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Republic of the Philippines  
PROVINCE OF LEYTE  
Palo, Leyte

Item No. 12  
Date: JUL 11 2023

**PROVINCIAL LEGAL OFFICE**

Province of Leyte  
Legal Office  
Released  
J. G. W.  
6-30-23

2<sup>nd</sup> INDORSEMENT  
June 30, 2023

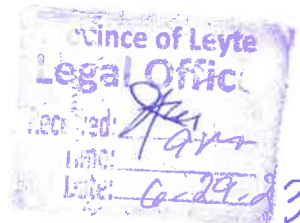
Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2023-02 of the SB of Bato, Leyte with the following comments and/or opinion:

1. That Ordinances No. 02 is an exercise by the SB concerned of its power authorized under Section 20 of the Code;
2. That one of the requirements set under the law is the conduct of a "prior public hearing" to which, subject ordinance is not supported with proof, like the attachment of the "Minutes of Public Hearing";
3. That from the title of subject ordinances, It appears that the application for reclassification was made by a certain "Mr. RENATO G. SEMBRANO" in representation of "Mr. PAUL ADRIAN F. SEMBRANO and Mr. FRANCES RENE F. SEMBRANO", declared owners of the parcels of land subject of reclassification;
4. That being representative of the declared owners, The Provincial Legal Office is of the opinion that a "Special Power of Attorney" is necessary for the purpose;
5. That pursuant to DILG opinion No.22, S. 2020 dated January 31, 2020 and citing the Supreme Court Decision in the case of "Chamber of Real Estate and Builders Associations, Inc. (CREBA), vs The Secretary of Agrarian Reform (G.R . No.183409)", reclassification alone will not suffice to use the agricultural lands for other purposes. Conversion is needed to change the current use of the reclassified lands.

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

Republic of the Philippines  
PROVINCE OF LEYTE  
Palo, Leyte

**OFFICE OF THE SANGGUNIANG PANLALAWIGAN**



**1<sup>ST</sup> INDORSEMENT**  
27 June 2023

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **ORDINANCE NO. 2023-02 OF THE MUNICIPALITY OF BATO, LEYTE, ENTITLED: Authorizing the Reclassification of Parcels of Land Applied For By Mr. Renato G. Sembrano and Owned and Declared Under Mr. Paul Adrian F. Sembrano and Mr. Frances Rene F. Sembrano and Designated as Lot No. 1899 and 2152 with Tax Declaration Number 08-06-0007-00699 and 08-06-0007-00702 Located on Bato-Bontoc Road, Purok 1, Barangay Alejos, Bato, Leyte from Agricultural to Commercial Purpose.**

**FLORINDA JILL S. UYVICO**  
Secretary to the Sanggunian



Jill Sydiongco Uyvico &lt;fjillsyd@gmail.com&gt;

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**Ordinances for Review**

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Sangguniang Bayan Bato, Leyte &lt;sangguniangbayanbato6525@gmail.com&gt;

Fri, Jun 23, 2023 at 3:29 PM

To: fjillsyd@gmail.com

June 23, 2023

Republic of the Philippines  
**SANGGUNIANG BAYAN**  
Bato, Leyte

June 23, 2023

**THE HONORABLE MEMBERS OF THE  
SANGGUNIANG PANLALAWIGAN**

Province of Leyte

Tacloban City

Gentlemen and ladies:

Respectfully transmitting to the Leyte Provincial Board the herein **Ordinance No. 2023-02 re: Authorizing land reclassification (Sembrano)**, **Ordinance No. 2023-03 re: Authorizing land reclassification (Salinas)**, and **Ordinance No. 2023-06 re: Authorizing land reclassification (Prycegas)** of this municipality for perusal and review by the august body.

It is sincerely prayed that the Provincial Board could pass a resolution stipulating your action on the matter and furnish this Sanggunian with the same.

I thank you in advance and look forward to your granting this request.





Respectfully,

**PORFERIO M. PITOGO II**

Secretary to the Sanggunian

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**4 attachments**

-  **Transmittal - Ordinance 2023 - Various land conversions.pdf**  
127K
-  **3 Ordinance - 2023-03 - Authorizing the reclassification of land Ralph Salinas.pdf**  
614K
-  **6 Ordinance - 2023-06 - Authorizing the reclassification of land Prycegas.pdf**  
614K
-  **2 Ordinance - 2023-02 - Authorizing the reclassification of land Renato Sembrano.pdf**  
441K



Republic of the Philippines  
**SANGGUNIANG BAYAN**  
Bato, Leyte

June 23, 2023

**THE HONORABLE MEMBERS OF THE  
SANGGUNIANG PANLALAWIGAN**

Province of Leyte  
Tacloban City

Gentlemen and ladies:

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It is sincerely prayed that the Provincial Board could pass a resolution stipulating your action on the matter and furnish this Sanggunian with the same.

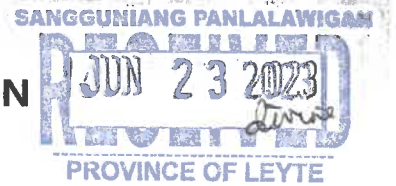
I thank you in advance and look forward to your granting this request.

Respectfully,

**PORFERIO M. PITOGO II**  
Secretary to the Sanggunian



Republic of the Philippines  
**SANGGUNIANG BAYAN**  
Bato, Leyte



Ordinance No. 2023-02

**AUTHORIZING THE RECLASSIFICATION OF PARCELS OF LANDS APPLIED FOR BY MR. RENATO G. SEMBRANO AND OWNED AND DECLARED UNDER MR. PAUL ADRIAN F. SEMBRANO AND MR. FRANCES RENE F. SEMBRANO AND DESIGNATED AS LOT NO. 1899 AND 2152 WITH TAX DECLARATION NUMBER 08-06-0007-00699 AND 08-06-0007-00702 LOCATED ON BATO-BONTOC ROAD, PUROK 1, BARANGAY ALEJOS, BATO, LEYTE FROM AGRICULTURAL TO COMMERCIAL PURPOSE**

*Sponsored by:*

**HON. ARNULFO B. Taneo**

*SB Committee Chair on Laws and Ordinances*

**HON. RAUL M. ACENAS**

*SB Committee Chair on Land Use*

WHEREAS, presented for consideration before the Sanggunian is the herein application for land use reclassification of Mr. Renato Germano Sembrano from agricultural to commercial purpose;

WHEREAS, Section 20 of R.A. 7160 vests the Sangguniang Bayan through an ordinance the authority to reclassify agricultural lands and provide for the manner for their utilization and disposition;

WHEREAS, the subject agricultural lands applied for were substantially of greater economic value for commercial, industrial, and residential purposes;

WHEREAS, the subject agricultural lands are not tenanted nor covered pursuant to R.A. 6657 otherwise known as the Comprehensive Agrarian Reform Law;

WHEREFORE, premises considered and on motion of Hon. Arnulfo B. Taneo seconded by Hon. Dorman P. Suarez;

BE IT ENACTED, AS THE SANGGUNIANG IN SESSION HEREBY ENACTS, that:

**Section 1. Authority to reclassify.** – Section 20 of Republic Act 7160 empowers the Sangguniang Bayan to enact an ordinance reclassifying an agricultural land to nonagricultural purposes.

**Section 2. Reclassification.** – The parcel of lands applied for by Mr. Renato Germano Sembrano and registered under Mr. Paul Adrian F. Sembrano and Mr. Frances Rene F. Sembrano with Tax Declaration Nos. 08-06-0007-00699 and 08-06-0007-00702 located on Bato-Bontoc Road, Purok 1, Barangay Alejos, Bato, Leyte.

**Section 3. Manner of Utilization.** – The subject lands shall be strictly utilized in accordance with the Municipal Zoning Ordinance of the municipality and other applicable laws, rules, and regulations.

**Section 4. Conversion.** – This ordinance shall not be construed as a conversion order which shall be issued by the Department of Agrarian Reform.

**Section 5. Effectivity.** – This ordinance shall take effect upon approval.

ENACTED this 16<sup>th</sup> day of January, 2023 during the Sangguniang Bayan's regular session held at the SB Session Hall, Bato, Leyte.

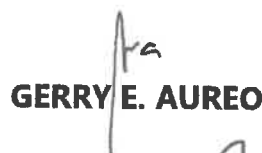
**The Honorable Members of the Sangguniang Bayan**

  
ANTHONY S. ECHEVARRE

  
DANILO A. RITOGO

  
PEPE B. DIAO

  
RAUL M. ACENAS

  
GERRY E. AUREO

  
MARK S. SALVATIERRA

  
HERBERT B. SALAZAR

  
ARNULFO B. Taneo

  
MARISSA C. GERTOS

  
DORMAN P. SUAREZ

CERTIFIED CORRECT:

  
PORFERIO M. PITOGO II  
Secretary to the Sanggunian

ATTESTED TO BE ADOPTED:

  
HON. BRYAN NILE A. GERTOS  
Presiding Officer/Municipal Vice Mayor

APPROVED:

  
HON. NATHANIEL B. GERTOS  
Municipal Mayor