conduct inspections during reasonable business hours, to determine continued compliance with this Ordinance post- issuance or renewal of such establishments' business permit or license by the BPLO.

For all these purposes, the OPOS shall seek the advice and assistance of the local Chief of Police or his duly authorized representative.

**SECTION 9. ACCESS TO RECORDINGS** - If a crime has been committed, or the operator, employee, or owner of the establishment has reason to believe that a crime has been committed and has been recorded by the CCTV, the operator, employee, or owner of the establishment shall immediately contact the nearest police station and shall provide access to the pertinent recordings to the police and other investigators.

The operator, employee or owner of the business establishment shall also make available the camera recordings to the law enforcement authorities engaged in criminal investigation upon written request of the authorized or designated officer thereof with the particular time and day covered by the request therein specified.

The captured video footage or images may be used at any time to satisfy the written order or subpoena of any court or body with competent jurisdiction.

**SECTION 10. PROHIBITION** - Any request for access to, or disclosure of, recorded or captured video footage or images shall be made only in accordance with Section 7, 8, 9 and 10 of NPC Advisory no. 2020-04.

**SECTION 11. PENALTIES** - No business permit or permit to operate shall be issued to or renewed for the business establishments mentioned in Section 3 hereof unless the CCTVs as herein specified are installed and fully operational. Further, a maximum fine amounting to Two Thousand Five Hundred Pesos (Php 2,500.00) shall be imposed on any business establishment in operation found to be in violation of this Ordinance. Failure to comply of this Ordinance means a violation has been committed by the owner/operator of establishment doing business and is a ground for cancelation or revoking of issued business permits.

*Commodore*

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**SECTION 12. APPEAL PROCESS** - Any establishment found to be in violation of this Ordinance by the OPOS may appeal the findings thereof to the Office of the Mayor within five (5) working days from being notified of its violation by the OPOS, furnishing a copy of the appeal to the OPOS prior to the filing thereof with the Office of the Mayor.

Within five (5) working days from receipt of the copy of the appeal, the OPOS shall submit its answer to the Office of the Mayor, furnishing the business establishment a copy of the same on even date. Should the OPOS fail to file its answer to the appeal within the given period, it shall be deemed to have opposed the appeal based on the grounds provided for in the notice of violation.

The Office of the Mayor shall decide on the matter within five (5) working days from receipt of the answer of the OPOS or from the day the period of filing therefor has lapsed, giving due notice to the parties involved.

The decision of the mayor shall be final, and no motion for reconsideration shall be entertained thereafter, subject to such remedial measures as may be then available under the law or Rules of Court.

**SECTION 13. COMPLIANCE** - Businesses covered by the scope of this Ordinance shall have a period of thirty (30) days from the effectivity of the same within which to comply with the directives hereof.

**SECTION 14. SEPARABILITY CLAUSE** - If for any reason, any section of this Ordinance shall be held unconstitutional or invalid, other sections which are not affected thereby shall continue to be in full force and effect.

**SECTION 15. REPEALING CLAUSE** - All ordinances, rules and regulations or parts thereof in conflict with this Ordinance are hereby repealed, provided that the rights that are vested upon the effectivity of this Ordinance shall not be impaired.

**SECTION 16. EFFECTIVITY CLAUSE** - This ordinance shall take effect fifteen (15) days after its posting in at least three (3) conspicuous places in the municipality, in compliance to R.A. 7160.

**ENACTED ON NOVEMBER 21, 2022.**

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**ITEM NO. 5 – APPROVAL ON SECOND-READING**  
**ORDINANCE NO.09, SERIES OF 2022**

**SPONSORED BY:**

**PROPONENT: HONORABLE LEO ANGELO T. PORMIDA**  
**Chairman Committee on Finance, Budget and Appropriations**

RESOLUTION NO.2022- 82

A RESOLUTION APPROVING ON SECOND-READING OF ORDINANCE NO.09, SERIES OF 2022, OR OTHERWISE KNOWN AS "AN ORDINANCE CONDONING FINES, PENALTIES AND SURCHARGES ON REGULATORY FEES INCURRED BY LOCAL BUSINESS OPERATORS AND VENDORS FOR FAILURE TO PAY ON A TIMELY MANNER THEIR BUSINESS PEMITS AND LICENSES FOR THE PERIOD COVERING THE CALENDAR YEAR 2020 TO 2022.

On motion of **Honorable Leo Angelo T. Pormida**, duly seconded en masse, by all Sangguniang Bayan Members present, this Sangguniang Bayan-

**RESOLVED**, AS IT IS HEREBY RESOLVED, TO APPROVED ON SECOND-READING OF ORDINANCE NO. 09, SERIES OF 2022, OR OTHERWISE KNOWN AS "AN ORDINANCE CONDONING FINES, PENALTIES AND SURCHARGES ON REGULATORY FEES INCURRED BY LOCAL BUSINESS OPERATORS AND VENDORS FOR FAILURE TO PAY ON A TIMELY MANNER THEIR BUSINESS PEMITS AND LICENSES FOR THE PERIOD COVERING THE CALENDAR YEAR 2020 TO 2022;

**RESOLVED FINALLY**, to furnish a copy of this resolution to the Municipal Mayor, and to other concerned local offices for their information and reference.

**APPROVED: NOVEMBER 21, 2022.**

**ITEM NO. 6 – PROPONENT: HONORABLE ALEXANDER N. SALGADO**  
Committee Chairman on Peace & Order and Public Safety

RESOLUTION NO.2022- 83

A RESOLUTION APPROVING THE DIFFERENT LOCAL ANTI-CRIMINALITY ACTION PLAN (LACAP) ON ANTI-ILLEGAL DRUGS, ANTI-TERRORISM, RAPE AND RECKLESS IMPRUDENCE RESULTING TO PHYSICAL INJURY FOR F.Y. 2023 OF THE MUNICIPALITY OF JARO, LEYTE.

**WHEREAS**, presented before the Body for consideration is a proposed resolution approving the different Local Anti-Criminality Action Plans (LACAP) on anti-illegal drugs, anti-terrorism, rape and reckless imprudence resulting to physical injury for F.Y. 2023;

**WHEREAS**, the different LACAP provides for the guidelines and procedures in the prevention of local criminalities; such as, to get rid of the proliferation of illegal drugs, the suppression of plans and activities of threat groups, to eradicate the occurrence of rape case, and crimes involving traffic incidence resulting to physical injury and/or death and damage to properties;

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**WHEREAS**, this Body believes that the JARO-PNP is earnestly committed in ensuring the peace and order in the municipality for the general welfare of the local constituents; hence, resolves to approved the above cited proposed legislative measure;

**NOW, THEREFORE**, on motion of **Honorable Alexander N. Salgado**, duly seconded en masse, by all Sangguniang Bayan Members present, this Sangguniang Bayan-

**RESOLVED**, AS IT IS HEREBY RESOLVED, TO APPROVED THE DIFFERENT LOCAL ANTI-CRIMINALITY ACTION PLAN (LACAP) ON ANTI-ILLEGAL DRUGS, ANTI-TERRORISM, RAPE AND RECKLESS IMPRUDENCE RESULTING TO PHYSICAL INJURY FOR F.Y. 2023 OF THE MUNICIPALITY OF JARO, LEYTE. 2020 TO 2022;

**RESOLVED FINALLY**, to furnish a copy of this resolution to the Municipal Mayor, the JARO-PNP, DILG/MLGOO and to other concerned local offices for their information and reference.

**APPROVED: NOVEMBER 21, 2022.**

**ITEM NO. 7 – PROPONENT: HONORABLE ALEXANDER N. SALGADO**  
Committee Chairman on Public Works and Infrastructure.  
**HONORABLE FRANCISCO R. ALTRES**, Committee Chairman on  
Legal Matters, Laws and Privileges

**RESOLUTION NO.2022- 84**

A RESOLUTION APPROVING THE DEMOLITION OF THE DILAPIDATED MARKET BUILDING LOCATED ALONG DIVERSION ROAD, BARANGAY CAGLAWAAN JARO, LEYTE.

**WHEREAS**, presented before the Body for consideration, by the Chairmen of the Committee on Public Works and Infrastructure and the Committee on Legal Matters, Laws and Privileges is a proposed resolution approving the demolition of the dilapidated market building, located along the Diversion Road in Barangay Caglawaan, Jaro, Leyte;

**WHEREAS**, a joint committee meeting has been conducted to review the above proposed measure, and it has been assessed that the said public market building was destroyed by previous typhoons and is already dilapidated; hence, the committee/s recommend the need for its demolition.

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*WHEREAS, it is the valid opinion of this Sangguniang Bayan that before the proposed demolition of the dilapidated public market building, it will be subject for compliance of all the rules, regulations and procedures of the Commission on Audit (COA) and other government agencies concerned on the demolition of a government property;*

**NOW, THEREFORE,** on motion of **Honorable Alexander N. Salgado**, duly seconded en masse, by all Sangguniang Bayan Members present, this Sangguniang Bayan-

**RESOLVED,** AS IT IS HEREBY RESOLVED, TO APPROVED THE DEMOLITION OF THE DILAPIDATED MARKET BUILDING LOCATED ALONG DIVERSION ROAD, BARANGAY CAGLAWAAN, JARO, LEYTE;

**RESOLVED FINALLY,** to furnish a copy of this resolution to the Municipal Mayor, Accounting Office, Engineering Office, MPDC, and the Municipal Auditor-COA Regional Office VIII, and to other concerned local offices for their information and reference.

**APPROVED: NOVEMBER 21, 2022.**

**ITEM NO. 8 – PROPONENT: HONORABLE LEO ANGELO T. PORMIDA**  
Committee Chairman on Finance, Budget and Appropriations

**RESOLUTION NO.2022- 85**

A RESOLUTION APPROVING THE REVERSION OF APPROPRIATIONS OF UNIMPLEMENTED PROGRAMS, PROJECTS AND ACTICITIES (PPAs) UNDER THE 5% LDRRM FUNDS OF THE ANNUAL INVESTMENT PLAN (AIP) FOR THE YEAR 2018 TO 2021 AMOUNTING TO ELEVEN MILLION FORTY-NINE THOUSAND NINE HUNDERD TWENTY-FIVE PESOS AND 43/100 CENTAVOS (Php 11,049,925.43)

**WHEREAS,** there is hereby reverted the total amount of **ELEVEN MILLION FORTY-NINE THOUSAND NINE HUNDRED TWENTY-FIVE PESOS AND 43/100 CENTAVOS (Php 11,049,925.43)**, taken from the unimplemented PPAs under the 5% LDRRM Fund of the Annual Investment Plan (AIP) for FY 2018 to 2021;

**NOW, THEREFORE,** on motion of **Honorable Leo Angelo T. Pormida**, duly seconded en masse by the Sangguniang Bayan Members present, this Sangguniang Bayan-

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**RESOLVED**, TO APPROVE THE REVERSION OF APPROPRIATIONS OF UNIMPLEMENTED PROGRAMS, PROJECTS AND ACTIVITIES (PPAs) UNDER THE 5% LDRRM FUNDS OF THE ANNUAL INVESTMENT PLAN (AIP) FOR THE YEAR 2018 TO 2021 AMOUNTING TO ELEVEN MILLION FORTY-NINE THOUSAND NINE HUNDRED TWENTY-FIVE PESOS AND 43/100 CENTAVOS (Php 11,049,925.43);

**RESOLVED FINALLY**, let copy of this resolution be furnished to the Municipal Mayor, the Municipal Budget Officer, the Municipal Treasurer, Municipal Accountant, MPDO, the Municipal Development Council (MDC), and to other concerned local government offices for their information, guidance and appropriate action deemed necessary.

**APPROVED: NOVEMBER 21, 2022.**

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**CONCURRED:**


  
**HON. JONELL MARTIN A. QUE**  
SB Member

**HON. LANDILINO T. KATANGKATANG**  
SB Member  
Absent-Excused

  
**HON. JULIAN L. EMNAS**  
SB Member

  
**HON. FRANCISCO R. ALTRES**  
SB Member/Majority Floor Leader

  
**HON. LEO ANGELO T. PORMIDA**  
SB Member

  
**HON. GUALBERTO V. ELISES**  
SB Member/Presiding Officer Pro-Tempore

  
**HON. ALEXANDER N. SALGADO**  
SB Member

  
**HON. REY P. AURE**  
SB Member



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**HON. CARMENCITA G. TAÑALA**  
SB Member/LIGA FED.-President

  
**HON. TRINA MAE R. SOLEDAD**  
SB Member/SK FED.-President

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**I HEREBY CERTIFY**, to the correctness of the foregoing records of the proceedings.

  
**NICOMEDES R. BORJA**  
Secretary to the Sanggunian  
Board Secretary V

**ATTESTED:**

  
**HON. GUALBERTO V. ELISES**  
SB Presiding Officer Pro Tempore

**APPROVED:**

  
**HON. JASSIE LOU TAÑALA**  
Municipal Mayor



Republic of the Philippines  
Province of Leyte  
**MUNICIPALITY OF JARO**  
Office of the Sangguniang Bayan  
**Legislative Building**  
Corner Del Carmen and Real Streets

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January 6, 2022


## CERTIFICATION

### **TO WHOM THIS MAY CONCERN:**

**THIS IS TO CERTIFY** that **MUNICIPAL ORDINANCE NO. 05**, series of 2022, otherwise known as, "AN ORDINANCE MANDATING ESTABLISHMENTS DOING BUSINESS WITHIN THE TERRITORIAL JURISDICTION OF JARO LEYTE TO INSTALL, OPERATE, AND MAINTAIN A CLOSED CIRCUIT TELEVISION (CCTV) SYSTEM AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF" have been posted last December 9, 2022 to date in a conspicuous place in the Municipality of Jaro, Leyte.

**ISSUED** this 6<sup>th</sup> day of January 2023 at Jaro, Leyte.

### **CERTIFIED CORRECT:**

  
**NICOMEDES R. BORJA**  
Secretary to the Sanggunian  
(Board secretary V)

### **APPROVED:**

  
**HON. RODRIGO C. ARBAS**  
Municipal Vice-Mayor

Republic of the Philippines  
Province of Leyte  
**MUNICIPALITY OF JARO**  
- o0o -  
**Barangay I**

January 6, 2022


**CERTIFICATION**

**TO WHOM THIS MAY CONCERN:**

**THIS IS TO CERTIFY** that **MUNICIPAL ORDINANCE NO. 05**, series of 2022, otherwise known as, "AN ORDINANCE MANDATING ESTABLISHMENTS DOING BUSINESS WITHIN THE TERRITORIAL JURISDICTION OF JARO LEYTE TO INSTALL, OPERATE, AND MAINTAIN A CLOSED CIRCUIT TELEVISION (CCTV) SYSTEM AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF" have been posted last December 09, 2022 to date in conspicuous place in our Barangay.


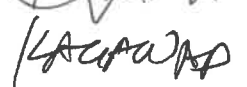
**ISSUED** this 6<sup>th</sup> day of January 2023 at Barangay District I, Jaro, Leyte.

**CERTIFIED CORRECT:**

  
**FELINDA B. COSARES**  
Barangay Secretary

**APPROVED:**

**HON. CARMENCITA G. TAÑALA**  
Barangay Chairwoman

by: Hon.   


Republic of the Philippines  
Province of Leyte  
**MUNICIPALITY OF JARO**  
- o0o -  
**Barangay III**

January 6, 2022

**CERTIFICATION**

**TO WHOM THIS MAY CONCERN:**

**THIS IS TO CERTIFY** that **MUNICIPAL ORDINANCE NO. 05**, series of 2022, otherwise known as, "AN ORDINANCE MANDATING ESTABLISHMENTS DOING BUSINESS WITHIN THE TERRITORIAL JURISDICTION OF JARO LEYTE TO INSTALL, OPERATE, AND MAINTAIN A CLOSED CIRCUIT TELEVISION (CCTV) SYSTEM AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF" have been posted last December 09, 2022 to date in conspicuous place in our Barangay.

**ISSUED** this 6<sup>th</sup> day of January 2023 at Barangay District III, Jaro, Leyte.

**CERTIFIED CORRECT:**

  
**JAINA O. BATUCAN**  
Barangay Secretary

**APPROVED:**

  
**HON. ADRIANO DIOLA**  
Barangay Chairman

Republic of the Philippines  
Province of Leyte  
**MUNICIPALITY OF JARO**  
- o0o -  
**Barangay IV**

January 6, 2022

**CERTIFICATION**

**TO WHOM THIS MAY CONCERN:**

**THIS IS TO CERTIFY** that **MUNICIPAL ORDINANCE NO. 05**, series of 2022, otherwise known as, "AN ORDINANCE MANDATING ESTABLISHMENTS DOING BUSINESS WITHIN THE TERRITORIAL JURISDICTION OF JARO LEYTE TO INSTALL, OPERATE, AND MAINTAIN A CLOSED CIRCUIT TELEVISION (CCTV) SYSTEM AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF" have been posted last December 09, 2022 to date in conspicuous place in our Barangay.

**ISSUED** this 6<sup>th</sup> day of January 2023 at Barangay District IV, Jaro, Leyte.

**CERTIFIED CORRECT:**

  
**FRANCIS CATHERINE L. CAÑEGA**  
Barangay Secretary

**APPROVED:**

BY:   
**HON. ARIEL D. MONTEDERAMOS**  
Barangay Chairman



Republic of the Philippines  
Province of Leyte  
**MUNICIPALITY OF JARO**  
Office of the Sangguniang Bayan  
**Legislative Building**  
Corner Del Carmen and Real Streets

---

January 6, 2022


## CERTIFICATION

### **TO WHOM THIS MAY CONCERN:**

**THIS IS TO CERTIFY** that **MUNICIPAL ORDINANCE NO. 10**, series of 2022, otherwise known as, "THE REVISED PUBLIC MARKET CODE OF 2022 FOR THE MUNICIPALITY OF JARO, LEYTE" have been posted last December 9, 2022 to date in a conspicuous place in the Municipality of Jaro, Leyte.

**ISSUED** this 6<sup>th</sup> day of January 2023 at Jaro, Leyte.

### **CERTIFIED CORRECT:**

  
**NICOMEDES R. BORJA**  
Secretary to the Sanggunian  
(Board secretary V)

### **APPROVED:**

  
**HON. RODRIGO C. ARBAS**  
Municipal Vice-Mayor

Republic of the Philippines  
Province of Leyte  
**MUNICIPALITY OF JARO**  
- o0o -  
Barangay I

January 6, 2022

**CERTIFICATION**

**TO WHOM THIS MAY CONCERN:**

**THIS IS TO CERTIFY** that **MUNICIPAL ORDINANCE NO. 10**, series of 2022, otherwise known as, "THE REVISED PUBLIC MARKET CODE OF 2022 FOR THE MUNICIPALITY OF JARO, LEYTE" have been posted last December 19, 2022 to date in conspicuous place in our Barangay.

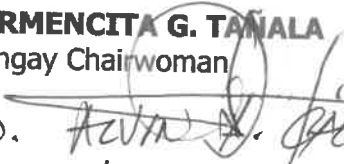
**ISSUED** this 6<sup>th</sup> day of January 2023 at Barangay District I, Jaro, Leyte.

**CERTIFIED CORRECT:**

  
**FELINDA B. COSARES**  
Barangay Secretary

**APPROVED:**

**HON. CARMENCITA G. TANALA**  
Barangay Chairwoman

By:   
KAGAWAD

Republic of the Philippines  
Province of Leyte  
**MUNICIPALITY OF JARO**  
- o0o -  
**Barangay III**

January 6, 2022


**CERTIFICATION**

**TO WHOM THIS MAY CONCERN:**

**THIS IS TO CERTIFY** that **MUNICIPAL ORDINANCE NO. 10**, series of 2022, otherwise known as, "THE REVISED PUBLIC MARKET CODE OF 2022 FOR THE MUNICIPALITY OF JARO, LEYTE" have been posted last December 19, 2022 to date in conspicuous place in our Barangay.

**ISSUED** this 6<sup>th</sup> day of January 2023 at Barangay District III, Jaro, Leyte.

**CERTIFIED CORRECT:**

  
**JAINA O. BATUCAN**  
Barangay Secretary

**APPROVED:**

  
**HON. ADRIANO DIOLA**  
Barangay Chairman



Republic of the Philippines  
Province of Leyte  
**MUNICIPALITY OF JARO**  
- o0o -  
**Barangay IV**

January 6, 2022

**CERTIFICATION**

**TO WHOM THIS MAY CONCERN:**

**THIS IS TO CERTIFY** that **MUNICIPAL ORDINANCE NO. 10**, series of 2022, otherwise known as, "THE REVISED PUBLIC MARKET CODE OF 2022 FOR THE MUNICIPALITY OF JARO, LEYTE" have been posted last December 19, 2022 to date in conspicuous place in our Barangay.

**ISSUED** this 6<sup>th</sup> day of January 2023 at Barangay District IV, Jaro, Leyte.

**CERTIFIED CORRECT:**

**FRANCIS CATHERINE L. CAÑEGA**  
Barangay Secretary

**APPROVED:**

BY:   
**HON. ARIEL D. MONTEDERAMOS**  
Barangay Chairman



**Republic of the Philippines**  
**Province of Leyte**  
**Municipality of Jaro**  
Corner Del Carmen and Real Streets  
Jaro, Leyte

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**MINUTES OF THE PUBLIC HEARING ON ORDINANCE NO. 10,  
SERIES OF 2022, HELD ON NOVEMBER 17, 2022 AT JARO PUBLIC  
MARKET (TERMINAL BUILDING).**

The public hearing was attended by the Sangguniang Bayan members, business owners, ambulant vendors, meatshop operators, and other concerned people. The said event started at 10:35 o'clock in the morning, November 17, 2022 with a one minute prayer and, thereafter, the singing of the national anthem.

Hon. Julian Emnas, Chairman on Committee on Public Market and slaughterhouse, expressed the subject of the public hearing. He explained that the public hearing is about the revision of the Public Market Code. He gave the floor to Mr. Martin Cativo, Jr., Local Chief Executive Consultant, as the presenter of the said public hearing.

Mr. Cativo told the participants of the public hearing that there is revision of the Public Market Code. He said that he will discuss the substance of the said Ordinance affecting the business owners, vendors, meatshop owners, stall holders/booth holder occupying the two-storey building in the public market and other concerned people.

Mr. Cativo discussed the revision of the occupancy fee and the right of occupancy. He explained that the occupancy fee has been revised according to the space being rented. He further explained that the Public Market Code, Series of 2017, did not specify the area of the stall/booth in the two-storey building being rented, hence, the big or small area had the same occupancy fee which is unfair and unreasonable. He cited that the schedule of payment of the occupancy fee was not revised and remained to be enforced.

In the imposition of market fees and charges, Mr. Cativo told the participants that there were some fees and charges which have been revised. He explained that the rental fee of the stall/booth in the public market has been increased from Php4.85 per day to Php5.00 per day. He also explained the rules on Notice of Vacancy, Leasehold Contract, and Cancelled Awards. He reiterated that whenever there is a vacancy of stall/booth, the leasehold contract must be applied for by the vendor who wants to rent such stall/booth. He said that the Local Chief Executive told him that vendor who currently occupying the stall/booth will be the priority to occupy after the implementation of this

Ordinance and after the renovation of the two-storey building in the public market. He also said that the person who rented the stall/booth must be the same person who is occupying the said stall/booth; that dummies are strictly prohibited. Mrs. Raquel, stall holder and vendor, stated that her late husband was the registered stall/booth holder and she asked what must she do to transfer to her name the stall/booth she is presently occupying since she continued the business enterprise of her late husband. Mr. Cativo answered that when the new contract of lease will be executed, she must execute the leasehold contract in her favor, not of her late husband.

Mr. Cativo continued to read the amended provisions of the Public Market Code. He exclaimed that the vendors are not allowed to sleep at night in their rented stalls/booths. He told the participants that he suggested to the Local Chief Executive to provide security guards to safe guard the goods, products and merchandise of the vendors. He also requested from the Local Chief Executive to delegate people to permanently maintain the cleanliness in the market premises particularly in the comfort room. Mrs. Dadulla, bakeshop owner, opined that the garbage truck should collect garbage everyday in the public market since they are paying garbage fee. Mr. Cativo answered that there is a garbage truck collecting garbage everyday but only in the public market premises. Mrs. Dadulla insisted that her area is within the public market premises and that she is paying garbage fee. Mr. Cativo stressed that her concern will be acted upon.

Mr. Cativo informed the participants that peddlers are strictly not permitted to sell their goods and products in the market premises and that the wholesalers are not allowed during tabo days to avoid competition from their retailers. The vendors lightened and cheered up. Mr. Cativo exclaimed that gambling is prohibited in the public market premises; that it is only allowed in the designated area for socials. He also informed the participants that butcher should be registered in the LGU-Jaro.

Mr. Cativo explained the mandatory provisions of the Public Market Code. He added that goods and merchandise should have price tags. He informed the participants that the Department of Trade and Industry is monitoring from time to time the pricing of the goods, products and merchandise being offered to sell to the public. As to the prohibition on meat and fish peddling, Mr. Cativo reiterated that meat and fish peddling is allowed only if the vendors sell their fish or meat products outside the 2 kms. radius from the public market. Mr. Cativo advised the peddlers to go to the Brgy. Chairman to ask for help to organize a talipapa to make their selling of meat and/or fish not within the proscription of the Public Market Code. As to the meat shop business establishment, Mr. Cativo explained that the Public Market Code, Series of 2017, proscribed the operation of meat shops, whereas, in the amendment of the said Ordinance, meat shop operators are allowed provided

that they follow the standards set by the governing laws, rules and regulations in connection to the operation of meat shops.

After reading and explaining the amended provisions in the Public Market Code, open forum followed. Ms. Nila Reambonanza, a stall holder and vegetable vendor, stressed that she paid Php5,000.00 as an occupancy fee. She asked whether the amount she already paid would be included in the new rate of the occupancy fee. Mr. Cativo answered that the amount she already paid as an occupancy fee will be deducted, and that she will only pay the remaining amount. Ms. Thelma Llana, vendor and stall holder, asked if when will there be an electricity. Mr. Cativo answered that since they don't have any contract of lease yet, they cannot install electricity. He added that electrification can only be realized upon the perfection of the contract of lease. A concerned citizen suggested, thru an open letter, to organize ambulant vendors occupying the walk-way so that traffic congestion during tabo days will be reduced or eliminated. Another vegetable vendor asked if where would they go and who they will call to restrict peddlers nearby the public market. Mr. Cativo answered that PNP officers assigned in the public market, barangay tanod, market supervisor are authorized to restrict peddlers nearby the market premises. Mr. Caones, meat vendor and stall holder in the wet section of the public market, asked about the tabo days. Mr. Cativo answered that tabo days during Thursday are free of market fees and charges to invite or attract ambulant vendors to sell their goods and products but only for a period of one year so that, in the succeeding years, revenue being collected by the LGU during tabo days will be increased. Another concerned citizen, thru an open letter, requested that dogs should be get rid of in the market premises because it is dirty to look at as their feces are scattered in the market premises. A vendor complained about the malfunctioned comfort room. Mr. Cativo replied that in the implementation of the said Ordinance, renovation will follow and the engineering office will inspect and see to it that comfort room will be included in the renovation of the market building. Mr. Caones asked if when will be the implementation of the market entrance and exit. Mr. Cativo answered that it will be done as soon as possible so that traffic congestion will be reduced. Mr. Mercado, Market Supervisor, added that it was the traffic committee decided about the traffic scheme in the public market. A wet market stall holder in the fish section urged the authorities to strictly implement the prohibition on fish peddling.

Hon. Emnas expressed his intention that storage facility for meat, fish and poultry vendors will be included in the budget so that their goods and products will not be spoiled. Mr. Caones, meat vendor, inquired if there is a required distance from the market premises in operating meat shop establishment. Mr. Cativo answered in the negative and added that as long as they follow the requirements set by the governing laws, rules and regulations, they will be allowed to operate under this Ordinance.

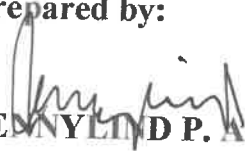
Hon. Salgado expressed that the said traffic scheme being complained of by the vendors is only temporary. He explained that before the Jaro Town Fiesta celebration, the Municipal Mayor visited the market premises and observed the traffic scheme in the market premises, and from that observation, they came up with the temporary traffic scheme to avoid or to reduce traffic congestion in the public market. He exclaimed that they are thoroughly studying the permanent traffic scheme in the public market. Mr. Cativo added that after the implementation of the Ordinance No. 10, Series of 2022, the subject matter of the public hearing, they will ensue to revise the Traffic Code.

Hon. Tanala requested that Brgy. Counsel may be given special power over this peddlers to restrain them from the public market premises. Mr. Cativo responded that it is within the power of the Brgy. Counsel to restrain peddlers as they have also authority to implement the subject Ordinance. Ms. Girlie Marmita, dried and salted fish vendor, suggested that supplier of dried and salted fish products should not be allowed to sell their goods and products during tabo days because there is competition as to the retail price of the goods, and sometimes, these suppliers are reducing their prices so that it will attract buyers, and for the retailers, it would be unfair for them. Mr. Cativo replied that prohibition on wholesalers during tabo days extends not only to vegetables and fruits but to wholesalers of all kinds of goods and products including dried and salted fish. He added that vendors from Jaro are priority to occupy the market premises.

Hon. Emnas stressed that Public Market Code was revised for the welfare and benefit of the locality and LGU-Jaro; mostly, it will be beneficial to the vendors and business owners. Mr. Cativo asked the participants if they have any other queries, questions, or reactions to the subject matter of the public hearing. Since the participants answered in the negative, Hon. Emnas adjourned the public hearing. The public hearing ended at 12:10 o'clock in the afternoon, November 17, 2022.


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**Prepared by:**

  
**JENNYLIND P. AURE**  
Legislative Support Staff


**Noted by:**

  
**HON. JULIAN L. EMNAS**  
Chairman, Committee on Public Market and Slaughterhouse

  
**HON. GUALBERTO V. ELISES**  
Vice - Chairman, Committee on Public Market and Slaughterhouse

  
**HON. LEO ANGELO T. PORMIDA**  
SB Member

  
**HON. CARMENCITA G. TANALA**  
ABC President & SB Member

  
**HON. TRINA MAE R. SOLEDAD**  
SK Federation President & SB Member



# ATTENDANCE SHEET

## PUBLIC HEARING

Ordinance No.10 Series of 2022  
(Revised Public Market Code of 2022)

November 17, 2022

	NAME	OFFICE / ADDRESS	SIGNATURE
1.	Emmanuel A Cagadoc	G.S. Brgy. 12	[Signature]
2.	EMER R CASTILLA	G.S.	[Signature]
3.	IAN PAULO MERCADO	Market Office	[Signature]
4.	Oscar Pignora		[Signature]
5.	Moriondo G. Carrido	G.S.	[Signature]
6.	Wranellie C. Bajo (Bugart Meatshop) →		[Signature]
7.	CHAVEZ, ROGER	MARKET	[Signature]
8.	VOPY FLORES	MARKET	[Signature]
9.	FICATO RAITA	G.S.	[Signature]
10.	NORA P. DADA SR.	Brgy I TAND	[Signature]
11.	ERWIN A. LORICA	Brgy I BSPAT	[Signature]
12.	MAX DAQUILAWEA, JR	TC. PRESS	[Signature]
13.	GAVINO S. GARRIDO	Brgy-I TAND	[Signature]
14.	DODOLFO OMPAD	Brgy-I TAND	[Signature]
15.	ARTORA, WIFFORD CELEBRE	Brgy - I	[Signature]
16.	LIZ CELEBRE	"	[Signature]
17.	MARYJANE N. ASTRONOMO	Brgy I	[Signature]
18.	REYTO P. OPIÑA	Brgy II - STN	[Signature]
19.	Petronila Estoril	Brgy I TAND	[Signature]
20.	Teresa Madalao	Public Market	[Signature]
21.	MANIBES P. COLANTA	UGLIAO	[Signature]
22.	Manal B. Abgjan	Brgy III	[Signature]
23.	Jamuel M. PONTILAN	Brgy. I	[Signature]
24.	Malva G. Balagazon		[Signature]
25.	Worimon V. Linaque	public market	[Signature]
26.	JEFFREY C. LAGADO	Brgy - I	[Signature]
27.	Nelyn Secorata	Brgy - I	[Signature]
28.	NELY B. SECORATA	Brgy - I	[Signature]
29.	MARICCA A. BERTILFO	Brgy - 1.	[Signature]
30.	EDIBERTO A CRUZ	Brgy 1	[Signature]
31.	Jmelde Boria Pascual	Brgy - 1	[Signature]
32.	Argie P. Miralles	Brgy - 1	[Signature]
33.	Nila S. Reambonanan	Brgy - 1	[Signature]
34.	CARMENCITA G. TAYALA	Brgy I	[Signature]
35.	VILIE L. EMMAV		[Signature]



**ATTENDANCE SHEET**  
**PUBLIC HEARING**  
 Ordinance No.10 Series of 2022  
 (Revised Public Market Code of 2022)

	NAME	November 17, 2022	OFFICE ADDRESS	SIGNATURE
36.	MARTIN C. CATIVO JD.		M.O.	
37.	LEGO, LINA GARIANDO			
38.	Glorie Limzaga		Limzaga	
39.	SHERWIN MAGCALAS		KAUNAWAN	
40.	Wenna Apparel			
41.	Melinda B. Jamido		Brgy I	
42.	MARCEL B. CANTRESA		Brgy. I	
43.	Aloja R. Horca		DA RO	
44.	Thelma L. Gariando		Canhondugon	
45.	ROSANE O. MANAUTA		Public Market	
46.	Herulano Curing		Mag-apu	
47.	Martin Alcantara		SBO/LSS	
48.	Jenib Cormito		TBI/LSS	
49.	Elinda de Lagala		Brgy I	
50.	Imagined Aurel		Brgy. Village	
51.	Moxonker P Solgado		Lesic Alie	
52.	Mustillo, Winston M.		J. Police M.	
53.	Definica C. Paquid		Brgy. III	
54.	RITCHIE P. HUDNU		Brgy. I	
55.	Nelia P. Caigay		Brgy. I	
56.	Rebecca C. Caones		Brgy III	
57.	Jennifer Sapa		Brgy I	
58.	Salvacion M. Darang		Brgy I	
59.	Raynaldo Darang		Pop: 4	
60.	Annie B. Cuta		Brgy-I	
61.	ALVIN R. CAONES		Brgy. I	
62.	FRANCISCO R. AUTRES		SBM	
63.	Romulo R. Gervicio		Market	
64.	IRAN PERMIDA		SBM	
65.	Jonell Martin Que		SBM	
66.	Trina Soledad		SBM	
67.	MARCELO B. TERRADA		Brgy. I	
68.	REY AURE		SBM	
69.	Julia A. Caigay		SBO	
70.	Virginia B. Relub		Brgy I	
71.	Karen A. Dajor		Brgy. Sta. Cruz	





# ATTENDANCE SHEET

## PUBLIC HEARING

Ordinance No.10 Series of 2022

(Revised Public Market Code of 2022)

NAME

November 17, 2022

OFFICE/ADDRESS

SIGNATURE

	NAME	OFFICE/ADDRESS	SIGNATURE
72.	JEAN A. CORNISTA	BRGY. 1	Cornista
73.	LEAH MALBUESTO	BRGY 1	Malbuesto
74.	BERNARDITA O. DATULLA	BRGY 1	Datulla
75.	Julia STAN	BRGY. 1	Stan
76.	BEATRIZ O. LAUS	BRGY I	Laus
77.	Judy Pace	BRGY I	Pace
78.	BEBOT MARQUEZ	BRGY. I	Marquez
79.	HOEL CAONES	BRGY. 1	Caones
80.	Allyssa May A. Salamia	SOO/LCS	Salamia
81.	JARON TUANDO	MUNIPAL	Tuando
82.	Willy L. SAMSON	USULIAO	Samson
83.	EDGAR GADO	RUBIAS	Gado
84.	JAYRON TUANDO	USULIAO	Tuando
85.	Ramon AZARON	HQUIAO	Azaron
86.	Perfeto Tuando	" "	Tuando
87.	XRMANDO BAKTO	BRGY IV	Bakto
88.	Rosal G. B. B. B.	CE. PO. AN	B. B. B.
89.	GIRLIE C. MAXMITA	BRGY. 1	Maxmita
90.	NICOMEDES R. MONJA	SPD	Monja
91.	CHU, RICKY T.	LSS	Chu
92.	VIOL RELI - SAGORID	LCS/SB	Reli
93.	KRISTINE MAE ADOR	SB	Ador
94.	PEDRIQUE ROSE ANN L.	LSS/SB	Rose
95.	CASTILLANO EDIE O.	JATMO	Castillano
96.	BRAND, RANDY O.	SAB	Brand
97.	BRAND, MARK KENNETH V.	JATMO	Brand
98.	LABRA, ARIANNE MAE K.	SB	Labra
99.	ANDREI JOHN MARQUEZ	BRGY 1	Marquez
100.	STEFANY MAE LABASTIDA	BRGY 1	Labastida
101.	PATRICIA JOY N. ARBAS	BRGY 1	Arbas
102.	Shaira S. Gabe	BRGY 1	Gabe
103.	REGINE S. LIENA	BRGY 1	Liena
104.	Shaira S. Gabe	BRGY 1	Gabe
105.	BENTIE TERRORA	BRGY 1	Terrora
106.	Joanni Canabe	BRGY. 1	Canabe
107.			