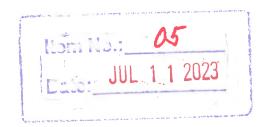


Republic of the Philippines PROVINCE OF LEYTE Palo, Leyte



PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT July 3, 2023

essentially inconsistent resolution (Constantino vs Desierto, 288 SCRA 654).

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2023-16 of the Sangguniang Bayan of Julita, Leyte, recommending for the declaration of its validity, pursuant to its power under Section 56 (C) of R.A. 7160, for it is within the powers of the Local Council to repeal/amend its prior acts either expressly or by the passage of an

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

Republic of the Philippines PROVINCE OF LEYTE Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

Legal Of

cince of Leyte

1ST INDORSEMENT 30 June 2023

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed MUNICIPAL ORDINANCE NO. 2023-16 of the MUNICIPALITY OF JULITA, LEYTE, entitled: AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 2022-08 DATED MAY 30, 2022 ENTITLED: "AN ORDINANCE CREATING THE POSITION OF PHARMACIST II (B) WITH SALARY GRADE 12 (ITEM NO. 01/70) AT THE MUNICIPAL HEALTH UNIT OFFICE OF THE MUNICIPALITY OF JULITA, LEYTE AND APPROPRIATING THE FUNDS THEREOF", SPECIFICALLY SECTION 2 (NEW PLANTILLA POSITION) BY UPGRADING THE SALARY GRADE OF PHARMACIST II (B), ITEM NO. 01/70 FROM SALARY GRADE 12 TO SALARY GRADE 15 IN ACCORDANCE TO THE DEPARTMENT OF BUDGET AND MANAGEMENT (DBM) LOCAL BUDGET CIRCULAR NO.137 DATED JULY 13, 2021, "INDEX OF OCCUPATIONAL SERVICES, POSITION TITLES AND SALARY GRADES IN THE LOCAL GOVERNMENT (IOS-LGU CY 2021 EDITION".

FLORINDA JILL S. UYVICO Secretary to the Sanggunian



GERALDINE S. BAYA

IRVIN R. DY SB Member

ALLAN T. NOVALES SB Member

IA S. DUMDUMA SB Member

MARKJOY E. MACASO SB Member

JUDE ANDREI M. ROMUAL DEZ SB Member

ROSILA L. ADVINCULA SB Member

RODRIGO J. MACASO
Bise-Pres. Ng Liga Ng
Mga Barangay/
Ex-Officio Member

EARL IVAN V. PELENIO

141

Pres. Ng Pambayang Pederasyon Ng Mga Sangguniang Kabataan/ Ex-Officio Member

FRANCIS A. AVELINO
SB Secretary

GERMAN J. MACASO Municipal Vice Mayor



OFFICE OF THE SANGGUNIANG BAYAN

JUN 3 0 2023

SANGGUNIANG PANIAL SUIGAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF JULITA, LEYTE HELD AT THE MUNICIPAL SESSION HALL OF JULITA, LEYTE ON JUNE 19, 2023.

PRESENT:

HON. GERMAN J. MACASO HON. ALIANA MARIE R. TUBI HON. GERALDINE S. DAYA HON. IRVIN R. DY

HON. ALLAN T. NOVALES HON. RIA S. DUMDUMA

HON. MARK JOY E. MACASO

HON. JUDE ANDREI M. ROMUALDEZ

HON. ROSILA L. ADVINCULA

HON. RODRIGO J. MACASO

ABSENT:

HON. EARL IVAN V. PELENIO

Presiding Officer/Municipal Vice Mayor
Sangguniang Bayan Member
Bise-Pres. Ng Liga Ng Mga Barangay
Ex-Officio Member

Pres. Ng Pambayang Pederasyon Ng Mga Sangguniang Kabataan Ex-Officio Member (On-Leave)

NOW WHEREFORE, on motion of the Honorable Irvin R. Dy, unanimously seconded by all Sangguniang Bayan Member present, be it;

RESOLVED AS IT IS HEREBY RESOLVED, to ENACT the herein ORDINANCE:

MUNICIPAL ORDINANCE NO. 2023-16

AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 2022-08, DATED MAY 30, 2022 ENTITLED, "AN **ORDINANCE CREATING THE POSITION OF PHARMACIST** II (B) WITH SALARY GRADE 12 (ITEM NO. 01/70) AT THE MUNICIPAL HEALTH UNIT OFFICE OF THE **MUNICIPALITY OF JULITA, LEYTE AND APPROPRIATING** THE FUNDS THEREOF," SPECIFICALLY SECTION 2 (NEW PLANTILLA POSITION) BY UPGRADING THE SALARY GRADE OF PHARMACIST II (B), ITEM NO. 01/70 FROM SALARY GRADE 12 TO SALARY GRADE 15 IN ACCORDANCE TO THE DEPARTMENT OF BUDGET AND MANAGEMENT (DBM) LOCAL BUDGET CIRCULAR NO. 137, DATED JULY 13, 2021," INDEX OF OCCUPATIONAL SERVICES, POSITION TITLES AND SALARY GRADES IN THE LOCAL GOVERNMENT (IOS-LGU) EDITION".

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

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JUDE ANDREI M. ROMUALDEZ SB Member

MAunua ROSILA L. ADVINCULA SB Member

RODRIGO J. MACASO Bise-Pres. Ng Liga Ng Mga Barangay/ Ex-Officio Member

EARL IVAN V. PELENIO

Pres. Ng Pambayang Pederasyon Ng Mga Sangguniang Kabataan/ Ex-Officio Member

FRANCIS R. AVELINO

B occretary

GERMAN J. MACASO Municipal Vice Mayor

Section 1.Title

This shall be known as AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 2022-08/DATED MAY 30, 2022 ENTITLED, "AN ORDINANCE CREATING THE POSITION OF PHARMACIST II (B) WITH SALARY GRADE 12 (ITEM NO. 01/70) AT THE MUNICIPAL HEALTH UNIT OFFICE OF THE MUNICIPALITY OF JULITA, LEYTE AND APPROPRIATING THE FUNDS THEREOF," SPECIFICALLY SECTION 2 (NEW PLANTILLA POSITION) BY UPGRADING THE SALARY GRADE OF PHARMACIST II (B), ITEM NO. 01/70 FROM SALARY GRADE 12 TO SALARY GRADE 15 IN ACCORDANCE TO THE DEPARTMENT OF BUDGET AND MANAGEMENT (DBM) LOCAL BUDGET CIRCULAR NO. 137, DATED JULY 13, 2021," INDEX OF OCCUPATIONAL SERVICES, POSITION TITLES AND SALARY GRADES IN THE LOCAL GOVERNMENT (IOS-LGU) CY 2021 EDITION".

Section 2. Amended Section.

SECTION 2. New Plantilla Position

The following new position is created under the Municipal Health Unit Office of the Municipality of Julita, Leyte.

One (1) Pharmacist II (B)- SG 12 (Item No. 01/70)

SHALL BE AMENDED AS FOLLOWS:

SECTION 2. New Plantilla Position

The following new position is created under the Municipal Health Unit Office of the Municipality of Julita, Leyte.

One (1) Pharmacist II (B)- SG 15 (Item No. 01/70)

Section 3. Repealing Clause.

All ordinances, resolutions, local executive orders or rules and regulations contrary or inconsistent with the provisions of this Ordinance are hereby repealed, amended or modified accordingly.

Section 4. Separability Clause.

If any provision of this Ordinances be held invalid other parts or provisions that are not affected thereby shall continue to be in full force and effect.

Section 5. Effectivity.

This Ordinance shall take effect after the final review of the members of the Sangguniang Panlalawigan of Leyte and the requirement of posting is complied with. ALIANA MARIE R. TUBI SB Member GERALDINES DAYA SB Member

ALLANT NOVALES

SB Member

RVIN R. DY

B Member

A S. DUMDUMA SB Member

MARK JOÝ E. MACASO SB Member

JUDE ANDREI M. ROMUALDEZ S# Member

Dodunala ROSILA L. ADVINCULA SB Member

2 morono RODRIGO J. MACASO Bise-Pres. Ng Liga Ng Mga Barangay/ Ex-Officio Member

EARL IVAN V. PELENIO

Pres. Ng Pambayang Pederasyon Ng Mga Sangguniang Kabataan/ Ex-Officio Member

FRANCIS R. AVELINO SB Cecretary

GERMAN J. MACASO Municipal Vice Mayor

Passed and enacted by the Sangguniang Bayan in session assembled on June 19, 2023 Municipality of Julita, Province of Leyte, Philippines.

I HEREBY CERTIFY to the correctness and adoption of the foregoing ordinance.

> **FRANCIS RA GAS-AVELINO** Sangguniand Bayan Secretary

ATTESTED:

HON. GERMAN J. MACASO Honorable Presiding Officer/Municipal Vice-Mayor

CONCURRED:

HON. ALIANA MARIE R. TUBI HON. GERALDINE S. DAYA

SB Member

HON. IRVIN R DY SB Men ber

HOM. RIA S. DUMDUMA SB Member

SB Member

HON. ALLAN T. NOVALES SB Member

HON. MÁRK JÓY E. MACASO SB Member

dewnole JUDE ANDREI M. ROMUALDEZ HON. ROSILA L. ADVINCULA SB Member SB Member

HON. RODRIGO J. MACASO Bise-Pres. Ng Liga Ng Mga

Ex-Officio Member

HON. EARL IVAN V. PELENIO Pres. Ng Pambayang Pederasyon Ng Mga Sangguniang Kabataan Ex-Officio Member (On-Leave)

APPROVED:

ATTY. PERCIVALS. CAÑA Municipal Mayor



IGELI GAJARDO MAE AN B Member

> AMINE A GRADO SB Member

MARKJOY E. MACASO SB Member

EDUARDO MANADONG 58 Member

PEDITO ... ROBIÑO SB Member

Addinnela ROSILA L. ADVINCULA SB Member

RODRIGO J. MACASO Bise-Pres. Ng Liga Ng Mga Barangay/ Ex-Officio Member

EARNVAN V. PEIENIO Pres. Ng Pambayana Pederas on Ng Mga Sannguniang Kabataan/ Ex-Officio Member

FRANCIS R. AVELINO SB Secretary

GERMAN J. MACASO Municipal Vice Mayor



Republic of the Philippines PROVINCE OF LEYTE Municipality of Julita Sanggunian Bayan Secretary

CERTIFIED THRU XEROX COPY FROM THE ORIGINAL:

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF JULITA, LEYTE HELD AT THE MUNICIPAL SESSION HALL OF JULITA, LEYTE ON MAY 30, 2022.

PRESENT:

HON. GERMAN J. MACASO HON. ARNULFO R. AVELINO HON. RIA S. DUMDUMA HON. MAE ANGELI R. GAJARDO HON. AMIVE A. GRADO HON. MARK JOY E. MACASO HON. EDUARDO F. MANADONG HON. EXPEDITO E. ROBIÑO HON. ROSILA L. ADVINCULA HON. RODRIGO J. MACASO

HON. EARL IVAN V. PELENIO

Presiding Officer/Municipal Vice Mayor Sangguniang Bayan Member Bise Pres. Ng Liga Ng Barangay Ex- Officio Member Pres. Ng Pambayang Pederasyon Ng

Mga Sangguniang Kabataan/ Ex-Officio Member

ABSENT:

NONE

NOW WHEREFORE, on motion of the Honorable Mae Angeli R. Gajardo, duly seconded by the Honorable Ria S. Dumduma, and the Honorable Amive A. Grado be it;

RESOLVED AS IT IS HEREBY RESOLVED, to ENACT the herein **ORDINANCE:**

MUNICIPAL ORDINANCE NO. 2022-08

ORDINANCE CREATING THE POSITION PHARMACIST II (B) WITH A SALARY GRADE 12 (ITEM NO. 01/70) AT THE MUNICIPAL HEALTH UNIT OFFICE OF THE MUNICIPALITY OF JULITA, LEYTE AND APPROPRIATING THE FUNDS NEEDED THEREOF

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

Section 1. **Title**

This shall be known as an Ordinance Creating the Position of Pharmacist II (B) with a Salary Grade 12 (Item No. 01/70) at the Municipal Health Unit Office Municipality of Julita, Leyte and Appropriating the Funds Needed Thereof.

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ARNULFO R. AVELINO SB Member

RIA S. DUMDUMA SB Member

MAE ANGELI I. GAJARDO

AMIVE A GRADO SB Member

MARK JOY E. MACASO
SB Member

EDUARDO MANADONG
SB Member

EXPEDITO L. ROBIÑO
SB Member

ROSILA L. ADVINCULA SB Member

RODRIGO J. MACASO Bise-Pres. Ng Liga Ng Mga Barangay/ Ex-Officio Member

Pres. Ng Pampayang
Pederasyon Ng Mga
Sannguniang Kabataan/
Ex-Officio Member

FRANCIS L. AVELINO

Subsecretary

GERMAN J. MACASO Municipal Vice Mayor

Section 2. New Plantilla Position.

The following new position is created under the Municipal Health Unit Office of the Municipality of Julita, Leyte.

One (1) Pharmacist II (B)-SG 12 (Item No. 01/70).

Section 3. Qualification Standard

. Education : Bachelor's Degree in Pharmacy

Training: None required
Experience: None required
Eligibility: Republic Act 1080

Section 4. Qualifications, Power and Duties/Responsibilities

The qualifications, powers, duties and responsibilities of the herein enumerated positions shall be based on the provisions of the Local Government Code of 1991 and Civil Service Commission (CSC) and other relevant laws.

Section 5. Appointments

The appointment on who will be occupying the herein mentioned position shall be within the prescribed qualifications standards and guidelines set by the Civil Service Commission (CSC) and other relevant laws.

Section 6. Funding Support.

The newly-created position is made part and integral element of the Plantilla of the Local Government Unit of Julita, Leyte and shall be automatically funded from the Personal Services component of the budget of the municipality

Section 7. Repealing Clause.

All previous ordinances and issuances inconsistent with this ordinance are deemed amended or repealed.

Section 8. Effectivity.

This Ordinance shall take effect after the final review of the members of the Sangguniang Panlalawigan of Leyte and the requirement of posting is complied with.

Passed and enacted by the Sangguniang Bayan in session assembled on **May 30**, **2022**, Municipality of Julita, Province of Leyte, Philippines.

I HEREBY CERTIFY to the correctness and adoption of the foregoing Ordinance.

FRANCIS RAAGAS-AVELINO Sangguniang Bayan Secretary ATTESTED:

HON. GERMAN J. MACASO

Honorable Presiding Officer/Municipal Vice-Mayor

CONCURRED:

HON. ARNULFO R. AVELINO

SB Member

SB Member

HON. MARK JOY E. MACASO SB Member

EXPEDITO E. ROBIÑO SB Member

MON. RODRIGO J. MACASO Bise-Pres. Ng Liga Ng Mga Barangay Ex-Officio Member

HON. RIA S. DUMDUMA SB Member

IVE A. GRADO SB Member

HON. EDUARI SB Member

HON. ROSILA L. ADVINCULA SB Member

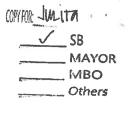
HON. EARL IVAN V. PELENIO

Pres. Ng Pambaya a Pederasyon Ng Mga Sangguniang Kabataan

Ex-Officio Member

APPROVED:

ATTY. PERCIVAL S. CAÑA Mupicipal Mayor





Republic of the Philippines PROVINCE OF LEYTE Tacloban City -000-



OFFICE OF THE SANGGUNIANG PANLALAWIGAN

EXCERPTS FROM THE MINUTES OF THE 5th REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN OF LEYTE CONDUCTED AT THE SESSION HALL, LEYTE PROVINCIAL GOVERNMENT COMPLEX, PALO, LEYTE ON JULY 27, 2022

RESOLUTION NO. 2022-373

A RESOLUTION APPROVING MUNICIPAL ORDINANCE NO. 2022-04, MUNICIPAL ORDINANCE NO. 2022-05, MUNICIPAL ORDINANCE NO. 2022-06, MUNICIPAL ORDINANCE NO. 2022-08, ALL OF JULITA, LEYTE.

WHEREAS, pursuant to Section 468 (a)(1)(i) of Republic Act 7160 otherwise known as The Local Government Code of 1991, among the powers and duties of the Sangguniang Panlalawigan is "to review all ordinances approved by the Sanggunians of component cities and municipalities;"

WHEREAS, submitted to the Sangguniang Panlalawigan are various Ordinances from Julita, Leyte for approval, to wit:

- 1. Municipal Ordinance No. 2022-04 entitled: "AN ORDINANCE CREATING TWO (2) FARM SUPERINTENDENT II POSITIONS, WITH A SALARY GRADE 15 (ITEM NOS. 01/36 AND 01/36-A) AT THE MUNICIPAL AGRICULTURE OFFICE OF THE MUNICIPALITY OF JULITA, LEYTE AND APPROPRIATING THE FUNDS NEEDED THEREOF";
- 2. Municipal Ordinance No. 2022-05 entitled: "AN ORDINANCE CREATING THE POSITION OF NUTRITION OFFICER II WITH A SALARY GRADE 14 (ITEM NO. 01/67) AT THE OFFICE OF THE MUNICIPAL MAYOR OF THE MUNICIPALITY OF JULITA, LEYTE AND APPROPRIATING THE FUNDS NEEDED THEREOF":
- 3. Municipal Ordinance No. 2022-06 entitled: "AN ORDINANCE CREATING THE POSITION OF LABOR AND EMPLOYMENT OFFICER II WITH A SALARY GRADE 13 (ITEM NOS. 01/68) AT THE PUBLIC EMPLOYMENT SERVICE OFFICE OF THE MUNICIPALITY OF JULITA, LEYTE AND APPROPRIATING THE FUNDS NEEDED THEREOF";
- 4. Municipal Ordinance No. 2022-07 entitled: "AN ORDINANCE CREATING THE POSITION OF ADMINISTRATIVE AIDE III (UTILITY WORKER II) WITH A SALARY GRADE 3 (ITEM NOS. 01/69) AT THE PUBLIC EMPLOYMENT SERVICE OFFICE OF THE MUNICIPALITY OF JULITA, LEYTE AND APPROPRIATING THE FUNDS NEEDED THEREOF";

-over-

Page 2/2 – Res. No. 2022-373 dated July 27, 2022 declaring valid Mun. Ord. Nos. 2022-04, 2022-05, 2022-06, 2022-07 and 2022-08, all of Julita, Leyte

5. Municipal Ordinance No. 2022-08 "AN ORDINANCE CREATING THE POSITION OF PHARMACIST II (B) WITH A SALARY GRADE 12 (ITEM NO. 01/70) AT THE MUNICIPAL HEALTH UNIT OFFICE OF THE MUNICIPALITY OF JULITA, LEYTE AND APPROPRIATING THE FUNDS NEEDED THEREOF";

WHEREAS, the Provincial Legal Office was requested to review and submit recommendation on the subject Ordinances pursuant to Section 481 (3) (vii) of R.A. 7160;

WHEREAS, the Provincial Legal Office through Atty. Jose Raymund A. Acol, Assistant Provincial Legal Officer, per attached Indorsements, all dated July 19, 2022, recommended for the declaration of validity of the subject Ordinance pursuant to Section 56 (c) of R.A. 7160, the same being an exercise of the power authorized under Section 447 (I), (viii) of the Code, provided that, the creation of New Plantilla Positions does not violate the prohibition under Section 325 (a) and (g) thereof";

WHEREAS, the August Body, upon review, finds the subject Ordinances to be in conformity with the existing laws, rules and regulations;

NOW, THEREFORE, on omnibus motion presented by Honorable Trinidad G. Apostol, duly seconded by Honorable Wilson S. Uy, Honorable Raissa J. Villasin, Honorable Ma. Corazon E. Remandaban, Honorable Marie Kathryn Veloso-Kabigting, Honorable Flaviano C. Centino, Jr. and Honorable Vincent L. Rama, be it

RESOLVED, as it is hereby resolved, to APPROVE MUNICIPAL ORDINANCE NO. 2022-04, MUNICIPAL ORDINANCE NO. 2022-05, MUNICIPAL ORDINANCE NO. 2022-07 AND MUNICIPAL ORDINANCE NO. 2022-08, ALL OF JULITA, LEYTE.

Approved unanimously.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

FLORINDA JILLS VYVICO Secretary to the Sanggunian

ATTESTED:

Acting Vice-Governor
Temporary Presiding Officer

Copy furnished:

LCE and the Sangguniang Bayan of Julita, Leyte

FJSU: ASS Naomi27July2022

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