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Item No.: 28
Date: 21 2023 NOV

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

PROVINCIAL LEGAL OFFICE

NOV 10 2023
PROVINCE OF LEYTE

2nd INDORSEMENT
November 6, 2023

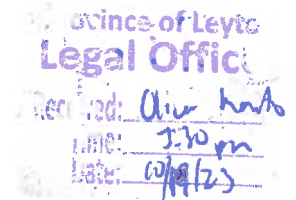
Province of Leyte
Legal Office
11.7.23

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 164, S. 2023 of the Sangguniang Bayan of Matag-ob, 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), in consonance with the authority under R.A. 9994¹ mentioned in the Ordinance.

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

¹ R.A. 9994 - AN ACT GRANTING ADDITIONAL BENEFITS AND PRIVILEGES TO SENIOR CITIZENS, FURTHER AMENDING REPUBLIC ACT NO. 7432, AS AMENDED, OTHERWISE KNOWN AS "AN ACT TO MAXIMIZE THE CONTRIBUTION OF SENIOR CITIZENS TO NATION BUILDING, GRANT BENEFITS AND SPECIAL PRIVILEGES AND FOR OTHER PURPOSES"

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte



OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
19 October 2023

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **MUNICIPAL ORDINANCE NO.164**, series of 2023 of the **MUNICIPALITY** of **MATAG-OB, LEYTE**, entitled: **AN ORDINANCE GRANTING TWO THOUSAND PESOS (PHP2,000.00) DEATH BENEFIT ASSISTANCE FOR A DECEASED SENIOR CITIZEN OFFICIALLY REGISTERED IN THE OFFICE FOR SENIOR CITIZENS AFFAIR (OSCA) OF MATAG-OB, LEYTE AND APPROPRIATING FUNDS FOR THE PURPOSE.**


FLORINDA JILL S. UYVICO
Secretary to the Sangguniang



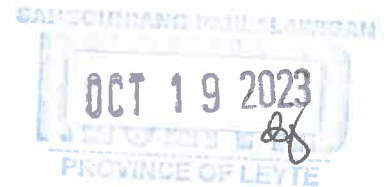
Republic of the Philippines
Province of Leyte
Municipality of Matag-ob
-o0o-

OFFICE OF THE SECRETARY TO THE SANGGUNIAN

ENDORSEMENT

October 18, 2023

HONORABLE LEONARDO "SANDY" JAVIER
Vice-Governor
Presiding Officer
Sangguniang Panlalawigan of Leyte



Sir:

Respectfully forwarding to your good office the herein attached Municipal Ordinance No. 164 series 2023, entitled "AN ORDINANCE GRANTING TWO THOUSAND PESOS (PHP2,000.00) DEATH BENEFIT ASSISTANCE FOR A DECEASED SENIOR CITIZEN OFFICIALLY REGISTERED IN THE OFFICE FOR SENIOR CITIZENS AFFAIR (OSCA) OF MATAG-OB, LEYTE AND APPROPRIATING FUNDS FOR THE PURPOSE", of the Sangguniang Bayan of Matag-ob, Leyte for review and approval by the Sangguniang Panlalawigan.

Very truly yours,

ANA MARIA SANORIA-ECIJA
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
Municipality of Matag-ob

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OFFICE OF THE SECRETARY TO THE SANGGUNIAN

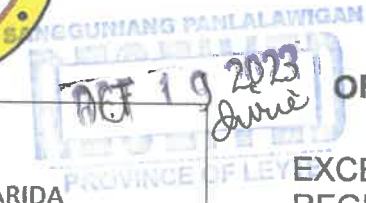
CERTIFICATION OF POSTING

THIS IS TO CERTIFY that copies of Municipal Ordinance No. 164 series 2023, entitled "AN ORDINANCE GRANTING TWO THOUSAND PESOS (PHP2,000.00) DEATH BENEFIT ASSISTANCE FOR A DECEASED SENIOR CITIZEN OFFICIALLY REGISTERED IN THE OFFICE FOR SENIOR CITIZENS AFFAIR (OSCA) OF MATAG-OB, LEYTE AND APPROPRIATING FUNDS FOR THE PURPOSE", of the Sangguniang Bayan of Matag-ob, Leyte are to be posted in Three (3) conspicuous places within the municipality of Matag-ob, Leyte for three consecutive weeks from October 02, 2023:

This certification is issued in compliance with Section 59 of R.A. 7160, otherwise known as the Local Government Code of 1991.

Issued this 18th. Day of October, 2023.


ANA MARIA SANORIA-ECIJA
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MATAG-OB
OFFICE OF THE SANGGUNIANG BAYAN

ATTESTED:

HON. ROMEO N. ALBARIDA
Senior SB Member

HON. ARTEMIO T. ALMOROTO
SB Member

HON. JOEL N. DENOY
SB Member

HON. EVANGELINE C. CARNO
SB Member

HON. ORLANDO G. VIACRUSIS
SB Member

HON. EDUARDO E. TOLEDO
SB Member

HON. PAOLO ANTONIO C. LAURENTE
SB Member

HON. RICARDO L. GIVA
SB Member

HON. RODOLFO N. SUÑIR
Ex-Officio Member, LNB President

HON. MARTIN LUTHER P. VELARDE
Ex-Officio Member, SK Fed. President

HON. VINCENT LYNBERN P. TACOY
Municipal Vice-Mayor
Presiding Officer

APPROVED:

HON. BERNARDINO G. TACOY
Municipal Mayor

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGUNIANG BAYAN OF MATAG-OB, LEYTE, HELD AT THE LEGISLATIVE SESSION HALL ON OCTOBER 02, 2023.

MUNICIPAL ORDINANCE NO. 164
Series 2023

AN ORDINANCE GRANTING TWO THOUSAND PESOS (PHP2,000.00) DEATH BENEFIT ASSISTANCE FOR A DECEASED SENIOR CITIZEN OFFICIALLY REGISTERED IN THE OFFICE FOR SENIOR CITIZENS AFFAIR (OSCA) OF MATAG-OB, LEYTE AND APPROPRIATING FUNDS FOR THE PURPOSE.

Author: Honorable Evangeline C. Carno
Co-Authors: Hon. Paolo Antonio C. Laurente
Hon. Artemio T. Almoroto
Hon. Romeo N. Albarida
Hon. Rodolfo N. Suñir

BE IT ENACTED BY THE SANGGUNIANG BAYAN OF MATAG-OB, LEYTE IN A REGULAR SESSION ASSEMBLED THAT:

WHEREAS, Republic Act No. 9994, also known as the "Expanded Senior Citizens Act of 2010", is an Act Granting Additional Benefits and Privileges to Senior Citizens modifying Republic Act 7432 of 1992, as amended by Republic Act No.9257 of 2003;

WHEREAS, the Sangguniang Bayan of Matag-ob, Leyte enacted Ordinance No. 94 series 2019 also known as an Ordinance Enacting the Senior Citizens Code of Matag-ob, Leyte particularly Section 39 on Death Benefit Assistance that in case of demise of an elderly, his/her family may avail a burial assistance in the amount of One Thousand Pesos (P1,000.00) which shall be chargeable against the funds of the Office of the Senior Citizen Affairs (OSCA);

ON





ATTESTED:

HON. ROMEO N. ALBARIDA
Senior SB Member

HON. ARTEMIO T. ALMOROTO
SB Member

HON. JOEL M. DENOY
SB Member

HON. EVANGELINE C. CARNO
SB Member

HON. ORLANDO G. VIACRUSIS
SB Member

HON. EDUARDO E. TOLEDO
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HON. PAOLO ANTONIO C. LAURENTE
SB Member

HON. RICARDO L. GIVA
SB Member

HON. RODOLFO N. SUÑIR
Ex-Officio Member, LNB President

HON. MARTIN LUTHER P. VELARDE
Ex-Officio Member, SK Fed. President

HON. VINCENT LYNBERN P. TACOY
Municipal Vice-Mayor
Presiding Officer

APPROVED:

HON. BERNARDINO G. TACOY
Municipal Mayor

WHEREAS, there is a need to harmonize Local Ordinances with National statutes in order that the objective of both laws to provide assistance to all Senior Citizens regardless of income may be achieved;

Wherefore, the Sangguniang Bayan, in a Regular Session assembled and on motion of Honorable Evangeline C. Carno, with the unanimous accord of the members present, hereby ordains that:

Section 1. Objective. This ordinance aims to amend Section 39 of Municipal Ordinance No. 94 series 2019 so as to increase the Death Assistance Benefit for a Deceased Senior Citizen officially registered in the office for Senior Citizens Affair (OSCA) of Matag-ob, Leyte from One Thousand (Ph1,000.00) Pesos to Two Thousand (Ph2,000.00) Pesos and Appropriating funds for the purpose.

Section 2. The Municipality of Matag-ob, Leyte shall allocate and appropriate funds to cover the funds needed for the granting of Death Benefit Assistance in the amount of Two Thousand Pesos (Php2,000.00) payable to the nearest surviving relative of a deceased senior citizen, whether by blood or affinity, preferably the spouse. Should there be no spouse who survives the deceased, the benefit granted under this Ordinance shall be given to relatives in the following order. Of degree of kinship: children, parents, siblings, grandchildren, aunts and uncles. In the case of Senior Citizen who doesn't have any family/relatives, to the benefactor as certified by the Punong Barangay and the Barangay OSCA Chairman.

Section 3. The coverage shall likewise apply to senior citizens with "dual citizenship" provided that the deceased shall have at least six (6) months continuous residency in the Philippines prior to death, provided further, that the deceased was registered with the OSCA of Matag-ob, Leyte.

Section 4. A senior citizen registered in the Municipality of Matag-ob, Leyte who, at the time



ATTESTED:

HON. ROMEO N. ALBARIDA
Senior SB Member

HON. ARTEMIO T. ALMOROTO
SB Member

HON. JOEL N. DENOY
SB Member

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SB Member

HON. ORLANDO G. VIACRUSIS
SB Member

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SB Member

HON. RICARDO L. GIVA
SB Member

HON. RODOLFO N. SUNIR
Ex-Officio Member, LNB President

HON. MARTIN LUTHER P. VELARDE
Ex-Officio Member, SK Fed. President

HON. VINCENT LYBBERN P. TACOY
Municipal Vice-Mayor
Presiding Officer

APPROVED:

HON. BERNARDINO G. TACOY
Municipal Mayor

of death, was a resident of another place within the Philippines is still entitled to the benefit, provided that it could be established that there was no change in his place of registration to be certified by the OSCA of the City or Municipality where the death occurred that there is no record of registration in latter place.

Section 5. In case the deceased senior citizen is not registered with the OSCA of Matag-ob, Leyte, the beneficiary shall only receive the amount of One Thousand (Ph1,000.00) Pesos, provided that the deceased was residing in the Municipality at the time of death.

The claimant shall present a Certification from the Punong Barangay to show proof that indeed the deceased was residing in the barangay of the municipality at the time of death.

Section 6. The claim for financial assistance shall be filed within three (3) months from the time of death as appearing in the Death Certificate, otherwise, the claim shall be barred forever and deemed forfeited.

The following requirements shall be presented upon submission of claim:

- 1) Death Certificate
- 2) OSCA ID of the deceased Senior Citizen (if duly registered)
- 3) In case the deceased has no spouse, a Certification issued by the Punong Barangay that the claimant is nearest of kin to the deceased.
- 4) Identification Card of the claimant

Section 7. The amount of Three Hundred Thousand Pesos (Php300,000.00) shall be appropriated initially for the first year of the implementation of this ordinance. However, Amounts may vary yearly as determined by the Sangguniang Bayan during budget hearing.

Section 8. Penal Provision. Any employee of the Municipal Government of Matag-ob, Leyte or the OSCA, in particular, who shall cause the intentional or unjustifiable delay or neglect of duty in the processing or releasing of the death benefit assistance herein granted shall be dealt with administratively.



Section 9. Repealing Clause. Any law, ordinance, rule or regulation inconsistent herewith is hereby repealed or modified accordingly specifically Section 39 of Municipal Ordinance 94 series 2019.

Section 10. Amendments. This ordinance may be amended or modified as necessary through the appropriate legislative process.


Section 11. Effectivity. This Ordinance shall take effect immediately upon its approval

ATTESTED:


HON. VINCENT LYNBERN P. TACOY
Municipal Vice-Mayor
Presiding Officer

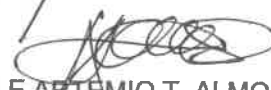
APPROVED:


HON. BERNARDINO G. TACOY
Municipal Mayor


ANA MARIA SANORIA-ECIJA
Secretary to the Sanggunian

ATTESTED:

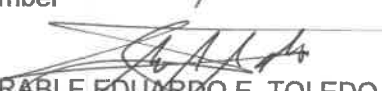

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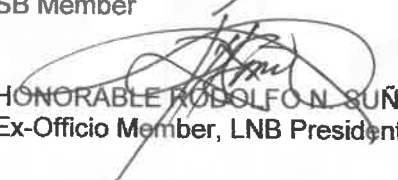

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HONORABLE BERNARDINO G. TACOY
Municipal Mayor

Date Signed