



REPUBLIC OF THE PHILIPPINES
PROVINCE OF LEYTE
TACLOBAN CITY
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SANGGUNIANG PANLALAWIGAN

MINUTES OF THE 69TH REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN OF LEYTE, HELD AT THE SESSION HALL, LEYTE PROVINCIAL GOVERNMENT COMPLEX, PALO, LEYTE ON 05 DECEMBER 2023.

PHYSICALLY PRESENT:

- | | |
|------------------------------------|---------------------------------------------------|
| 1. Hon. Marie Kathryn V. Kabigting | 3 rd District Board Member |
| 2. Hon. Nolie C. Caña | Ex-Officio Member, Liga ng Mga Barangay President |
| 3. MJ Luinly D. Lumen | Ex-Officio Member, SK President |

VIRTUALLY PRESENT:

- | | |
|-------------------------------------|---------------------------------------|
| 1. Hon. Leonardo M. Javier, Jr. | Vice-Governor/Presiding Officer |
| 2. Hon. Wilson S. Uy | 1 st District Board Member |
| 3. Hon. Ronnan Christian M. Reposar | 1 st District Board Member |
| 4. Hon. Trinidad G. Apostol | 2 nd District Board Member |
| 5. Hon. Raissa J. Villasin | 2 nd District Board Member |
| 6. Hon. Ma. Corazon E. Remandaban | 3 rd District Board Member |
| 7. Hon. Vincent L. Rama | 4 th District Board Member |
| 8. Hon. Flaviano C. Centino, Jr. | 4 th District Board Member |
| 9. Hon. Michael L. Cari | 5 th District Board Member |
| 10. Hon. Carlo P. Loreto | 5 th District Board Member |
| 11. Hon. Carmen L. Cari | Ex-Officio Member, PCL President |

The 69th Regular Session opened at 10:20 o'clock in the morning presided over by the Honorable Leonardo M. Javier, Jr., Vice-Governor of Leyte.

Opening Prayer was led by the Honorable Carlo P. Loreto, 5th District Board Member and followed by the singing of the Philippine National Anthem.

A motion to dispense with the Panunumpa sa Watawat, the Leyte Hymn, the PBMLP Hymn and the PBMLP Creed of the agenda was presented by the Honorable Floor Leader Carlo P. Loreto, duly seconded by the Honorable Raissa J. Villasin, Representative of the 2nd District of Leyte.

Considering that there was no objection, the motion was carried.

49 The Honorable Presiding Officer, Honorable Leonardo M. Javier, Jr. requested
50 the Sangguniang Panlalawigan Secretary Mrs. Florinda Jill S. Uyvico to call the roll in
51 order to determine the presence of quorum.

52 **MRS. FLORINDA JILL S. UYVICO: SP SECRETARY**

53 The following Members are in attendance:

54 **Physically Present:**

55 Hon. Marie Kathryn V. Kabigting

56 Hon. Nolie C. Caña

57 Hon. MJ Luinly D. Lumen

58

59 **Virtually Present:**

60 Hon. Leonardo M. Javier, Jr. - Vice-Governor/Presiding Officer

61 Hon. Wilson S. Uy

62 Hon. Ronnan Christian M. Reposar

63 Hon. Trinidad G. Apostol

64 Hon. Raissa J. Villasin

65 Hon. Ma. Corazon E. Remandaban

66 Hon. Vincent L. Rama

67 Hon. Flaviano C. Centino, Jr.

68 Hon. Michael L. Cari

69 Hon. Carlo P. Loreto

70 Hon. Carmen L. Cari

71 Fourteen (14) Members are present, Mr. Chair, Mr. Floor Leader.

72 **HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER**

73 We have a quorum, Mr. Chair.

74 **HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR**

75 Okay, we have a quorum to do business.

76 **HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER**

77 We have the minutes of the previous session of November 28, 2023, Mr. Chair.

78 May we know if there is any correction from the floor on the said minutes?

79 I there is none, Mr. Chair, I move that we adopt and approve the minutes of

80 November 28, 2023. I so move, Mr. Chair.

81

82 HON. RONNAN CHRISTIAN M. REPOSAR: 1ST DISTRICT BOARD MEMBER

83 Second.

84 HON. MICHAEL L. CARI: 5TH DISTRICT BOARD MEMBER

85 Second.

86 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

87 Any objection?

88 Hearing none, approved.

89 Approved unanimously.

RES. NO. 2023-550

90 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

91 Mr. Chair, we now proceed to the 2 Committee Reports presented on the floor.

92 **IX. Committee Reports:**

93 **1. Committee on Housing, Land Use and Informal Settlers**

94 Atty. Ronnan Christian M. Reposar- Chairman

95 **2. Committee on Rules, Laws and Privileges and Committee on Trade,**

96 **Investments and Economic Affairs**

97 Atty. Ronnan Christian M. Reposar and

98 Hon. Marie Kathryn Veloso-Kabigting

99 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

100 Will you please recognize the Honorable Reposar for the first committee report,

101 Mr. Chair?

102 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

103 The Honorable Reposar is recognized.

104 HON. RONNAN CHRISTIAN M. REPOSAR: 1ST DISTRICT BOARD MEMBER

105 Thank you, Honorable Presiding Chairman and thank you, Honorable Floor

106 Leader.

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REPUBLIC OF THE PHILIPPINES

PROVINCE OF LEYTE

SANGGUNIANG PANLALAWIGAN

HOUSING, LAND USE and INFORMAL SETTLERS

COMMITTEE REPORT NO. _____

Series of 2023

Filed before the Sangguniang Panlalawigan and referred to this committee is Resolution No. 3873-23 of the Sangguniang Bayan of Babatngon, Leyte, seeking reconsideration for the approval of Municipal Ordinance No. 443, enacted on September 11, 2023, Re: Reclassification of lands covering an area of 83.5799 hectares, from agricultural to industrial, acquired by Agri Ventures Corporation of Tacloban City, and located at Brgy. San Agustin and Brgy. Taguite, Babatngon Leyte.

The said resolution for reconsideration is premised on the following:

1. That subject lands of Ordinance 443 have long been unproductive, since the same for 122 years have not been developed¹;
2. That based on the assessment by the Sangguniang Bayan concerned, the latter is convinced that the reclassification of the subject lands of Ordinance 443 from agricultural to industrial would give the same higher economic value which is needed for economic growth and development of the LGU of Babatngon Leyte. This would essentially benefit their constituents particularly of Barangays San Agustin and Taguite as the same would be developed into a solar farm which could generate employment and other economic activities in the municipality.

In support thereof, a certification from the Municipal Agriculture of Babatngon Leyte was submitted which certifies among others, that after the ocular inspection conducted, it was disclosed that indeed no prime agricultural crops were planted in the area. While there were few coconut trees, the same were also not productive. The reasons for which are the abandonment of previous owners due to inaccessibility and water shortage. The ocular inspection was attended to by the team of Municipal Engr. Jhonrey Laurente, SB Member Hon. Federico Elizaga, Jr., Municipal Assessor Ismael Laguna and Municipal Agriculturist Teresita R. Laurente.

¹ Par. 2, Resolution No. 38873-23 of the Sangguniang Bayan of Babatngon, Leyte, dated November 6, 2023;

150 The committee on that note finds merits on the request for consideration of the
151 Sangguniang Bayan of Babatngon particularly citing the authority of the latter as
152 provided for under section 20 of the Local Government Code, which provides as
153 follows:

154 SECTION 20. Reclassification of Lands.

155 "A city or municipality may, through an ordinance
156 passed by the Sanggunian after conducting public
157 hearings for the purpose, authorize the reclassification of
158 agricultural lands and provide for the manner of their
159 utilization or disposition in the following cases: (1) when
160 the land ceases to be economically feasible and sound for
161 agricultural purposes as determined by the Department
162 of Agriculture or(2) where the land shall have
163 substantially greater economic value for residential,
164 commercial, or industrial purposes, as determined by
165 the Sanggunian concerned" (*Emphasis Ours*).

166 Provided, That such reclassification shall be limited
167 to the following percentage of the total agricultural land
168 area at the time of the passage of the ordinance:

- 169 1. xxx - xxx - xxx
170 2. xxx - xxx - xxx
171 3. For fourth to sixth class municipalities, five
172 percent(5%): Provided, further,

173 That agricultural lands distributed to agrarian
174 reform beneficiaries pursuant to Republic Act Numbered
175 Sixty-six hundred fifty-seven (R.A. No. 6657), otherwise
176 known as "The Comprehensive Agrarian Reform Law",
177 shall not be affected by the said reclassification and the
178 conversion of such lands into other purposes shall be
179 governed by Section 65 of said Act.

180 The committee however would like to highlight the
181 comments/recommendations of the Provincial Legal Office that such reclassification
182 shall be made pursuant to the condition set forth under Section 20, paragraph 3 of the
183 Local Government Code for fourth to sixth class municipalities, DILG opinion No. 22, S.
184 2020, dated January 31, 2020 and the Supreme Court Decision in the case of "Chamber of
185 Real Estate and Builders Associations, Inc. (CREBA) vs. The Secretary of Agrarian
186 Reform (G.R. No. 183409)."

187 In relation thereto, the committee would like to stress that reclassification is
188 different from conversion, hence reclassification of the subject properties alone will not
189 suffice to change its current use as this will require conversion. And considering that
190 some of the subject properties are under CARP, pursuant to Sec. 65 which is cited below,
191 the land owner shall apply for the conversion before the Department of Agrarian
192 Reform, subject to the requirements under existing laws.

193 "SECTION 65. Conversion of Lands. - After the lapse of five (5) years from its
194 award, when the land ceases to be economically feasible and sound for agricultural

195 purposes, or the locality has become urbanized and the land will have a greater
196 economic value for residential, commercial or industrial purposes, the DAR, upon
197 application of the beneficiary or the landowner, with due notice to the affected
198 parties, and subject to existing laws, may authorize the reclassification or conversion
199 of the land and its disposition: Provided, That the beneficiary shall have fully paid
200 his obligation.”(Emphasis Ours)

201 In view of the foregoing, the committee recommends granting the request for
202 reconsideration of the Sangguniang Bayan of Babatngon, Leyte; provided, that all
203 conditions and requirements as mentioned in this report and that of the Provincial Legal
204 Office be observed.

205
206 Submitted this 30th day of November, 2023, Palo, Leyte.

207
208 Sgd. Atty. Ronnan Christian M. Reposar

209 Chairperson

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211 Sgd.Hon. Raissa J. Villasin

212 Vice Chairperson

211 Sgd.Atty. Carlo P. Loreto

212 Member

213
214 Sgd. Hon. Ma. CorazonE. Remandaban

215 Member

214 Sgd. Flaviano C. Centino, Jr.

215 Member

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218 HON. RONNAN CHRISTIAN M. REPOSAR: 1ST DISTRICT BOARD MEMBER

219 I so move, Mr. Chair, for the approval of the Committee Report.

220 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

221 Second.

222 HON. MICHAEL L. CARI: 5TH DISTRICT BOARD MEMBER

223 Second.

224 HON. MARIE KATHRYN V. KABIGTING: 3RD DISTRICT BOARD MEMBER

225 Second.

226 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

227 Any objections?

228 Hearing none, motion is approved.

229 Approved unanimously.

RES. NO. 2023-551

230 HON. RONNAN CHRISTIAN M. REPOSAR: 1ST DISTRICT BOARD MEMBER

231 Thank you, Mr. Chair. Corollary motion, Mr. Chair?

232 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

233 Go ahead please.

234 HON. RONNAN CHRISTIAN M. REPOSAR: 1ST DISTRICT BOARD MEMBER

235 I move that we pass a resolution, approving Ordinance No. 443 of the Municipality
236 of Babatngon, Leyte. I so move.

237 HON. MICHAEL L. CARI: 5TH DISTRICT BOARD MEMBER

238 Second.

239 HON. CARLO P. LORETO: FLOOR LEADER/ 5th DISTRICT BOARD MEMBER

240 Second.

241 HON. RAISSA J. VILLASIN: 2ND DISTRICT BOARD MEMBER

242 Second.

243 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

244 Any objection?

245 Hearing none, motion is approved.

246 Approved unanimously.

RES. NO. 2023-552

247 HON. CARLO P. LORETO: FLOOR LEADER/ 5th DISTRICT BOARD MEMBER

248 We now proceed to the next committee report of the Committee on Rules, Laws and
249 Privileges and Committee on Trade, Investments and Economic Affairs, Chaired by Atty.
250 Reposar and Honorable Marie Kathryn Veloso-Kabigting.

251 Will you please recognize the Honorable Kabigting, Mr. Chair?

252 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

253 Go ahead, please.

254 HON. MARIE KATHRYN V. KABIGTING: 3RD DISTRICT BOARD MEMBER

255 Thank you, Mr. Chair and Mr. Floor Leader.

256



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258
259 **Republic of the Philippines**
260 **PROVINCE OF LEYTE**
261 **SANGGUNIANG PANLALAWIGAN**
262

263 **COMMITTEE ON RULES, LAWS and PRIVILEGES**
264 **and TRADE, INVESTMENT and ECONOMIC AFFAIRS**
265

266 **JOINT COMMITTEE REPORT**

267 No. ____ S. 2023

268 This is with reference to the proposed provincial ordinance entitled "An Ordinance
269 Banning the Sale, Rental, Transfer, Distribution, Manufacture, and/or
270 Production of Pirated, Counterfeit, or Fake Goods, or Drugs/Medicines and for
271 Other Purposes which is an ordinance co-sponsored by the chairpersons and some members
272 of the committee on Rules, Laws and Privileges and the Committee on Trade, Investment and
273 Economic Affairs.

274 The said ordinance is being enacted pursuant to the State's policy to
275 enhance the enforcement of intellectual property rights and to safeguard the
276 health of the people. It is also proposed to counter piracy and counterfeiting of
277 intellectual property rights and to support the efforts of the government to
278 collect unrealized revenues and taxes.

279 The legal basis of which are as follows:

- 280
- 281 a. Section 2 of R.A. No. 8203 or the "Special Law on Counterfeit Drugs"
282 which provides that in order to safeguard the health of the people, the
283 state shall provide for their protection against counterfeit drugs.
284
 - 285 b. Department of Interior and Local Government in its Memorandum
286 Circular No. 2020-124 which enjoins local government units (LGUs) to
287 issue an Ordinance banning the sale, transfer, distribution,
288 manufacture, and/or production of pirated, counterfeit, or fake goods
289 within the LGU.
290

291 Upon review and careful perusal of the proposed ordinance, the
292 joint committee find no provision which contravenes the Constitution and

293 other existing laws. Otherwise stated, the same is compliant to the general
294 limitations of legislation that:

- 295 A. It does not contravene the Constitution;
296 B. It is not unfair or oppressive;
297 C. It is not partial or discriminatory;
298 D. It does not prohibit trade;
299 E. It is general and consistent with public policy; and,
300 F. It is not unreasonable.
301

302 In view thereof, the joint committee adopts the draft of the said ordinance and
303 resolve that the same be scheduled for approval on second and third reading.

304 Submitted this 30th day of November, 2023, Palo, Leyte

305
306 **Hon. Atty. Ronnan Christian M. Reposar**
307 Chairperson Committee on Rules, Laws and Privileges
308 Member of Trade, Investment and Economic Affairs
309

310 **Hon. Marie Katryn V. Kabigting**
311 Chairperson Committee on
312 Trade, Investment and Economic Affairs
313

314 **Hon. Atty. Carlo P. Loreto**
315 Vice Chairperson Committee on Rules, Laws and Privileges
316

317 **Hon. Wilson S. Uy**
318 Member Committee on Rules, Laws and Privileges
319 Member of Trade, Investment and Economic Affairs
320

321 **Hon. Michael L. Cari**
322 Member Committee on Rules, Laws and Privileges
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324 **Hon. Nolie C. Caña**
325 Member Committee on Rules, Laws and Privileges
326

327 **Hon. Raissa J. Villasin**
328 Member Committee on Trade,
329 Investment and Economic Affairs
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331 **Hon. Ma. Corazon E. Remandaban**
332 Member Committee on Trade,
333 Investment and Economic Affairs
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339 PROPOSED PROVINCIAL ORDINANCE No. _____
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341 AN ORDINANCE BANNING THE SALE, RENTAL, TRANSFER,
342 DISTRIBUTION, MANUFACTURE, AND/OR PRODUCTION OF
343 PIRATED, COUNTERFEIT, OR FAKE GOODS, OR DRUGS/MEDICINES AND
344 FOR OTHER PURPOSES
345

346 WHEREAS, the Provincial Government of Leyte adheres to the policy of the
347 national government to curb the proliferation and introduction into commerce of pirated,
348 counterfeit, or fake goods, or drugs/medicines and the commission of other acts that
349 violate intellectual property rights as protected by law;
350

351 WHEREAS, piracy and counterfeiting of intellectual property rights not only
352 cause economic prejudice and demoralization among legitimate businessmen and
353 establishments which offer products and services dependent on intellectual property
354 protection, but also undermine the Province strategy for growth and development and
355 result in unrealized revenues and taxes;
356

357 WHEREAS, Section 2 of R.A. No. 8203 or the "Special Law on Counterfeit
358 Drugs" provides that in order to safeguard the health of the people, the state shall provide
359 for their protection against counterfeit drugs.
360

361 WHEREAS, the State's policy to enhance the enforcement of intellectual
362 property rights requires the determined and active support of the local government units;
363

364 WHEREAS, Department of Interior and Local Government in its Memorandum
365 Circular No. 2020-124 enjoins local government units (LGUs) to issue an Ordinance
366 banning the sale, transfer, distribution, manufacture, and/or production of pirated,
367 counterfeit, or fake goods within the LGU.
368

369 NOW THEREFORE, BE IT ORDAINED by the _____th Sangguniang
370 Panlalawigan of Leyte, in regular session assembled that:
371

372 SECTION 1. *Short Title.* This Ordinance shall be known as the "Anti-Pirated,
373 Anti-Counterfeit and/or Anti-Fake Goods, or Drugs/Medicines Ordinance."
374

375 SECTION 2. *Purpose.* This Ordinance aims to prevent the sale, rental, transfer,
376 distribution, manufacture and/or production of pirated, counterfeit, or fake goods, or
377 drugs/medicines.
378

379 SECTION 3. *Scope.* This Ordinance applies to all persons who are engaged in the
380 sale, rental, transfer, distribution, manufacture and/or production of pirated, counterfeit,
381 or fake goods, or drugs/medicines within the territorial jurisdiction of the Province of
382 Leyte.
383

384 SECTION 4. *Definition of Terms* – For the purpose of this Ordinance, the
385 following terms are defined as follows:

- 386 a. *Counterfeit Drugs/Medicines* – refer to medical products with the correct
387 ingredients but not in the amount as provided hereunder, wrong ingredients,
388 without active ingredients, with sufficient quantity of active ingredients, which
389 results in the reduction of drug safety, efficacy, quality, strength or purity. It is

390 a drug which is deliberately and fraudulently mislabeled with respect to
391 identity and/or source or with fake packaging, and can apply to both branded
392 and generic products. It shall also refer to: 1) the drug itself or the container or
393 labeling thereof or any part of such drug, container or labeling bearing *without*
394 *authorization* the trademark, trade name or other identification mark or imprint
395 or any likeness to that which is owned or registered in the Bureau of Patent,
396 Trademark and Technology Transfer (BPTTT) in the name of another natural
397 or juridical person; 2) a drug product refilled in containers by an unauthorized
398 persons if the legitimate labels or marks are used; 3) a drug which contains no
399 amount of or a different active ingredient or less than eighty percent (80%) of
400 the active ingredient it purports to possess as distinguished from an adulterated
401 drug including reduction or loss of efficacy due to expiration.
402

- 403 b. **Counterfeit Goods** – refer to any goods or materials including packaging
404 bearing *without authorization* trademark which is identical to a trademark
405 validly registered with the Intellectual property Office of the Philippines
406 (IPOPHL) or already declared as a well-known mark internationally and in the
407 Philippines by a competent authority in respect of such goods or which cannot
408 be distinguished in its essential aspects from such a trademark and which
409 thereby infringes the rights of the owner of the trademark in question.
410
- 411 c. **Goods** – refer to alcoholic drinks, cigarettes, cell phones, construction
412 materials, parts of vehicles, cosmetics, foot wears, clothes, foods and other
413 items, articles, products or commodities that individuals or companies sell, and
414 in turn, consumers purchase these goods to fill a want or need. They are
415 tangible items with physical attributes that you can touch, feel and see—like
416 color, size, shape and weight.
417
- 418 d. **Persons** – refer to natural and juridical persons
419
- 420 e. **Pirated Goods**– refer to any goods, materials, or content which are made,
421 produced, or replicated without the consent of the right holder or person duly
422 authorized by the right holder and which are made, produced, or replicated
423 directly or indirectly from articles or content where the making of that copy
424 would have constituted an infringement of copyright or related rights.
425
- 426 f. **Premises** – refer to the areas inside and outside of the building, house or store
427 being used for business including the extension such as, stall, table, etc., within
428 two (2) meters from the door, window, or any opening leading to such
429 building, house or store.
430

431 **SECTION 5. Condition in the Business Permits.** All business licenses and
432 permits issued by the component Cities and Municipal Governments in the Province of
433 Leyte shall carry the express conditions: a) that the licensee shall not engage in the sale,
434 rental, transfer, distribution, manufacture and/or production of pirated, counterfeit, or
435 fake goods, or drugs/medicines; and (b) that the licensee shall not allow other persons to
436 commit said acts within the licensee's business establishments or premises.
437

438 **SECTION 6. Suspension and Cancellation of Permit.** Any breach or violation of
439 the condition as set forth in the preceding Section shall be a ground for the suspension of
440 the business permit or license for a period of not more than ten (10) days for the first

441 violation, thirty (30) days for the second violation, and cancellation thereof for a third and
442 subsequent violations, without prejudice to the imposition of penalty under Section
443 11.1(a) hereof.

444

445 **SECTION 7. *Confiscation of Goods and/or Drugs/Medicines.*** The pirated,
446 counterfeit, and/or fake goods or medicines of any person engaged in any business or
447 trade, with or without any license or permit shall be confiscated without prejudice to the
448 application of suspension or cancellation of permit under Section 6 and imposition of
449 penalty under Section 11.1(a) hereof, and disposed of in accordance with law.

450

451 **SECTION 8. *Procedure of Confiscation.*** The implementing unit/s shall observe
452 the following procedures in the confiscation of items as provided on the preceding
453 section:

454 a. Apprise the violator that the item he/she is selling, renting, transferring,
455 distributing, manufacturing and/or producing is subject for confiscation
456 under this ordinance.

457 b. Issue Ordinance Violation Receipt (*OVR*) to the violator as provided for
458 in the succeeding Section hereof.

459 c. The confiscated items shall be transported by the members of the
460 implementing unit/s to the designated storage room for safekeeping.

461 d. The confiscation shall be reported to the nearest PNP Station for record
462 purposes.

463 **SECTION 9. *Storage Room.*** The confiscated items prior to proper disposal shall
464 be placed or kept on the storage room or area under the watch of a custodian. The storage
465 room and the custodian shall be both designated by the Leyte Provincial Police Office
466 Director.

467

468 **SECTION 10. *Notice of Order to Suspend, Cancel, or Confiscate.*** In the cases
469 covered under Sections 5 and 6 hereof, the violator-licensee may, within twenty four (24)
470 hours from the notice of an order to suspend or cancel the business license or permit or to
471 confiscate of pirated, counterfeit, or fake goods, or drugs/medicines, present and submit
472 to the office of the mayor a request for reconsideration of the said order. The Mayor shall
473 decide the said request within fifteen (15) days from receipt thereof.

474

475 The notice of suspension or cancellation of the business license or permit shall be
476 issued by the Mayor after an inspection of the business establishment concerned is
477 conducted. The inspection may be on occasion of a general inspection regularly
478 conducted by the concerned LGU, or for such purpose only upon receipt of a complaint
479 or information that the licensee is engaged in the sale, rental, transfer, distribution,
480 manufacture, and/or production of pirated, counterfeit, or fake goods, or drugs/medicines.

481

482 **SECTION 11. *Penalties.***

483

484 11.1 The penalty of a fine of Three Thousand Pesos (PhP 3,000.00) or an
485 imprisonment for a period not exceeding three(3) months, or both, in the discretion of
486 the court, shall be imposed *for every violation* upon:

487

488 a) Any person who, having been issued a business license or permit, shall commit
489 a breach of any of the conditions thereof imposed by Section 5 of this
490 Ordinance;

491
492 11.2 The penalty of a fine of Five Thousand Pesos (PhP 5,000.00) or an
493 imprisonment for a period not exceeding six (6) months, or both, in the discretion of the
494 court, shall be imposed *for every violation* upon:

495
496 a) Any person who, without any business license or permit, shall engage in the
497 sale, rental, transfer, distribution, manufacture, and/or production of pirated,
498 counterfeit, or fake goods, medicines, or services.

499
500 **SECTION 12. *Juridical Person Liable.*** Should the offense be committed by
501 juridical person, the stockholder, chairperson, president, office director, trustee, partner,
502 or manager who committed or caused the commission of such offense, shall be held
503 liable.

504
505 **SECTION 13. *No Double Jeopardy.*** The prosecution of commission of any of the
506 foregoing offenses shall not constitute a bar for the prosecution of offense under the
507 Intellectual Property Code and other related laws, provided the accused shall not be
508 placed in double jeopardy.

509
510 **SECTION 14. *Ordinance Violation Receipt (OVR).*** A member of the
511 implementing unit/s shall issue OVR to the violator as proof of apprehension, another
512 copy of the OVR shall be retained by the implementing unit/s and the third copy shall be
513 transmitted by it to the SP Secretariat for record purposes. If the violator refused to
514 receive the OVR, his name shall be written by a member of the implementing unit/s on
515 the OVR with a notation "refused to receive" on the space right beneath his name.

516
517 Copy of this OVR shall be presented by the violator of this Ordinance to the
518 Treasurer of the concerned Local Government Unit during the payment of administrative
519 fine.

520
521 **SECTION 15. *Offer to Compromise.*** Any violator of this Ordinance may offer to
522 compromise by paying the administrative fine. An offer to compromise shall only be
523 applied to the first and second violations. For this purpose, the fines prescribed for in
524 Section 11 hereof for the first and second violations shall be treated as administrative
525 fines. An offer to compromise shall no longer be allowed for third and succeeding
526 violations.

527
528 **SECTION 16. *Payment of Administrative Fine.*** -Administrative Fine shall be
529 paid to the Office of the Treasurer of the Province or its component LGU where the
530 violation happened and a corresponding official receipt shall thereafter be issued. The
531 violator shall then present the official receipt to the concerned member of the
532 implementing Task Force for appropriate action.

533
534 **SECTION 17. *Non-Payment of Administrative Fine.*** If the violator of this
535 Ordinance fails or refuses to pay the administrative fine within three (3) days upon
536 receipt or refusal to receive the OVR, appropriate case shall be filed in court by the
537 implementing Task Force against the said violator.

539 **SECTION 18. *Sharing of Administrative Fine.*** Administrative fine shall be
540 shared as follows:

541 a. If fine is paid to the Treasurer of the component LGU, sixty percent (60%)
542 of such fine shall accrue as revenue and be retained by such LGU and forty
543 percent (40%) shall accrue as revenue of the Province and be remitted to
544 the Provincial Treasurer's Office.
545

546 b. If fine is paid to the Treasurer of the Province, sixty percent (60%) of such
547 fine shall accrue as revenue and be retained by the Province and forty
548 percent (40%) shall accrue as revenue of the component LGU and be
549 remitted to the Treasurer's Office of such LGU.
550

551 **SECTION 19. *Implementing Rules and Regulations.*** The Provincial Legal
552 Office, and Leyte Provincial Police Office, in consultation with the Committee on Rules,
553 Laws and Privileges and the Committee on Trade, Investment and Economic Affairs of
554 the Sangguniang Panlalawigan, shall draft the Implementing Rules and Regulations
555 (IRR) within thirty (30) days after the approval of this Ordinance.
556

557 **SECTION 20. *Implementing Unit/s.*** This Ordinance shall be implemented by the
558 Leyte Provincial Police Office, if necessary, with the assistance or coordination of the
559 National Bureau of Investigation, Food and Drug Administration, Intellectual Property
560 Rights Enforcement Office, and other agencies of the government.
561

562 **SECTION 21. *Separability Clause.*** If any provision or part thereof is declared
563 invalid or unconstitutional, other provisions of this Ordinance or parts hereof not otherwise
564 affected shall remain valid and subsisting.
565

566 **SECTION 22. *Repealing Clause.*** All prior ordinances or parts thereof
567 inconsistent with this Ordinance are hereby repealed or modified accordingly.
568

569 **SECTION 23. *Effectivity Clause.*** A copy of this Ordinance shall be posted in
570 three (3) conspicuous places within the Leyte Provincial Capitol for three (3) consecutive
571 weeks, and be published in a newspaper of general circulation within the Province of
572 Leyte. This Ordinance shall take effect on the day following its publication, or at the end
573 of the period of posting, whichever occurs later.
574
575

576 HON. MARIE KATHRYN V. KABIGTING: 3RD DISTRICT BOARD MEMBER

577 Mr. Chair, I move that we adopt and approve the Committee Report. I so move.
578

579 HON. MICHAEL L. CARI: 5TH DISTRICT BOARD MEMBER

580 Second.

581 HON. NOLIE C. CAÑA: LIGA NG MGA BARANGAY PRESIDENT

582 Second.

583 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

584 Second.

585 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR
586 Any objection?
587 Hearing none, motion is approved.
588 Approved unanimously. **RES. NO. 2023-553**
589
590 HON. MARIE KATHRYN V. KABIGTING: 3RD DISTRICT BOARD MEMBER
591 Corollary motion, Mr. Chair?
592 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR
593 Go ahead please.
594 HON. MARIE KATHRYN V. KABIGTING: 3RD DISTRICT BOARD MEMBER
595 This ordinance was already approved on first hearing and I move to approve the
596 said ordinance for second hearing. I so move.
597 HON. MICHAEL L. CARI: 5TH DISTRICT BOARD MEMBER
598 Second.
599 HON. NOLIE C. CAÑA: LIGA NG MGA BARANGAY PRESIDENT
600 Second.
601 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER
602 Second.
603 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR
604 Any objection?
605 Hearing none, motion is approved.
606 Approved unanimously. **RES. NO. 2023-553-A**
607 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER
608 Mr. Chair, I move that we pass a resolution certifying as urgent the proposed
609 ordinance.
610 HON. RAISSA J. VILLASIN: 2ND DISTRICT BOARD MEMBER
611 Second.
612 HON. MICHAEL L. CARI: 5TH DISTRICT BOARD MEMBER
613 Second.

614 HON. RAISSA J. VILLASIN: 2ND DISTRICT BOARD MEMBER

615 Second.

616 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

617 Any objection?

618 Hearing none, motion is approved.

619 Approved unanimously.

RES. NO. 2023-554

620 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

621 On that note, considering that it has been certified as urgent, Mr. Chair, I move
622 that we approve it today, on 3rd and final reading. I so move.

623 HON. WILSON S. UY: 1ST DISTRICT BOARD MEMBER

624 Second.

625 HON. MA. CORAZON E. REMANDABAN: 3RD DISTRICT BOARD MEMBER

626 Second.

627 HON. RONNAN CHRISTIAN M. REPOSAR: 1ST DISTRICT BOARD MEMBER

628 Second.

629

630 HON. MICHAEL L. CARI: 5TH DISTRICT BOARD MEMBER

631 Second.

632 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

633 Any objections?

634 Hearing none, motion is approved.

635 Approved unanimously.

RES. NO. 2023-555

636 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

637 Thank you, Mr. Chair. We now go to the Business of the Day. Madam Secretary
638 please for Item No. 01.

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641

642

643 MRS. FLORINDA JILL S. UYVICO: SP SECRETARY

644 **BUSINESS OF THE DAY**

645 **ITEM NO. 01**

646 Presented for consideration is **Ordinance No. 2023-11**
647 **of Tanauan, Leyte** entitled: **"AN ORDINANCE ESTABLISHING**
648 **AND OPERATIONALIZING THE BARANGAY HUMAN RIGHTS**
649 **ACTION CENTER (BHRAC) IN EVERY BARANGAY IN THE**
650 **MUNICIPALITY OF TANAUAN, LEYTE; CAPACITATING THE**
651 **BARANGAY HUMAN RIGHTS ACTION OFFICERS (BHRAO); AND**
652 **PROVIDING FUNDS THEREFOR AND FOR OTHER PURPOSES."**

653 Same is recommended for the declaration of its **VALIDITY** by
654 the Provincial Legal Office per 2nd indorsement dated
655 November 28, 2023.

656 **ITEM NO. 02**

658 Presented for consideration is **Ordinance No. 2023-12**
659 **of Tanauan, Leyte** entitled: **"AN ORDINANCE CREATING THE**
660 **TANAUAN, LEYTE HUMAN RIGHTS ACTION CENTER (TLHRAC)**
661 **UNDER THE OFFICE OF THE MUNICIPAL MAYOR AND DEFINING**
662 **ITS POWERS AND FUNCTIONS."** Same is recommended for the
663 declaration of its **VALIDITY** by the Provincial Legal Office per
664 2nd indorsement dated November 24, 2023.

665
666 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

667 Mr. Chair, there are 2 Items coming from the great people of Tanauan. Item No.
668 1 and No. 2. Will you please recognize the distinguished Board Member coming from
669 the 1st District, Honorable Reposar, Mr. Chair?

670 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

671 The Honorable Reposar is recognized.

672 HON. RONNAN CHRISTIAN M. REPOSAR: 1ST DISTRICT BOARD MEMBER

673 Thank you, very much Honorable Floor Leader and Honorable Presiding Officer.

674 Item Nos. 1 and 2 are Ordinances both coming from the Municipality of Tanauan,
675 Leyte. Actually, both are pursuant to Section 16 of the Local Government Code and
676 Article 2 Section 11. That being said, Mr. Chair, I would like to pass an omnibus
677 resolution approving the 2 Ordinances coming from the Municipality of Tanauan, Leyte.

678 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

679 **Second.**

680 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

681 Any objection?

682 Hearing none, motion is approved.

683 Approved unanimously.

RES. NO. 2023-556

684 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

685 Thank you, Mr. Chair.

686 We now proceed to Item NO. 3, Madam Secretary please.

687 MRS. FLORINDA JILL S. UYVICO: SP SECRETARY

688 ITEM NO. 03

689 Presented for consideration is **Municipal Ordinance**
690 **No. 02 Series 2023 of Tunga, Leyte** entitled: "AN ORDINANCE
691 **CREATING VARIOUS POSITIONS IN THE LOCAL GOVERNMENT**
692 **UNIT OF TUNGA, LEYTE, AND DETERMINING ITS**
693 **QUALIFICATIONS, DUTIES, FUNCTIONS, AND ALLOCATING**
694 **FUNDS THEREOF."** Same is recommended for the declaration
695 of its **VALIDITY** with **CONDITION** by the Provincial Legal
696 Office per 2nd indorsement dated November 24, 2023.
697

698 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

699 Mr. Chair, will you please recognize the Honorable Raissa Villasin?

700 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

701 Honorable Raissa Villasin is recognized.

702 HON. RAISSA J. VILLASIN: 2ND DISTRICT BOARD MEMBER

703 Thank you, Mr. Chair, Mr. Floor.

704 Item No. 3, presented for consideration is Municipal Ordinance NO. 02 series of
705 2023 of Tunga, Leyte, entitled: "An Ordinance Creating Various Positions in the Local
706 Government Unit of Tunga, Leyte, and Determining its Qualifications, Duties, Functions,
707 and Allocating Funds thereof."

708 It has been recommended by the Provincial Legal Office per its 2nd Indorsement
709 dated November 24, 2023 for the declaration of its validity as it is an exercise of the
710 power authorized under Section 447 (1) (viii) of the Code, provided that the creation of
711 new plantilla positions does not violate the prohibitions under Section 325 (a) and (g) of
712 the Code.

713 If my motion is in order, I move to declare valid Ordinance No. 02 series of 2023
714 of Tunga, Leyte. I so move.

715 HON. VINCENT L. RAMA: 4TH DISTRICT BOARD MEMBER

716 Second.

717 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

718 Second.

719 HON. MICHAEL L. CARI: 5TH DISTRICT BOARD MEMBER

720 Second.

721 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

722 Any objection?

723 Hearing none, motion is approved.

724 Approved unanimously.

RES. NO. 2023-557

725 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

726 We now proceed to Item No. 4, Madam Secretary please.

727 MRS. FLORINDA JILL S. UYVICO: SP SECRETARY

728 **ITEM NO. 04**

729 Presented for consideration is **Ordinance No. 2023-**
730 **17 of Calubian, Leyte** entitled: **"AN ORDINANCE**
731 **ESTABLISHING THE HEALTH EMERGENCY MANAGEMENT UNIT**
732 **AND INSTITUTIONALIZATION OF DISASTER RISK REDUCTION**
733 **AND MANAGEMENT IN HEALTH (DRRM-H) SYSTEM IN THE**
734 **MUNICIPALITY OF CALUBIAN, LEYTE.**" Same is recommended
735 for the declaration of its **VALIDITY** by the Provincial Legal
736 Office per 2nd indorsement dated November 24, 2023.

737
738 **ITEM NO. 05**

739 Presented for consideration is **Ordinance No. 2023-**
740 **18 of Calubian, Leyte** entitled: **"AN ORDINANCE DECLARING**
741 **THE ECO-TOURISM SITE DESTINATIONS OF THE MUNICIPALITY**
742 **OF CALUBIAN, LEYTE, ITS DEVELOPMENT, PROMOTION AND**
743 **FOR OTHER PURPOSES.**" Same is recommended for the
744 declaration of its **VALIDITY** by the Provincial Legal Office per
745 2nd indorsement dated November 28, 2023.

746
747 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

748 Mr. Chair, Item Nos. 4 and 5 are both from Calubian, Leyte.

749 Will you please recognize the Honorable Remandaban, Mr. Chair?

750 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

751 The Honorable Remandaban is recognized.

752 HON. MA. CORAZON E. REMANDABAN: 3RD DISTRICT BOARD MEMBER

753 Thank you, Mr. Chair, Mr. Floor Leader.

754 For Items 4 and 5, these are for emergency and disaster management and
755 declaring the eco-tourism site of the Province of Leyte.

756 Hence, I would like to move for the approval of Ordinance No. 2023-17, "An
757 Ordinance Establishing the Health Emergency Management Unit and Institutionalization
758 of Disaster Risk Reduction and Management in Health System in the Municipality of
759 Calubian, Leyte."

760 And Ordinance No. 2023-18, "An Ordinance Declaring the Eco-Tourism Site
761 Destinations of the Municipality of Calubian, Leyte, its Development, Promotion and For
762 other purposes."

763 These 2 Ordinances are declared valid by the Provincial Legal Office and in
764 pursuant to Section 56 (c) of RA 7160. I so move, Mr. Chairman, Mr. Floor Leader.

765 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

766 Second.

767 HON. VINCENT L. RAMA: 4TH DISTRICT BOARD MEMBER

768 Second.

769 HON. FLAVIANO C. CENTINO, JR.: 4TH DISTRICT BOARD MEMBER

770 Second.

771 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

772 Any objection?

773 Hearing none, motion is approved.

774 Approved unanimously.

RES. NO. 2023-558

775 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

776 Item No. 6, Madam Secretary please.

777

778

779 MRS. FLORINDA JILL S. UYVICO: SP SECRETARY

780 **ITEM NO. 06**

781 Presented for consideration is **Municipal Ordinance**
782 **No. 38, S-2023-2025 of Villaba, Leyte** entitled: "AN
783 **ORDINANCE REQUIRING COMMERCIAL SERVICE**
784 **ESTABLISHMENT AND OTHER PLACES AND SPACES**
785 **CONSIDERED AS HIGH RISK TO INSTALL VIDEO SURVEILLANCE**
786 **CAMERAS OR CLOSED-CIRCUIT TELEVISION AND PROVIDING**
787 **PENALTIES FOR VIOLATIONS THEREOF AND FOR OTHER**
788 **PURPOSES."** Same is **RESUBMITTED** to the SP in compliance to
789 SP Resolution No. 2023-385 dated August 15, 2023.
790

791 **ITEM NO. 07**

792 Presented for consideration is **Municipal**
793 **Ordinance No. 39, S-2023-2025 of Villaba, Leyte** entitled: "AN
794 **ORDINANCE ENACTED TO ESTABLISH A POULTRY AND**
795 **LIVESTOCK AUCTION MARKET CENTER IN THE MUNICIPALITY OF**
796 **VILLABA, PROMULGATING RULES AND REGULATIONS FOR THE**
797 **OPERATION, MANAGEMENT AND MAINTENANCE;**
798 **PRESCRIBING FEES AND RATES OF ITS OFFERED SERVICES; AND**
799 **PENALTIES FOR VIOLATION, PROVIDING FUNDS AND FOR**
800 **OTHER PURPOSES THEREOF."** Same is **RESUBMITTED** to the SP in
801 compliance to SP Resolution No. 2023-385 dated August 15,
802 2023.
803

804 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

805 Mr. Chair, item Ns. 6 and 7 are both from Villaba.

806 Will you please recognize the Honorable Kabigting?

807 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

808 Honorable Kabigting is recognized.

809 HON. MARIE KATHRYN V. KABIGTING: 3RD DISTRICT BOARD MEMBER

810 Thank you, Mr. Chair and Mr. Floor Leader.

811 Presented for consideration is **Municipal Ordinance No. 38 series of 2023-2025**
812 **of Villaba, Leyte, entitled: "An Ordinance Requiring Commercial Service Establishment**
813 **and Other Places and Spaces Considered as High Risk to install Video Surveillance**
814 **Cameras or Closed-Circuit Television and providing penalties for violations thereof and**
815 **for other purposes."**

816 This was already submitted to the Sangguniang Panlalawigan last August 15 but
817 it was returned to the SB of origin because of a typo in Section 11(a) where they stated:
818 "New business establishments with capital of P500,000.00 and above shall be given a
819 business permit if it has not complied with this ordinance." They fixed already the
820 comments of the Provincial Legal Office and in Section 11(a) now reads: "New business
821 establishments with a capital of P500,000.00 and above shall not be given a business
822 permit if it has complied with this ordinance."

823 Under agenda No. 7, is Municipal Ordinance No. 39, series of 2023-2025 of
824 Villaba, Leyte, entitled: "An Ordinance Enacted to Establish a Poultry and Livestock
825 Auction Market Center in the Municipality of Villaba, Promulgating Rules and
826 Regulations for the Operation, Management and Maintenance, Prescribing Fees and
827 Rates of its Offered Services; and Penalties for Violation, Providing Funds and For other
828 purposes thereof."

829 This was also submitted to the Sangguniang Panlalawigan last August 15,
830 however, we returned it to the SB of origin due to the lack of attached minutes of the
831 public hearing. They have resubmitted the minutes of public hearing as mandated under
832 the Local Government Code.

833 So, if my motion is in order, I would like to move for the approval of Ordinance
834 No. 38 and 39 of Villaba, Leyte. I so move.

835 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

836 Second.

837 HON. VINCENT L. RAMA: 4TH DISTRICT BOARD MEMBER

838 Second.

839 HON. FLAVIANO C. CENTINO, JR.: 4TH DISTRICT BOARD MEMBER

840 Second.

841 HON. NOLIE C. CAÑA: LIGA NG MGA BARANGAY PRESIDENT

842 Second.

843 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

844 No objection?

845 Motion is approved.

846 Approved unanimously.

RES. NO. 2023-559

847 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

848 Item No. 8, Madam Secretary please.

849 MRS. FLORINDA JILL S. UYVICO: SP SECRETARY

850 **ITEM NO. 08**

851 Presented for consideration is **Municipal Ordinance**
852 **No. 2022-08 of Tabango, Leyte**, entitled: "**AN ORDINANCE**
853 **PROVIDING FOR THE 2023 REVENUE CODE OF THE**
854 **MUNICIPALITY OF TABANGO, LEYTE.**"This Ordinance has been
855 referred to the Provincial Legal Office and the Provincial
856 Local Finance Committee per SP Resolution No. 2023-489.
857 The subject ordinance has been **APPROVED** by the August
858 Body last November 28, 2023 per recommendation of the
859 Provincial Legal Office dated November 20, 2023.
860 Subsequently, the SP Secretariat received on November 28,
861 2023 the Comments and Recommendations from the
862 Provincial Local Finance Committee on the subject
863 ordinance hereto attached.

864
865 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

866 Mr. Chair, the Honorable Remandaban.

867 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

868 The Honorable Remandaban is recognized.

869 HON. MA. CORAZON M. REMANDABAN: 3RD DISTRICT BOARD MEMBER

870 I move to take note of the Comments and Recommendations of the Provincial
871 Local Finance Committee on the said Municipal Ordinance of Tabango, Leyte and to
872 inform the SB of Tabango of said recommendation for them to coordinate with the
873 Bureau of Local Government Finance Region VIII. I so move, Mr. Chair.

874 HON. MICHAEL L. CARI: 5TH DISTRICT BOARD MEMBER

875 **Second.**

876 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

877 There's no objection, the motion is carried and approved.

878 Approved unanimously.

RES. NO. 2023-560

879

880 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

881 Item No. 09, Madam Secretary please.

882 MRS. FLORINDA JILL S. UYVICO: SP SECRETARY

883 ITEM NO. 09

884 Presented for consideration is **Ordinance No. 23-16 of**
885 **Inopacan, Leyte** entitled: **"AN ORDINANCE AMENDING**
886 **SECTION 5 OF ORDINANCE NO. 22-11 OF THE SANGGUNIANG**
887 **BAYAN OF INOPACAN, LEYTE DATED 25 OCTOBER 2022 BY**
888 **ADDING SECTION 5C AND 5D ON MONTHLY RENTAL FEES OF**
889 **ROOMS AND PASALUBONG CENTER IN THE NEW PUBLIC**
890 **MARKET, MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE."**
891 Same is recommended for the declaration of its VALIDITY per
892 2nd indorsement from the Provincial Legal Office dated
893 November 28, 2023.
894

895 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

896 Mr. Chair, will you please recognize the Honorable Michael Cari?

897 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

898 The Honorable Michael Cari is recognized.

899 HON. MICHAEL L. CARI: 5TH DISTRICT BOARD MEMBER

900 Good morning, Mr. Vice. Thank you.

901 This ordinance has been reviewed by the Provincial Legal Office and was
902 recommended for its validity, pursuant to its power under Section 56 of Republic Act
903 7160.

904 On this note, I hereby move that we pass a resolution declaring valid the
905 Municipal Ordinance No. 23-16 of Inopacan, Leyte, entitled: "An Ordinance Amending
906 Section 5 of Ordinance No. 22-11 of the Sangguniang Bayan of Inopacan, Leyte dated
907 25 October 2022 by adding Sections 5C and 5D on monthly rental fees of rooms and
908 Pasalubong Center in the New Public Market, Municipality of Inopacan, Province of
909 Leyte. I so move.

910 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

911 Second.

912 HON. NOLIE C. CAÑA: LIGA NG MGA BARANGAY PRESIDENT

913 Second.

914 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

915 Any objection?

916 Hearing none, the motion is carried and approved.

917 Approved unanimously.

RES. NO. 2023-561

918 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

919 We now proceed to Item No. 10, Madame Secretary.

920 MRS. FLORINDA JILL S. UYVICO: SP SECRETARY

921 **ITEM NO. 10**

922 Presented for consideration is **General Fund**
923 **Supplemental Budget No. 3 CY 2023 of Babatngon, Leyte**
924 amounting to **Php12,660,858.50** under Appropriation
925 Ordinance No. 442. Same is recommended for **APPROVAL**
926 with **CONDITIONS** by the Local Finance Committee per
927 review letter dated November 24, 2023.
928

929 **ITEM NO. 11**

930 Presented for consideration is **General Fund Annual**
931 **Budget FY 2024 of Palo, Leyte** amounting to
932 **Php359,808,403.00** under Appropriation Ordinance No. 2023-
933 04. Same is recommended for **APPROVAL** with **CONDITIONS**
934 by the Local Finance Committee per review letter dated
935 November 28, 2023, together with **Annual Investment**
936 **Program 2024** in the amount of **Php3,269,394,000.00**.
937

938 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

939 Mr. Chair, as the Vice-Chairman of the Committee on Budget and Management,
940 since the Chairman is having technical difficulties, so I'll make a motion for the approval
941 of the General Fund Supplemental Budget No. 3 for Calendar Year 2023 of Babatngon,
942 Leyte. I so move, Mr. Chair.

943 HON. NOLIE C. CAÑA: LIGA NG MGA BARANGAY PRESIDENT

944 Second.

945 HON. MICHAEL L. CARI: 5TH DISTRICT BOARD MEMBER

946 Second.

947 HON. RONNAN CHRISTIAN M. REPOSAR: 1ST DISTRICT BOARD MEMBER

948 Second.

949 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR
950 Any objection?
951 Hearing none, the motion is carried and approved.
952 Approved unanimously. **RES. NO. 2023-562**
953 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER
954 And another resolution for the approval of the General Fund Annual Budget for
955 Fiscal Year 2024 of Palo, Leyte, together with its Annual Investment Program for CY
956 2024.
957 I so move.
958 HON. NOLIE C. CAÑA: LIGA NG MGA BARANGAY PRESIDENT
959 Second.
960 HON. MICHAEL L. CARI: 5TH DISTRICT BOARD MEMBER
961 Second.
962 HON. RONNAN CHRISTIAN M. REPOSAR: 1ST DISTRICT BOARD MEMBER
963 Second.
964 HON. MARIE KATHRYN V. KABIGTING: 3RD DISTRICT BOARD MEMBER
965 Second.
966 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR
967 Any objection?
968 Hearing none, the motion is carried and approved.
969 Approved unanimously. **RES. NO. 2023-563**
970 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER
971 There are no more items in the agenda.
972 Are there other matters?
973 Before we adjourn, Mr. Chair, I would just like to state on record my sincerest
974 Congratulations to your winning streak.
975 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR
976 Thank you.
977

978 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

979 I hope your good fortune will shine upon us.

980 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

981 You just have to be good and behave.

982 HON. CARLO P. LORETO: FLOOR LEADER/5TH DISTRICT BOARD MEMBER

983 I move to adjourn, Mr. Chair.

984 HON. TRINIDAD G. APOSTOL: 2ND DISTRICT BOARD MEMBER

985 Second.

986 HON. MICHAEL L. CARI: 5TH DISTRICT BOARD MEMBER

987 Second.

988 HON. MARIE KATHRYN V. KABIGTING: 3RD DISTRICT BOARD MEMBER

989 Second.

990 HON. LEONARDO M. JAVIER, JR.: PRESIDING OFFICER/VICE-GOVERNOR

991 There's no objection, the session is adjourned.

992 (The session was adjourned at 11:00 o'clock in the morning. Closing prayer was
993 led by the Honorable Apostol.)

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**69TH Regular Session
December 5, 2023**

I HEREBY CERTIFY to the correctness of the foregoing minutes.

**FLORINDA JILL S. UYVICO
Secretary to the Sanggunian**

APPROVED:

**WILSON S. UY
1ST District Board Member**

**RONNAN CHRISTIAN M. REPOSAR
1ST District Board Member**

**TRINIDAD G. APOSTOL
2ND District Board Member**

**RAISSA J. VILLASIN
2ND District Board Member**

**MA. CORAZON E. REMANDABAN
3RD District Board Member**

**MARIE KATHRYN V. KABIGTING
3RD District Board Member**

**FLAVIANO C. CENTINO, JR.
4TH District Board Member**

**VINCENT L. RAMA
4TH District Board Member**

**MICHAEL L. CARI
5TH District Board Member**

**CARLO P. LORETO
5TH District Board Member**

**NOLIE C. CAÑA
Liga ng mga Barangay Pres.
Ex-Officio Member**

**MJ LUIINLY D. LUMEN
SK Prov'l. Fed. President
Ex-Officio Member**

**CARMEN L. CARI
PCL President
Ex-Officio Member**

**LEONARDO M. JAVIER, JR.
Vice-Governor
Presiding Officer**

**/zandra
/divine
/naomi
/elma**

Date Approved: _____