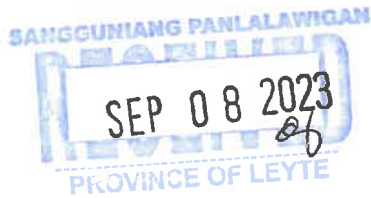


PROVINCE OF LEYTE
Palo, Leyte

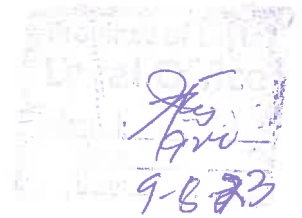
Item No.: 07

Date: 19 SEP 2023

PROVINCIAL LEGAL OFFICE



2nd INDORSEMENT
September 6, 2023



Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 444 of the Sangguniang Bayan of Babatngon, 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 essentially inconsistent resolution (Constantino v. Desierto 288 SCRA 654).

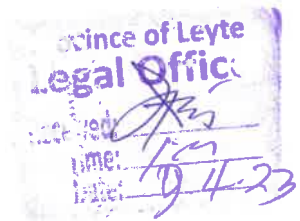
ATTY. JOSE RAYMUND A. ACOL
Asst. Provincial Legal Officer



Republic of the Philippines
PROVINCE OF LEYTE
Tacloban City

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
04 September 2023



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein **Ordinance No. 444** of the Municipality of **Babatngon, Leyte**, entitled: **An Ordinance amending Municipal Ordinance No. 428, otherwise known as the Revised Revenue Code of the Municipality of Babatngon, Leyte, Fiscal Year 2023.**


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian

3



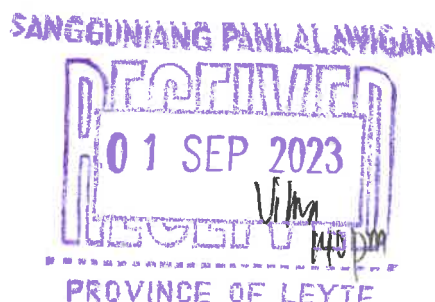
REPUBLIC OF THE PHILIPPINES
PROVINCE OF LEYTE
MUNICIPALITY OF BABATNGON

SANGGUNIANG BAYAN

01 September 2023

Honorable Leonardo M. Javier, Jr.
Vice Governor and Presiding Officer, and

The Honorable Members
Sangguniang Panlalawigan
Province of Leyte
Legislative Bldg., Capitol Grounds
Tacloban City



Dear Honorable Ladies and Gentlemen,

Respectfully endorsed to the Honorable Sangguniang Panlalawigan of the Province of Leyte is Ordinance No. 444 of the Sangguniang Bayan of the Municipality of Babatngon, Leyte, entitled: "AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 428, OTHERWISE KNOWN AS THE REVISED REVENUE CODE OF THE MUNICIPALITY OF BABATNGON, LEYTE, FISCAL YEAR 2023." Subject ordinance is being forwarded to that Body for review in compliance with Section 56 (a) of Republic Act 7160.

Enclosed please find the following:

1. Ordinance No. 444
2. Certification of Posting

Hope and pray for your favorable action thereof.

Very truly yours,

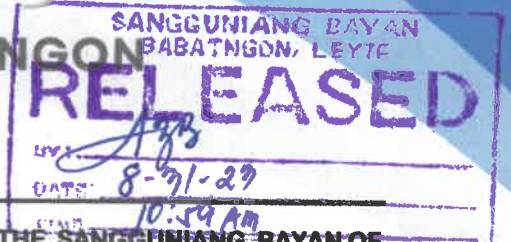

ALMA A. BALDOMAR
Secretary II
Secretary to the Sanggunian-designate

Enclosed:
As Stated



REPUBLIC OF THE PHILIPPINES
 PROVINCE OF LEYTE
MUNICIPALITY OF BABATNGON

SANGGUNIANG BAYAN



EXCERPT FROM THE MINUTES OF THE 53rd REGULAR SESSION OF THE SANGGUNIANG BAYAN OF BABATNGON, LEYTE HELD ON THE 14th DAY OF AUGUST 2023 AT THE SB SESSION HALL, LEGISLATIVE BUILDING, BABATNGON, LEYTE.

MAYOR'S OFFICE
 BABATNGON, LEYTE

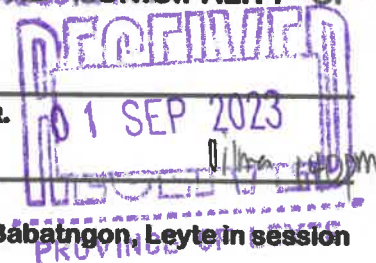


ORDINANCE NO. 444

BY: _____
 DATE: 8/23/23
 TIME: 1:30 PM

AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 428, OTHERWISE KNOWN AS THE REVISED REVENUE CODE OF THE MUNICIPALITY OF BABATNGON, LEYTE, FISCAL YEAR 2023.

Introduced by: **Hon. FEDERICO P. ELIZAGA, JR.**
 Sangguniang Bayan Member



Be it enacted by the Sangguniang Bayan of the Municipality of Babatngon, Leyte in session assembled:

SECTION 1. – Chapter II, Article A, Section 2A.02 – Imposition of Tax (a) Manufacturers of Municipal Ordinance No. 428 is hereby amended to read as follows:

Amount of Gross Sales/Receipts For the Preceding Calendar Year	Amount of Tax per Annum
Less than 10,000.00	165.00
10,000.00 or more but less than 15,000.00	220.00
15,000.00 or more but less than 20,000.00	302.00
20,000.00 or more but less than 30,000.00	440.00
30,000.00 or more but less than 40,000.00	660.00
40,000.00 or more but less than 50,000.00	825.00
50,000.00 or more but less than 75,000.00	1,320.00
75,000.00 or more but less than 100,000.00	1,650.00
100,000.00 or more but less than 150,000.00	2,200.00
150,000.00 or more but less than 200,000.00	2,750.00
200,000.00 or more but less than 300,000.00	3,850.00
300,000.00 or more but less than 500,000.00	5,500.00
500,000.00 or more but less than 750,000.00	8,000.00
750,000.00 or more but less than 1,000,000.00	10,000.00
1,000,000.00 or more but less than 2,000,000.00	13,750.00
2,000,000.00 or more but less than 3,000,000.00	16,500.00
3,000,000.00 or more but less than 4,000,000.00	19,800.00
4,000,000.00 or more but less than 5,000,000.00	23,100.00
5,000,000.00 or more but less than 6,500,000.00	24,375.00
6,500,000.00 or more	at a rate not exceeding thirty seven and a half percent (37½%) of one percent (1%)

Section 2. - Chapter II, Article A, Section 2A.02 (d), Retailers, the amount of 8,000.00 of Municipal Ordinance No. 428 was deleted and further amended to read as follows:

Amount of Gross Sales/Receipts for the Preceding Calendar Year	Amount of Tax per Annum
P 400,000.00 or less	2%
More than P 400,000.00	1%

Section 3. - Chapter II, Article B, Section 2B.07 and Section 2B.08 – Tax on Ambulant & Itinerary Amusement Operator of Municipal Ordinance No. 428 is hereby deleted.

Section 4. - Chapter II, Article B, Section 2B.05 of Municipal Ordinance No. 428 is hereby amended to read as follows:



REPUBLIC OF THE PHILIPPINES
PROVINCE OF LEYTE
MUNICIPALITY OF BABATNGON

SANGGUNIANG BAYAN

p. 2 Ordinance No. 444
(Amending Ordinance No. 428)

"Section 2B.05. Imposition of Terminal Fee – There is hereby imposed a terminal fee for PUV & motor boats for hire using the Public Transport Terminal owned by the Municipality."

A. Public Utility Vehicle

Kind of Public Utility	Amount per Trip
Air-conditioned buses	P 60.00
"Mini" buses	60.00
Jeepneys/AUVs	50.00
Taxis	30.00

Section 5 . - Separability Clause. – If for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid by competent authority, such judgment or action shall not affect or impair the other sections or provisions thereof.

Section 6 . - Applicability Clause. – All other matters relating to the impositions in this Ordinance shall be governed by pertinent provisions of existing laws and other ordinances.

Section 7. - Repealing Clause. – All ordinances, rules and regulations, or part thereof, in conflict with, or inconsistent with any provisions of this Ordinance are hereby repealed or modified accordingly.

Section 8. - Effectivity. - This ordinance shall take effect after ten (10) days from the date of its approval and posting copies thereof in conspicuous places in the locality.

APPROVED and ENACTED this 14th day of AUGUST 2023 at Babatngon, Leyte.

I HEREBY CERTIFY to the correctness of the foregoing ordinance.

ALMA A. BALDOMAR
Secretary II
Secretary to the Sanggunian-Designate

ATTESTED:

HON. ROSARY PEARL G. CATUDIO
Municipal Vice-Mayor
Presiding Officer

HON. CHRISTIAN C. LAWSIN
Sangguniang Bayan Member

HON. KEMUEL RUE M. CORSIGA
Sangguniang Bayan Member

HON. KARL JOMAR L. EMBANA
Sangguniang Bayan Member

HON. ILDEFONSO B. ODON
Sangguniang Bayan Member



REPUBLIC OF THE PHILIPPINES
PROVINCE OF LEYTE
MUNICIPALITY OF BABATNGON
SANGGUNIANG BAYAN

p. 2 Ordinance No. 444
(Amending Ordinance No. 428-Revised Revenue Code)


HON. FEDERICO P. ELIZAGA, JR.
Sangguniang Bayan Member


HON. HILARION S. MENZON
Sangguniang Bayan Member

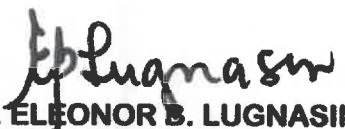

HON. CHARITA M. CHAN
Sangguniang Bayan Member


HON. ALEX V. BELLO
Sangguniang Bayan Member


HON. COSTUDIO R. MEDINA
President, Liga ng mga
Barangay


HON. MYRNA S. BALLAIS
President
Pambayang Pederasyon ng
Sangguniang Kabataan

APPROVED:


HON. ELEONOR B. LUGNASIN
Municipal Mayor

Date: AUG. 30, 2023





Republic of the Philippines
Province of Leyte
MUNICIPALITY OF BABATNGON
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OFFICE OF THE SANGGUNIANG BAYAN

CERTIFICATION

TO WHOM THIS MAY CONCERN:

This is to certify that **POSTING** in prominent places in the Municipal Hall and some conspicuous places in the locality was undertaken starting 31 August 2023 and copies of said ordinance shall remain posted for three (3) consecutive weeks, pursuant to Sec. 59 (b) of Republic Act 7160, in relation to hereunder ordinance, to wit:

1. **Ordinance No. 444 - AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 428, OTHERWISE KNOWN AS THE REVISED REVENUE CODE OF THE MUNICIPALITY OF BABATNGON, LEYTE, FISCAL YEAR 2023.**

Made this 31st day of August 2023 at Babatngon, Leyte.

ALMA A. BALDOMAR
Secretary II
Secretary to the Sanggunian-designate

FILE
RECORDS SECTION



Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte
-oOo-



OFFICE OF THE SANGGUNIANG PANLALAWIGAN

EXCERPTS FROM THE MINUTES OF THE 49th REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN OF LEYTE CONDUCTED AT THE SESSION HALL, LEYTE PROVINCIAL GOVERNMENT COMPLEX, PALO, LEYTE ON JULY 04, 2023.

RESOLUTION NO. 2023-310

A RESOLUTION REQUESTING THE SANGGUNIANG BAYAN OF BABATNGON, LEYTE TO SUBMIT THE AMENDED ORDINANCE NO. 428, OR THE REVISED REVENUE CODE OF THE MUNICIPALITY OF BABATNGON, LEYTE TO THE SANGGUNIANG PANLALAWIGAN.

WHEREAS, submitted to the Sangguniang Panlalawigan is **Resolution No. 3821-23 of Babatngon, Leyte** entitled: **"A RESOLUTION ENDORSING HEREWITH THE COMMENTS OF THE SANGGUNIANG BAYAN IN COMPLIANCE TO SP RESOLUTION NO. 2023-199 RELATIVE TO MUNICIPAL ORDINANCE NO. 428 OF BABATNGON, LEYTE ENTITLED: "REVISED REVENUE CODE OF THE MUNICIPALITY OF BABATNGON, LEYTE FOR FY-2023";**

WHEREAS, Resolution No. 3821-23 was referred to the Provincial Legal Office for review and submit recommendation 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 Indorsement, rendered the following comments, to wit:

1. That subject Resolution NO. 3821-23 intends to inform the Honorable Sangguniang Panlalawigan of Leyte, the LGU's compliance of SP Resolution No. 2023-199, which in effect requires amendment on subject Ordinance No. 428;
2. That being the case, the Provincial Legal Office (PLO), is of the opinion that the LGU of Babatngon, Leyte still has to submit, its amended Ordinance No. 428, or the "Revised Revenue Code of the Municipality of Babatngon, Leyte";

WHEREAS, the August Body, upon review, deemed it proper to request the Sangguniang Bayan of Babatngon, Leyte to submit the amended Ordinance No. 428 or the Revised Revenue Code of the Municipality, Leyte to the Sangguniang Panlalawigan;

NOW, THEREFORE, on motion presented by Honorable Wilson S. Uy, duly seconded by Atty. Carlo P. Loreto and Atty. Ronnan Christian M. Reposar, be it

-over-


FILE
RECORDS SECTION

Page 2/2 – Res. No. 2023-310 dated July 4, 2023
Requesting SB Babatngon to submit the amended
Revised Revenue Code

RESOLVED, as it is hereby resolved, to **REQUEST THE SANGGUNIANG BAYAN OF BABATNGON, LEYTE TO SUBMIT THE AMENDED ORDINANCE NO. 428, OR THE REVISED REVENUE CODE OF THE MUNICIPALITY OF BABATNGON, LEYTE TO THE SANGGUNIANG PANLALAWIGAN.**

Approved unanimously.

I HEREBY CERTIFY to the correctness of the foregoing resolution.


FLORINDA J. UYVICO
Secretary to the Sanggunian

ATTESTED:


HON. LEONARDO M. JAVIER, JR.
Vice Governor/Presiding Officer

Copy furnished:

LCE and the Sangguniang Bayan
of Babatngon, Leyte