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Item No.: 08

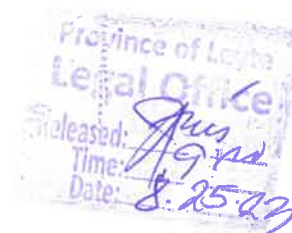
Date: SEP 05 2023

PROVINCE OF LEYTE
Palo, Leyte

PROVINCIAL LEGAL OFFICE



2nd INDORSEMENT
August 24, 2023



Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2023-18 of the Sangguniang Bayan of Julita, Leyte, with the following comments/opinions.

1. That Ordinance No. 2023-18 intends to grant "Cash Incentives" to individuals or groups who excelled in sports and academic competitions;
2. That pursuant to the 4th "whereas" of subject Ordinance, such legislative act shall further inspire the athletes to continue to improve in order to reach their dreams and aspirations to help uplift their families and the community and serve as a guide to success for others taking the same path;
3. That pursuant thereto, Section 8 (source of fund), of subject Ordinance, the budget shall be allocated in the Annual Budget, an indication that the fund to be used will be coming from the government coffers;
4. That the enactment of subject Ordinance is indeed laudable, as it will give inspiration to graduates as indicated in the 4th "whereas" of subject Ordinance;
5. That on the other hand, Section 335, chapter 4 of Local Government Code states;

"Section 335, Chapter 4- No public money or property shall be appropriated or applied for religious or private purposes"

6. That in view thereof, the Provincial Legal Office is of the opinion that a review be made on the subject of where the funds are to be sourced regarding Section 8 of the Ordinance to ensure that the same does not run contrary to the mandate of Section 335 chapter 4 of the Code.

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

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
22 August 2023



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **MUNICIPAL ORDINANCE NO. 2023-18** of the **MUNICIPALITY OF JULITA, LEYTE**, entitled: **AN ORDINANCE INSTITUTIONALIZING THE GRANT OF CASH INCENTIVES TO INDIVIDUALS OR GROUPS WHO EXCELLED IN SPORTS AND ACADEMIC COMPETITIONS IN THE MUNICIPALITY OF JULITA, LEYTE, APPROPRIATING FUNDS AND PROVIDING GUIDELINES THEREOF.**


FLORINDA JILLS UYVICO
Secretary to the Sanggunian



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Julita
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OFFICE OF THE SANGGUNIANG BAYAN

August 18, 2023

MS. FLORINDA JILL S. UYVICO
Sangguniang Panlalawigan Secretary
Province of Leyte
Tacloban City



Dear Ms. Uyvico,

Copy furnished are copies of **Municipal Ordinance Nos. 2023-03, 2023-18, and 2023-19** passed and approved by the **Sangguniang Bayan of Julita, Leyte** in its **Regular Session held on March 13, 2023 and July 03, 2023** at the Municipal Session Hall for your appropriate action.

Thank you.

Very truly yours,


FRANCIS RAAGAS-AVELINO
Sangguniang Bayan Secretary



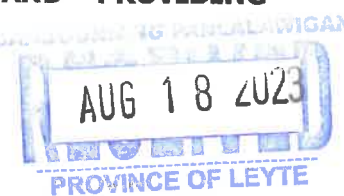
OFFICE OF THE SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE NO. 2023-18

"AN ORDINANCE INSTITUTIONALIZING THE GRANT OF CASH INCENTIVES TO INDIVIDUALS OR GROUPS WHO EXCELLED IN SPORTS AND ACADEMIC COMPETITIONS IN THE MUNICIPALITY OF JULITA, LEYTE, APPROPRIATING FUNDS AND PROVIDING GUIDELINES THEREOF.

Sponsored by:

Hon. Mark Joy E. Macaso



EXPLANATORY NOTE

WHEREAS, further, Paragraph 19 of Section 2, Article 14, of the 1987 Philippine Constitution provides that the State shall promote physical education and encourage sports programs, league competitions, and amateur sports, including training for international competitions, to foster self-discipline, teamwork, and excellence for the development of a healthy and alert citizenry;

WHEREAS, The Philippine Government has adopted a policy of giving incentives to athletes who are winners or medalists in legitimate international and local sports competitions pursuant to R.A. 9064 or the National Athletes, Coaches and Trainers Benefits and Incentives Act of 2001;

WHEREAS, the Local Government Unit of Julita, Leyte recognizes the pride and honor that winners of sports, skills and academic competitions bring to the Municipality that shall serve as an inspiration and a good role model to the citizens of this municipality, especially to the youth;

WHEREAS, such incentive program shall further inspire the athletes to continue to improve in order to reach their dreams and aspirations to help uplift their own families and the community and serve as a guide to success for others taking the same path;

NOW THEREFORE, on motion of the **Hon. Mark Joy E. Macaso**, duly seconded by the **Hon. Aliana Marie R. Tubi and the Hon. Rosila L. Advincula**;

BE IT ENACTED by the Sangguniang Bayan of Julita, Leyte, in session duly assembled, that:

SECTION 1. Title. This Municipal Ordinance shall be known as "*An Ordinance Institutionalizing the Grant of Cash Incentives to Individuals or Groups Who Excelled in Sports and Academic Competitions in the Municipality of Julita, Appropriating Funds and Providing Guidelines Thereof*"

SECTION 2. Declaration of Policy. It is hereby declared a policy of the Municipality of Julita, Leyte to grant financial incentives to deserving individuals for having given honor to this municipality in various legitimate competitions in the fields of sports and academics competitions. This program shall be known as the Julita Sports and Academic Competitions Awards Program.

SECTION 3. Definition of Terms.

- a. Sports Competitions - refer to various sports competitions in the local, national, international or worldwide levels and are duly organized,

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 SB Member

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GERALDINE S. DAYA
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Irvin R. Dy
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 SB Member

Allan T. Novalles
ALLAN T. NOVALES
 SB Member

Ria S. Dumduma
RIA S. DUMDUMA
 SB Member

Mark Joy E. Macaso
MARK JOY E. MACASO
 SB Member

Jude Andrei M. Romualdez
JUDE ANDREI M. ROMUALDEZ
 SB Member

Rosila L. Advincula
ROSILA L. ADVINCULA
 SB Member

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

Earl Ivan V. Peleño
EARL IVAN V. PELENIO
 Pres. Ng Pambayang
 Pederasyon Ng Mga
 Sangguniang Kabataan/
 Ex-Officio Member

Francis R. Avelino
FRANCIS R. AVELINO
 SB Secretary

German J. Macaso
GERMAN J. MACASO
 Municipal Vice Mayor


ALIANA MARIE R. TUBI
SB Member


GERALDINE S. DAYA
SB Member



IRVIN R. DY
SB Member



ALLAN T. NOVALES
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RIA S. DUMDUMA
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*Pres. Ng Pambayang Pederasyon Ng Mga Sangguniang Kabataan/
 Ex-Officio Member*


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SB Secretary


GERMAN J. MACASO
Municipal Vice Mayor

accredited or sanctioned by government agencies for competitions conducted within the country. Participation in International and Worldwide competitions must have been permitted and/or authorized by the concerned national government agency

- b. Academic Competitions - refer to the academic related competitions in the local, national, international or worldwide levels and are duly organized by national government agencies for competitions conducted within the country. Participation in International and Worldwide competitions must have been permitted and/or authorized by the concerned national government agency.
- c. Government agencies – Local government agencies or units such as a Municipal Government, Provincial Government, etc. National government agencies such as the Department of Education, Philippine Olympic Committee, Philippine Sports Competition, Department of the Interior and Local Government, Commission on Higher Education, etc.
- d. International Competition – a competition that is participated by other nations and are sanctioned by an international sanctioning body, example the International Olympic Committee. It can be held in other countries or can be hosted in the Philippines. These competitions include but are not limited to Summer Olympics (every 4 years), Winter Olympics (every 4 years), Asian Games (every 4 years), World Championship of respective sports, Asian Championship of respective sports, Southeast Asian (SEA) Games (every 2 years), ASEAN Championship of respective sports, Special Olympics
- e. National Competition – a competition that is participated by individuals or teams from the different regions of the country such as but not limited to, Palarong Pambansa, Philippine National Youth Games (Batang Pinoy), National Open, National Games, Special Olympics
- f. Regional Competition – a competition that is participated by individuals or teams from Region VIII such as but not limited to, Eastern Visayas Regional Athletics Association (EVRAA), Regional Schools Colleges and Universities Athletics Association (SCUAA)
- g. Provincial Competition – a competition that is participated by individuals or teams from Leyte such as but not limited to Leyte Provincial Meet
- h. Area Competition – a competition that is participated by individuals or teams from an area of Leyte in which a the Municipality is a part of such as but not limited to Area Meet
- i. Athlete/Contestant – the individual who participated in the competition and has won the award
- j. Coach – a person registered or authorized to train an athlete/contestant or a team of athletes/contestants before and during the competition.
- k. Individual Sport/Competition – a type of competition that is participated by only one (1) participant as indicated in the rules of the competition
- l. Team Sport/Competition - a type of competition that is participated by five (5) or more participants as indicated in the rules of the competition

SECTION 4. Julita Sports and Academic Competition Excellence Awards Program Committee (JSACEAPC). The Julita Sports and Academic Competitions Excellence Awards Program Committee (JSACEAPC) is hereby created with the following composition and functions:


ALIANA MARIE R. TUBI
SB Member


GERALDINE S. DAYA
SB Member



IRVIN R. DY
SB Member



ALLAN T. OVALES
SB Member


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SB Secretary


GERMAN J. MACASO
Municipal Vice Mayor

The Committee is composed of the following:

Chairman	Municipal Mayor
Vice-Chairman	Municipal Vice-Mayor
Members	<ol style="list-style-type: none"> 1. Chairperson of the Sangguniang Bayan Committee on Youth and Sports Development 2. Chairperson of the Sangguniang Bayan Committee on Education 3. Chairperson of the Sangguniang Bayan Committee on Finance 4. Municipal Planning and Development Coordinator (MPDC) 5. Municipal Social Welfare Development Officer (MSWDO) 6. Department of Education – Head of the Julita District 7. Municipal Local Government Operations Officer (MLGOO)
Secretariat	The chairman of this committee shall appoint three (3) employees of the Local Government Unit of Julita, Leyte that shall serve as members of the secretariat.

The Committee shall have the following functions and duties:

1. Formulate the necessary rules and regulations to implement the provisions of this Ordinance.
2. Evaluate and approve applicants and recipients of these awards.
3. Maintain a historical record of all the recipients of these awards as a permanent record of the Municipality of Julita.
4. Evaluate the effectiveness of Julita Sports and Academic Competitions Excellence Awards Program.
5. Shall convene at least twice a year or as often as maybe necessary, with the majority of the Board to constitute quorum, to (1) evaluate the effectiveness of the program; and (2) Evaluate and approve the applicants of these awards


SECTION 5. Qualification of Grantees. To qualify as a grantee, he/she must:

1. A bona-fide resident of the Municipality of Julita for as certified by the respective Punong Barangay, or a non-resident of the municipality representing a school or any other institution located within the municipality;
2. With good moral standing as certified by the respective Punong Barangay;
3. Has informed the JSACEAPC of the award within a period of one (1) year from the date of competition, otherwise, their incentives shall be deemed forfeited;
4. Submitted original and/or certified true copy of certification and appropriate documentations that he/she has participated and won first (1st), second (2nd) or third (3rd) place or gold, silver, or bronze medals accordingly in a duly accredited sports or academic competition at a particular level (international, national, regional, provincial, or area); and
5. Duly certified by the Awards Committee that the grantee has satisfactorily submitted and have passed the basic requirements set forth in this ordinance through an appropriate resolution of the Committee

SECTION 6. Categories and Schedule of Cash Incentives. The following are the categories of the Julita Sports and Academic Competitions Awards Program.



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FRANCIS R. AVELINO
SB Secretary


GERMAN J. MACASO
Municipal Vice Mayor

A. International Competitions

(Olympic Games - Every 4 years)

Individual Category	
First Prize (Gold Medal)	₱ 100,000.00
Second Prize (Silver Medal)	₱ 75,000.00
Third Prize (Bronze Medal)	₱ 50,000.00
Team Category	
The team shall receive twice the amount of the corresponding award in the Individual Category. The team shall divide the amount among the team members.	

(Asian Games - Every 4 years)

Individual Category	
First Prize (Gold Medal)	₱ 40,000.00
Second Prize (Silver Medal)	₱ 30,000.00
Third Prize (Bronze Medal)	₱ 20,000.00
Group Category	
The team shall receive twice the amount of the corresponding award in the Individual Category. The team shall divide the amount among the team members.	

(SEA Games - Every 2 years)

Individual Category	
First Prize (Gold Medal)	₱ 20,000.00
Second Prize (Silver Medal)	₱ 15,000.00
Third Prize (Bronze Medal)	₱ 10,000.00
Group Category	
The team shall receive twice the amount of the corresponding award in the Individual Category. The team shall divide the amount among the team members.	

(Other International Competitions)


Individual Category	
First Prize (Gold Medal)	₱ 10,000.00
Second Prize (Silver Medal)	₱ 8,000.00
Third Prize (Bronze Medal)	₱ 6,000.00
Group Category	
The team or group shall receive twice the amount of the corresponding award in the Individual Category. The team shall divide the amount among the team members.	


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Municipal Vice Mayor

B. National Competitions

Individual category	
First Prize (Gold Medal)	₱ 5,000.00
Second Prize (Silver Medal)	₱ 3,000.00
Third Price (Bronze Medal)	₱ 2,000.00
Group Category	
The team shall receive twice the amount of the corresponding award in the Individual Category. The team shall divide the amount among the team members.	

C. Regional Competitions

Individual category	
First Prize (Gold Medal)	₱ 1,500.00
Second Prize (Silver Medal)	₱ 1,200.00
Third Price (Bronze Medal)	₱ 1,000.00
Group Category	
The team shall receive twice the amount of the corresponding award in the Individual Category. The team shall divide the amount among the team members.	

D. Provincial Competitions

Individual category	
First Prize (Gold Medal)	₱ 1,000.00
Second Prize (Silver Medal)	₱ 800.00
Third Price (Bronze Medal)	₱ 600.00
Group Category	
The team shall receive twice the amount of the corresponding award in the Individual Category. The team shall divide the amount among the team members.	

E. Area Competitions

Individual category	
First Prize (Gold Medal)	₱ 500.00
Second Prize (Silver Medal)	₱ 400.00
Third Price (Bronze Medal)	₱ 300.00
Group Category	
The team shall receive twice the amount of the corresponding award in the Individual Category. The team shall divide the amount among the team members.	

The head coach or trainer shall receive cash incentives only once as provided in this ordinance. The amount shall be equivalent to one half (1/2) of the



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SB Secretary


GERMAN J. MACASO
Municipal Vice Mayor

amount of the individual category of the highest award garnered by the awardees or team he/she handled both in individual or team category.

The grantees shall also be awarded the following:

1. A framed certificate of recognition
2. Other appropriate gifts or token may also be given, as allowed by law;

SECTION 7. Pasidungog Night. The recipients of the awards shall be presented of their awards during the Pasidungog Night. The Pasidungog Night shall be one of the activities during the cultural nights in celebration of the Annual Town Fiesta of the Municipality of Julita, Leyte Furthermore, the committee shall have the authority to set additional awarding ceremony when deemed necessary.

SECTION 8. Source of Fund. The budgetary requirements necessary for the implementation of this Ordinance shall be allocated in the Annual Budget of the Municipality of Julita.

1. There shall be allocated a minimum amount of **P 150,000.00 annually** for the cash incentive of the awardees, and shall be increased as recommended by the JSACEAPC and depending on the number of awardees and the availability of funds.
2. There shall be allocated an amount **of P 30,000.00 for the operational expenses** during the Pasidungog Night and the expenses for the certificate of recognition of the awardees.
3. There shall be allocated an amount for the gifts/token of the awardees depending on the availability of funds.

SECTION 9. Separability Clause. If, for any reason or reasons, any part or provision of this Ordinance is held to be unconstitutional or invalid, other parts or provisions hereof which are not affected shall continue to be in full force and effect.

Section 10. Repealing Clause. All ordinances, rules and regulations, or parts thereof, in conflict with or inconsistent to the provisions of this Ordinance are hereby repealed or modified accordingly.

Section 11. Effectivity. This Ordinance shall take effect immediately after its approval and after its posting in all barangays of the Municipality of Julita, Leyte.

Passed and enacted by the Sangguniang Bayan in session assembled on July 03, 2023 at the Municipality of Julita, Leyte, Philippines.

I HEREBY CERTIFY to the correctness of this foregoing ordinance.


FRANCIS RAAGAS-AVELINO
Sangguniang Bayan Secretary

ATTESTED:


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

CONCURRED:


HON. ALIANA MARIE R. TUBI
SB Member


HON. GERALDINE S. DAYA
SB Member


HON. IRVIN R. DY
SB Member

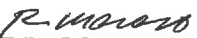

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HON. EARL IVAN V. PELENIO
*Pres. Ng Pambayang Pederasyon
Ng Mga Sangguniang Kabataan
Ex-Officio Member
(On-Leave)*

APPROVED:


ATTY. PERCIVAL S. CAÑA
Municipal Mayor