

Item No.: 19

Date: APR 11 2023

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MAR 23 2023

Republic of the Philippines
PROVINCE OF LEYTE

SANGGUNIANG PANLALAWIGAN PROVINCIAL LEGAL OFFICE

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2nd INDORSEMENT
March 17, 2023

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Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary the attached Ordinance No. 473-060223 of the SB of Palompon, 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 1 (b) of R.A. 10070 otherwise known as "Magna Carta for Disable Persons".


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

Republic of the Philippines
PROVINCE OF LEYTE

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Province of Leyte
Legal Office

Received: *J. J. J.*
Date: *3-16-23*

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
15 March 2023

Respectfully indorsed to the **PROVINCIAL LEGAL OFFICE** the herein **MUNICIPAL ORDINANCE** from the **MUNICIPALITY OF PALOMPON, LEYTE, MUNICIPAL ORDINANCE No. 418-060223; "An Ordinance establishing the Persons with Disability Office"**, for review and recommendations.


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian

SP Records
31523



Republic of the Philippines
 Province of Leyte
 Municipality of Palompon
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SANGGUNIANG PANLALAWIGAN

RECEIVED
 14 MAR 2023

OFFICE OF THE SANGGUNIANG BAYAN

SANGGUNIANG RESOLUTION NO. 418-060223

A RESOLUTION ADOPTING MUNICIPAL ORDINANCE NO. **473-060223** ENTITLED
"AN ORDINANCE ESTABLISHING THE PERSONS WITH DISABILITY AFFAIRS OFFICE (PDAO) AND PROVIDING FUNDS FOR THE OPERATION THEREOF"

WHEREAS, Section 16 of general welfare clause of RA 7160 provides in part that every local government unit shall exercise powers necessary for its efficient and effective governance and those which are essentials to the promotion of general welfare;

WHEREAS pursuant to the said resolution, it calls for local authorities and other bodies within the public and private sectors to implement national measures contained in the world program of action;

WHEREAS Batas Pambansa Blg. 344, otherwise known as the Accessibility Law, mandates all local government to promote a barrier free physical environment for the disabled persons;

WHEREAS, Section 2 of the Republic Act 7277, also known as the Magna Carta for the Disabled Persons states the rehabilitation of the disabled person shall be concerns of government on order to foster their capacity to attain a more meaningful, productive and satisfying life;

WHEREAS, Proclamation 240, or the proclamation of the year 2003-20013 as the Philippine Decade of Disabled Persons, directs all local government units at the national and local levels to develop and implement programs and activities that will encourage active participation of persons with disability in social and economic activities in their communities;

WHEREAS, the local government coed of 1991 states that local government units shall endeavor to be self-reliant and shall discharge the functions and responsibilities of national agencies and offices devolved to them;

NOW, THEREFORE, be it ordained by Sangguniang Bayan of Palompon, Leyte in session assembled, that:

MUNICIPAL ORDINANCE NO. 473-060223

AN ORDINANCE ESTABLISHING THE PERSONS WITH DISABILITY AFFAIRS OFFICE (PDAO) AND PROVIDING FUNDS FOR THE OPERATION THEREOF

SECTION 1. TITLE. This ordinance shall be known as AN ORDINANCE ESTABLISHING THE PERSONS WITH DISABILITY AFFAIRS OFFICE (PDAO) AND PROVIDING FUNDS FOR THE OPERATION THEREOF.

SECTION 2. FUNCTIONS OF THE PERSONS WITH DISABILITY AFFAIRS OFFICE (PDAO). The Persons with Disability Affairs Office (PDAO) will coordinate all activities and implement plans, programs including but not limited to providing assistance to the problems, concerns and issues of PWDs, gathering of data of PWDs including the directory of NGOs, POs and the like and projects formulated and approved by the Sangguniang Bayan for the welfare of disabled persons. It shall also take charge of all the administrative concerns and requirements of the office and the Sangguniang Bayan for the welfare of disabled persons.

2.1 COMPOSITION. The Persons with Disability Affairs Office shall be composed or staffed with PWD affairs officer, regular or permanent position, who shall head the office and two other personnel pools of qualified PWD employees of the municipality or any qualified persons with disability.

OFFICE OF THE SANGGUNIANG BAYAN
 PALOMPON, LEYTE

CERTIFIED MACHINE COPY

BY: *[Signature]*

OR. NO. _____

DATE: _____

3-10-23

[Signature]
 SB Member

[Signature]
 SB Member

[Signature]
 SB Member

[Signature]
 SB Member

[Signature]
 SB Secretary- Designate

[Signature]
 Municipal Vice-Mayor

[Signature]
 Municipal Mayor

[Signature]
 SB Member

[Signature]
 SB Member

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 SB Member

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 SB Member

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 SB Member

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 SB Member

Article 3. BUDGETARY REQUIREMENT. Salaries and wages of personnel, and maintenance and other operating expenses (MOOE) for PDAO shall be drawn from the General Fund. The Local Government Unit shall ensure that the necessary fund from any available local revenues is allocated for the implementation of this Ordinance for the benefit of PWDs in the Municipality of Palompon, Leyte. Section 4 of RA 10070 mandates that LGUs shall ensure that the necessary fund from any available local revenues is allocated for the implementation of the PDAO activities for the benefit of PWDs in their jurisdictions. For the succeeding years of implementation, PDAO funding shall be included in the Municipalities Annual Plans and Budget. The fund shall be used exclusively for the Persons with Disability Affairs Office (PDAO), including but not limited to its operational costs, implementation of programs that will promote and alleviate the welfare of the PWDs, and the provision of basic services.

Article 4. TRANSITORY PROVISIONS.

4.1 Pending the creation of office and its attendant staffing as subject to the budget ceiling limitations by the civil service commissions and department of budget and management, the Municipal Mayor is hereby authorized to transfer and or detail any personnel with the relevant work experience to temporary staff the office in transition.

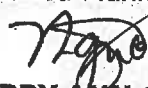
Article 5. SEPARABILITY CLAUSE. Any provision or portion of this Ordinance found to be in violation of the Constitution or declared invalid by the competent court, shall not affect validity and effectivity of the other provisions hereof.

Article 6. REPEALING CLAUSE. All ordinances, rules and regulations or parts thereof, which are inconsistent or in conflict with the provisions of this Ordinance, are hereby repealed and/or modified accordingly.

Article 7. EFFECTIVITY. This ordinance shall take effect immediately upon its approval.

ENACTED: 6 February 2023.

I HEREBY CERTIFY to the correctness of the above-mentioned Municipal Resolution and Municipal Ordinance.


DEBBY ANN C. DIGNOS
 Sangguniang Bayan Secretary-Des.


Attested:


HON. FERDINAND T. DELA CALZADA
 Municipal Vice-Mayor / Presiding Officer


HON. MARGARITO C. BENSIG JR.
 SB MEMBER 1


HON. EMMANUEL M. LAURENTE
 SB MEMBER 1


HON. ESPERANZA L. SUMALINOG
 SB MEMBER 1



HON. RANULFO O. GASPAN, SR.
 SB MEMBER 1



HON. JONATHAN T. YAP
 SB MEMBER 1


HON. CONSUELO J. BONGHANOY
 SB MEMBER 1



BURT MARI M. BREGAUDIT
 SB MEMBER 1



HON. EDGAR P. PACALDO
 SB MEMBER 1


HON. RENE A. CAMPOSANO
 Ex-Officio Member – Liga President


HON. EVANA KIRSTIE H. MISAGAL
 Ex-Officio Member/SK Fed. President

Approved:


RAMON C. OÑATE
 Municipal Mayor
 Date Approved: 2-13-23

OFFICE OF THE SANGGUNIANG BAYAN
 PALOMPON, LEYTE
CERTIFIED MACHINE COPY
 BY: 
 OR. NO. _____
 DATE: 3-10-23