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Republic of the Philippines
PROVINCE OF LEYTE
Tacloban City

Item No.: 24
Date: JUN 06 2023

SANGGUNIANG PANLALAWIGAN
26 May 2023
PROVINCE OF LEYTE

PROVINCIAL LEGAL OFFICE

Province of Leyte
Legal Office
Released: [Signature]
Time: 5-25-23
Date: [Signature]

2nd INDORSEMENT
May 23, 2023

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 05, S. 2023 of the Sangguniang Panlungsod of Baybay, 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), in consonance with the authority of statute (R.A 11291) mentioned in the ordinance. And an act essential to the promotion of Health and Safety authorized under Section 16 of the Code.

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

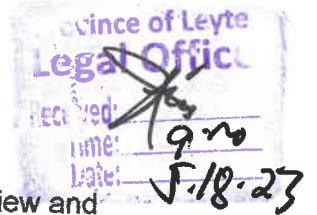


Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte




OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
May 17, 2023



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **CITY ORDINANCE NO. 05 S. 2023** of the **CITY OF BAYBAY, LEYTE**, ENTITLED: **AN ORDINANCE INSTITUTIONALIZING THE COMMUNITY FOOD PROGRAM (CFP) IN BARANGAYS OF THE CITY OF BAYBAY AND FOR SUCH OTHER PURPOSES.**


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian

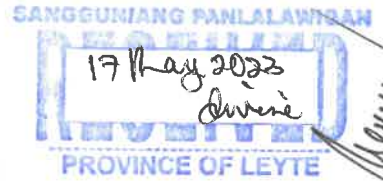


Office of the Sangguniang Panlungsod

3rd Floor City Hall, Diversion Road, Brgy. Gaas, Baybay City, Leyte 6521 @ panlungsodsangguniang@gmail.com

6TH SANGGUNIANG PANLUNGSOD

CITY ORDINANCE NO. 05, S. 2023
11th Regular Session



“AN ORDINANCE INSTITUTIONALIZING THE COMMUNITY FOOD PROGRAM (CFP) IN BARANGAYS OF THE CITY OF BAYBAY AND FOR SUCH OTHER PURPOSES”

Sponsored by: SP Members Jose Rommel Peñaranda, Romulo Alcala, Philip Siu, Simoune Astorga, and Ramon Ronald J. Veloso

Authored by: **SP Member Jose L. Bacusmo**

PREFATORY STATEMENT

WHEREAS, REPUBLIC ACT No. 11291 (MAGNA CARTA OF THE POOR) MANDATES THAT THE STATE SHALL ADOPT AN AREA-BASED, SECTORAL, AND FOCUSED INTERVENTION TO POVERTY ALLEVIATION WHERE EVERY POOR FILIPINO MUST BE EMPOWERED TO MEET THE MINIMUM BASIC NEEDS THROUGH THE PARTNERSHIP OF THE GOVERNMENT AND THE BASIC SECTORS;

WHEREAS, THE POPULATION OF THE CITY OF BAYBAY IS EVER EXPANDING PUTTING MORE PRESSURE ON SHRINKING FINITE RESOURCES USED TO PRODUCE FOOD FOR ITS RESIDENTS;

WHEREAS, HUNGER IN THE COUNTRY INCREASED SIGNIFICANTLY FROM PRE-PANDEMIC ANNUAL AVERAGE OF 9.3% IN 2019 TO 11.6% IN JUNE 2022, OR AN ESTIMATED 2.9 MILLION FAMILIES THAT EXPERIENCED HUNGER AT LEAST ONCE IN THE PAST THREE (3) MONTHS;

WHEREAS, THERE IS AMPLE OPPORTUNITIES OF INCREASING FOOD SUPPLY BOTH IN URBAN AND RURAL AREAS OF THE COUNTRY CONSIDERING THE ENORMOUS UNUTILIZED AND UNDERUTILIZED AGRICULTURAL LAND IN THE COUNTRY SIDE AND DEVELOPMENT OF SCIENCE AND TECHNOLOGY IN URBAN AGRICULTURE IN AREAS WITH LIMITED SPACES FOR AGRICULTURE;

WHEREAS, THE INFLATION ON FOOD PRICES IN THE PHILIPPINES RECENTLY HOOVERS AT 11%, THE HIGHEST IN NEARLY 14 YEARS, DUE TO SEVERAL FACTORS THAT INCLUDE SHORTFALL IN DOMESTIC PRODUCTION, HIGH TRANSPORT COST, SUPPLY DISRUPTION DUE TO WAR AND DUE TO CALAMITIES;

WHEREAS, INFLATION OF FOOD PRICES CAN BE MITIGATED BY SUPPLEMENTING FOOD SOURCE THROUGH GROWING OF FOOD BY THE INDIVIDUAL FAMILIES OR COMMUNITIES;

WHEREAS, IMPLEMENTING COMMUNITY FOOD PROGRAM IN EACH BARANGAY IN THE CITY OF BAYBAY, LEYTE WILL DEFINITELY INCREASE THE SELF-RELIANCE OF COMMUNITIES TO MEET THEIR OWN FOOD NEEDS, PROMOTE COMPREHENSIVE RESPONSES TO LOCAL FOOD ACCESS, FARM, AND NUTRITION ISSUES, PROMOTE HEALTHY ECOSYSTEM, AND PROMOTE YOUTH AND ADULT PARTNERSHIP IN AGRICULTURE;

WHEREAS, ENSURING THE AVAILABILITY, ACCESSIBILITY AND SUSTAINABILITY OF FOOD SUPPLIES IN A QUANTITY AND QUALITY SUFFICIENT TO MEET THE DIETARY NEEDS OF POOR INDIVIDUALS AND FAMILIES IS AMONG THE CENTERPIECES OF THE NEW GOVERNMENT ADMINISTRATION OF THE PHILIPPINES AND HAS ALWAYS BEEN A MAJOR GOAL, BACKED WITH PROGRAMS, OF THE CITY OF BAYBAY, LEYTE,

WHEREAS, THE DEPARTMENT OF INTERIOR AND LOCAL GOVERNMENT (DILG) THROUGH MEMORANDUM CIRCULAR No. 2023-001, MANDATED THE CITIES AND MUNICIPALITIES TO ENACT AN ORDINANCE THAT WOULD ENJOIN THE SETTING-UP AND OPERATION OF BARANGAY COMMUNITY GARDENS AND HOME GARDENS;

NOW THEREFORE, on motion of SP MEMBER HON. JOSE L. BACUSMO, unanimously seconded;

BE IT ORDAINED, by the 6TH Sangguniang Panlungsod, that on March 15, 2023, during its 11th Regular Session at the Session Hall, New City Hall Building an ordinance is hereby adopted, to wit:

SECTION 1. TITLE. This ordinance shall be known and cited as “**AN ORDINANCE INSTITUTIONALIZING THE COMMUNITY FOOD PROGRAM (CFP) IN BARANGAYS OF THE CITY OF BAYBAY AND FOR SUCH OTHER PURPOSES**”

SECTION 2. DEFINITION OF TERMS. For the purposes of this ordinance, the following terms are hereby defined:

Institutionalizing – establishing a practice or activity as a convention, appropriate action or norm in an organization or culture

Allocating – the process of distributing/budgeting the financial resources available to barangay and zones each year

Utilizing – the action of making practical or effective use of allocated financial resources of barangay and zones for the purpose of this ordinance.

Community Food Program – primarily, the process of producing food by cultivation of certain plants (vegetables, food crops, fruit bearing trees and or bamboo), raising of fish and raising of domesticated animals by individual families in a community or collectively by the community. Community Food Program also includes food processing, value addition and feeding food to the community to mitigate hunger and malnutrition.

Community gardening, aqua/marine culture and livestock raising - a piece of land cultivated and grown with edible plants, aqua/marine species or herd of livestock tended by a group of people collectively as a whole or divided into smaller plots assigned to individuals.

Home gardening, aqua/marine culture and livestock raising - the act of turning an outside space, within an individual home premises, as supplementary source of food and income.

Urban Agriculture – growing of crops and raising animals, mainly for food and domestic use, in city and town environment where space is often a limitation.

Technical Assistance - process of capacitating intellectually, in ability/skill, materially the community/barangays/zones in implementing the CFP.

VICARP- Visayas Consortium for Agriculture, Aquatic and Natural Resources Programs. Grouping of virtually all NGA's, SUC's and LGU's in Eastern Visayas that are involved in agriculture, aqua and marine culture, and environmental management.

Planning – the process of deciding in details how to do CFP before a barangay/zone actually starts to do it.

Monitoring - observe and check the progress or quality of the implementation of the ordinance.

Evaluation - assessing to what extent the ordinance has, or has not, met its purpose/objectives.

SECTION 3. DECLARATION OF POLICY. It is hereby declared a policy of the City of Baybay to promote productive, profitable and resilient agriculture, aqua-culture and fishery.

SECTION 4. ALLOCATION. In order to effectively implement the community food program, each barangay shall prepare a detailed CFP plan for the ensuing year and allocate the necessary funds thereof. Provided, that the plan and the budget allocated shall be submitted to the Oversight Committee created hereof every September of the current year for review, evaluation and approval. Provided, further, that the budget allocated for the program shall be taken from the barangay and SK funds appropriated for agriculture.

SECTION 5. UTILIZATION. The budget to be allocated by each barangay each year for the CFP may be utilized for the following;

1. Payment of lease associated in the establishment community gardens, community animal shelters and community ponds;
2. Payment for small tools and implements for agriculture;
3. Payment for seeds, propagules, animal and fish stocks;
4. Payment for soil, fertilizers, pesticides, pots, feeds, biologics and other agricultural supplies;
5. Payment for the agriculture and food-related contraptions and devises;
6. Payment for labor and materials related to planning, benchmarking, capacity building, monitoring, evaluation and reporting of CFP; and
7. Payment associated with the processing of produce/value addition, food preparation, logistics and feeding activities.

SECTION 6. RESPONSIBILITIES OF THE PUNONG BARANGAY. The punong barangay shall be primarily responsible for the crafting of a workable CFP plan and ensure the effective implementation of the CFP in his/her barangay. The punong barangay shall also be responsible for the following,

1. Conduct an inventory of available land for food production taking particular attention to idle lots/lands in his/her Barangay for possible imposition of additional Ad Valorem Tax on Idle Lands at the rate not exceeding five percent (5%) of the assessed value of the property which shall be in addition to the basic real property tax as provided under Section 236 of RA 7160;

2. With the approval of the Barangay Council, submit a detailed CFP plan for the ensuing year with the allocated budget for such plan;
3. Liaise with the CAO regarding the implementation of their CFPs;
4. Document the progress in the implementation of the approved CFP of the barangay; and
5. Provide the Oversight Committee access to the CFP site, reports and other documentations of CFP implementation, and access to stakeholders for interviewing.

SECTION 7. OVERSIGHT COMMITTEE. There shall be created an Oversight Committee which is task to ensure the effective and efficient implementation of the community food program and this ordinance. The Oversight Committee shall be composed of the following;

Chairperson: City Agriculture Office (CAO) head

Members:

- Association of Barangay Captains (ABC) President or its representative
- Association of Barangay Kagawad on Agriculture (ABAKA) President
- City Agriculture and Fishery Council (CAFC) Chair
- City Health Officer
- City Social Welfare and Development Officer
- Chairperson, SP Committee on Agriculture
- Chairperson, SP Committee on Health
- Two (2) representatives of academic institutions involved in agriculture, social welfare, health and business.
- Two (2) representatives of duly accredited CSOs involved in agriculture, social welfare, health and business.

By invitation:

- Chairperson, SP Committee on Agriculture
- Chairperson, SP Committee on Health

SECTION 8. The Oversight Committee organized in this ordinance shall have the following responsibilities, to wit:

1. Evaluate the CFP plans of the barangays which are due for submission every September of the current year;
2. Forward a list of barangays with approved CFP plans to the Sangguniang Panlungsod for deliberation and final approval. Upon approval, coordinate with the CAO for the issuance of a Notice to Proceed;
3. Check the financial reports and records of the barangays' CFP plans and budget as to their accuracy and reliability;
4. Ensure that assets related to CFPs are protected;
5. Evaluate the accomplishments of the barangays in relation to the implementation of its community food program; and
6. Conduct annual evaluation of the CFPs of the barangays.

SECTION 9. TECHNICAL ASSISTANCE. The CAO shall be the primary office tasked to provide technical assistance to the barangays in the planning and implementing the CFP in the barangays. The CAO may enter into partnership with VICARP and/or other organizations/institutions engaged in social welfare, health and business for capability improvement in agriculture including unconventional urban agriculture technologies (vertical gardening, hydroponics, aquaponics, aeroponics and container gardening) aqua/marine-culture, and livestock raising.

The CAO shall see to it that training on processing and value addition shall be given to barangays which have included such in their barangay's CFP plans. The CAO shall also ensure that training on food preparations and sanitary practices in preparing and serving food shall be provided to the barangays.

The CAO shall encourage barangays to find use or reuse of non-biodegradable materials and containers in the implementation of its CFPs especially those that would increase the volume of non-biodegradable materials polluting the environment. The use of composts and other organic materials and concoctions in CFPs shall also be encouraged.

SECTION 10. DISPOSAL AND UTILIZATION OF PRODUCE. Produce from the implementation of the CFPs shall be proceeded upon as follows:

1. Produce from community gardens, orchards, fish ponds and livestock herds, maybe distributed free or at discounted price to members of the community, distributed free only to members of the community who are active in the operation of the community gardens or sold within the community or broader markets. Produce of individually cultivated and managed plots, ponds and livestock herd in a CFPs will be at the disposal of the family who tended these;
2. Produce from the family gardens/orchards, fish ponds and livestock will be at the disposal of the family who tended these;
3. Barangays shall be encouraged to organized farmers market day(s) which will allow community members to sell the products of CFPs and render local, fresh and nutritious food accessible to the community and consumers nearby. Regulations on food safety must be observed;
4. In the event of production beyond what the community can consume, marketing of excess produce to other barangays or in the "City Farmers' Market Days /Tabo" may be done to avert post-harvest losses; and
5. CFP of the barangays may also sell their produce as raw material to existing agro-commercialization projects/ventures in the City of Baybay.

SECTION 11. MONITORING, EVALUATION AND REPORTING. The CAO shall conduct periodic monitoring of the program in every barangay. The CAO shall also organize and provide information and documentation to the Oversight Committee on the CFP implementation, outputs and outcomes.

Each year, the City Agriculturist shall provide copies of the evaluation results of the Oversight Committee to the City Mayor, and when required, give a report also to SP, as to the progress, accomplishments and challenges in the implementation of CFPs and this ordinance.

SECTION 12. SEPARABILITY CLAUSE. If by any reason(s), any provision in this ordinance is declared unconstitutional and or illegal, the remaining portion of this ordinance shall not be affected, and therefore, remain in full force and effect;

SECTION 13. REPEALING CLAUSE. Local ordinances, orders, rules and regulations, that are inconsistent with this ordinance, are hereby repealed, modified or amended accordingly.

SECTION 14. EFFECTIVITY CLAUSE. This Ordinance shall take effect 15 days upon its approval by the Sangguniang Panlalawigan and after due compliance with all the requirements provided under R.A. 7160, otherwise known as the Local Government Code of 1991.

Enacted: March 15, 2023
Baybay City, Leyte, Philippines.

CARRIED BY ALL OF THE MEMBERS PRESENT:

ROMULO B. ALCALA
SP Member

SIMOUNE L. ASTORGA
SP Member


DR. FULTON IKE C. ARRADAZA
SP Member


JOSE L. BACUSMO
SP Member


FILEMON F. AVILA
SP Member

CARMEN L. CARI
SP Member

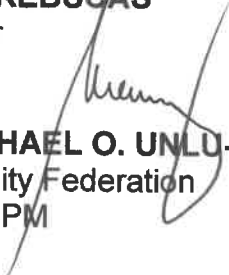

RAMON RONALD J. VELOSO
SP Member


ATTY. JOSE ROMMEL A. PEÑARANDA
SP Member


DOMINIC JUNIE F. MURILLO
SP Member

JORGE V. REBUCAS
SP Member

PHILIP L. SIU
President, LIGA Ng Mga Barangay
Ex-Officio SPM


MARK MICHAEL O. UNLU-CAY
SK Chair, City Federation
Ex-Officio SPM

RESOLVED FURTHER, that certified copies of this ORDINANCE be furnished to the City Mayor Honorable Jose Carlos L. Cari, City Administrator Florante Cayunda Jr.; City Legal Officer, Atty. Avito C. Cahig, Jr.; City Budget Officer, Raul Mabini; City Accountant Jay Ryan Austero; City Treasurer Alberta A. Manatad, CLGOO Juvy C. Pedrera, and to all other offices/agencies/entities concerned for their information, guidance and appropriate action.

I HEREBY CERTIFY to the correctness of the foregoing Ordinance.


ATTY. VIVIAN E. VIDALLON
SP Secretary

Attested & Certified True & Correct:


ATTY. ERNESTO M. BUTAWAN
City Vice Mayor, Presiding Officer

Approved by His Honor:


ENGR. JOSE CARLOS L. CARI
City Mayor

Date Approved: 4/27/23



Republic of the Philippines
PROVINCE OF LEYTE
City of Baybay



Office of the Sangguniang Panlungsod

Telefax No. (+63-53)335-4808/563-9009 2nd Floor, Legislative Bldg., Magsaysay Ave., Baybay City, Leyte 6521 @ sangguniangpanlungsod@gmail.com

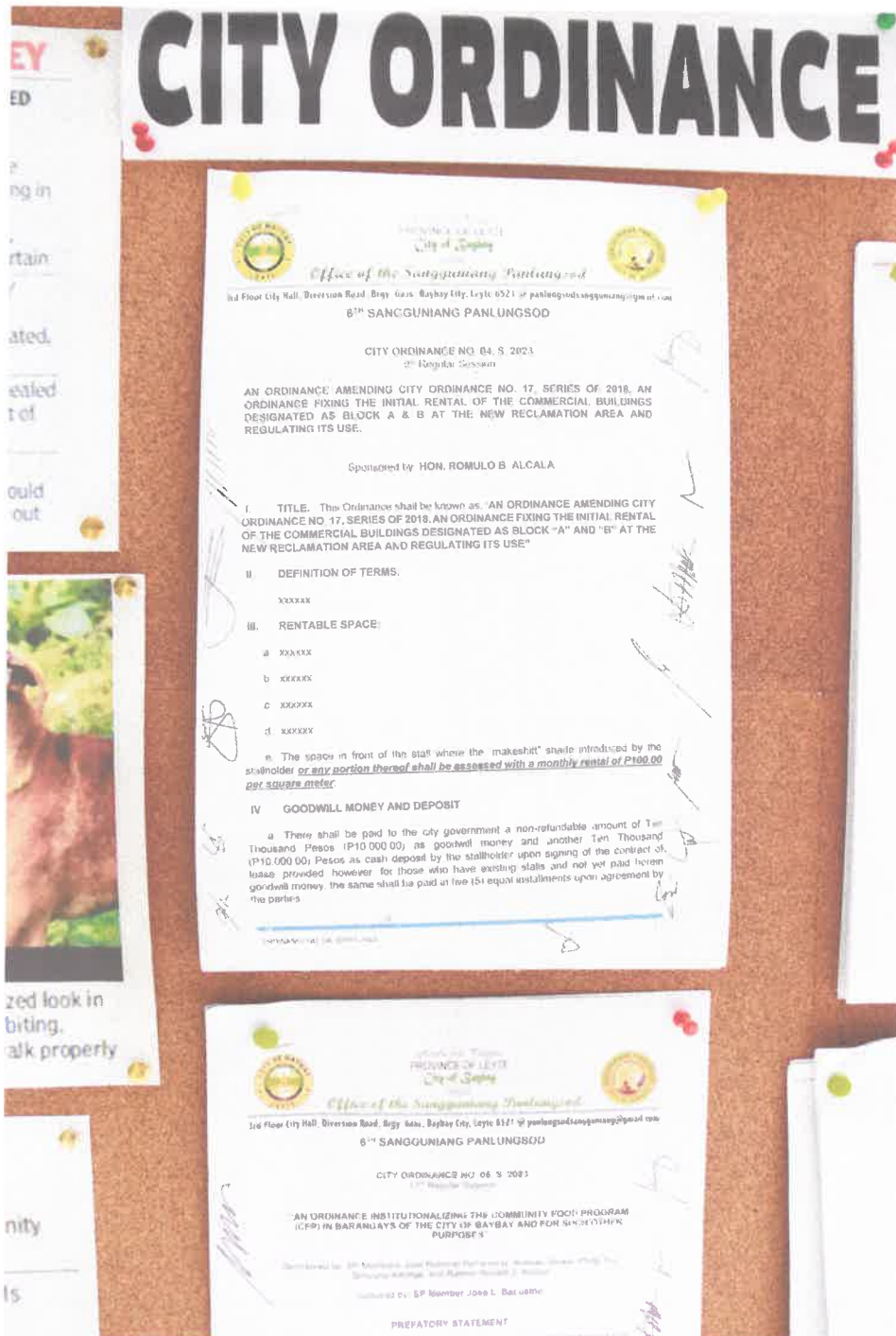
CERTIFICATION

TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY that the **City Ordinance No. 05 s. 2023** "AN ORDINANCE INSTITUTIONALIZING THE COMMUNITY FOOD PROGRAM (CFP) IN BARANGAYS OF THE CITY OF BAYBAY AND FOR SUCH OTHER PURPOSES". was posted in the bulletin board at Legislative Building and published by the EV Mail.

Issued this 4TH day of May 2023, at Baybay City, Leyte.

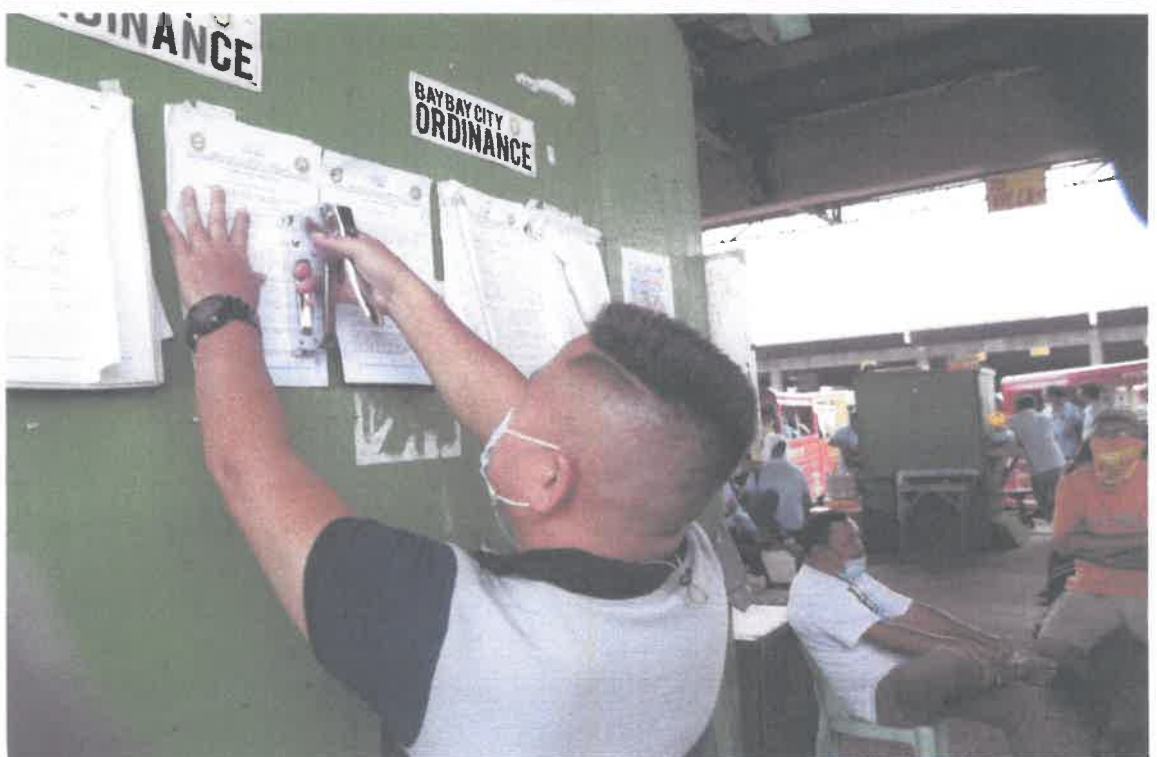

ATTY. VIVIAN E. VIDALLON
SF Secretary



NEW BAYBAY CITY HALL BULLETIN BOARD



BAYBAY PRINCE MALL PARKING AREA



BAYBAY BUS TERMINAL