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Republic of the Philippines  
PROVINCE OF LEYTE

Item No.: 06  
Date: MAY 02 2023

**PROVINCIAL LEGAL OFFICE**

SANGGUNIANG  
PROVINCE OF LEYTE  
20 April 2023

2<sup>ND</sup> Indorsement  
April 14, 2023

Province of Leyte  
17 2023

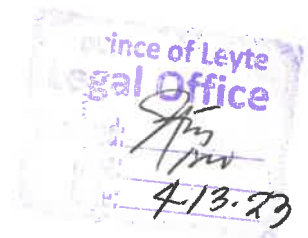
Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 23 S. 2023-2025 of the SB of Villaba, Leyte, recommending for the declaration of its validity pursuant to its power under Section 56 (c) of R.A 7160, the same being, to the opinion of the Provincial Legal Office (PLO), in consonance with the mandate of Section 444 (b), (l), (vi) of the Code. Provided, that the hiring of "Consultant", does not violate the prohibition under Section 325 (a) of the Code.

**ATTY. JOSE RAYMUND A. ACOL**  
Asst. Provincial Legal Officer


Republic of the Philippines  
PROVINCE OF LEYTE  
Palo, Leyte

**OFFICE OF THE SANGGUNIANG PANLALAWIGAN**

**1<sup>ST</sup> INDORSEMENT**  
13 April 2023



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **MUNICIPAL ORDINANCE NO. 23, S. 2022-2025** of the **MUNICIPALITY OF VILLABA, LEYTE**, entitled: **AUTHORIZING THE MUNICIPAL MAYOR, ENGR. CARLOS G. VELOSO, TO HIRE A CONSULTANT ON EDUCATIONAL AFFAIRS FOR THE LOCAL GOVERNMENT UNIT OF VILLABA.**

  
**FLORINDA JILI S. UYVICO**  
Secretary to the Sanggunian



April 13, 2023  
SANGGUNIANG PANLALAWIGAN  
13 April 2023  
Owend  
PROVINCE OF LEYTE

**THE SANGGUNIANG PANLALAWIGAN MEMBERS**  
New Provincial Government Complex  
Campetic, Palo, Leyte


Honorable Sangguniang Panlalawigan Members:

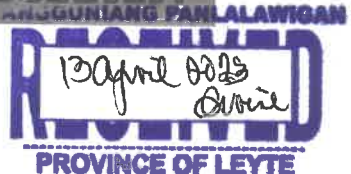
We respectfully transmit herewith Fifteen (15) copies of:

**Municipal Ordinance No. 23, S-2023-2025 "AUTHORIZING THE MUNICIPAL MAYOR, ENGR. CARLOS G. VELOSO TO HIRE A CONSULTANT ON EDUCATIONAL AFFAIRS FOR THE LOCAL GOVERNMENT UNIT OF VILLABA" for review and approval.**

God bless and more power.

Very truly yours,

  
**MC QUIRIE P. UMPAD**  
Secretary to the Sangguniang Bayan

  
**PROVINCE OF LEYTE**

**MUNICIPAL ORDINANCE NO. 23, S. 2023-2025**

**AUTHORIZING THE MUNICIPAL MAYOR, ENGR. CARLOS G. VELOSO TO HIRE A CONSULTANT ON EDUCATIONAL AFFAIRS FOR THE LOCAL GOVERNMENT UNIT OF VILLABA**

**BASIC PRINCIPLES**

Introduced by: **HON. ROGELIO J. BAAY**  
Sangguniang Bayan Member


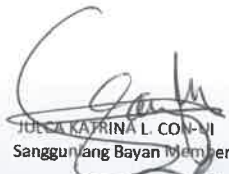
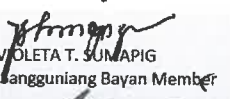

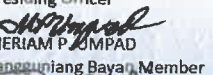
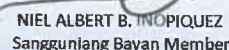


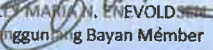

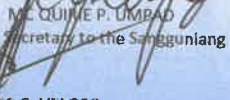
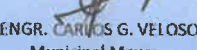
The Government Procurement Policy Board (GPPB) in PM 02-2012 dated November 21, 2012 states as an opinion that, "If the desired service would require adequate external technical and professional capability and expertise that are beyond the existing capacity of the procuring entity, then the rules and regulations on the procurement of consulting services under R.A. 9184 and its IRR shall be applicable."

As declared in Section 22, (C) of the Local Government Code of 1991, "Unless otherwise provided in this Code, no contract may be entered into by the local chief executive in behalf of the local government unit without prior authorization by the sangguniang bayan concerned, thus, the LCE authority to represent the LGU in all its business transactions, and sign in its behalf all bonds, contracts and obligations" may be made a) upon prior authority of the sangguniang bayan, or b) pursuant to law, or c) pursuant to ordinance as highlighted under Section 444, b), (I). VI.

The Municipal Mayor of LGU-Villaba requested the August Body to authorize him to hire an Educational Affairs Consultant that would specifically attend to the strict implementation of the various educational programs of the local government unit, in particular the supervision and monitoring on the utilization of the Special Education Fund (SEF).

**NOW, THEREFORE**, in regard to the foregoing principles, be it **ORDAINED**, as the Sangguniang Bayan in regular session assembled hereby **ORDAINED**, that:

**Section 1. TITLE.** – This enactment shall be known as "An Ordinance Authorizing Engr. Carlos G. Veloso, Municipal Mayor of Villaba, Leyte, to Hire a Consultant on Educational Affairs of the Municipality."

 ROGELIO J. BAAY Sangguniang Bayan Member/ Presiding Officer	 JULIA KATRINA L. COMPI Sangguniang Bayan Member	 VIOLETA T. SUNAPIG Sangguniang Bayan Member	 FELIPE S. CASAS, SR. Sangguniang Bayan Member
 MERIAM P. UMPAD Sangguniang Bayan Member	 NIEL ALBERT B. INOPIQUEZ Sangguniang Bayan Member	 ROQUE M. COMPRA Sangguniang Bayan Member	 MARIANO T. DE CLARO LNB President
 ELY MARIAN ENEVOLDSEN Sangguniang Bayan Member	 FEDERICO ENSOY SK Federation Vice President	 MC QUINE P. UMPAD Secretary to the Sangguniang Bayan	
 ENGR. CARLOS G. VELOSO Municipal Mayor			

**Section 2. LEGAL BASIS.** – Substantiating this ordinance is the Legal Opinion No. 29, S. 2014 of Undersecretary A. Panadero of the Department of the Interior and Local Government (DILG) citing R.A. No. 9184.

**Section 3. SOURCE OF FUND.** – There shall be appropriated an amount of Six Hundred Thousand Pesos (Php 600,000.00) per annum as salary for the hiring of Consultant on Educational Affairs in the Mayor's Office to be taken from the MOOE of the municipal annual budget.

**Section 4. UTILIZATION OF FUND.** – The above amount of six hundred thousand pesos (Php. 600,000.00) per annum shall be used to shoulder the monthly salary of Fifty Thousand Pesos (Php 50,000.00) of the hired Consultant on Educational Affairs.

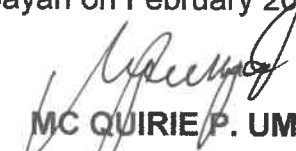
**Section 5. SEPARABILITY CLAUSE.** – If for any reason, any section or provision of this ordinance is declared unconstitutional or invalid, the other sections or provisions hereof which are not affected shall continue to be in full force and effect.

**Section 6. REPEALING CLAUSE.** – All ordinances, local issuances, rules and regulations inconsistent with the provisions of this ordinance are hereby repealed or modified accordingly.

**Section 7. EFFECTIVITY.** – This ordinance shall take effect upon approval and after this shall have been posted in three conspicuous places pursuant to the posting requirement of the Local Government Code.

On motion for approval of this ordinance by the **Hon. Rogelio J. Baay**, SB Member, duly seconded by all members of the Sangguniang Bayan, this ordinance was approved.

This Ordinance was approved by the Sangguniang Bayan on February 20, 2023.

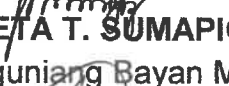
  
**MC QUIRIE P. UMPAD**  
Secretary to the Sanggunian

ATTESTED:

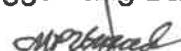
  
**ROGELIO J. BAAY**

Sangguniang Bayan Member/Temporary Presiding Officer

  
**JULCA KATRINA L. CON-UI**  
Sangguniang Bayan Member

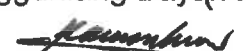
  
**VIOLETA T. SUMAPIG**  
Sangguniang Bayan Member

  
**FELIPE S. CASAS, SR.**  
Sangguniang Bayan Member

  
**MERIAM P. UMPAD**  
Sangguniang Bayan Member

  
**FEDERICO ENSOY**  
SK Federation President

  
**NIEL ALBERT B. INOPIQUEZ**  
Sangguniang Bayan Member

  
**ROQUE M. COMPRA**  
Sangguniang Bayan Member

  
**ELLY MARIA N. ENEVOLDSEN**  
Sangguniang Bayan Member

  
**MARIANO V. DE CLARO**  
LNB President

APPROVED:

  
**ENGR. CARLOS G. VELOSO**  
Municipal Mayor



Republic of the Philippines)  
City of Ormoc )S.S.

### AFFIDAVIT OF PUBLICATION

I, JIMA ZANDRA VERGARA, being first duly sworn, deposes and says: that I am the Managing Editor of the EASTERN VISAYAS MAIL, a newspaper edited and published in the City of Ormoc and circulated in the cities of Ormoc, Tacloban Maasin and Calbayog, and in the islands of Leyte, Samar and Biliran, the rest of the Visayas islands, Mindanao, Manila and Luzon;

That the publication captioned:

Republic of the Philippines  
Province of Leyte  
Municipality of Villaba  
OFFICE OF THE SANGGUNANG BAYAN

MUNICIPAL ORDINANCE NO. 23, S. 2023-2025

**AUTHORIZING THE MUNICIPAL MAYOR, ENGR. CARLOS G. VELOSO TO HIRE A CONSULTANT ON EDUCATIONAL AFFAIRS FOR THE LOCAL GOVERNMENT UNIT OF VILLABA**

APPROVED:  
(SGD)ENGR. CARLOS G. VELOSO  
Municipal Mayor

was published in said newspaper for ( ) \_\_\_\_\_ consecutive weeks in its EV Mail \_\_\_\_\_  
\_\_\_\_\_ *EV Mail March 20-26, 2023* \_\_\_\_\_ issues.

That I am executing this affidavit to attest to the fact of the foregoing statements. Affiant further sayeth naught.

MAR 28 2023

IN WITNESS WHEREOF, I have hereunto affix my signature this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_ in Ormoc City.

JIMA ZANDRA J. VERGARA  
Affiant

### VERIFICATION

SWORN AND SUBSCRIBED before me this \_\_\_\_\_ day of \_\_\_\_\_ with affiant exhibiting his Tax Identification Number 932-314-846-000 issued on July 9, 2016 at Ormoc City, Leyte, Philippines.

ATTY. ADELITO M. SUBAGA JR.  
Notary Public for the City of Ormoc,  
Municipalities of Sanaga Matag-ob,  
Merida and Isabel  
NC No. ORM 22-12-038-NC issued on 01/01/2023  
Valid until December 31, 2024.  
PTR No. 245208, 01/01/2023, Ormoc City  
IBP No. 255920, 02/29/2024, Cuyayan  
Roll of Attorney No. 51625  
FIN 27623110  
MCLE Compliance No. VI 000000  
Valid until April 14, 2025

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Page No.: 9a  
Book No.: XLIV  
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