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Item No.: 04

Date: JUN 20 2023

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

Province of Leyte
Legal Office
Date: *JUN 20 2023*

SANGGUNIANG PANLALAWIGAN
14 June 2023
dy
PROVINCE OF LEYTE

PROVINCIAL LEGAL OFFICE

2ND Indorsement
June 5, 2023

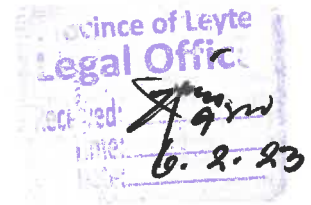
Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 08, S. 2023 of the SB of MacArthur, Leyte, recommending for the declaration of its validity pursuant to its power under Section 56 (c) of R.A 7160, the same being to the opinion of the Provincial Legal Office (PLO), in consonance with the mandate of Sections 34, 35, and 36 of the Code. And an exercise of its power to "Enhance Social Justice" authorized under Section 16 of the Code.

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


Republic of the Philippines
PROVINCE OF LEYTE
Tacloban City

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

2nd ENDORSEMENT
31 May 2023



The Provincial Legal Office is respectfully requested to review and submit recommendations, on the herein enclosed **MUNICIPAL ORDINANCE NO. 08 SERIES OF 2023 OF MacArthur, LEYTE**, on institutionalizing the MacArthur **PEOPLE's Council**.


FLORINDA JULI S. UYVICO
Secretary to the Sanggunian

SP RECORDS
053/23



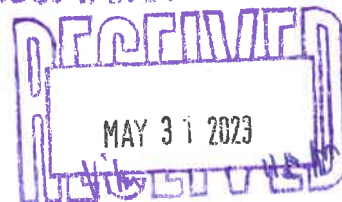
Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MACARTHUR

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Office of the Sangguniang Bayan

SANGGUNIANG PANLALAWIGAN

ENDORSEMENT
May 31, 2023



PROVINCE OF LEYTE

Respectfully submitted to the Honorable Provincial Board for consideration and approval the herein Resolution No. 2023-082 embodying Municipal Ordinance No. 08, Series of 2023, entitled, "AN ORDINANCE INSTITUTIONALIZING THE MACARTHUR PEOPLE'S COUNCIL IN THE MUNICIPALITY OF MACARTHUR AND APPROPRIATING FUNDS THEREOF".


MARIE STEPHANIE D. PULGA
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MACARTHUR
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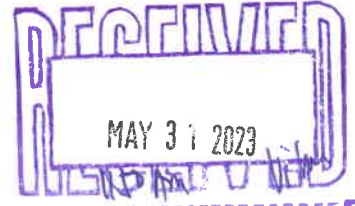
Municipal Ordinance No. 08 Series of 2023

AN ORDINANCE
INSTITUTIONALIZING THE
MACARTHUR PEOPLE'S COUNCIL IN
THE MUNICIPALITY OF MACARTHUR
AND APPROPRIATING FUNDS
THEREOF



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MACARTHUR

SANGGUNIANG PANLALAWIGAN



Office of the Sangguniang Bayan

-----oOo-----

Attested:

HON. JESUS A. BARANDA
Municipal Vice Mayor

Concurred:

HON. RAUL E. MUNDALA
SB Member

HON. GWENDOLYN M. BERISO
SB Member

HON. VICTORIANO T. LAZAR
SB Member

HON. JONATHAN T. BARQUIN
SB Member

HON. TRINA C. BURAWIS
SB Member

HON. LEONARDO R. LERIA JR.
SB Member

HON. IRENEO G. REMANES JR.
SB Member

HON. XANDRIX P. PANTIN
SB Member

HON. PEPITO C. GUIMALAN
ABC President

HON. MEL ANDREW P. MALDOS
SKF President (Absent)

Approved:

HON. RUDIN T. BABANTE
Municipal Mayor

EXCERPT FROM THE MINUTES OF THE 38TH REGULAR SESSION OF THE SANGGUNIANG BAYAN OF MACARTHUR, LEYTE HELD ON 08 MAY 2023 AT THE MUNICIPAL SESSION HALL.

PRESENT:

Honorable Jesus A. Baranda	Vice Mayor, Presiding
Honorable Raul E. Mundala	SB Member
Honorable Gwendolyn M. Beriso	SB Member
Honorable Victoriano T. Lazar	SB Member
Honorable Jonathan T. Barquin	SB Member
Honorable Trina C. Burawis	SB Member
Honorable Leonardo R. Leria Jr.	SB Member
Honorable Ireneo G. Remanes Jr.	SB Member
Honorable Xandrix P. Pantin	SB Member
Honorable Pepito C. Guimalan	ABC President

ABSENT:

Honorable Mel Andrew P. Maldos	SKF President
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RESOLUTION NO. 2023-082


A RESOLUTION ENACTING AN ORDINANCE INSTITUTIONALIZING THE MACARTHUR PEOPLE'S COUNCIL IN THE MUNICIPALITY OF MACARTHUR AND APPROPRIATING FUNDS THEREOF

WHEREAS, Article 13, Section 15 of the 1987 Philippine Constitution provides that "The State shall respect the role of independent people's organizations to enable the people to pursue and protect, within the democratic framework, their legitimate and collective interests and aspirations through peaceful and lawful means".

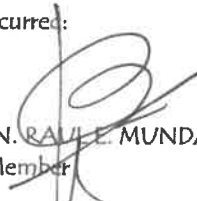
WHEREAS, Article 13, Section 16 of the Philippine Constitution provides that "The right of the people and their organizations to effective and reasonable participation at all levels of social, political and economic decision-making shall not be abridged. The State shall, by law, facilitate the establishment of adequate consultation mechanism;

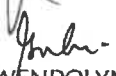
WHEREAS, Article 62, Rule XIII, Implementing Rules and Regulations of the Local Government Code provides that the Local Government Units shall promote the establishment and operation of non-government organizations, people's organizations and private sector to make them active partners in the pursuit of local autonomy, and to directly involve them in planning and implementation of


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Municipal Vice Mayor


Concurred:


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SB Member


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HON. VICTORIANO T. LAZAR
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HON. LEONARDO R. LERIA JR.
SB Member

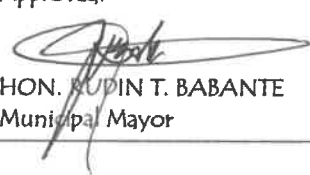

HON. IRENEO G. REMANES JR.
SB Member


HON. XANDRIX P. PANTIN
SB Member


HON. PEPITO C. GUIMALAN
ABC President

HON. MEL ANDREW P. MALDOS
SKF President (Absent)

Approved:


HON. RUPIN T. BABANTE
Municipal Mayor

programs and projects of the LGU's;

WHEREAS, the Municipality of MacArthur is espoused by various Non-Government Organizations, People's Organizations and Civil Society Organizations who are the direct partners in the grass roots level;

WHEREAS, with their pro-active partnership in the policy making, project implementation, monitoring and evaluation, this ordinance in recognizing their big role as guardians will encourage people's participation in local governance by institutionalizing this laudable scheme in the Local Government of MacArthur;

WHEREFORE, on motion of Honorable Xandrix P. Pantin duly seconded by Honorable Leonardo R. Leria Jr., Honorable Trina C. Burawis, Honorable Ireneo G. Remanes Jr., and Honorable Raul E. Mundala, be it

RESOLVED, as it is resolved to enact the following Ordinance:

**MUNICIPAL ORDINANCE NO. 08
SERIES OF 2023**

SPONSORED BY:

Honorable Xandrix P. Pantin

**AN ORDINANCE INSTITUTIONALIZING THE MACARTHUR
PEOPLE'S COUNCIL IN THE MUNICIPALITY OF MACARTHUR AND
APPROPRIATING FUNDS THEREOF**

SECTION 1. TITLE — This ordinance shall be known as the MacArthur People's Council.

SECTION 2. LEGAL BASIS - The basis of this ordinance are the following:

- Senate Bill No. 2567 "An Act Establishing a People's Council in Every Local Government Unit"
- 1987 Philippine Constitution, Article II, Section 23, Article XIII, Section 15 and Article XIII Section 16
- RA 7160, also known as the Local Government Code Section 34, Section 35 and Section 36
- Memorandum Circular No. 2021-012 of the Department of the Interior and Local Government

SECTION 3. Definition of terms - as used in this ordinance, the following terms shall be understood as follows:

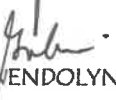
- Civil Society Organization (CSO) - means any organized citizens' group including People's Organization (PO's) and Non-Government Organization (NGO's) such as

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Municipal Vice Mayor


Concurred:


HON. RAULE MUNDALA
SB Member



HON. GWENDOLYN M. BERISO
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ABC President

HON. MEL ANDREW P. MALDOS
SKF President (Absent)

Approved:


HON. RUDIN T. BABANTE
Municipal Mayor

community groups, labor unions, indigenous groups, charitable organizations, faith-based organizations, professional associations and foundations

- **Federation** - refers to an encompassing political or societal entity formed by uniting smaller or more localized entities;
- **Institutionalization** - refers to the process of embedding some conception with an organization, social system, or society as a whole
- **Local Sangguniang** - means a local legislative body either specifically the Sangguniang Panlungsod / Sangguniang Bayan
- **Non-Governmental Organization** - is a voluntary group or institution with social mission which operates independently from the government
- **People's Organization** - refers to grass roots volunteer organizations that advance the economic and social well-being of their members and address concerns relating to a particular sector such as fisherfolks, farmers, local laborers, or indigenous peoples
- **People's Council** - refers to a group or network of CSO's, PO's and other non-government and non-profit groups and organization whether accredited, registered, and recognized in the locality. It is an LGU-based NGO/PO mechanism which concretizes the spirit of people's participation and advances the principle of partnership in local governance.

SECTION 4. SCOPE AND COVERAGE - This covers all Civil Society Organizations (CSOS) and People's Organizations (POs) that are accredited, registered, and recognized in the LGU's, including the federations of CSOs and local People's Councils.


SECTION 5. CREATION/ESTABLISHMENT OF A CIVIL SOCIETY ORGANIZATION (CSO) DESK — There shall be created/establish a CSO Desk to be headed by a designated or appointed CSO Desk Officer who shall facilitate and promote people's participation in governance with the LGU

Further, the duties and responsibilities of the CSO Desk Officer are the following:

a) Cause the Organization of federation or coalition of sectoral CSO's from the barangay level to the municipal level and municipal level to the provincial level, including the formation of People's Council in the LGU;

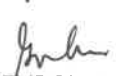
b) Mobilize and ensure participation of accredited and recognized CSO's in the various processes and activities of the local government, particularly in planning, budgeting, monitoring and other service delivery areas;

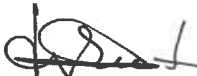
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HON. JESUS A. BARANDA
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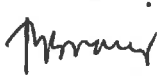
Concurred:


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SB Member


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HON. PEPITO C. GUIMALAN
ABC President

HON. MEL ANDREW P. MALDOS
SKF President (Absent)

Approved:


HON. RUDIN T. BABANTE
Municipal Mayor

c) Coordinate with the established Federation of Local CSO and People's Council, the holding of regular meetings and other relevant activities of the CSO's;

d) Monitor through the People's Council, CSO participation in the programs, projects and activities of the local government;

e) Maintain and Update local CSO database;

f) Collaborate and submit reports to the concerned DILG Field Officer on matters relating to the programs, projects and activities of the CSO's and

g) Perform relevant functions as may be required by higher authorities

SECTION 6. CREATION OF MACARTHUR PEOPLE'S COUNCIL -

The MacArthur People's Council shall be composed of all representatives within the territorial jurisdiction of the Municipality of MacArthur.

Moreover, the MacArthur People's Council shall not engage or allow itself or its member organizations to be used for purposes of partisan politics and shall adopt such measures to ensure that it is adequately shielded from any political partisanship or influence.

SECTION 7. FUNDING / APPROPRIATIONS - The funds needed for the capacity building of CSO's, as well as the maintenance and other operating expenses of the CSO Desk and the People's Council to include their travelling expenses, participation to local, provincial, regional and other agencies' participation to workshops, seminars and meetings particularly in relation to participation in local governance shall be included in the Annual/ Supplemental Annual Investment Program and to the Annual / Supplemental Budgets of the Local Government of MacArthur

SECTION 8. SEPARABILITY CLAUSE - If any provision or part hereof is held invalid or unconstitutional, the remainder of the ordinance or the provision not otherwise affected shall remain valid and subsisting.

SECTION 9. REPEALING CLAUSE - All ordinances contrary to or inconsistent with this ordinance are hereby repealed or modified accordingly.


SECTION 10. EFFECTIVITY CLAUSE - This ordinance shall take effect fifteen (15) days after its publication in a newspaper of regional circulation or posting in at least three (3) conspicuous places in the municipality.

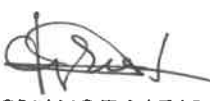
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Municipal Vice Mayor

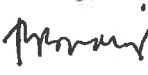
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SB Member

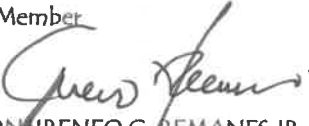

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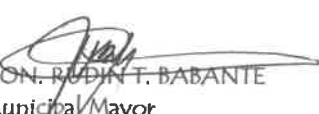

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HON. PEPITO C. GUIMALAN
ABC President

HON. MEL ANDREW P. MALDOS
SKF President (Absent)

Approved:


HON. RUDIN T. BABANTE
Municipal Mayor

ENACTED by the Sangguniang Bayan in session assembled on May 08, 2023 at MacArthur, Leyte, Philippines.

Approved unanimously.

I HEREBY CERTIFY to the correctness of the foregoing resolution/ordinance.


MARIE STEPHANIE D. PULGA
Secretary to the Sanggunian




Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MACARTHUR

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Office of the Sangguniang Bayan

CERTIFICATE OF POSTING

THIS IS TO CERTIFY that Municipal Ordinance No. 08, Series of 2023 of the Sangguniang Bayan of MacArthur, Leyte, duly enacted and approved last 08 May 2023 has been posted since 14 May 2023 at the bulletin board of the Municipal Hall, at Poblacion Public Market, and at Palale I Outpost pursuant to Section 511 of R.A. 7160.


MARIE STEPHANIE D. PULGA
Secretary to the Sanggunian