

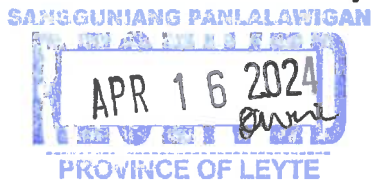
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Date: 23 2024 APR

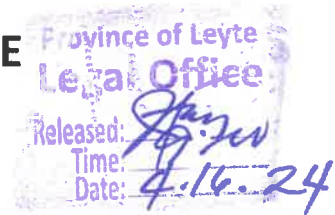
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Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

PROVINCIAL LEGAL OFFICE



2nd INDORSEMENT
April 15, 2024



Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 24-04 of the Sangguniang of Bayan of Inopacan, 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), an exercise of the power under Section 16ⁱ of the Local Government Code, in relation to DILG Memo Circular 2023-001ⁱⁱ and Section 16, Article II of the 1987 Constitutionⁱⁱⁱ.

Furthermore, the opinions rendered herein are without prejudice to opinions rendered by higher authorities.

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

ⁱ Section 16. . 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.

ⁱⁱ Implementation of the Halina't Magtanim ng Prutas at Gulay (HAPAG) sa Barangay Project

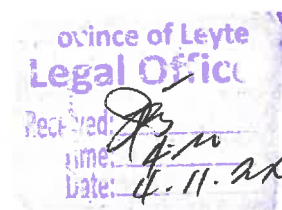
ⁱⁱⁱ "SEC. 16. The State shall protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature."

PLO


Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
11 April 2024



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **ORDINANCE NO. 24-04** of the **MUNICIPALITY** of **INOPACAN, LEYTE**, entitled: **An Ordinance Providing Guidelines on the Implementation of Halina't Magtanim Ng Prutas At Gulay (HAPAG) Sa Barangay in the Municipality of Inopacan, Province of Leyte, Appropriating Funds For Implementation Thereof And For Other Purposes.**


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian

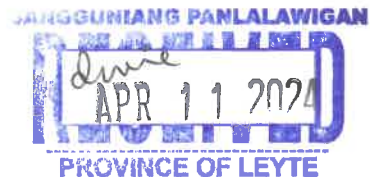


Republic of the Philippines
Province of Leyte
Municipality of Inopacan



15TH SANGGUNIANG BAYAN

8 April 2024



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. 24-04** of the 15th Sangguniang Bayan of the Municipality of Inopacan, Province of Leyte, entitled **“AN ORDINANCE PROVIDING GUIDELINES ON THE IMPLEMENTATION OF HALINA’T MAGTANIM NG PRUTAS AT GULAY (HAPAG) SA BARANGAY IN THE MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE, APPROPRIATING FUNDS FOR IMPLEMENTATION THEREOF AND FOR OTHER PURPOSES”**, for consideration by the Sangguniang Panlalawigan of Leyte.

Attached herewith is the Certificate of Posting.

Sincerely,

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



Republic of the Philippines
 Province of Leyte
 Municipality of Inopacan
 -oOo-

15TH SANGGUNIANG BAYAN



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
 15th SANGGUNIANG BAYAN OF INOPACAN, LEYTE HELD ON
 APRIL 2, 2024 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. Nathaniel Dave M. Katigbe - SB Member (PSK Pres.)

ABSENT:

- Hon. Panfila I. Alonzo - SB Member (LnB Pres) (official business)

AUTHOR: Hon. Andrew B. Dedal

**CO - AUTHORS: Hon. Fernando B. Rulete
 Hon. Joel D. Bernales
 Hon. Rowena K. Madrazo
 Hon. Diosdado P. Siao**

WHEREAS, the economy of the Philippines depends heavily on the agricultural sector, thus challenges encountered, especially by farmers, have negative effects on the food security in the country. Given its geographic location, the Philippines experienced numerous threats to food security brought about by strings of natural calamities that have rendered farm produced unusable or increased food prices due to food shortage;

WHEREAS, the Philippines ranks 68th of the 116 countries assessed for experiencing hunger globally. With a score of 16.8, the Philippines had a moderate level of hunger (2021 Global Hunger Index). In addition, the result of the latest Social Weather Stations (SWS) National Survey released on September 11, 2022 with 1500 respondents shows that 11.6% of Filipino or about 2.9 Million households have experienced involuntary hunger in the past three months;

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(ordinance no. 24-04 of the sangguniang bayan of inopacan, leyte dated april 2, 2024, continued)

WHEREAS, to address the problem of hunger and food insecurity in the Philippines, the national government enacted several laws and implemented various initiatives and strategies to ensure sustainable and resilient production and food availability throughout the country. However, food insecurity remains a challenge in the country due to food shortage and rising food prices brought by natural calamities and disasters, health crises such as COVID-19 pandemic, among others, hindering economic growth and national development;

WHEREAS, the Department of the Interior and Local Government thru its Memorandum Circular 2023-001 shows its support in cognizant of the role of barangay as essential partners of the national government in contributing to address hunger and ensuring food security in the country thru the Halina't Magtanim ng Prutas at Gulay (HAPAG) sa Barangay Projects;

WHEREAS, the Local Government Unit deemed it necessary to implement HAPAG project in order to strengthen the capacities of barangay towards sustainable agriculture. One of which is the intensification and fostering of agricultural activities and communities will be encouraged to produce fresh, healthy and affordable fruits and vegetables from their backyard spaces, through the establishment of community gardens in the barangays with vacant areas;

NOW THEREFORE, on motion of Honorable Andrew B. Dedal, duly seconded by Honorable Alfie Jian B. Yamson, be it

RESOLVED as it is hereby **RESOLVED** to enact the following;

Ordinance No. 24-04

'AN ORDINANCE PROVIDING GUIDELINES ON THE IMPLEMENTATION OF HALINA'T MAGTANIM NG PRUTAS AT GULAY (HAPAG) SA BARANGAY IN THE MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE, APPROPRIATING FUNDS FOR IMPLEMENTATION THEREOF AND FOR OTHER PURPOSES'

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

SECTION 1. TITLE. This Ordinance shall be known as the **"HAPAG Ordinance of the Municipality of Inopacan"**.

SECTION 2. DECLARATION OF POLICY.

2.1 To encourage the practice of agriculture that will provide food on the table of needy families in the community;

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(ordinance no. 24-04 of the sangguniang bayan of inopacan, leyte dated april 2, 2024, continued)

- 2.2 To create greener and productive spaces in the Municipality, curbing the increasing problem of air pollution and other negative impact of commercialization;
- 2.3 To use agricultural techniques that will reduce the cost required to transport food, making healthier foods more readily available to the public and provide food sustainability in the municipality;
- 2.4 To enhance productivity by making use of idle lots and open spaces;
- 2.5 To alleviate poverty through self-sustaining programs such as backyard to table food programs, thereby encouraging residents to grow fresh organic produce in the comfort of nearby community spaces and even in their own home;
- 2.6 To create and maintain a network of green spaces in order to maintain a healthy biodiversity.

SECTION 3. DEFINITION OF TERMS. As used in this Ordinance, the following terms shall mean:

- 3.1 **Barangay Community Garden** – a piece of land or several patches of land operated and cultivated by the barangay for the purpose of planting and growing vegetables and fruit bearing trees.
- 3.2 **BLGU**- shall mean the twenty (20) Barangay Local Government Units within the Municipality of Inopacan, Leyte.
- 3.3 **LGU**- shall mean the Local Government Unit of Inopacan, Leyte.
- 3.4 **Aeroponics** – is the process of growing plants in the air or mist environment without soil or an aggregate medium.
- 3.5 **Aquaponics**- bio-system that incorporated recirculated aquaculture or fish farming with hydroponic vegetable and herbs production to create symbiotic relationship between the plants and the fish.
- 3.6 **Container Gardening**- micro model farming where family unit or household is producing fruits and vegetables in special containers for personal consumption;
- 3.7 **Fruit Bearing Tree Planting**- refers to the planting of fruit bearing trees for food production purposes such as papaya, bananas, mango, etc.;
- 3.8 **Hydroponics**- a method of growing food using mineral nutrients solutions ion water without soil;

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(ordinance no. 24-04 of the sangguniang bayan of inopacan, leyte dated april 2, 2024, continued)

3.9 Square Foot Gardening- is a simple method of creating small orderly and highly productive kitchen garden;

3.10 Vertical Gardening- special kind or urban gardening suitable for small spaces, particularly for decorating the walls and roofs in various styles.

SECTION 4. Mandatory Establishment of Barangay Community Garden. It is hereby prescribed that each barangay in this Municipality must establish their own community garden.

4.1 It shall have at least a minimum of two hundred (200) square meters of land area or its equivalent patches of land consisting of at least five (5) varieties of vegetables. However, barangays that do not have vacant areas shall implement alternative gardening such as container gardening, vertical gardening, square foot gardening, hydroponics, aquaponics and aeroponics.

4.2 Barangays are encouraged to coordinate and request from the concerned municipal government for any vacant property owned by the local government unit or with private individuals who owned a certain vacant lot that can be used to establish the barangay community garden. Barangays shall encourage their residents to set up their family vegetable garden and/or plant fruit bearing trees in available open spaces.

4.3 The Barangay Kagawad Chairman of the Committee on Agriculture, in cooperation with the Sangguniang Kabataan, shall be the focal person in maintaining and sustaining the community garden.

SECTION 5. Open Spaces in Public Schools. Public schools shall develop a vegetable gardening area within the school premises. Fresh produced shall be incorporated in healthy canteen food programs of the said school or used in feeding relief programs of the school.

This shall be implemented in partnership with the Parent-Teacher Association of the said school.

SECTION 6. Private Open Spaces. Idle lots owned by private individuals within the territorial jurisdiction of the barangays without any development plan within the year may convert their lots into a vegetable garden whether by them or by the barangay through any form of legal arrangement with the owner until such time that development on the lot shall commence.



(ordinance no. 24-04 of the sangguniang bayan of inopacan, leyte dated april 2, 2024, continued)

SECTION 7. Participation of Barangays. The 20 Barangays of the Municipality shall be encouraged to formulate its own short, medium and long-term programs with specific budget allocation from its annual budget for the maintenance of the Barangay Community Garden.

Section 8. Collaboration with the Private Sector. The efforts of the civil society organizations in promoting organic gardening prior to the passage of this ordinance are recognized. The Local Government Unit (LGU) and the Barangay Local Government Unit (BLGU) are encouraged to enjoin the participation of the private sector in the promotion, propagation development and implementation of organic agriculture from production and use of agricultural bio-system techniques.

Section 9. Incentives. The Local Government Unit shall grant incentives and awards to barangays with outstanding community garden during the annual Agri-Fair, during Anniversary Celebration every December and Nutrition Month Celebration every month of July.

Section 10. Capacity Building. To sustain and broaden the base for the implementation of this ordinance within sixty (60) calendar days from the effectivity of this ordinance and periodically thereafter, the Municipal Agriculture Office, shall develop and conduct series of orientation, seminars and trainings for the development and proper care of the barangay community garden to be funded by the Municipal Government.

Section 11. Sustainability and Institutionalization. The Barangay Kagawad, Committee Chair on Health, with the Nutrition Scholars (BNS) shall maintain a record of stunted and severely stunted children ages 0-59 months and shall be the primary beneficiaries of the organic produced of the barangay community gardens. Beneficiaries may also include the indigent members of the community. Documentation on distribution shall be prepared and submitted on a monthly basis by the Kagawad Chairman on Agriculture to the Municipal Agriculture Office.

Section 12. Appropriation. The Municipal Government of Inopacan shall appropriate a substantial budget to ensure the implementation of this Ordinance to support the Barangay Community Gardening. Funds to pay shall be chargeable under the Local Government Appropriation for Fiscal Year 2024, a Special Account shall be created intended for this purpose and all records related thereto. The fund shall cover all necessary requirements related to the implementation of HAPAG Program of the twenty (20) barangays. An initial fund shall be allocated in the amount of Two Hundred Thousand Pesos (Php 200,000.00) chargeable to the Municipal Agriculture Office under Special Purpose Appropriation.

SECTION 13. Separability Clause. If any section or provision of this Ordinance is declared void or unconstitutional, the remaining section or provision thereof shall not be affected by such declaration.



(ordinance no. 24-04 of the sangguniang bayan of inopacan, leyte dated april 2, 2024, continued)

SECTION 14. Repealing Clause. All ordinances, resolutions, orders and/or rules and regulations inconsistent herewith are hereby repealed and modified accordingly.

SECTION 15. Effectivity Clause. This Ordinance shall take effect immediately upon its approval.

ENACTED this 2nd day of April 2024 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. MATIN-AO, MPA
Secretary to the Sanggunian

ATTESTED:


HON. SANDERS C. LUMARDA
Vice Mayor
Presiding Officer

APPROVED:


HON. ROGELIO B. PUA, JR.
Municipal Mayor

Date 04-08-2024



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. 24-04** of the 15th Sangguniang Bayan of the Municipality of Inopacan, Province of Leyte, entitled, **“AN ORDINANCE PROVIDING GUIDELINES ON THE IMPLEMENTATION OF HALINA’T MAGTANIM NG PRUTAS AT GULAY (HAPAG) SA BARANGAY IN THE MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE, APPROPRIATING FUNDS FOR IMPLEMENTATION THEREOF AND FOR OTHER PURPOSES”**, 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 **8th** day of **April 2024**, at Inopacan, Leyte.


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