

SP Records
MAR 23 2023

Republic of the Philippines
PROVINCE OF LEYTE

MAR 20 2023
PROVINCE OF LEYTE

PROVINCIAL LEGAL OFFICE

Province of Leyte
Legal Office
Received: [Signature]
Date: 3-17-23

2nd INDORSEMENT
March 10, 2023

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary the attached Ordinance No. 147 S. 2023 of the SB of Matag-ob, Leyte, recommending for the declaration of 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 to create sources of revenue authorized under Section 129, Chapter 1, Title One, Book 11 of the Code. Provided, That, being a Revenue Measure, a PRIOR Public Hearing shall have been conducted as mandated under Section 187 of the Code.

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

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte


OFFICE OF THE SANGGUNIANG PANLALAWIGAN

of Leyte
Office

[Handwritten signature]
29.23

1ST INDORSEMENT
09 March 2023

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **MUNICIPAL ORDINANCE NO.147**, series of 2023 of the **MUNICIPALITY** of **MATAG-OB, LEYTE**, entitled: AN ORDINANCE PRESCRIBING FEES AND CHARGES FOR COMMERCIAL OPERATION OF MOTORIZED FARM IMPLEMENTS INCLUDING BUT NOT LIMITED TO COMBINE HARVESTERS AND FARM TRACTORS IN THE MUNICIPALITY OF MATAG-OB, LEYTE.


FLORINDA JILLYS. UYVICO
Secretary to the Sangguniang



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MATAG-OB
OFFICE OF THE SANGGUNIANG BAYAN

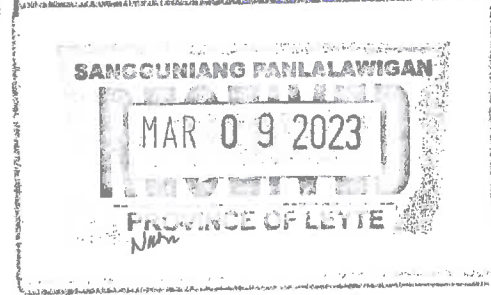


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INDORSEMENT

March 7, 2023

HONORABLE LEONARDO "SANDY" JAVIER
Vice-Governor
Presiding Officer
Sangguniang Panlalawigan of Leyte



Sir:

Respectfully forwarding to your good office the herein attached Municipal Ordinance No. 147 s. 2023 of the Sangguniang Bayan of Matag-ob, Leyte, entitled: "AN ORDINANCE PRESCRIBING FEES AND CHARGES FOR COMMERCIAL OPERATION OF MOTORIZED FARM IMPLEMENTS INCLUDING BUT NOT LIMITED TO COMBINE HARVESTERS AND FARM TRACTORS IN THE MUNICIPALITY OF MATAG-OB, LEYTE.", subject to review by the Sangguniang Panlalawigan.

Respectfully yours,


ANA MARIA SANORIA-ECIJA
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MATAG-OB
OFFICE OF THE SANGGUNIANG BAYAN
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CERTIFICATION OF POSTING

THIS IS TO CERTIFY that copy of Municipal Ordinance No. 147 s. 2023 of the Sangguniang Bayan of Matag-ob, Leyte, entitled: "AN ORDINANCE PRESCRIBING FEES AND CHARGES FOR COMMERCIAL OPERATION OF MOTORIZED FARM IMPLEMENTS INCLUDING BUT NOT LIMITED TO COMBINE HARVESTERS AND FARM TRACTORS IN THE MUNICIPALITY OF MATAG-OB, LEYTE.", have been posted in three (3) conspicuous places within the municipality of Matag-ob, Leyte starting from February 20, 2023. It shall continue to be posted therein until the required three consecutive weeks shall have been complied with.

This certification is issued in compliance with Section 59 of R.A. 7160, otherwise known as the Local Government Code of 1991.

Issued this 7th. Day of March, 2023.


ANA MARIA SANORIA-ECIJA
Secretary to the Sanggunian





Republic of the Philippines
 Province of Leyte
MUNICIPALITY OF MATAG-OB
OFFICE OF THE SANGGUNIANG BAYAN



EXCERPTS FROM THE MINUTES OF THE 9th. REGULAR SESSION OF THE SANGUNIANG BAYAN OF MATAG-OB, LEYTE, HELD AT THE LEGISLATIVE SESSION HALL AT 9 O'CLOCK A.M. ON FEBRUARY 27, 2023.

MUNICIPAL ORDINANCE NO. 147 s. 2023
 (Proposed Municipal Ordinance No. 152)
 Author: Honorable Artemio T. Almoroto

AN ORDINANCE PRESCRIBING FEES AND CHARGES FOR COMMERCIAL OPERATION OF MOTORIZED FARM IMPLEMENTS INCLUDING BUT NOT LIMITED TO COMBINE HARVESTERS AND FARM TRACTORS IN THE MUNICIPALITY OF MATAG-OB, LEYTE.

Be it ordained by the Sangguniang Bayan of the Municipality of Matag-ob, Leyte, in regular session assembled, that:

SECTION 1. Declaration of Policy. Adopting the general welfare clause of the Local Government Code. It is hereby declared a policy of the local government of Matag-ob, Leyte to promote, support and enhance the welfare of the farmers of the municipality, thereby helping them achieve economic prosperity and financial independence.

SECTION 2. Coverage and Application. This Ordinance shall apply to all persons or duly accredited organizations whose subsistence, livelihood or business relates to farming or is agriculture related; provided, the activity or program shall take place within the territorial jurisdiction of Matag-ob, Leyte.

SECTION 3: Definition of Terms. When used in this ordinance, the following terms shall be construed as follows:

- a) Farm Tractor – used for pulling or pushing agricultural machinery or trailers, for plowing, tilling, disking, harrowing, and similar tasks;
- b) Combine Harvester – an agricultural machine that reaps, threshes, and cleans a cereal crop in one operation;
- c) Landmaster/hand tractor – two-wheel tractor specializes in pulling any numerous types of implements, whereas rotary tillers specialize in soil tillage

SECTION 4: Registration of Farm Tractor/Implement. Any person, organizations who owns and operates farm tractors/implements shall register their unit with the Municipal Treasurer's Office and pay the

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corresponding registration fee. The registration fee shall be renewable every year.

- a) Farm Tractor - 500
- b) Combine Harvester – 750.00
- c) Landmaster – Free

SECTION 5. Administrative Provision. The following administrative provisions shall be followed in implementing this ordinance.

- 1) The owner of Farm Tractors/implement may be given relief from payment/renewal of registration fee if he will not operate his units previously registered within the year; Provided that the owner must inform in writing the Municipal Mayor, through the Office of the Municipal Agriculture;
- 2) Any person owning any of farm implement who are not residents of Matag-ob but are transacting business and/or operates and causes his unit/s to be rented within the territorial jurisdiction of municipality are likewise required to Register their units and pay the corresponding fees;
- 3) No person natural or juridical shall be required to pay the required registration fee if he owns and operates his farm tractors/implement for personal used only;

SECTION 6. Rental Rate. There shall be imposed an approved minimum rental rate to be effected from the effectivity of this Ordinance;

(a) The approved minimum rental rate shall be as follows for both Cooperatives, Associations, Organizations, and Privately owned farm equipment:

1. Farm Tractor and/or its necessary implements:
 - a) Association Member – Ph900 to Ph1,000.00 per hour of actual farming operation;
 - b) Non-Member – Ph1,100.00 to Ph1,200.00 per hour of actual farming operation;
2. Combine Harvester:
 - a) Association Member – 9% - 10% of the total produce
 - b) Non-Member – 10% - 12% of total produce
3. Landmaster/Hand Tractor – Ph1,800 to 2,200.00

Any person, natural or juridical who owns a land master or and hand tractor may rent out their unit at P300.00 per day provided that the fuel and wage of operator shall be borne by the renter.

The above rates may be adjusted depending upon the price of fuel (diesel) upon review and approval by the Sangguniang Bayan.

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SECTION 7. Monitoring and Reporting. The Office of the Municipal Agriculturist in cooperation with the Punong Barangay of the component barangays of the municipality shall give a list of organizations and private individuals who own farm implements above-listed to the Office of the Municipal Treasurer, which list shall then be the basis of monitoring for the effective implementation of this ordinance.

SECTION 8. Penal Clause. Any person, natural or juridical found violating any provisions of this Ordinance shall be penalized as follows:

1st. offense – fine of 1,000

2nd. Offense – fine of 1,500

3rd. offense – 2,500 or imprisonment of 10 days or both such fine and imprisonment at the discretion of the court of proper jurisdiction.

SECTION 9. Separability Clause. If any of the provisions of this Ordinance is declared null and void or invalid, the section or sections, or part not affected shall remain in force and effect.

SECTION 10. Repealing Clause. All ordinances, rules and regulations, memoranda or circulars issued by the Municipal Government, or any provisions thereof in conflict or inconsistent with any provision/s of this Ordinance are hereby repealed, amended, or modified accordingly.


SECTION 11. Effectivity. This Ordinance shall take effect on the day after copies of this Ordinance duly approved shall have been posted for ten(10)consecutive days in the bulletin board at the entrance of the Municipal Hall building, and in at least two conspicuous places of the Municipality not later than five(5) days after the approval hereof.

ENACTED: February 27, 2023, by the

Affirmative votes of : 10

Negative : 0

I HEREBY CERTIFY to the correctness of the foregoing ordinance which was duly enacted by the Sangguniang Bayan during its regular session held at the Legislative Session Hall on February 27, 2023.


ANA MARIA SANORIA-ECIJA
Secretary to the Sanggunian



ATTESTED:

HONORABLE ROMEO N. ALBARIDA
SB Member

HONORABLE ARTEMIO T. ALMOROTO
SB Member

HONORABLE JOEL N. DENOY
SB Member

HONORABLE EVANGELINE C. CARNO
SB Member

HONORABLE ORLANDO G. VIACRUSIS
SB Member

HONORABLE EDUARDO E. TOLEDO
SB Member

HONORABLE PAOLO ANTONIO C. LAURENTE
SB Member

HONORABLE RICARDO L. GIVA
SB Member

HONORABLE RODOLFO N. SUÑIR
Ex-Officio Member, LNB President

HONORABLE MARTIN LUTHER P. VELARDE
Ex-Officio Member, SK Federation President

HONORABLE VINCENT LYNBERN P. TACOY
Municipal Vice-Mayor
Presiding Officer

APPROVED

HONORABLE BERNANDINO G. TACOY
Municipal Mayor

02 MAR 2023

Date Signed: