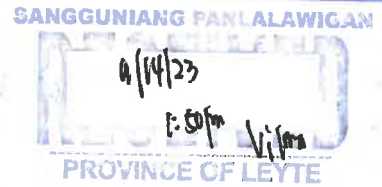


11

Item No.: 11

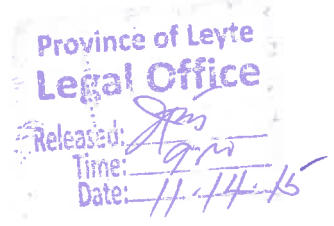
Date: 21 2023 NOV

Republic of the Philippines  
PROVINCE OF LEYTE  
Palo, Leyte



**PROVINCIAL LEGAL OFFICE**

2<sup>nd</sup> INDORSEMENT  
November 13, 2023



Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 23-15 series of 2023 of the Sangguniang Bayan of Burauen, 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), a valid exercise of authority mandated under Section 447(2)(i)<sup>1</sup>.

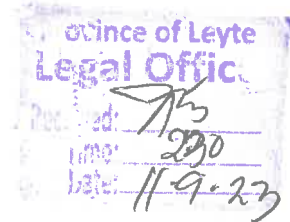
**ATTY. JOSE RAYMUND A. ACOL**  
Asst. Provincial Legal Officer *[Signature]*

<sup>1</sup> Generate and maximize the use of resources and revenues for the development plans, program objectives and priorities of the municipality as provided for under Section 18 of this Code with particular attention to agro-industrial development and countryside growth and progress, and relative thereto, shall:  
(i) Approve the annual and supplemental budgets of the municipal government and appropriate funds for specific programs, projects, services and activities of the municipality, or for other purposes not contrary to law, in order to promote the general welfare of the municipality and its inhabitants;

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Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1<sup>ST</sup> INDORSEMENT  
09 November 2023



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **ORDINANCE NO. 23-15, SERIES OF 2023** of the **MUNICIPALITY OF BURAUEN, LEYTE**, entitled: **An Ordinance For The Implementation Of The 4WD Tractor Operations Of The Local Government Unit Of The Municipality Of Burauen, Leyte, through The Municipal Agriculture Office, For The Benefit Of The Farmers In The Municipality.**



**ANDRE S. SANICO**  
Provl. Govt. Asst. Dept. Head



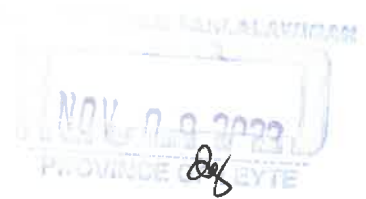
*Republic of the Philippines*  
PROVINCE OF LEYTE  
Municipality of Burauen  
\*

*Office of the Sangguniang Bayan*

November 7, 2023

**THE HONORABLE MEMBERS  
SANGGUNIANG PANLALAWIGAN  
PROVINCE OF LEYTE**

**Thru: FLORINDA JILL S. UYVICO  
Secretary to the Sanggunian  
Province of Leyte  
Palo, Leyte**




Ladies/Gentlemen:

We are forwarding herewith 15 copies of **Municipal Ordinance No. 23-15**, series of 2023, of the Sangguniang Bayan of Burauen, Leyte, which is **“THE 4WD TRACTOR OPERATIONS OF THE MUNICIPAL GOVERNMENT OF BURAUEN, LEYTE”**, for review and approval of that body.

Thank you and please acknowledge receipt hereof.

Very truly yours,

  
**CHARITY C. BARBOSA**  
Board Secretary II  
Acting SB Secretary



OFFICE OF THE SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE NO. 23-15  
SERIES OF 2023

NOV 09 2023  
PROVINCIAL OFFICE  
Leyte

**AN ORDINANCE FOR THE IMPLEMENTATION OF THE 4WD TRACTORS OPERATIONS OF THE LOCAL GOVERNMENT UNIT OF THE MUNICIPALITY OF BURAUEN, LEYTE, THROUGH THE MUNICIPAL AGRICULTURE OFFICE, FOR THE BENEFIT OF THE FARMERS IN THE MUNICIPALITY**

SPONSOR: HON. OSCAR A. CAGARA  
*Chairman, Committee on Agriculture and Slaughterhouse*

**WHEREAS**, presented for consideration by the august body is a letter from the Municipal Agriculture Office through Lemuel C. Trocino, OIC-Municipal Agriculture Officer, requesting to pass an ordinance on the implementation of the 4WD Tractors Operations;

**WHEREAS**, the Municipal Government Unit of Burauen have 4WD tractors ready to serve the farmers of the municipality;

**WHEREAS**, a 4WD tractor is a self-propelled vehicle designed to carry, pull or propel agricultural machines and implements;

**WHEREAS**, the machinery can make the land preparation operations faster and easier and is flexible in both dry and wet soil conditions, and has better traction that can greatly help to lighten the labor of farmers;

**NOW, THEREFORE**, on motion of Honorable Oscar A. Cagara, Chairperson, Committee on Agriculture and Slaughterhouse, duly seconded by all Sangguniang Bayan Members present;

**BE IT ORDAINED**, by the Sangguniang Bayan of Burauen, Leyte, in regular session assembled, that:

**SECTION 1 – Title.** This ordinance shall be called “THE 4WD TRACTOR OPERATIONS OF THE MUNICIPAL GOVERNMENT OF BURAUEN, LEYTE”;

**SECTION 2 – Coverage.** All the agricultural lands within the Municipality of Burauen accessible by the 4WD tractors.

**SECTION 3 – Rules and Regulations.**

1. The client must submit a letter request to the Municipal Agriculture Office. The letter request shall be subject to validation.
2. The client must submit a plan/list of what commodities to plant on the area.
3. The client must have an area to till with a minimum of 0.3 hectare of land.
4. The operations of the tractor are primary to secondary tillage only.
5. The LGU shall subsidize the fuel for the first .03 to 1 hectare of primary tillage. Any addition of beyond 1 hectare, the fuel should be shouldered by the client.
6. The client should shoulder the fuel on the secondary tillage.

ORDINANCE NO. 23-15, SERIES OF 2023, JULY 31, 2023

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7. The area being tilled shall be monitored for the purpose of evaluating the eagerness of the client to plant.
8. Clients who fail to plant on the tilled areas shall be denied further requests for tillage.
9. The LGU shall shoulder the fuel used for tillage of the *Gulayan sa Paaralan* and barangay community gardens or the *HAPAG* sa barangay projects.
10. The 4WD tractor operator shall be an employee of the LGU.
11. The operator shall perform a pre-use and post-use inspection on the tractor and its implements and shall ensure that they are in proper working condition.
12. The LGU shall shoulder the maintenance and the repair of damages on the tractor or spare parts; provided, however, that the operator shall shoulder the repair of damages, be it major or minor, caused by gross negligence or bad faith on his part.


**SECTION 4 – Repealing Clause.** All ordinances, resolutions, executive orders and all other issuances inconsistent herewith are deemed to be repealed or modified accordingly.

**SECTION 5 – Separability Clause.** If any of the provisions of this ordinance is declared invalid and unconstitutional, other parts or provisions hereof shall continue to be in full force and effect.


**SECTION 6 – Effectivity.** This ordinance shall take effect upon approval.


Enacted and approved this 31<sup>st</sup> day of July, 2023 in regular session assembled.

**I HEREBY CERTIFY** to the correctness of the foregoing ordinance.


  
**CHARITY C. BARBOSA**  
Board Secretary II  
Acting SB Secretary

**ATTESTED:**

  
**HON. NOEL P. ALPINO**  
Vice Mayor  
Presiding Officer


  
**HON. VINCENT G. ENERLAN**  
Sangguniang Bayan Member

  
**HON. CIPRIANO R. RELATORRES, JR.**  
Sangguniang Bayan Member

  
**HON. HERMENIA C. CAMASIN**  
Sangguniang Bayan Member

  
**HON. BRYAN R. CINCO**  
Sangguniang Bayan Member

  
**HON. DEXTER R. SENO**  
Sangguniang Bayan Member


  
**HON. ROBERT G. DEL PILAR**  
Sangguniang Bayan Member


**ORDINANCE NO. 23-15, SERIES OF 2023, JULY 31, 2023**

  
Page 2 of 3

  
**HON. EVAFFA A. CORAL**  
Sangguniang Bayan Member

  
**HON. OSCAR A. CAGARA**  
Sangguniang Bayan Member

  
**HON. FE S. RENOMERON**  
LnB President/ Ex-Officio SB Member

  
**HON. FRANCES JOHN R. FERNANDEZ**  
SK Federation President/ Ex-Officio Member

**APPROVED:**

  
**HON. JUANITO E. RENOMERON**  
Mayor





Republic of the Philippines  
PROVINCE OF LEYTE  
Municipality of Burauen  
\*


*Office of the Sangguniang Bayan*

## CERTIFICATE OF POSTING

**TO WHOM IT MAY CONCERN:**

**THIS IS TO CERTIFY** that Municipal Ordinance No. 23-15, series of 2023 of the Sangguniang Bayan of Burauen, Leyte, entitled, “*The 4WD Tractor Operations of the Municipal Government of Burauen, Leyte*”, has been posted in four (4) conspicuous and publicly accessible places of the municipality from *August 2, 2023 to August 16, 2023* in compliance to Section 59, paragraph (b) of the Local Government Code of 1991.

Burauen, Leyte, October 9, 2023.

  
**CHARITY C. BARBOSA**  
Board Secretary II  
Acting SB Secretary

**ATTESTED:**

  
**HON. NOEL P. ALPINO**  
Vice-Mayor