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Item No.: 13
Date: 07 FEB 2023

Republic of the Philippine
PROVINCE OF LEYTE

PROVINCIAL LEGAL OFFICE

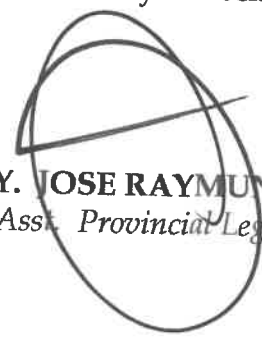
SP Records
JAN 31 2023
1-30-23

2nd Indorsement
January 24, 2023

Province of Leyte
Legal Office
Released: [Signature]
1-30-23

Respectfully returned to the, Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 07, S. 2022 of the SB of Matalom 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 under Section 447 (3), (i) 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
Ass. Provincial Legal Officer [Signature]



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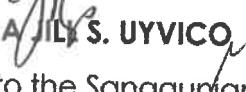
OFFICE OF THE SANGGUNIANG PANLALAWIGAN

Province of Leyte
Legal Office

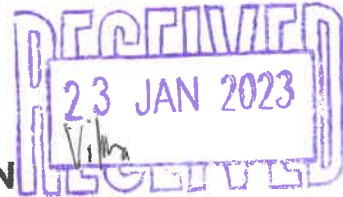
Ad: *APN-45*
me:
Date: *1-29-23*

1ST Indorsement
23 January 2023

Respectfully endorsed to the **PROVINCIAL LEGAL OFFICE** the herein **MUNICIPAL ORDINANCE NO. 07 SERIES OF 2022** of the Municipality of **MATALOM , LEYTE**, for review and recommendations.


FLORINDA JILY S. UYVICO
Secretary to the Sanggunian

SP RECORDS
12323



OFFICE OF THE SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE NO. 07
Series of 2022

PROVINCE OF LEYTE

AN ORDINANCE IMPOSING NEW RATES FOR THE USE OF THE WATERWORKS
SYSTEM OF THE MUNICIPALITY OF MATALOM, LEYTE.

Sponsor: Hon. Joseleo W. Dances

WHEREAS, Section 129 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991 provides that "each local government unit shall exercise its power to create its own sources of revenue and to levy taxes, fees and charges subject to the provisions herein, consistent with the basic policy of local autonomy. Such taxes, fees and charges shall accrue exclusively to the local government units";

WHEREAS, Section 132 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991 states that "the power to impose a tax, fee or charge or to generate revenue under this Code shall be exercised by the Sanggunian of the local government unit concerned through an appropriate ordinance";

WHEREAS, there is a need to increase the current rates for the use of the waterworks system in the municipality to generate more income and to sustain the operation of the Matalom Municipal Waterworks System;

NOW WHEREFORE, in view of the foregoing premises, the Sangguniang Bayan during its regular session assembled and on motion of Hon. Joseleo W. Dances, duly seconded by all members present, be it

ENACTED, AS IT IS HEREBY ENACTED to approve and adopt the Municipal Ordinance imposing new rates for the use of the waterworks system in the municipality.

SECTION 1. TITLE. This Ordinance shall be known as "An Ordinance Imposing New Rates for the Use of the Waterworks System of the Municipality of Matalom".

SECTION 2. SCOPE. This Ordinance shall cover the collection of charges fees of all services rendered by the MMWS in the Municipality of Matalom.

SECTION 3. DEFINITION OF TERMS. Any interpretations to the contrary notwithstanding, the terms hereof shall mean:

- a. Water system - a system of the entire water works components which provides water supply from the water source to the distribution, maintenance and the administration of the Matalom Municipal Waterworks System (MMWS) within the territorial jurisdiction of the municipality;
- b. Water consumption - a quantitative portion of water, utilized by the consumer/concessionaire, generated from the standardized water meter that is subject for the computation of the account for the water monthly due;
- c. Water rate - the charges made for the use of water from the water supply;



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- d. Consumer/concessionaire – person, natural or juridical who has water service connection and/or concession from the water supply, either classified as residential, commercial, industrial or institutional;
- e. Residential connection – service water connection intended for domestic or family use;
- f. Commercial/industrial connection – service water connection intended for business or venture or for business that involves manufacturing of goods;
- g. Institutional/government connection – service water connection intended for religious, educational, social or for similar purposes;
- h. Seniors citizens – those residents of the Municipality of Matalom, who aged 60 years and up, as certified by the Office of the Municipal Social Welfare and Development through the Office of the Senior Citizens Affairs;
- i. Persons with disability – those residents of the Municipality of Matalom, who are physically or mentally impaired that has a substantial and long-term adverse effect on their ability to carry out normal day-to-day activities, as certified by the Office of the Municipal Social Welfare and Development through the PWD Focal Person;

SECTION 4. IMPOSITION OF NEW RATES. The fees and charges herein shall be collected for the water service rendered by the Matalom Municipal Waterworks System (MMWS) of this municipality.

	Present Rates	New Rates
A. Application for connection with waterworks system	50.00	100.00
Guarantee deposit for every application	200.00	300.00
B. Installation fee for the first linear meter (for new account)	200.00	300.00
C. Installation fee for the replacement of defective units		250.00
D. Inspection fee	50.00	100.00
E. Repair of leaking individual water pipeline		300.00
F. Rehabilitation of whole individual water pipeline		500.00
G. Transfer of water meter		300.00
H. Tapping fee	150.00	200.00
I. Re-installation fee	100.00	150.00
J. For metered service		

Minimum charge for not more than 10 cu.m. per month:

		New Rates
a. Residential Connection	140.00	180.00
b. Communal Connection	140.00	180.00
c. Commercial Connection	150.00	200.00
d. Institutional Connection	150.00	200.00
e. Industrial Connection	160.00	220.00

For every cu.m. excess of 10 cu.m. per month:

a. Residential and Communal Connection		
(11-20 cu.m.)	15.00	19.00
(21-30 cu.m.)	16.00	20.00
(31- cu.m. and above)	17.00	21.00



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b. Commercial and Institutional Connection		
(11-20 cu.m.)	16.00	21.00
(21-30 cu.m.)	17.00	22.00
(31- cu.m. and above)	18.00	23.00
c. Industrial Connection		
(11-20 cu.m.)	17.00	23.00
(21-30 cu.m.)	18.00	24.00
(31- cu.m. and above)	19.00	25.00
Summary Rate for New Connection:		
1. Inspection fee	50.00	100.00
2. Guarantee deposit for every application	200.00	300.00
3. Installation fee for the first linear meter (for new account)	200.00	300.00
4. Application for connection with waterworks system	50.00	100.00
5. Tapping fee	<u>150.00</u>	<u>200.00</u>
	TOTAL	1,000.00

SECTION 5. In the incident where there is a leak, a maximum of 2 months bill with irregular high water consumption will be adjusted. This will be done upon the report of the concessionaire to the MMWS Office & upon the office verification thru inspection. The adjustment shall be computed based on the average of the latest 3 months bill with regular water consumption

SECTION 6. In case of water interruption with a duration of at least 1 week, the bill shall be based on the actual consumption. This shall be done upon the issuance of a letter from the MMWS signed by the MMWS head and Mayor, furnished copy to the MTO for reference.

SECTION 7. In case a person or company causes damage to the water system lines and reservoirs, they shall be held liable for the cost of the repair that would include the materials, labor and the cost of water waste.

SECTION 8. DISCOUNTS. There is hereby a five percent (5%) discount applied to the total water bill for every water meter registered in the name of Senior Citizens and PWD. Provided that, the monthly water consumption shall not exceed thirty (30) cu.m. per month. For the excess of the thirty (30) cu.m. per month, regular water rate shall automatically apply.

SECTION 9. ACCOUNT UPDATES. To continue in availing the discount, the senior citizen or person with disability shall bring a photocopy of his/her identification card (ID) and present himself/herself personally at the MMWS Office to fill out an Update Form, which shall be done on his/her birthdate. In case the SC/PWD is unable to present himself/herself in the MMWS Office, a representative may come who shall bring an authorization letter and a photocopy of identification card (ID) of the senior citizen/PWD. Strictly no renewal, no discount policy.

SECTION 10. REPEALING CLAUSE. All ordinances, rules and regulations, or part thereof, in conflict with, or inconsistent with any provisions of this Ordinance are hereby repealed or modified accordingly.



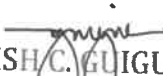
Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MATALOM


OFFICE OF THE SANGGUNIANG BAYAN

UNANIMOUSLY APPROVED: September 7, 2022

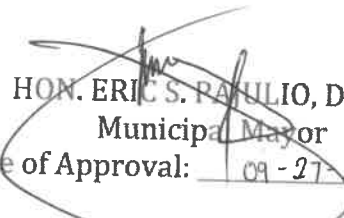
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I HEREBY CERTIFY THAT THIS IS A
TRUE AND ACCURATE COPY OF THE ORDINANCE DULY ENACTED BY
THE SANGGUNIANG BAYAN ON SEPTEMBER 7, 2022.

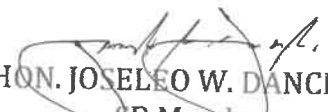

IRISH C. GUIGUE
Secretary to the Sanggunian


HON. RIKRIK JAY S. PAJULIO
Municipal Vice-Mayor/Presiding Officer

APPROVED:



HON. ERIC S. PAJULIO, D.M.D.
Municipal Mayor
Date of Approval: 09-27-2022



HON. MARIA NICHOLINA P. CAUBE
SB Member

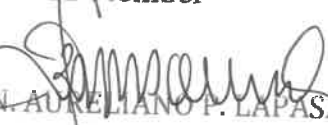

HON. JOSELEO W. DANCES
SB Member


HON. MARIA PAMELA P. GADO
SB Member


HON. ALFONSO B. TAN
SB Member


HON. LEONARD P. TAN II
SB Member


HON. SABINO G. GERONA
SB Member


HON. AURELIANO P. LAPASANDA
SB Member


HON. RONALD P. GILO
SB Member


HON. JOSE CHRISTOPHER P. DAÑO
President, PPSK



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MATALOM




OFFICE OF THE SANGGUNIANG BAYAN SECRETARY

CERTIFICATION

THIS IS TO CERTIFY that Municipal Ordinance No. 07, s. 2022 entitled AN ORDINANCE IMPOSING NEW RATES FOR THE USE OF THE WATERWORKS SYSTEM OF THE MUNICIPALITY OF MATALOM, LEYTE, has been posted in three (3) conspicuous places in the municipality since September 28, 2022 and shall remain posted for three (3) consecutive weeks.

This certification is issued in compliance with the pertinent provisions of the Local Government Code of 1991.

ISSUED this 28th day of September, 2022 at Matalom, Leyte, Philippines.


IRISH C. GUIGUE
Secretary to the Sanggunian