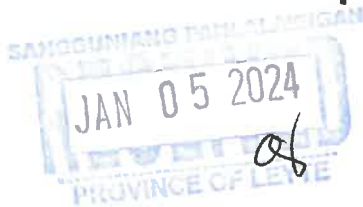


Item No.: 09
Date: 09 2024 JAN

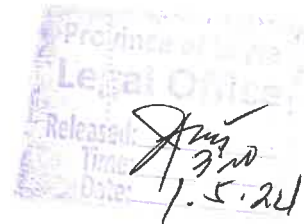
9

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

PROVINCIAL LEGAL OFFICE



2nd INDORSEMENT
January 4, 2024



Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 23-17 series of 2023 of the Sangguniang Bayan of Burauen, Leyte, recommending for the declaration of its validity, pursuant to its power under Section 56 (C) of R.A. 7160, to the opinion of the Provincial Legal Office (PLO), a valid exercise of authority mandated under Section 16 of the Code¹.

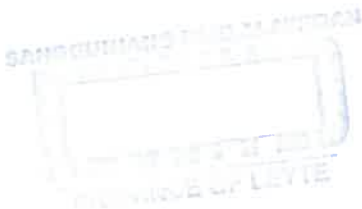

ATTY. JOSE RAYMUND A. ACOL
Asst. Provincial Legal Officer 

¹ **Section 16. General Welfare.** - Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants.

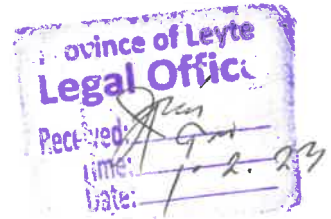
Republic of the Philippines
PROVINCE OF LEYTE



OFFICE OF THE SANGGUNIANG PANLALAWIGAN



Endorsement
28 December 2023



Respectfully referred to the **PROVINCIAL LEGAL OFFICE** the herein **MUNICIPAL ORDINANCE No. 23-17, of BURAUEN, LEYTE, "ARBOR DAY ORDINANCE"**, for review and recommendations.


FLORINDA J. UYVICO
Secretary to the Sanggunian



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Burauen

*

Office of the Sangguniang Bayan

December 27, 2023

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

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


DEC 27 2023
Vilma 247M
PROVINCE OF LEYTE

Ladies/Gentlemen:

We are forwarding herewith 15 copies of Municipal Ordinance No. 23-17, series of 2023, of the Sangguniang Bayan of Burauen, Leyte, which is **“THE ARBOR DAY ORDINANCE OF THE MUNICIPALITY OF BURAUEN, LEYTE”**, for review and approval of that body.

Thank you and please acknowledge receipt hereof.

Very truly yours,


CHARITY C. BARBOSA
Board Secretary II
Acting SB Secretary



Republic of the Philippines
 Province of Leyte
 Municipality of Burauen

DEC 27 2023
 Vltm
 PROVINCE OF LEYTE

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE 65TH REGULAR SESSION OF THE SANGGUNIANG BAYAN OF BURAUEN, LEYTE, HELD AT THE MUNICIPAL SESSION HALL, EXECUTIVE AND LEGISLATIVE BUILDING ON SEPTEMBER 25, 2023

**MUNICIPAL ORDINANCE NO. 23-17
 SERIES OF 2023**

AN ORDINANCE DECLARING JUNE 25 AS ARBOR DAY OF THE MUNICIPALITY OF BURAUEN, LEYTE, ENJOINING ITS CELEBRATION AS AN ANNUAL EVENT OF TREE PLANTING, APPROPRIATING FUNDS THEREFOR AND FOR OTHER PURPOSES

SPONSOR: HON. CIPRIANO R. RELATORRES, JR.
Chairman, Committee on Natural Resources, Environmental Protection and Preservation

WHEREAS, Article II, Section 16 of the 1987 Philippine Constitution provides that *“The State shall protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature”*;

WHEREAS, there is a need for a collaborated effort between the State and its citizenry to combat the loss of natural resources and rejuvenate the environment by undertaking nationwide tree planting activities and providing effective measures for their maintenance and sustainability;

WHEREAS, RA 10176 or “The Arbor Day Act of 2012” mandates the revival of the observance of Arbor Day by authorizing Local Government Units the responsibilities for celebrating the day for tree planting as an annual event;

WHEREAS, the same Act requires all provinces, cities and municipalities with their component barangays to revive, by appropriate proclamation of their respective local chief executives, through an ordinance enacted by their respective Sanggunian an Arbor Day at an appropriate fixed date every calendar year as shall be deemed suitable according to the proper time and season for planting trees in the respective provinces, municipalities or cities concerned;

NOW THEREFORE, on motion of Hon. Cipriano R. Relatorres, Jr., Chairman, Committee on Natural Resources, Environmental Protection and Preservation, duly seconded by all Sangguniang Bayan members present;

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

SECTION 1 – Title. This ordinance shall be known as, “THE ARBOR DAY ORDINANCE OF THE MUNICIPALITY OF BURAUEN, LEYTE”

SECTION 2 – Definition of Terms.

Arbor Day – it refers to one-day activity of tree planting held annually at a date fixed as provided in this Ordinance.

ORDINANCE NO. 23-17, SERIES OF 2023, SEPTEMBER 25, 2023

Page 1 of 3

Protection Forests -- are forests that mitigate or prevent the impact of a natural hazard, including a rockfall, avalanche, erosion, landslide, debris flow or flooding on people and their assets in mountainous areas.

SECTION 3 – *Every JUNE 25 of the year is hereby declared as ARBOR DAY in the entire Municipality of Burauen.*

SECTION 4 – *Arbor Day Celebration.* The Municipal Environment and Natural Resources Officer (MENRO) shall be in-charge on the planning and organizing of this annual activity, in coordination and with the approval of the Local Chief Executive.

SECTION 5 – *Every JUNE 25 is hereby declared a regular working holiday in the Municipality to ensure the participation of all concerned sectors.*

SECTION 6 – *Planting of Trees.* All able-bodied citizens of the Municipality of Burauen, who are at least (12) years of age, shall be required to plant one (1) tree every year.

SECTION 7 – *Areas Covered by Tree Planting.* The MENRO shall specify the area within the municipality to be planted or reforested. If the area to be planted or reforested is a protected area or a protection forest, the MENRO shall encourage the use of endemic or indigenous species during the observance of the Arbor Day designated by the LGU.

The tree planting activities shall be done in any of the following areas:

- (a) School arboretum, gardens or other available safe areas within the school premises;
- (b) Idle or vacant lands;
- (c) Public parks;
- (d) Riverbanks;
- (e) Watershed (community, river basin)
- (f) Forestland or timberland;
- (g) Along public highways or roads;
- (h) National Greening Program (NGP) graduate areas;
- (i) Communal forest; and
- (j) Private schools, parks and lands with the consent of the owner thereof

SECTION 8 – *Maintenance of Trees.* The barangay officials and partner non-governmental organizations shall be responsible for the maintenance of such trees.

SECTION 9 – *For the yearly celebration of Arbor Day, the LGU shall appropriate funds under the Annual General Fund Budget.*

SECTION 10 – *Implementing Rules and Regulations* – To strictly implement the provisions under this ordinance, the Local Chief Executive (LCE) shall formulate and/or adopt Implementing Rules and Regulations (IRR) for this purpose upon the recommendation of the MENRO.


SECTION 11 – *Repealing Clause.* All ordinances, resolutions, executive orders and all other issuances inconsistent herewith are deemed to be repealed or modified accordingly.

SECTION 12 – *Separability Clause.* If any of the provisions of this ordinance is declared invalid and unconstitutional, other parts or provisions hereof shall continue to be in full force and effect.

SECTION 13 – *Effectivity Clause.* This ordinance shall take effect upon its approval.


ORDINANCE NO. 23-17, SERIES OF 2023, SEPTEMBER 25, 2023

Page 2 of 3




ENACTED and APPROVED, September 25, 2023, in regular session assembled.

I HEREBY CERTIFY to the correctness of the foregoing ordinance.


CHARITY C. BARBOSA
Board Secretary II
Acting SB Secretary

ATTESTED:


HON. NOEL P. ALPINO
Vice Mayor
Presiding Officer


HON. VINCENT G. ENERLAN
Sangguniang Bayan Member


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


HON. HERMENIA C. CAMASIN
Sangguniang Bayan Member

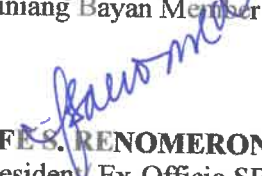

HON. BRYAN R. CINCO
Sangguniang Bayan Member


(absent)
HON. DEXTER R. SENO
Sangguniang Bayan Member


HON. ROBERT G. DEL PILAR
Sangguniang Bayan Member



HON. EVAFE A. CORAL
Sangguniang Bayan Member


HON. OSCAR A. CAGARA
Sangguniang Bayan Member


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


HON. FRANCES JOHN R. HERNANDEZ
SK Federation President/ Ex-Officio SB Member

APPROVED:


HON. JUANITO E. RENOMERON

Mayor

Date: 9/26/23

ORDINANCE NO. 23-17, SERIES OF 2023, SEPTEMBER 25, 2023

Page 3 of 3



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Burauen
*


Office of the Sangguniang Bayan

CERTIFICATE OF POSTING

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that **Municipal Ordinance No. 23-17**, series of 2023 of the Sangguniang Bayan of Burauen, Leyte, entitled, ***"The Arbor Day Ordinance of the Municipality of Burauen, Leyte"***, has been posted in four (4) conspicuous and publicly accessible places of the municipality from *September 27, 2023 to October 11, 2023* in compliance to Section 59, paragraph (b) of the Local Government Code of 1991.

Burauen, Leyte, October 16, 2023.


CHARITY C. BARBOSA
Board Secretary II
Acting SB Secretary

ATTESTED:


HON. NOEL P. ALPINO
Vice-Mayor