

Item No.: **04**
Date: **23 2024 JAN**

4

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

SANGGUNIANG PANLALAWIGAN
JAN 17 2024
PROVINCE OF LEYTE

PROVINCIAL LEGAL OFFICE

Province of Leyte
Legal Office
Released: [Signature]
Time: 12:40
Date: 1-17-24

2nd INDORSEMENT
January 16, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 19 series of 2023 of the Sangguniang Bayan of Macarthur, Leyte, recommending for the declaration of its invalidity, pursuant to its power under Section 56 (C) of R.A. 7160, to the opinion of the Provincial Legal Office (PLO), that the authority to declare local holidays, be it working or non-working, is vested with the Congress of the Philippines or the President. Verily, local government units are not clothed with the power to declare local holidays in their respective jurisdiction.¹


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


¹ DILG opinion No. 127 s. 2022

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

PROVINCIAL LEGAL OFFICE

JAN 05 2024
8

2nd INDORSEMENT
January 4, 2024


3.14
1-5-24

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 19 series of 2023 of the Sangguniang Bayan of Macarthur, 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.

Province of Leyte
Legal Office
1:10 pm
12/29/23

Republic of the Philippines
PROVINCE OF LEYTE

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

Endorsement
29 December 2023

Respectfully referred to the **PROVINCIAL LEGAL OFFICE** the herein **MUNICIPAL ORDINANCE No. 19 series of 2023, of MACARTHUR, LEYTE**, which is self-explanatory, **for review** and recommendations.


FLORINDA J. M. VICO
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MACARTHUR
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Municipal Ordinance No. 19 Series of 2023

AN ORDINANCE DECLARING THE
SPECIAL NON-WORKING HOLIDAYS
IN THE MUNICIPALITY OF
MACARTHUR, PROVINCE OF LEYTE



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MACARTHUR

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Office of the Sangguniang Bayan

EXCERPT FROM THE MINUTES OF THE 65TH REGULAR SESSION OF THE SANGGUNIANG BAYAN OF MACARTHUR, LEYTE HELD ON 11 DECEMBER 2023 AT THE MUNICIPAL SESSION HALL.

PRESENT:

Honorable Jesus A. Baranda	Vice Mayor, Presiding
Honorable Raul E. Mundala	SB Member
Honorable Gwendolyn M. Beriso	SB Member
Honorable Victoriano T. Lazar	SB Member
Honorable Jonathan T. Barquin	SB Member
Honorable Trina C. Burawis	SB Member
Honorable Leonardo R. Leria Jr.	SB Member
Honorable Ireneo G. Remanes Jr.	SB Member
Honorable Xandrix P. Pantin	SB Member
Honorable Ralph Martin P. Egos	SKF President

ABSENT:

Honorable Pepito C. Guimalan ABC President

MUNICIPAL ORDINANCE NO. 19
SERIES OF 2023

AN ORDINANCE DECLARING THE SPECIAL NON-WORKING HOLIDAYS IN THE MUNICIPALITY OF MACARTHUR, PROVINCE OF LEYTE

SPONSORED BY : Honorable Gwendolyn M. Beriso

In Section 16 of the Republic Act No. 7160, otherwise known as the Local Government Code of the Philippines, states that "Within their respective territorial jurisdiction, local government units shall ensure and support, among other things the preservation and enrichment of culture.

On motion of Honorable Gwendolyn M. Beriso duly seconded by en masse, be it

Ordained by the Sangguniang Bayan of the Municipality of MacArthur, Leyte that:

Section 1. TITLE. This ordinance shall be known as "An Ordinance Declaring the Special Non-Working Holidays in the Municipality of Macarthur, Province of Leyte."

Attested:

HON. JESUS A. BARANDA
Municipal Vice Mayor

Concurred:

HON. RAUL E. MUNDALA
SB Member

HON. GWENDOLYN M. BERISO
SB Member

HON. VICTORIANO T. LAZAR
SB Member

HON. JONATHAN T. BARQUIN
SB Member

HON. TRINA C. BURAWIS
SB Member

HON. LEONARDO R. LERIA JR.
SB Member

HON. IRENEO G. REMANES JR.
SB Member

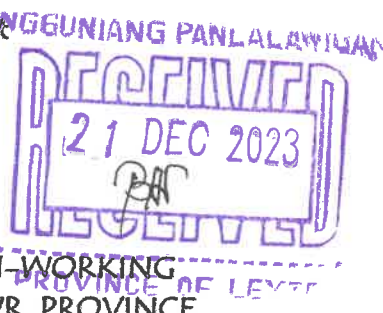
HON. XANDRIX P. PANTIN
SB Member

HON. PEPITO C. GUIMALAN
ABC President (Absent)

HON. RALPH MARTIN P. EGOS
SKF President

Approved:

HON. RALPH T. BABANTE
Municipal Mayor




Attested:


HON. JESUS A. BARANDA
Municipal Vice Mayor

Concurred:


HON. RAUL E. MUNDALA
SB Member



HON. GWENDOLYN M. BERISO
SB Member


HON. VICTORIANO T. LAZAR
SB Member


HON. JONATHAN T. BARQUIN
SB Member


HON. TRINA C. BURAWIS
SB Member


HON. LEONARDO R. LERIA JR.
SB Member

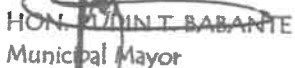

HON. IRENEO G. REMANES JR.
SB Member


HON. XANDRIX P. PANTIN
SB Member

HON. PEPITO C. GUIMALAN
ABC President (Absent)


HON. RALPH MARTIN P. EGOS
SKF President

Approved:


HON. PLINIO T. BABANTE
Municipal Mayor

Section 2. Every 17th day of June of the Year as Founding Anniversary of MacArthur, Leyte

Through an Executive Order No. 324, dated June 17, 1950, issued by the late President Elpidio Quirino, the Municipality of MacArthur, Leyte was created and founded.

In consideration that the commemoration is being participated in by all sector from the government and non-government organizations, it is but proper and just that the people of MacArthur, Leyte be given the opportunity to celebrate and participate in this momentous occasion.

Section 3. Every 15th day of May of the year in Celebration of the Town Fiesta in Honor of Patron Saint Isidore Labrador.

The local government has traditionally undertaken various activities every 15th day of May of every year to celebrate the town's annual fiesta, in honor of the Patron Saint Isidore Labrador, and a way of thanking the Lord for his bountiful blessings. This celebration also serves as a vehicle for the enrichment of faith and strengthening family ties/ solidarity.

Section 4. Every 8th day of November of the year as Yolanda Anniversary.

Typhoon Haiyan, a category five typhoon, struck the Philippines on 8th November, 2013 at 4.40 am. The tropical storm originated in the northwest Pacific Ocean. It is one of the most powerful typhoons to affect the Philippines. Wind speeds of 314 kilometers per hour (195 miles per hour) were recorded and to which the total of dead individuals increased to 6,300, 1,061 missing individual and 28,689 were injured. The recorded damage to property according to National Disaster Risk Reduction Management Council caused by Yolanda stands at P89,598,068,634.88.

This special non-working holiday was meant to:

- Pay homage to the resilience of the people who suffered and survived the catastrophic Super Typhoon Yolanda
- To mourn and honor the memories of those who perished during the wrath.
- To salute and recognize the efforts and selflessness of all responders, volunteers and Organizations who extend assistance during the recovery and rehabilitation efforts of all the affected communities.

Section 5. Automatic Work and suspension of classes in all levels for private and public schools within the jurisdiction of MacArthur, Leyte on every 17th day of June, 15th day of May and 8th day of November of every year. This is to give ample time and opportunity to all employees and workers in the government service and in private sector to fully

Attested:

HON. JESUS A. BARANDA
Municipal Vice Mayor

Concurred:

HON. RAULDE MUNDALA
SB Member

HON. GWENDOLYN M. BERISO
SB Member

HON. VICTORIANO T. LAZAR
SB Member

HON. JONATHAN T. BARQUIN
SB Member

HON. TRINA C. BURAWIS
SB Member

HON. LEONARDO R. TERIA JR.
SB Member

HON. IRENEO G. LEMANES JR.
SB Member

HON. XANDRIX P. PANTIN
SB Member

HON. PEPITO C. GUMALAN
ABC President (Absent)

HON. RALPH MARTIN P. EGOS
SKF President

Approved:

HON. RUPIN T. BABANTE
Municipal Mayor

observe the solemnity of the feast and participate in the occasion with appropriate ceremonies.

Section 6. EXCEMPTION. Those agencies whose functions involve the delivery of basic and health services, preparedness/ response to disasters and calamities, and/or the performance of other vital services shall continue their operations and render the necessary services.

Section 7. REPEALING CLAUSE. All ordinances, rules and regulations or parts thereof in conflict or inconsistent herewith are hereby repealed or modified accordingly.

Section 8. SEPARABILITY CLAUSE. If for any reason, any provision, section or any part of this ordinance is declared invalid by a court of competent jurisdiction or suspended or revoked by the Sangguniang Panlalawigan, such judgment shall not affect or impair the remaining provisions, sections or parts hereof which shall remain and continue to be in full force and effect.

Section 9. EFFECTIVITY- This ordinance shall take effect after the approval from the Sangguniang Panlalawigan and the requirements of posting prescribed in RA7160 is complied with.

ENACTED by the Sangguniang Bayan in session assembled on December 11, 2023 at MacArthur, Leyte, Philippines.

Approved unanimously.

I HEREBY CERTIFY to the correctness of the foregoing ordinance.

MARIE STEPHANIE D. PULGA
Secretary to the Sanggunian



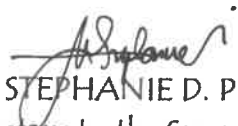
Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MACARTHUR

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Office of the Sangguniang Bayan

CERTIFICATE OF POSTING

THIS IS TO CERTIFY that Municipal Ordinance No. 19, Series of 2023 of the Sangguniang Bayan of MacArthur, Leyte, duly enacted on December 11, 2023 and approved last December 18, 2023 has been posted since December 20, 2023 at the bulletin board of the Municipal Hall, at Poblacion Public Market, and at Palale I Outpost pursuant to Section 511 of R.A. 7160.


MARIE STEPHANIE D. PULGA
Secretary to the Sanggunian