

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

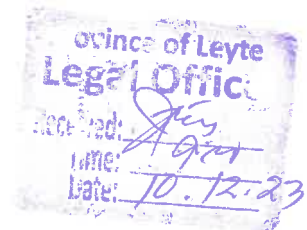
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Date: 17 2023 OCT

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PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT
October 9, 2023



Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2023-21 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, to the opinion of the Provincial Legal Office (PLO), an exercise of the power to enhance economic prosperity and social justice and promote full employment among residents authorized under Section 16ⁱ of the Code provided that it does not run afoul the prohibitions stated in Section 186ⁱⁱ of the same Code.

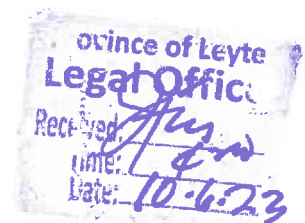
ATTY. JOSE RAYMUND A. ACOL
Asst. Provincial Legal Officer 

ⁱ Section 16 (LGC)- General welfare clause

ⁱⁱ Section 186 (LGC)- That the taxes, fees, or charges shall not be unjust, excessive, oppressive, confiscatory or contrary to declared national policy: Provided, further, That the ordinance levying such taxes, fees or charges shall not be enacted without any prior public hearing conducted for the purpose.


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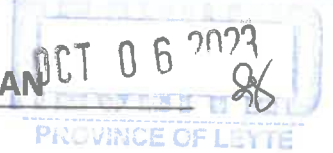
OFFICE OF THE SANGGUNIANG PANLALAWIGAN



1ST INDORSEMENT
06 October 2023

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **MUNICIPAL ORDINANCE NO. 2023-21** of the **MUNICIPALITY OF JULITA, LEYTE**, entitled: **AN ORDINANCE ENACTING THE 2023 LOCAL INVESTMENT INCENTIVE CODE OF THE MUNICIPALITY OF JULITA, LEYTE.**


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian



OFFICE OF THE SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE NO. 2023-21

AN ORDINANCE ENACTING THE 2023 LOCAL INVESTMENT INCENTIVE CODE OF THE MUNICIPALITY OF JULITA, LEYTE.

Sponsored by:

Hon. Mark Joy E. Macaso

WHEREAS, Section 2 Article 10 of the 1987 Constitution of the Republic of the Philippines provides that the territorial and political subdivision shall enjoy local autonomy;

WHEREAS, Section 109 of Republic Act No. 7160, otherwise known as "The Local Government Code of 1991", provides that every local government unit shall exercise the function to formulate local investment incentives to promote the inflow and direction of private investment capita;

WHEREAS, Section 192 of the Local Government Code of 1991, provides that local government units may, through ordinances duly approved, grant tax exemptions, incentives or reliefs under such terms and conditions as they may deem necessary;

NOW THEREFORE, on *motion* of the **Hon. Mark Joy E. Macaso**, *duly seconded*, by the **Hon. Earl Ivan V. Peleño** and the **Hon. Jude Andrei M. Romualdez**;

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

CHAPTER 1. TITLE

SECTION 1. Title. This Municipal Ordinance shall be known as "**An Ordinance Enacting the 2023 Local Investment Incentive Code of the Municipality of Julita, Leyte**"

CHAPTER 2. DECLARATION OF POLICY

SECTION 2. Declaration of Policy. It is hereby declared to be the policy of the Municipality of Julita, Leyte to encourage new investment, expansion or diversification in business and such other preferred areas of investments as maybe determined from time to time which will provide employment opportunities and raise the standard of living of the people, and also taking into account the principles of sustainable development, wise utilization of natural resources, equitable distribution of wealth and holistic human development.

The municipality encourage both domestic and foreign investments to establish enterprises that would utilize substantial amount of labor and raw materials.

The municipality openly declare that it recognizes the role of the civil society as an indispensable partner in translating the dreams and ideals of its citizenry into realities

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SB Member

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SB Member

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SB Member

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SB Member

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Ex-Officio Member
EARL IVAN V. PELENIO
Pres. Ng Pambayang
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FRANCIS R. AVELINO
SB Secretary
GERMAN J. MACASO
Municipal Vice Mayor



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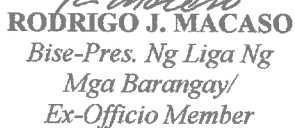


MARK JOY E. MACASO
SB Member

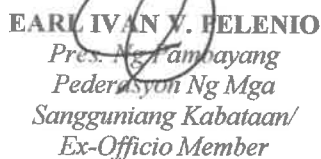
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SB Member



ROSILA L. ADVINCULA
SB Member



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Ex-Officio Member



EARL IVAN V. HELENIO
Pres. Ng Tambayang
Pederasyon Ng Mga
Sangguniang Kabataan/
Ex-Officio Member



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SB Secretary



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Municipal Vice Mayor

It is furthered declared to be the policy of the Municipality to promote the establishment of non-government organizations to serve as active partners in achieving local autonomy.

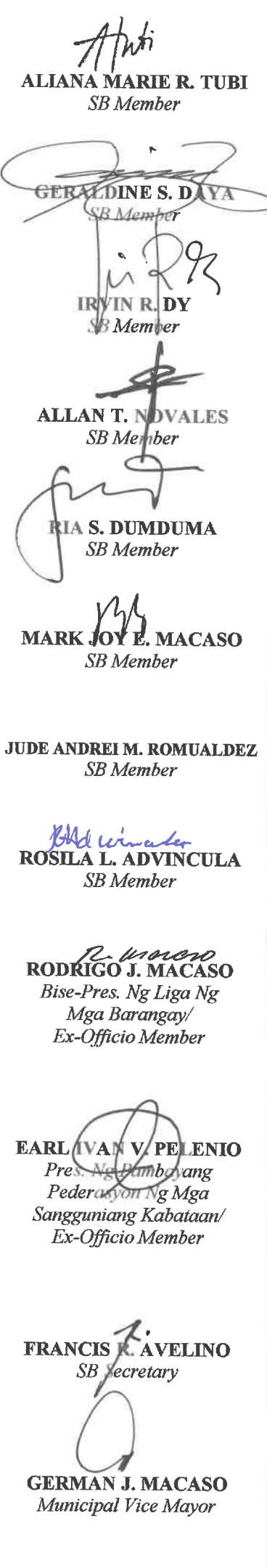
The municipality also acknowledge its role as catalyst of industrial peace and security in establishing infrastructure facilities and as an agent in the transformation of the community to a responsible citizenry.

Finally, the municipality, manifest its desire to attract investors on the basis of efficient and effective governance through sound management, continuity of policies, providing fiscal incentives, promoting political stability and efficient service.

CHAPTER 3. DEFINITION OF TERMS

SECTION 3. Definition of Terms

1. Board – shall refer to the Julita Local Investment Incentive Board created under this code.
2. Municipality – shall mean the Municipality of Julita covering all the areas within the territorial jurisdiction as provided by law.
3. Code – shall refer to the 2023 Local Investment Incentive Code of the Municipality of Julita, Leyte.
4. New Enterprises – shall refer to those prospective investors who have not engaged in any kind or type of business in the Municipality of Julita and is interested in establishing its place of operation or production in the municipality.
5. Expanding Enterprises – shall refer to those enterprises whose place(s) of operation or production are located within the territorial jurisdiction of the Municipality of Julita who added its capital investment and business activities in order to meet the bracket for the availment of incentives
6. Preferred Areas of Investments - shall mean the economic activities that the Board shall approve and declare as such after thorough study and evaluation.
7. Registered Enterprises – shall mean those enterprises registered in accordance with the provisions of this Code.
8. Local Worker – shall refer to those workers or personnel who are bonafide residents of the municipality.
9. New Projects - refers to a project/activity listed in the IPAs that has not started commercial operation undertaken by:
 - a) A newly organized/formed enterprise; or
 - b) An existing enterprise that shall engage in an entirely distinct and different activity from its existing business operations; or the same activity provided it shall establish a new facility in an area not contiguous to the premises of its existing project and with new investments.
10. Expansion Projects - shall mean installation of additional facilities/equipment that will result in increase in production capacity of the same product line within the same existing plant/facilities of the enterprise. For service-type activities, the same principle applies.
11. Modernization Projects - In general, modernization must result in any of the following:
 - a) At least 25% substantial reduction of production cost/cost of provision of the service; or
 - b) Upgrading of product/service quality or classification of the facility (e.g., hospitals, hotels, resorts) to a higher class.



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

FRANCIS R. AVELINO
SB Secretary

GERMAN J. MACASO
Municipal Vice Mayor


12. Existing Projects - Project of an existing enterprise that has started commercial operation at the time of application with the Board that does not qualify as new expansion or modernization project.
13. Comprehensive Land use Plan - provides specific direction to implementers in terms of land uses and other development objectives.
14. Comprehensive Development Plan – refers to the overall medium term development plan of the Municipality of Julita.
15. Duration of Tax Holiday – refers to the specific period of exemption or in the availment of incentives.
16. Fiscal Incentives – refers to the direct financial or monetary benefit to the investor.
17. Non-fiscal Incentives – pertains to the non-monetary value or incentive that provide indirect benefit to investor.
18. Government Agencies – refer to the branch of national government involve in promoting regulation and supervising investments, such as Department of Trade and Industry (DTI), Securities and Exchange Commission (SEC), Social Security System (SSS), Bureau of Internal Revenue (BIR), National Economic and Natural Resources (DENR) etc.
19. Incentives – refer to the benefits or privileges granted by the Municipality of Julita to encourage investments.
20. Investment – refers to money, equipment or properties, professional services rights expressed in monetary value put in for the purpose of engaging in business activity.
21. Investment Promotion Unit – shall pertain to the one-stop Investment Action Unit. It assists the investors in his dealing with the LGUs with regard to his/her business operations and other documentary requirements.
22. Large-Scale-Enterprise – shall refer to the business enterprises having a total asset (except land) of forty (40) million pesos or more.
23. Medium-Scale Enterprise - shall refer to the business enterprises having a total asset (except land) of ten (10) million to forty (40) million pesos.
24. Small-Scale Enterprise - shall refer to the business enterprises having a total asset (except land) of one (1) million to ten (10) million pesos.
25. Pioneering Enterprises- shall mean a newly introduces or business endeavor in the Municipality of Julita.
26. Non-pioneering Enterprises – shall mean industry or business endeavor already exiting the municipality.
27. Official Acceptance – refers to the final acceptance of application for registration with completed requirements.
28. Tax Holiday - shall refer to the tax exemption granted to registered enterprises.


CHAPTER 4. JULITA LOCAL INVESTMENTS AND INCENTIVES BOARD (JLIIB)


SECTION 4. The Julita Local Investments and Incentives Board (JLIIB). The Julita Local Investments and Incentives Board is hereby created to implement the provisions of this code.


SECTION 5. Composition. The Julita Local Investments and Incentives Board shall be composed of the following:


Chairman	Municipal Mayor
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ALIANA MARIE R. TUBI
SB Member


GERALDINE S. DAYA
SB Member



IRVIN R. DY
SB Member



ALLAN T. NOVALES
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 Ex-Officio Member*


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SB Secretary


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Municipal Vice Mayor

Vice-Chairman	Municipal Vice-Mayor
Members	<ol style="list-style-type: none"> 1. Chairperson of the Sangguniang Bayan Committee on Public Works, Infrastructure and Special Projects 2. Chairperson of the Sangguniang Bayan Committee on Industrialization, Housing and Land Utilization 3. Chairperson of the Sangguniang Bayan Committee on Public Market/Slaughterhouse and Enterprises 4. Chairperson of the Sangguniang Bayan Committee on Tourism 5. Chairperson of the Sangguniang Bayan Committee on Environment and Land Use 6. Chairperson of the Sangguniang Bayan Committee on Agriculture and Cooperative 7. Chairperson of the Sangguniang Bayan Committee on Barangay Affairs 8. Municipal Planning and Development Coordinator 9. Municipal Engineer 10. Municipal Treasurer 11. Municipal Assessor 12. Five (5) representatives from Civil Society Organizations (CSO).

Provided, that said CSO representatives came from organization duly accredited by the Sanggunian Bayan. Provided further, that the term of office of the CSO representatives shall be the co-terminus to the term of office of the set of Sanggunian Bayan Members granting its accreditation, unless otherwise earlier revoked.

Provided further that, in the event that there would be less than five (5) accredited CSO's in the Municipality, the Board has the prerogative to identify representatives from duly recognized non accredited CSO's of good reputation and track record in Julita.

Upon its discretion the Mayor may appoint an authorized representative in its behalf.

SECTION 6. Meeting and Quorum of the Board. The Board shall hold an organizational meeting upon approval and publication of this code. The Municipal Mayor, after the civil society organization representatives has been duly determined by the CSO's concerned, shall issue, an executive order organizing the MJLIIB. The Board shall meet at least once every quarter or often as necessary, as determined by the Board Members themselves. The Quorum shall be fifty percent (50%) plus one of the total memberships of the Board. Special Board meeting maybe called upon the request of at least five (5) members of the Board. The chairman of the Board is included on the determination of the quorum. The meeting venue is the Session Hall or any venue to be designated by the Board. Fifteen (15) days after the election of officers, the Board shall adopt its own Internal Rules and Procedures.

SECTION 7. Powers and Functions of the Board. The primary function of the board is to establish a favorable and a stable policy on the business climate which will encourage and support private sector investment and in the operation of business activities. Pursuant to this, the Board is vested with the following powers:


ALIANA MARIE R. TUBI
 SB Member


GERALDINE S. DAYA
 SB Member


IRVIN R. DY
 SB Member



ALLAN T. NOVALES
 SB Member

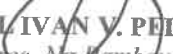

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 Pedersyon Ng Mga
 Sangguniang Kabataan/
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 SB Secretary


GERMAN J. MACASO
 Municipal Vice Mayor

- a. *Promulgate the Implementing Rules and Regulations (IRR) of the Julita Local Investment Incentive Code of 2023;*
- b. *Recommend to the Sanggunian Bayan any amendments on the Code;*
- c. *Adopt an investments promotion program;*
- d. *Periodically review Investment Priority Areas (IPAs) eligible for incentives;*
- e. *Act on applications for registration of projects and availment of local incentives.*
- f. *Supervise the operations of the Julita Investment Promotion Center;*
- g. *Establish cooperative undertakings with other LGUs, the private sector, NGOs or other institutions as may be necessary;*
- h. *Coordinate with the local government offices, national agencies and private sector organizations, as maybe necessary, useful and incidental to the effective and efficient implementation of the Julita Local Investment Incentive Code of 2023;*
- i. *Establish trade and investment satellite offices in such other places as may be necessary to effectively carry out its mandate; and*
- j. *Perform such other tasks necessary and incidental to the exercise and performance of their functions.*

SECTION 8. Powers and Functions of the Chairman of the Board.

The Chairman of the Board shall have the following powers and duties:

- a. *To preside over the regular and special meetings of the Committee;*
- b. *To sign the Certificate of Registration in accordance with the rules and regulations of this Code;*
- c. *In case of vacancy due to resignation on incapacity of any member, appoint new members subject to the approval of the majority members of the Board;*
- d. *Upon approval, sign all warrants/disbursement pertaining to the operation of the Board;*
- e. *Generally, to exercise such other powers and perform such other duties as may be necessary to carry out the objectives of this Code.*

SECTION 9. Powers and Functions of the Vice-chairman of the Board. The Vice - Chairman of the Board shall have the following powers and duties:

- a. *To preside over the regular and special meetings of the Committee in the absence of the Chairperson; and*
- b. *To perform such other duties and functions as may be necessary for and in behalf of the latter.*

SECTION 10. Visitorial Power of the Board. The Board or any duly authorized member thereof, shall be empowered and authorized to conduct an ocular inspection of the premises or examination of the business activity of any enterprise, including the records and books of any enterprise, registered or applying for registration at any reasonable time of the day, during office hours, for verification or ascertaining the enterprise's compliance with the provisions of the Code, or when the Board deems it necessary or incidental to the effective exercise and performance of their respective functions and powers.

CHAPTER V. JULITA INVESTMENT PROMOTION CENTER (JIPC)


ALIANA MARIE R. TUBI
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SB Secretary


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Municipal Vice Mayor

SECTION 11. Creation. The Julita Investments Promotion Center (JIPC) is hereby created to carry out the objectives of the JLIIC. The JIPC shall be under the office of the Municipal Mayor.

SECTION 12. Working Force of the JIPC. The Board shall appoint the head of the JIPC who may be the Local Economic and Investments Promotion Officer (LEIPO) in accordance with the DILG Memorandum Circular (MC) 2010-113.

SECTION 13. Proposed Functions of the JIPC. The JIPC as One-Stop-Shop shall serve as the Technical Secretariat of the Board and shall take an active role in implementing the Code. In addition, it shall have the following duties and functions:

- a. *Prepare and implement the annual investments promotion plan as approved by the Board;*
- b. *Receive, process and evaluate applications for registration and applications for the availment of the local incentives and submit its recommendation to the Board within a specified period from the receipt of application;*
- c. *Assist in:*
 - 1) *Securing Licenses and Permits;*
 - 2) *Identifying business or joint venture partners, raw materials suppliers and possible business sites;*
 - 3) *Sourcing out skilled manpower and service providers ;*
 - 4) *Facilitate in resolving issues and concerns encountered by investors, among others;*
- d. *Render after care services to registered enterprises/locators;*
- e. *Monitor and evaluate project implementation of registered enterprises ;*
- f. *Establish and update data bank on general business information;*
- g. *Strengthen networking relationships;*
- h. *Prepare and disseminate investment promotion collaterals, e.i., brochures, industry and project profile as well as the cost of doing business in the LGU;*
- i. *Conduct briefings to investors;*
- j. *Represent the LGU in trade and investments meetings, conferences, fora, conventions, and other similar gatherings in both domestic and foreign venues whenever so directed by the Board;*
- k. *Collate, analyze and compile pertinent data and studies concerning areas that have been or may be declared as "Investment Priority Areas";*
- l. *Recommend to the Board any modification/amendments to existing legislation and procedures on local investments;*
- m. *Perform such other functions as may be necessary to implement the intent of the Code.*

CHAPTER VI. INVESTMENTS PRIORITY AREAS (IPAs)

SECTION 14. Investment Priority Areas (IPAs). The LGU through the board shall formulate its IPAs, consistent with the Investment Priority Plan (IPP), the Comprehensive Development Plan (CDP) and the Comprehensive Land Use Plan (CLUP), Zoning Regulations and such other criteria that will ensure sustainable and equitable economic and social development. Duly approved IPAs by the Board shall serve as basis for the availment of Tax Holidays under this Code. Incentives will be provided


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Municipal Vice Mayor

to new and expansion projects in the following investment areas, such as but not limited to:

a. Agriculture

- i. Cereal and grain crops farming (e.g. Corn, Rice)
- ii. Fruit crops farming (e.g. Banana, Cacao, Calamansi)
- iii. Coconut farming
- iv. Horticulture
- v. Aquaculture
- vi. Inland fish production
- vii. Livestock and poultry production
- viii. Dairy Farming

b. Agri-business Enterprise

- i. Rice and corn marketing and processing
- ii. Rice mill
- iii. Banana processing
- iv. Cacao processing
- v. Calamansi processing
- vi. Coconut by-product processing
- vii. Livestock and poultry processing
- viii. Meat processing plant
- ix. Feed mill
- x. High value crop production and processing
- xi. Rice and corn solar dryer

c. Manufacturing and Processing Enterprise

- i. Handicrafts
- ii. Furniture and woodcraft
- iii. Food processing and repacking
- iv. Other manufacturing activities using indigenous and raw material locally available

d. Tourism Oriented Enterprise

- i. Inland resorts
- ii. Eco park
- iii. Commercial and entertainment centers
- iv. Accommodation Facilities (Hotel and Lodging House)

e. Services Oriented Enterprise

- i. Manning agency
- ii. Production and development of renewable energy
- iii. Courier, forwarding and other logistics services
- iv. Warehousing and storage services
- v. Engineering and construction services
- vi. Financial and banking services
- vii. Information technology services
- viii. Telephone and communication services
- ix. Television and radio services
- x. Malls and supermarkets
- xi. Fuel station
- xii. Health wellness services
- xiii. Colleges and universities

f. Subdivision and Housing Development

SECTION 15. Review of IPAs. A periodic review of the IPAs should be undertaken. The following factors may be considered for the amendment of the IPAs.


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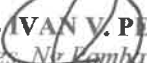

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- a. For purposes of inclusion of additional areas in the list of IPAs:
 - i. Number of local residents to be employed by the enterprise;
 - ii. High degree of value added features;
 - iii. Creation of linkages with local industries such as joint ventures with local investors; and
 - iv. Projects of historical or cultural value such as restoration of historical buildings, cultural revivals, etc. in accordance with the program for historical or cultural revival of the locality
- b. For purposes of exclusion from the current list of IPAs:
 - i. Sufficient investments in the area has been attained;
 - ii. Continued extension of incentives is no longer to the interest and benefit of the locality;
 - iii. The investment area or activity cannot attract investors within a reasonable time and cost may result in unfavorable business climate; and
 - iv. Lack of progress in the implementation of an environmental management plan.

SECTION 16. Compliance with Land Use Plan and Zoning Ordinance. The location of investment projects shall comply with the provisions of the Comprehensive Land Use Plan and Zoning Ordinance of the municipality.

CHAPTER VII. REGISTRATION OF ENTERPRISES

SECTION 17. Qualifications of New Business Enterprises. To avail of the incentives provided in this Code, the New Business Enterprises, must meet the following requirements:

- a. Compliance with all requirements mandated under existing local and national laws;
- b. The activity engaged in must be listed in the IPAs of the Municipality of Julita;
- c. Place of operation or production shall be within the territorial jurisdiction the Municipality of Julita;
- d. The new enterprise must have a capitalization of at least one million pesos but not more than ten million pesos in case of a small-scale enterprise; at least ten million pesos but not more than forty million pesos in case of a medium- scale enterprise; and more than forty million pesos in case of a large industry; Provided, That the amount of capitalization shall be based on the total project cost as stated in the investor's study submitted to and approved by the Board;
- e. The new enterprise shall provide employment of not less than ten (10) persons in case of small-scale enterprise; and at least twenty (20) persons in case of medium scale enterprise; and at least one hundred (100) persons in case of large Industry, that shall be bonafide residents of the Municipality of Julita, giving equal opportunities for men, women, the poor, indigenous people and the physically and handicapped. ;
- f. The project must comply with the environmental requirements as mandated by the Environment Code of the Municipality of Julita.

SECTION 18. Qualifications of Expanding Business Enterprises. An expanding business enterprise shall avail of the incentives under this Code provided that it meets the following requirements:


ALIANA MARIE R. TUBI
SB Member


GERALDINE S. DAYA
SB Member


IRVIN R. DY
SB Member



ALLAN T. NOVALES
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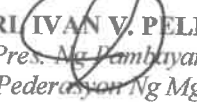

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 Pederasyon Ng Mga
 Sangguniang Kabataan/
 Ex-Officio Member*


FRANCIS R. AVELINO
SB Secretary


GERMAN J. MACASO
Municipal Vice Mayor

- a. Compliance with all requirements mandated under existing local and national laws;
- b. The activity engaged in must be listed in the IPAs of the Municipality of Julita;
- c. The activity engaged shall be either (1) Expansion (2) Modernization or (3) Diversification;
- d. The place of operation or production of the expanding enterprise shall be within the territorial jurisdiction the Municipality of Julita;
- e. The principal office shall be located in the Municipality of Julita;
- f. The expanding enterprise must have a capitalization of at least one million pesos but not more than ten million pesos in case of a small-scale enterprise; at least ten million pesos but not more than forty million pesos in case of a medium- scale enterprise; and more than forty million pesos in case of a large industry; Provided, That the amount of capitalization shall be based on the total project cost as stated in the investor's study submitted to and approved by the Board;
- g. The expanding enterprise shall provide employment of not less than ten (10) persons in case of small-scale enterprise; and at least twenty (20) persons in case of medium scale enterprise; and at least one hundred (100) persons in case of large Industry, that shall be bonafide residents of the Municipality of Julita, giving equal opportunities for men, women, the poor, indigenous people and the physically and handicapped. ;
- h. The activity must comply with the environmental requirements as mandated by the Environment Code of the Municipality of Julita.

SECTION 19. Registration Requirements. All applications for registration for the purpose of the incentives, privileges and benefits as provided for in this Code shall be secured and filed with the Board.

- A. Filing Fee - A onetime non-refundable filing fee shall be paid as follows.

Type of Enterprise	Filing Fee	Total Project Cost	Employment Requirement
Small-scale	P1,000.00	For enterprise with a project cost of at least One Million Pesos but not more than Ten Million Pesos	At least ten (10) persons local residents
Medium-scale	P2,000.00	For enterprise with a project cost of at least Ten Million Pesos but not more than Forty Million Pesos	At least twenty (20) persons local residents
Large-scale	P3,000.00	For enterprise with a project cost of more than Forty Million Pesos	At least one hundred (100) persons local residents

- B. The following documents must be submitted:
 1. Three (3) copies of duly accomplished official application form provided by the Board
 2. The proponent shall show that is has completely complied with all permit requirements or authority from the pertinent government agencies, such, permit or authority shall form part



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SB Member



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SB Member



ALLAN T. OVALES
SB Member



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SB Member

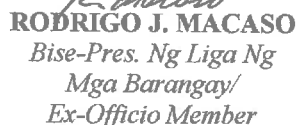


MARK JOY E. MACASO
SB Member

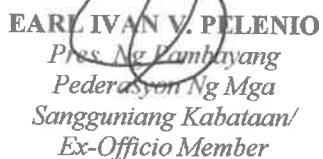
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ROSILA L. ADVINCULA
SB Member



RODRIGO J. MACASO
Bise-Pres. Ng Liga Ng
Mga Barangay/
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Pres. Ng Pamhayang
Pederasyon Ng Mga
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of the application papers to be submitted to the Board to include but not limited to the following:

a. Single Proprietorship

- i. Copy of Business Name Registration issued by the Department of Trade and Industry (DTI); and
- ii. Such other documents that may be required by the LGU to be submitted.

b. For Partnership / Corporation

- i. Copy of the Articles of Partnership or Incorporation;
- ii. Certified true copy of its Certificate of Registration issued by the Securities and Exchange Commission (SEC), for Corporation / Partnership;
- iii. Resolution of the applicant's Board of Directors, in case of a Corporation authorizing the filing of application;
- iv. Certificate (ECC) or Non Compliance Certificate (NCC), if applicable; and
- v. Such other documents that may be required by the LGU to be submitted.

c. For BOI Registered Enterprises

- i. Certified true copy of the BOI Certificate of Registration;
- ii. Copy of the documents submitted to BOI pertaining to their registration; and
- iii. Such other documents that may be required by the LGU to be submitted.
- d. For BOI Registered Enterprises
 - i. A certified true copy of its certificate of registration with the Cooperative Development Authority;
 - ii. Resolution of the applicant's Board of Directors, in case of a Corporation authorizing the filing of application; and
 - iii. Such other documents that may be required by the LGU to be submitted.

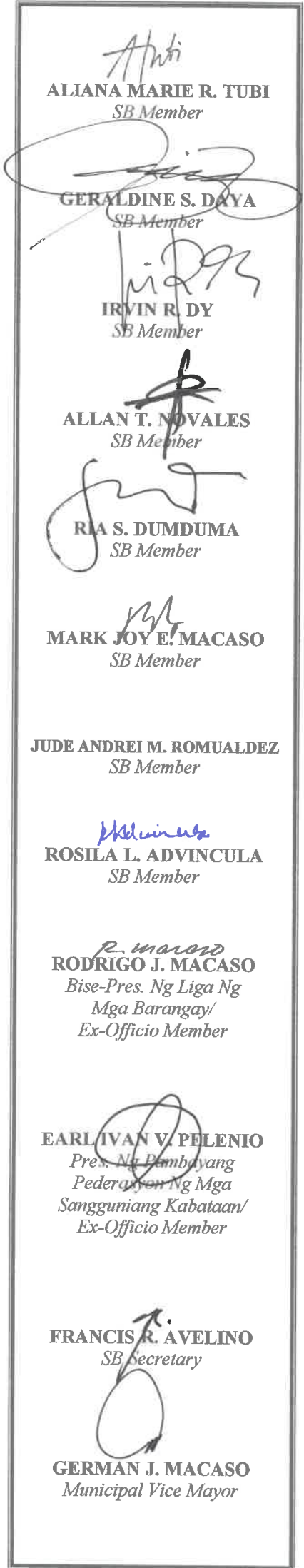
3. Audited Financial Statement and the Income Tax return (ITR) for the last 3 years for expanding enterprises
4. Real Property Tax Clearance and Certificate of Real Property Tax
5. A copy of the complete projects study of the proposed investment showing that the project is economically, technically and financially feasible and clearly stating its Anti-pollution strategies and its capital investment to exclude land cost.

SECTION 20. Disqualification. Existing Business Enterprises that had already retired but recognized for the purpose of availing of privileges/incentives under this Code is automatically disqualified.

The Board reserves the right to disapprove any application on valid grounds taking into consideration the entrenchment of the environment and welfare of the inhabitants.

SECTION 21. Registration Procedure.

1. *Filing of Applications* – The applicant shall submit three (3) duly accomplished official application form to the JIPC.
2. *Check Listing / Assessment of Documents* – The JIPC shall check the documents on its completeness and consistency of information.
3. *Filing Fee - Order of Payment* shall be issued for complete application for payment of the necessary fees. A non-refundable



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Mark Joy E. Macaso
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Jude Andrei M. Romualdez
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Rosila L. Advincula
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Earl Ivan V. Pelenio
EARL IVAN V. PELENIO
*Pres. Ng Pambayang Pederasyon Ng Mga Sangguniang Kabataan/
 Ex-Officio Member*

Francis R. Avelino
FRANCIS R. AVELINO
SB Secretary

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Municipal Vice Mayor

- filing fee, as categorized in Section 18 (A), shall be paid together with the required documents for registration.*
4. *Date of Official Acceptance – Only complete application shall be officially accepted and registered in the Registration Book. Date stamped on the application shall be considered as the date of official acceptance of the application.*
 5. *The application shall be acted upon within thirty (30) working days from the date of official acceptance, after which if no action has been taken the application shall be deemed approved.*
 6. *Notice of filing of application in municipal or barangay hall shall suffice publication requirement.*
 7. *Evaluation /Approval of Application - Once an application is officially accepted, the project shall be evaluated by the JIPC. The JIPC shall conduct an ocular inspection at the premises of the business, if necessary. The evaluation of the application shall be presented for the action of the Board. If the application is approved, the JIPC shall notify the applicant and inform the Treasurer/s and the Assessor/s of such approval, guidance and appropriate action. If the application is denied, the JIPC shall inform the applicant in writing. In both cases, a Board Resolution shall be entered in the minutes of the meeting of the Board.*

SECTION 22. Certificate of Registration. Upon approval, an enterprise shall be issued a Certificate of Registration with the signature of the Chairman of the Board or such other officer as the Board may designate for the purpose as the need arises. It shall state among others, the following:

1. *Name of the Registered Enterprise;*
2. *The Investment Priority Area (IPA) in which the registered enterprise will engage in;*
3. *The incentives granted and period of its availment; and*
4. *Such other terms and conditions to be observed by virtue of its registration.*

SECTION 23. Cancellation. The Certificate of Registration duly issued to a qualified business entity can be cancelled by the Local Chief Executive as recommended by the Board based on the following grounds:

1. *Violation of any provision of this code;*
2. *Non-compliance with anti-pollution-laws or ordinance and such other regulatory measures passed thereon by the local and national government;*
3. *Non-submission of the periodic requirements that the Board may find necessary for the review of all registered enterprises including annual audited financial statements;*
4. *Non-compliance with Labor Laws, Social Security System, Bureau of Internal Revenue requirements, and other national issuances relevant thereof.*

CHAPTER VIII. INCENTIVES AND PRIVILEGES

SECTION 24. Fiscal Incentives. A registered enterprise qualified under this Code shall enjoy local incentives, privileges, tax exemptions and relief and other economic benefits provided by law:

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ALIANA MARIE R. TUBI
SB Member

[Signature]
GERALDINE S. DAYA
SB Member

[Signature]
IRVIN R. DY
SB Member

[Signature]
ALLAN T. NOVALES
SB Member

[Signature]
RIA S. DUMDUMA
SB Member

[Signature]
MARK JOY E. MACASO
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ROSILA L. ADVINCULA
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[Signature]
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1. Enjoy incentives or entitlements as provided for under the following laws, whichever is more advantageous to the investors:
 - a. DTI regulations
 - b. Foreign Investment Act of 1991 (R.A. 7042)
 - c. Local Government Code of 1991 (R.A. 7160)
 - d. Omnibus Investment Code of 1987 (E.O 2260)
 - e. Internal Revenue Regulations
 - f. Other pertinent national laws granting incentives, and
 - g. Those being offered by Provincial Board of Investment
2. Real Property Tax Holiday. For three (3) years from the date of registration, registered enterprises shall be exempted from the Real Property Taxes (40 Municipal Share and 25% Barangay Share) for properties acquired and actually used for its business operations;
3. Qualified enterprises shall also enjoy discounts on all local fees, taxes and other charges relative to the issuance of local business permits during the first three (3) years of operations, to wit:

First Year of Operations	100%
Second Year of Operations	50%
Third Year of Operations	25%

Discounts shall be applied on the following fees, taxes and charges:

- a. Barangay Clearance
- b. Mayor's Permit Fee
- c. Municipal Business Tax
- d. Community Tax
- e. Clearance Fees (Health, Fire, Police)
- f. Sanitary Fees

SECTION 25. Non-Fiscal Incentives. The following assistance shall be accorded to investors:

1. Provide a one-stop documentation for simplified documentation/registration procedures, which shall be facilitated with the assistance from the JIPC;
2. Support industrial peace through reconciliation and mediation efforts of the JIPC;
3. Assist investors in securing electric power and water supply connection;
4. Coordinate the negotiation of special rates for utilities for industries with a certain minimum load;
5. Assist investors in their site selection and negotiation for right of way;
6. Network with concerned national agencies such as Technical Education Skills and Development Authority (TESDA) and other similar institutions for trainings of workers to enhance skills of manpower of the enterprise;
7. Facilitate outbound and inbound missions of investors; and
8. Such other after care services that may be accorded to investors.



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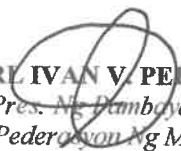
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SECTION 26. Non-Applicability. The incentives granted under this Code shall not apply to banking, financing and lending institutions, which are governed by the General Banking Act.

SECTION 27. Incentives to Business Enterprises Employing Fifty or more direct Workers who are bonafide residents of the Municipality of Julita. New business enterprises not eligible under this Code but employ fifty or more direct workers who are bonafide residents of the Municipality of Julita, can still enjoy tax exemptions/privileges provided for in the Code subject to the approval of the JLIIB.

CHAPTER IX. BUDGET APPROPRIATIONS

SECTION 28. Budget Appropriations. Expenses necessary for or incidental to the implementation of the provisions of this Code and the JLIIB shall be charged against from the LGU fund. Thereafter, the LGU shall appropriate annually through regular or supplemental Budget, based on a budget presented by the Board, the necessary funding requirements which is deemed necessary for the continued implementation of the provisions of this Code, subject to the usual government accounting and auditing rules and regulations.

CHAPTER X. MISCELLANEOUS PROVISIONS

SECTION 29. Annual Inspection. The JLIIB through the duly authorized personnel thereof may, at any time during office hours shall conduct annual inspection of the registered enterprise under this Code. Said inspection shall be limited to the gross sales/receipts, book of accounts and records, compliance of the Labor Code and Environmental Laws of the Country, or to the compliance to the provisions of this Code.

SECTION 30. Reporting. At the end of each calendar year but not later than April 30, all registered firms to this program shall submit copies of the duly audited financial statements to the JLIIB, copy furnished to the Office of the Municipal Mayor, Sangguniang Bayan, Municipal Treasurer, and the Barangay Captain of the concerned barangay where the business is situated.

CHAPTER XI. FINAL PROVISIONS

SECTION 31. 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 32. 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.

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


ALIANA MARIE R. TUBI
SB Member

Passed and enacted by the Sangguniang Bayan in session assembled on September 11, 2023 at the Municipality of Julita, Leyte, Philippines.

I HEREBY CERTIFY to the correctness of this foregoing Ordinance.


GERALDINE S. DAYA
SB Member


FRANCIS RAAGAS-AVELINO
Sangguniang Bayan Secretary

ATTESTED:


IRVIN R. DY
SB Member


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


ALLAN T. NOVALES
SB Member

CONCURRED:



RIA S. DUMDUMA
SB Member


HON. ALIANA MARIE R. TUBI
SB Member


HON. GERALDINE S. DAYA
SB Member


MARK JOY E. MACASO
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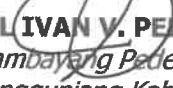

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Pres. Ng Pambayang Paterasyon
Ng Mga Sangguniang Kabataan
Ex-Officio Member

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


FRANCIS R. AVELINO
SB Secretary

APPROVED:


GERMAN J. MACASO
Municipal Vice Mayor


ATTY. PERCIVAL S. CAÑA
Municipal Mayor