

Item No.: 09

Date: 05 2023 DEC

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

PROVINCIAL LEGAL OFFICE

SANGGUNIANG PANLALAWIGAN
NOV 29 2023
PROVINCE OF LEYTE

2nd INDORSEMENT
November 28, 2023

Province of Leyte
Legal Office
Released
Time:
Date: 11-21-23

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No.23-16 of the Sangguniang Bayan of Inopacan, 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 resolution¹.

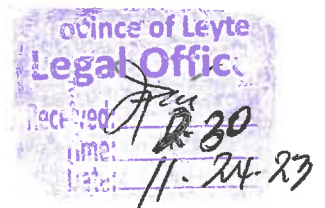
ATTY. JOSE RAYMUND A. ACOL
Asst. Provincial Legal Officer

¹ Constantino vs Desierto 288 SCRA 654

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
24 November 2023



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **ORDINANCE NO. 23-16** of the **MUNICIPALITY** of **INOPACAN, LEYTE**, entitled: **AN ORDINANCE AMENDING SECTION 5 OF ORDINANCE NO. 22-11 OF THE SANGGUNIANG BAYAN OF INOPACAN, LEYTE DATED 25 OCTOBER 2022 BY ADDING SECTION 5C AND 5D ON MONTHLY RENTAL FEES OF ROOMS AND PASALUBONG CENTER IN THE NEW PUBLIC MARKET, MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE.**


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian

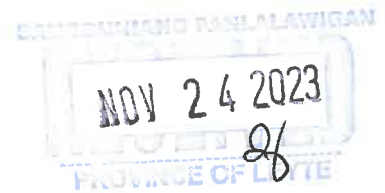


Republic of the Philippines
Province of Leyte
Municipality of Inopacan

15TH SANGGUNIANG BAYAN

14 November 2023

Honorable Leonardo Javier Jr.
Vice Governor/Presiding Officer
Sangguniang Panlalawigan of Leyte
Provincial Government Complex
Campetic, Palo, Leyte



Thru:


Ms. Florinda Jill S. Uyvico
Secretary to the Sanggunian
Sangguniang Panlalawigan of Leyte
Provincial Government Complex
Campetic, Palo, Leyte

Honorable Javier Jr.:

Forwarding herewith 1 original copy and 15 photocopies of **Ordinance No. 23-16** of the 15th Sangguniang Bayan of the Municipality of Inopacan, Province of Leyte, entitled "**AN ORDINANCE AMENDING SECTION 5 OF ORDINANCE NO. 22-11 OF THE SANGGUNIANG BAYAN OF INOPACAN, LEYTE DATED 25 OCTOBER 2022 BY ADDING SECTION 5C AND 5D ON MONTHLY RENTAL FEES OF ROOMS AND PASALUBONG CENTER IN THE NEW PUBLIC MARKET, MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE**", for consideration by the Sangguniang Panlalawigan of Leyte.

Attached herewith are the Certificate of Posting, Minutes and Attendance Sheet of the Public hearing.

Sincerely,


MELANIE M. MATIN-AO, MPA
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
Municipality of Inopacan

-000-

15TH SANGGUNIANG BAYAN

SANGGUNIANG BAYAN

NOV 24 2023
PROVINCE OF LEYTE

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
15th SANGGUNIANG BAYAN OF INOPACAN, LEYTE HELD ON
NOVEMBER 7, 2023 AT THE SB SESSION HALL

PRESENT:

Hon. Sanders C. Lumarda	-Vice Mayor, Presiding Officer
Hon. Fernando B. Rulete	-SB Member
Hon. Andrew B. Dedal	-SB Member
Hon. Zenaida G. de los Santos	-SB Member
Hon. Joel D. Bernales	-SB Member
Hon. Alfie Jian B. Yamson	-SB Member
Hon. Daria D. Malanguis	-SB Member
Hon. Rowena K. Madrazo	-SB Member
Hon. Diosdado P. Siao	-SB Member
Hon. Arnilo J. Polo	-SB Member (LnB Pres.)
Hon. Marianne B. Boldios	-SB Member (PSK Pres.)

ABSENT:

None

AUTHOR: Hon. Andrew B. Dedal

CO-AUTHORS: Hon. Fernando B. Rulete
Hon. Joel D. Bernales
Hon. Diosdado P. Siao
Hon. Alfie Jian B. Yamson

ORDINANCE NO. 23-16

“AN ORDINANCE AMENDING SECTION 5 OF ORDINANCE NO. 22-11 OF THE SANGGUNIANG BAYAN OF INOPACAN, LEYTE DATED 25 OCTOBER 2022 BY ADDING SECTION 5C AND 5D ON MONTHLY RENTAL FEES OF ROOMS AND PASALUBONG CENTER IN THE NEW PUBLIC MARKET, MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE.”

[Handwritten signatures]

[Handwritten signature]

[Handwritten signature]

[Handwritten signature]

[Handwritten signature]



(ordinance no. 23-16 of the sangguniang bayan of inopacan, leyte dated november 7, 2023, continued)

BE IT ORDAINED by the Sangguniang Bayan of Inopacan, Leyte that;

SECTION 1. Section 5 of Ordinance No. 22-11 is hereby amended and shall be read as follows:

Section 5. The Monthly rental of stalls/rooms/space shall be categorized as follows:

C. Rooms:

C.1 Area = 12 SQ. METERS

W= 3 M

L = 4 M

FEES	NON-RESIDENT	RESIDENT
1. Right of Occupancy	P 5,000.00 (Initial Bid)	P 4,000.00 (Initial Bid)
2. Rental (excluding water and electricity)	1,500.00/month	1,500.00/month

C.2. Area = 24 SQ. METERS

W= 6 M

L = 4 M

FEES	NON-RESIDENT	RESIDENT
1. Right of Occupancy	P 10,000.00 (Initial Bid)	P 5,000.00 (Initial Bid)
2. Rental (excluding water and electricity)	3,000.00/month	3,000.00/month

D. Pasalubong Center

Area = 48.8 SQ. METERS

W= 6.1 M

L = 8 M

FEES	NON-RESIDENT	RESIDENT
1. Right of Occupancy	P 5,000.00 (Initial Bid)	P 4,000.00 (Initial Bid)
2. Rental (excluding water and electricity)	2,500.00/room/month	2,500.00/room/month

Handwritten signatures

Handwritten signature

Handwritten signature

Handwritten signature

Handwritten signature

Handwritten signature

Handwritten signature

Handwritten signature



(ordinance no. 23-16 of the sangguniang bayan of inopacan, leyte dated november 7, 2023, continued)

SECTION 2. Rooms under Section 1 (C.1) and (C.2) as stipulated on this Ordinance is intended for dry commodities and specialty ingredients such as cereals, textiles, legumes, grains, groceries, dried fruit, honey and jams, chocolates, and patisserie, sugar, oil, vinegar, vanilla essences and others.


SECTION 3. Repealing Clause. Ordinance No. 22-11 series of 2022, Resolutions, and Executive Orders and/or Rules and Regulations inconsistent herewith are hereby repealed and modified accordingly.

SECTION 4. Separability Clause. If for any reason(s), any section or provision of this Ordinance is declared unconstitutional or invalid by competent court or tribunal, other sections, provisions not affected thereby, shall continue to be in full force and in effect.

SECTION 5. Effectivity Clause. This ordinance shall take effect 10 days after its approval.

ENACTED this 7th day of November 2023 at Inopacan, Leyte.

I HEREBY CERTIFY to the correctness of the foregoing Ordinance and that the same was enacted on the date above stated.


MELANIE M. MARTIN-AO
Secretary to the Sanggunian

ATTESTED:

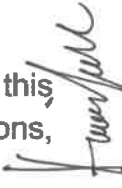

HON. SANDERS C. LUMARDA
Vice Mayor
Presiding Officer

APPROVED:


HON. ROGELIO D. PUA, JR.
Municipal Mayor

Date 11-14-2023















**Republic of the Philippines
Province of Leyte
Municipality of Inopacan**

15TH SANGGUNIANG BAYAN


CERTIFICATION OF PUBLIC HEARING

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that on October 16, 2023, a public hearing had been conducted on the proposed Ordinance of the 15th Sangguniang Bayan of the Municipality of Inopacan, Province of Leyte, entitled, **“AN ORDINANCE AMENDING SECTION 5 OF ORDINANCE NO. 22-11 OF THE SANGGUNIANG BAYAN OF INOPACAN, LEYTE DATED 25 OCTOBER 2022 BY ADDING SECTION 5C AND 5D ON MONTHLY RENTAL FEES OF ROOMS AND PASALUBONG CENTER IN THE NEW PUBLIC MARKET, MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE”**.

This Certification is being made to facilitate consideration of the aforementioned Municipal Ordinance by the Sangguniang Panlalawigan of Leyte.

Done this 14th day of November 2023, at Inopacan, Leyte.


MELANIE M. MATIN-AO, MPA
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
Municipality of Inopacan
-oOo-
15th Sangguniang Bayan

MINUTES OF THE PUBLIC HEARING OF THE PROPOSED MUNICIPAL ORDINANCE OF THE 15TH SANGGUNIANG BAYAN OF INOPACAN, LEYTE HELD ON OCTOBER 16, 2023 AT THE SB SESSION HALL, NEW TOWN HALL, INOPACAN, LEYTE

1 **PRESENT: (Please see attached Attendance Sheet, also attached are the lists of**
2 **personalities invited)**
3

4 The proposed Ordinances submitted for public hearing are the following:
5

6 1) **“AN ORDINANCE AMENDING SECTION 5 OF ORDINANCE NO. 22-11 OF THE**
7 **SANGGUNIANG BAYAN OF INOPACAN, LEYTE DATED 25 OCTOBER 2022 BY**
8 **ADDING SECTION 5C AND 5D ON MONTHLY RENTAL FEES OF ROOMS AND**
9 **PASALUBONG CENTER IN THE NEW PUBLIC MARKET, MUNICIPALITY OF**
10 **INOPACAN, PROVINCE OF LEYTE.”**
11

12 2) **“AN ORDINANCE IMPOSING ENTRANCE, REGULATORY AND OTHER FEES**
13 **FOR FOREIGN TOURISTS ONBOARD CRUISE SHIP VISITING THE CUATRO**
14 **ISLAS PROTECTED LANDSCAPE AND SEASCAPE (CIPLS) ISLETS UNDER**
15 **THE JURISDICTION OF LGU- INOPACAN, PROVINCE OF LEYTE”**
16

17 The public hearing started at 1:45 in the afternoon with an opening prayer through
18 computer audio and was immediately followed by the singing of the national anthem
19 synchronized with the computer audio.
20

21 The Secretary introduced to the participants the SB Members present, namely:
22 Honorable Fernando B. Rulete, Honorable Andrew B. Dedal, Honorable Zenaida G. de los
23 Santos, Honorable Joel D. Bernales, Honorable Daria D. Malanguis, Honorable Rowena K.
24 Madrazo, Honorable Diosdado P. Siao, and Honorable Marianne B. Boldios. She also
25 acknowledged the presence of the PAMB – PASu, Ms. Jo, Punong Barangays, concerned
26 Department Heads and personnel and informed the participants that the Mayor will be
27 attending as well. The Secretary then thanked the participants for attending the public
28 hearing and explained to them that the same is conducted since the two (2) Ordinances
29 involve collections of fees and charges. She also encouraged the participants to reserve
30 their questions/queries and participate during the open forum a little later. And to introduce
31 themselves first before raising questions, for her to have it well noted. She then gave the
32 floor to Honorable Dedal for the discussion of the above-1st Ordinance.
33

34 **“AN ORDINANCE AMENDING SECTION 5 OF ORDINANCE NO. 22-11 OF THE**
35 **SANGGUNIANG BAYAN OF INOPACAN, LEYTE DATED 25 OCTOBER 2022 BY**
36 **ADDING SECTION 5C AND 5D ON MONTHLY RENTAL FEES OF ROOMS AND**
37 **PASALUBONG CENTER IN THE NEW PUBLIC MARKET, MUNICIPALITY OF**
38 **INOPACAN, PROVINCE OF LEYTE”**
39

40 Honorable Dedal, the Author of the above Ordinance thanked the participants and
41 the stakeholders once more and hereby acknowledged the presence of the former SB
42 Member of the 14th Sangguniang Bayan, Honorable Sabino D. Pua, who is also a
43 stakeholder. He also acknowledged his colleague SB Members, the PASu (Ms. Jo) and the
44 Department Heads). Honorable Dedal explained that the Ordinance to be deliberated is an
45 amendment to Ordinance No. 22-11 because the part of the new public market is not being
46 incorporated in the said Ordinance, particularly the rooms, considering the building was not
47 fully established at that time. Hence Ordinance No. 22-11 covers only Meat, Fish and
48 Vegetable Sections/stalls. And since rooms are ready for rent, hence, the above Ordinance
49 is being proposed.



(minutes of the public hearing of the proposed municipal ordinances of the 15th sangguniang bayan of inopacan, leyte held on october 16, 2023 continued)

50 Honorable Dedal, the Author of the proposed Ordinance entitled “AN ORDINANCE
51 **AMENDING SECTION 5 OF ORDINANCE NO. 22-11 OF THE SANGGUNIANG BAYAN**
52 **OF INOPACAN, LEYTE DATED 25 OCTOBER 2022 BY ADDING SECTION 5C AND 5D**
53 **ON MONTHLY RENTAL FEES OF ROOMS AND PASALUBONG CENTER IN THE NEW**
54 **PUBLIC MARKET, MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE”,** began his
55 discussion by informing the participants that the amendment is by adding Sections 5C and
56 5D to Ordinance No. 22-11. He then discussed the entirety of the said Ordinance, putting
57 emphasis to the amendments, which rooms have been categorized into two, depending on
58 the area measurements, as presented below:

59
60 C. Rooms:

61 C.1 Area = 12 SQ. METERS (10 rooms)

62 W= 3 M

L = 4 M

FEES	NON-RESIDENT	RESIDENT
1. Right of Occupancy	P 5,000.00 (Initial Bid)	P 4,000.00 (Flat Bid)
2. Rental (excluding water and electricity)	2,000.00/month	2,000.00/month

64

65 Honorable Dedal elaborates that initial bid means the amount is going higher, just
66 like having an auction.

67

68 C.2. Area = 24 SQ. METERS (5 rooms)

69 W= 6 M

L = 4 M

70

FEES	NON-RESIDENT	RESIDENT
1. Right of Occupancy	P 10,000.00 (Initial Bid)	P 5,000.00 (Flat Bid)
2. Rental (excluding water and electricity)	4,000.00/month	4,000.00/month

71

72 Honorable Dedal emphasized that the rental fee is twice the amount since the area
73 also is twice wider than presented in (c.1).

74

75 Honorable Dedal explained further that the rental fees for (c.1) and (c.2) are based
76 on the rationalized fees and charges, as the BLGF has been conducted a rationalization
77 seminar in the previous week in Tacloban, relative to the Local Revenue Code for the
78 municipality and the rate computations are in proper coordination with the Municipal
79 Engineer, given a 10-year life span period of the building/s. He added that based on the
80 computations, to cope up the costs of the building within ten (10) years, the rental fee would
81 be Php 2,083.00 (for 12 SQ M) and Php 4,166.00 (for 24 SQ M), duly approved by the
82 Municipal Treasurer as well. Rental fees are actually rounded off.

83

84 D. Pasalubong Center

85 Area = 48.8 SQ. METERS

86 W= 6.1 M

L = 8 M

87

FEES	NON-RESIDENT	RESIDENT
1. Right of Occupancy	P 5,000.00 (Initial Bid)	P 4,000.00 (Flat Bid)
2. Rental (excluding water and electricity)	2,500.00/room/month	2,500.00/room/month

88

89 Honorable Dedal explained that parts of Ordinance 22-11 that do not have any
90 changes like the stalls were not being tackled in today's public hearing, only these additional
91 fees and charges.



(minutes of the public hearing of the proposed municipal ordinances of the 15th sangguniang bayan of inopacan, leyte held on october 16, 2023 continued)

Open Forum:

92
93
94 Mr. Ervin Paul Soliano raised his concern with their rented space, particularly,
95 Pioneer Cable, in the old Public Market. He relayed that he was at the Treasurer’s Office in
96 the previous week since he has heard about the transfer to the New Public Market. He
97 asked if they could rent at the new Public market especially that on the 1st qy=arter of
98 2024, they will be upgrading their cable internet into internet service provider which two (2)
99 racks will then be installed. They just wanted that if they are going to install the same,
100 hopefully, in the final space for them to rent, so they will not be transferring again to another
101 location. Honorable Dedal replied that the Pioneer Cable will be as it is (as the existing),
102 because it will be excluded in the renovation. Mrs. Nirza, Municipal Treasurer also informed
103 Mr. Soliano that they will be informed ahead of time once they will be transferred (if ever).
104 She added that as planned, renovation will be at the center portion of the old public market.
105 And when it will necessary to transfer, then the LGU will provide also a particular area to be
106 occupied by the affected clients/stakeholders. As Mr. Soliano asked if they could occupy the
107 (c.2) room, Honorable Dedal replied, it’s the discretion of the implementing department, thru
108 the Municipal Treasurer. He also explained that upon the enactment and approval of the
109 Ordinance, it will be the executory department to decide. Honorable Dedal added that the
110 SB is the legislative Body. Views and opinions on the possible time the rooms will be
111 available, were aired, as Mrs. Nirza mentioned that they will also be announcing on the
112 bidding schedule of the rooms, everyone may also visit the BPLO for queries, especially on
113 the procedures of acquiring rooms in the new public market. She assured Mr. Soliano that
114 so far, their existing rented area is still safe for the moment.
115

116 Former SB Member, Hon. Sabino D. Pua, brought up some queries and concerns,
117 for and in behalf of his colleagues in the field of business. He started with the majority’s
118 complaints which to them the Php 2,000.00 monthly rental is too high for them at this
119 situation, majority also request to have a lower rate than indicated in the Ordinance.
120 Honorable Dedal asked if what is the preferred lower amount of the majority stakeholders,
121 while this Ordinance is still for deliberation. And the former SB Member replied the figures
122 below:
123

C.1 Area = 12 SQ. METERS

FEES	NON-RESIDENT	RESIDENT
2. Rental (excluding water and electricity)	2,000.00/month	2,000.00/month
Requested rental by the stakeholders:	1,000.00/month	1,000.00/month

C.2. Area = 24 SQ. METERS

FEES	NON-RESIDENT	RESIDENT
2. Rental (excluding water and electricity)	4,000.00/month	4,000.00/month
Requested rental by the stakeholders:	2,000.00/month	2,000.00/month

126
127
128
129
130
131 Honorable Dedal and Honorable Bernaldes replied that the stakeholders’ preferred
132 amounts will be noted, subject for deliberation. A copy of the rationalized (computation) fees
133 and charges was furnished then to the former SB Member Hon. Pua. Mrs. Nirza explained
134 that the computation serves just to recover the costs of the building, no income actually.
135 Honorable Dedal added that the computation is service-oriented, not business-oriented.



(minutes of the public hearing of the proposed municipal ordinances of the 15th sangguniang bayan of inopacan, leyte held on october 16, 2023 continued)

136 Former SB Member, Hon. Sabino D. Pua, explained that he is speaking for and on behalf of
137 his colleagues in the business, the stakeholders who request a negotiation on the rental
138 fees. With the given 10-years life span of the building, he suggested that the increase on
139 rental fees be in a gradual scheme. Mrs. Nirza replied she will coordinate the Municipal
140 Engineer as to the matter, and according to her, there is another way of computation also.
141 Honorable Dedal mentioned that the updating of xxx is 5 years. Views and opinions were
142 aired, so as the pasalubong center. As former Hon. Pua mentioned the gradual rental
143 increase depending on the situation of the stakeholders' business status, Honorable replied
144 that the increase is mandatory after 5 years. Mrs. Nirza added that before 5 years, rental will
145 gradually increase. And Honorable Bernales recommends a yearly gradual increase.
146 Towards the end, Honorable Rulete explained that the concerned stakeholders will be
147 informed as to the approved rates on the rental of the aforementioned rooms in the new
148 public market.

149
150 Mr. Edsil Oclinaria asked if what are the products that are not allowed to display/sell
151 in the market rooms, because he is worried if the same will be used as meat shop, hence,
152 he suggested having specified in the Ordinance those items not allowed for that particular
153 space. Honorable Dedal replied that based on his observations and to some other
154 Ordinances also in other municipalities, rooms are intended mostly for cereals (bigasan) and
155 RTWs excluding meat and fish since that belongs to wet section. He agreed and thanked
156 Mr. Oclinaria for the idea and assured to add a provision in the Ordinance, specifying the
157 items allowed, as the rooms is classified as the Dry Section. As to the previous Ordinance,
158 items are specified in the Dry Section, separate from the wet section. Views and opinions
159 were aired.

160
161 Mr. Rogelio Bisnar, President of the Inopacan Tabuan Vendors Association (ITVA),
162 brought up that their vegetable stalls also, currently have mixture of items, not only
163 vegetables. According to him, many vendors suggested to arrange the items according to its
164 kind (e.g. fruits, vegetables, dried fish, and the like). Honorable Dedal replied that the
165 concern is at the control of the vendors, as the Municipal Treasurer added that there are no
166 specifications for that matter. She added that she also received the same concerns and
167 checked on it, but they are just into the definitions and the provisions of the Ordinance, and
168 the same was not been tackled during the previous public hearing also. Therefore, if the
169 vegetable vendors sell dried fish, the office could not disallow the same. Honorable Dedal
170 manifested that the concerns could not be controlled as well. As views and opinions were
171 aired, the Secretary acknowledged the presence of the Municipal Mayor, Honorable Rogelio
172 D. Pua, Jr. Former SB Member, Hon. Sabino D. Pua suggested to the Author, Honorable
173 Dedal that the concern is not that so relates to the Ordinance discussed in today's public
174 hearing. The latter agreed and told Mr. Bisnar that his concerns are well noted.

175
176
177 **“AN ORDINANCE IMPOSING ENTRANCE, REGULATORY AND OTHER FEES**
178 **FOR FOREIGN TOURISTS ONBOARD CRUISE SHIP VISITING THE CUATRO**
179 **ISLAS PROTECTED LANDSCAPE AND SEASCAPE (CIPLS) ISLETS UNDER**
180 **THE JURISDICTION OF LGU- INOPACAN, PROVINCE OF LEYTE”**

181
182
183 For the above-captioned Ordinance, the Secretary gave the floor to Honorable Siao
184 for the discussion. The latter, as the Author of the above Ordinance, started with the
185 discussion that the Ordinance is intended for the foreign Cruise ship/s visiting the Cuatro
186 Islas, then discussed the entirety of the Ordinance.



(minutes of the public hearing of the proposed municipal ordinances of the 15th sangguniang bayan of Inopacan, leyte held on october 16, 2023 continued)

187

Open Forum:

188

189

190

191

192

193

194

195

196

197

198

199

200

201

202

203

204

205

206

207

208

209

210

211

212

213

214

215

216

217

218

219

220

221

222

223

224

225

226

227

228

229

230

231

232

233

234

235

236

237

238

239

240

241

242

243

244

245

Honorable Siao asked for any comments and suggestions especially from Ms. Joana, the PASu of the PAMB - CIPLS. Ms. Jo presented some minor clarifications, suggestions and additional to the proposed Ordinance, as follows: **1)** to add a whereas on the last part, to wit: **WHEREAS**, Rule 26.1, Section 26 of the ENIPAS Act of 2018 provides that “Any LGU with territory inside a protected area may: (c) Impose and collect fees for business permits, regulatory fees, real property taxes on private property, and rentals for LGUs facilities they traditionally collect, except such fees enumerated under Section 16 of the NIPAS Act, as amended”; **2)** Section 2 (Definition of Terms), she suggested a definition for the entrance fee, to wit: Entrance Fee – shall mean a fee imposed by the Protected Area Management Board (PAMB) of the Cuatro Islas Protected Landscape and Seascape (CIPLS) to individual foreign tourist visiting the protected area within the jurisdiction of LGU-Inopacan; **3)** Still on Section 2 (Definition of Terms) she suggested the definition of Regulatory Fee as follows: Regulatory Fee – shall mean a fee imposed by the LGU to individual foreign tourist visiting the islets of the CIPLS under the jurisdiction of LGU-Inopacan; **4)** Still on Section 2 (Definition of Terms) she suggested the definition of PAMB to be: PAMB – shall mean Protected Area Management Board, which is a decision-making body created by the ENIPAS Act of 2018, as amended by RA 7586, that exercises jurisdiction area of Protected Area within its Area of Responsibility; **5)** Still on Section 2 (Definition of Terms) she suggested the DENR definition of an islet, to wit: Islet – shall mean small islands formed by actions of sea on bodies of water, which are unstable and impermanent in nature, instead of any of the island as defined in the proposed Ordinance; **6)** On Section 5, she opened up her concern on the Rates of Fees and Charges on Eco-Tourism Enterprise, like Kayak, Sea Bicycle and those provided in the Ordinance, that based on the DENR Administrative Order No. 2016-24 dated Sep 16 2016, Sec. 6 (Fees for Recreational Activities within Designated Visitor Areas), a User Fee can be collected in the amount of Php 100.00 per foreign tourist. She added that though the fee is for the PAMB, but according to her, it is fine is the collection will go to the LGU/if the LGU will do the collection. Honorable Siao agreed to add the User Fee, although the economic enterprise has already been provided in a separate Ordinance; **7)** On Section 8 (Penalties), she suggested a higher amount of penalties considering it is a foreign tourist. For her, the 1st Offense with a fine of Php 500.00 and 2nd Offense with a fine of Php 1,000.00 is too small/low for a penalty. At this juncture, Honorable Bernales manifested that Ms. Jo is being invited in the Regular Session by the next day (Tuesday), hence, some of her suggestions may be discussed during the session. And Ms. Jo agreed and said that a copy of all her suggestions will be provided as well to the SB Secretary.

Former SB Member Honorable Sabino Pua posed some clarifications to Ms. Jo about Section 4 (Other Fees) with Php 10,000.00 as the Cruise Ship Anchorage/Docking Fee) and the latter replied that it is not actually hers, but it is based and a provision of the DENR Administrative Order (DAO) No. 2016-24, a policy for tourists visiting within protected area. She added that the Php 10,000.00 is a small amount actually, and she explained everything regarding the small boats which actually dock at the islets which supposedly corresponds a docking fee of Php 5,000.00 per dock which to them, is too much. Views and opinions were aired. To this, Honorable Bernales manifested for Ms. Jo to provide the policy she mentioned, DAO. Ms. Jo do not have copy of it and she said, it can be searched thru the internet, and Honorable Bernales told the Secretary to have it searched.

Former SB Member Honorable Sabino Pua asked if Hindang is aware of the Ordinance or any advance information to them, considering that the CIPLS refers to the Cuatro Islas, including the Himokilan which is under the jurisdiction of Hindang. And it is necessary for Hindang to enact an ordinance as well so that it will be a synchronized Ordinance as the legal basis for both Inopacan and Hindang. So that the same fees will be applied. Ms. Jo, as the PASu, explained that the CIPLS – PAMB has a Technical Working Group (TWG) which is composed of the LGUs, barangays, Governor and Congressman. According to her, the ordinance has been tackled during the TWG Meeting, hence, agreed to have a Cruise Ship Ordinance to define the tourist visits, Hindang was invited at that meeting, she said.




(minutes of the public hearing of the proposed municipal ordinances of the 15th sangguniang bayan of Inopacan, leyte held on october 16, 2023 continued)

246 She also informed everyone that this coming cruise ship visit will not be in Himokilan, only in
 247 Mahaba and Digyo Islets, because tourist do not prefer crowded islets/islands. And if this
 248 Ordinance be approved, the same will be presented to the PAMB, with the presence of the
 249 Mayors from Inopacan and Hindang. Views and opinions were aired as Mrs. La Purita B.
 250 Sorila also raised her opinions with the Hindang LGU and the suggestion of having Tres
 251 Islas instead of Cuatro Islas. Ms. Jo replied the DENR offered Himokilan to the tourists but
 252 the latter refused as they already knew that Himokilan is a residential island. As Former SB
 253 Member Honorable Sabino Pua mentioned about the previous cruise ship, Ms. Jo replied
 254 that the cruise ship that had visited the Cuatro Islas before is "pangmasa", but this upcoming
 255 visit would be different from the previous one, a small and a very private cruise ship.
 256


257 As the former SB Member Honorable Sabino Pua raised his concern if the tourist
 258 would not react to a total fee of Php 700.00 per head, Ms. Jo replied its actually a small
 259 amount compared to the fees collected by some other LGUs with islands/islets (e.g.
 260 Kalanggaman Island in Palompon). Some protected areas impose more than a thousand
 261 entrance fees. Views and opinions were aired.
 262

263 Since there being no more other questions, Honorable Siao thanked all the
 264 participants. The public hearing ended at 2:40 o'clock in the afternoon.
 265
 266
 267


I HEREBY CERTIFY TO THE CORRECTNESS OF THE FOREGOING:


MELANIE M. MATIN-AO, MPA
 Secretary to the Sanggunian

NOTED:


HON. ANDREW B. DEDAL
 SB Member
 Author


HON. DIOSDADO P. SIAO
 SB Member
 Author


HON. FERNANDO B. RULETE
 SB Member
 Co-Author


HON. DARIA D. MALANGUIS
 SB Member
 Co-Author


HON. ZENAIDA G. DE LOS SANTOS
 SB Member
 Co-Author


HON. ROWENA K. MADRAZO
 SB Member
 Co-Author


HON. JOEL D. BERNALES
 SB Member
 Co-Author


HON. MARIANNE B. BOLDIOS
 SB Member
 Co-Author

300



Republic of the Philippines
Province of Leyte
Municipality of Inopacan

15th Sangguniang Bayan

Public Hearing on the Following Ordinances:





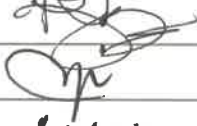
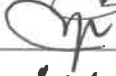
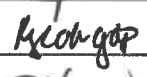

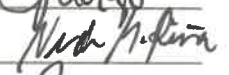
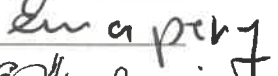
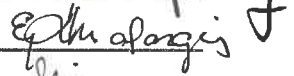

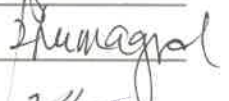




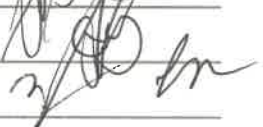



1. "An Ordinance Imposing Entrance, Regulatory and Other Fees for Foreign Tourists Onboard Cruise Ship Visiting Cuatro Islas Protected Landscape and Seascape (CIPLS) Islet under the Jurisdiction of LGU-Inopacan, Province of Leyte"
2. "An Ordinance Amending Section 5 of Ordinance No. 22-11 of the Sangguniang Bayan of Inopacan, Leyte dated 25 October 2022 by Adding Section 5C and 5D on Monthly Rental Fees for Rooms and Pasalubong Center in the New Public Market in the Municipality of Inopacan, Province of Leyte"

Date: October 16, 2023
Place: SB Session Hall
Time: 1:00 P.M.

ATTENDANCE SHEET

NAME	CONTACT NO.	ADDRESS	SIGNATURE
1. <u>Daria L. Malanguis</u>	<u>09351902570</u>	<u>LGU</u>	
2. <u>DOSDADI JAO</u>		<u>"</u>	
3. <u>RODOLFO D. MARA</u>			
4. <u>ROSAIDA G. DE LOS SANTOS</u>	<u>09064195491</u>	<u>LGU</u>	
5. <u>Sabino Pua</u>	<u>09166659694</u>		
6. <u>GILBERT L. MIRANDA</u>	<u>09670002898</u>	<u>LGU</u>	
7. <u>Henri Lynn B. Suarez</u>	<u>09483973921</u>	<u>LGU</u>	
8. <u>John Patrick Cadiz</u>	<u>300-9940</u>	<u>CENPO Bayon</u>	
9. <u>CAPO, Patrick G.</u>	<u>09518515757</u>	<u>CENPO Bayon</u>	
10. <u>MAEO C. MALANGUIS</u>		<u>"</u>	
11. <u>ALFREDO GAO JR.</u>		<u>MENRO</u>	
12. <u>RODOLFO DEBAY</u>	<u>09181297670</u>	<u>TOURISM</u>	
13. <u>LA PURITA B. SOLLA</u>	<u>0917-704-6589</u>	<u>MARKET</u>	
14. <u>GARY C. MAGNO</u>	<u>09329942830</u>	<u>FISH VENDOR</u>	
15. <u>RODOLFO B. REMILLERE</u>	<u>09384525412</u>	<u>MEAT VENDOR</u>	
16. <u>EDN DELINARIA</u>	<u>09261990648</u>	<u>Publacion</u>	
17. <u>Rogelio P. BIANNA</u>		<u>NEW MARKET</u>	
18. <u>Teresa Mamonle</u>	<u>-09061175213</u>	<u>Publacion</u>	
19. <u>ELMER ARDENA</u>	<u>-09279951010</u>	<u>INPODA</u>	
20. <u>IRVIA PAUC SOLANO</u>	<u>09176312056</u>	<u>PCVI - Market</u>	
21. <u>Virginia P. Macadina</u>	<u>09359002082</u>		

NAME	CONTACT NO.	ADDRESS	SIGNATURE
22 Evangelina Priglar	09465394239	Poblacion	
23 EVA CUPMAN	09759876799	Info	
24 ANTONIO G. MALATO	0951245863	ESPERANZA	
25 KRISTINA B. VINCORI		BRGY. DE LOS SANTOS	
26 Ravena Modaza			
27 Marianne Boldia			
28 Jerlo Pule	0917957058	Info	
29 ANDREW DEPAZ	09765715402	POD	
30 Jon Pundras			
31 DONIMARIE B. PASCHA		POBLACION	
32 Angelika D. Cubion		LGU	
33 Melanie Martin-oo		LGU	
34 Gertrudes P. Dedal		II	Jatidal
35 Jerjen Dominguez		Adm	
36 Cathy Lyn Dargantes		Adm	
37 Angel Paco		Peso	
38 Richel Payot		GIP	
39 Francis Jonathan Phila		Mun. Adm	
40 Maelyn D. Simo		HRMO-S	
41 ARNEL M. CHONG		HRMO-STAFF	
42 Junelyn F. Nagat		MMO-staff	
43 Bea C. Kudava		MMO-STAFF	
44 Nova, Renato L.		Info	
45 PRICILIANO JASON		LGU	
46 Jairo Ardan Peral		LGU	
47 Justin Villig		LAS	
48 ERICAND ESPINOSA		LGU	
49 NILDA P. MADRIZO		60-1470	
50 annel malangue		poplaron	
51 Mercedes P. Albano		LGU	
52 Jefferson Pina		SD-office	
53 Rizhann Propo		Poblacion	
54 ROBERT MICHAEL PALO		POBLACION	
55 Anthony Juvel Mones		Tiango	
56 Teresita L. Gudmalin			
57 Restituto M. Lemita Jr.			
58 Kalib B. Siguas		MD	
59 Marlon Lancia		MD	

NAME	CONTACT NO.	ADDRESS	SIGNATURE
60 DECLARO PEDRO		TAKUD	
61 RIEA JOANNE POLONIO			
62 RONNIE C. SELAKING		TINAGO	
63 YOLANDA ALIB		TINAGO	
64 HENRY A-DARANTES		MALIG	
65 MICHAEL P. CAYUM		POBLACION	
66 Rosalva P. Cobigas		Poblacion	
67 Joy Amigo		Poblacion	
68 NIDA M. RINA		Poblacion	
69 Ena Perez		Taontaon	
70 Editha Malanguis		Poblacion	
71 LETA TMS		pub.	
72 Leta Humagal		Apud	
73 Kyan Emilio		CINAO	
74 Azil M. Dacera		Guadalupe	
75 Rosemarie Dagacan		Subasan	
76 DANLO ANDRADO		SUBASAN	
77 WRESTON MESTAS		INTRA	
78 Kathlene Bentilanon		TINAGO	
79 Monica Malanguis		Poblacion	
80 Minerva M. Bisanon		Poblacion	



Republic of the Philippines
Province of Leyte
Municipality of Inopacan

15TH SANGGUNIANG BAYAN


CERTIFICATE OF POSTING

TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY that copies of Ordinance No. 23-16 of the 15th Sangguniang Bayan of the Municipality of Inopacan, Province of Leyte, entitled, **“AN ORDINANCE AMENDING SECTION 5 OF ORDINANCE NO. 22-11 OF THE SANGGUNIANG BAYAN OF INOPACAN, LEYTE DATED 25 OCTOBER 2022 BY ADDING SECTION 5C AND 5D ON MONTHLY RENTAL FEES OF ROOMS AND PASALUBONG CENTER IN THE NEW PUBLIC MARKET, MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE”**, has been posted in the bulletin board in the municipal hall/building and in conspicuous place in the public terminals of this Municipality and will be posted as well in all the Barangay Halls of this Municipality.

This Certification is being made to facilitate consideration of the above-mentioned Municipal Ordinance by the Sangguniang Panlalawigan of Leyte.

Done this **14th** day of **NOVEMBER 2023**, at Inopacan, Leyte.


MELANIE M. MATIN-AO, MPA
Secretary to the Sanggunian