

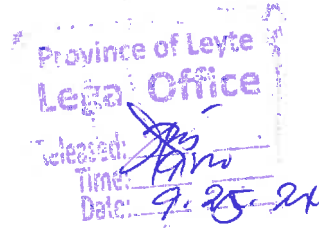
Item No.: 13

Date: 01 2024 OCT

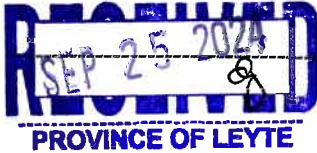


Republic of the Philippines  
PROVINCE OF LEYTE  
Provincial Capitol  
Tacloban City

-oOo-



SANGGUNIANG PANLALAWIGAN



PROVINCIAL LEGAL OFFICE

2<sup>nd</sup> INDORSEMENT  
September 23, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 2024-10 of the Sangguniang Bayan of Calubian, Leyte.

**Issues/concerns for review/recommendation/legal opinion is/are as follows:**

- Ordinance No. 2024-10 entitled: **“Solo Parents’ Welfare Ordinance in the Municipality of Calubian, Leyte.**

**REVIEW/RECOMMENDATION/LEGAL OPINION:**

This office is of the opinion that the subject Ordinance is within the powers provided under Section 447(a)<sup>1</sup> of the Local Government Code of 1991 (R.A 7160) in consonance with the mandate under RA 8972 otherwise known as the Solo Parent Act of 2000, which provides the policy of the state to promote the family as the foundation of the nation, strengthen its solidarity and ensure its total development. Hence, recommending the declaration of its validity.

We hope to have assisted you with this request. Please note that the opinion rendered by this Office are based on facts available and may vary or change when additional facts and documents are presented or changed. This opinion is likewise without prejudice to the opinions rendered by higher and competent authorities and/or the courts.

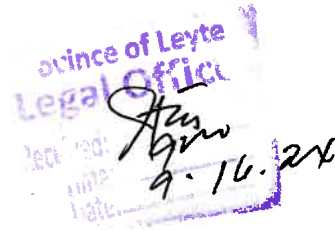
  
ATTY. JOSE RAYMUND A. ACOL  
Asst. Provincial Legal Officer

<sup>1</sup> Section 447(a) The Sangguniang Bayan, as the legislative body of the municipality shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the municipality and its inhabitants.

Republic of the Philippines  
PROVINCE OF LEYTE  
Palo, Leyte

**OFFICE OF THE SANGGUNIANG PANLALAWIGAN**

**1<sup>ST</sup> INDORSEMENT**  
13 September 2024



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Ordinance No. 2024-10** of the **Municipality of Calubian, Leyte**, entitled: Solo Parents' Welfare Ordinance in the Municipality of Calubian, Leyte.

  
**FLORINDA JIL SYUYVICO**  
Secretary to the Sanggunian

Municipality of Calubian, Leyte."

3. Municipal Ordinance No. 2024-10, entitled: "Solo Parents' Welfare Ordinance in the Municipality of Calubian, Leyte."
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10. Municipal Appropriation Ordinance No. 18, C.S. 2024, entitled: "An Appropriation Ordinance Enacting the 2024 General Fund Supplemental Budget No. 01 of the Municipality of Calubian, Leyte in the Amount of Five Million Seven Hundred Eighty Six Thousand Two Hundred Forty Five Pesos & 02/100 (P5,786,245.02) pursuant to Section 447 (A) (2) (1) of R.A. No. 7160."
11. Ordinance No. 2024-19, entitled: "An Ordinance Amending Section 6 of Municipal Ordinance No. 2022-11 dated November 21, 2022 entitled "An Ordinance Creating the Position of a Licensing Officer I, Salary Grade (SG) 11, Under the Business Permits and Licensing Office in the Plantilla of Personnel in the Municipality of Calubian, Leyte"."

For your perusal. Please acknowledge receipt hereof. The hard copies shall be forwarded at a later date.

Thank you.












Very truly yours,

(Sgd.)

**ATTY. KEISHA YNA VINEE V. RAMIREZ**  
MGDHI (Secretary to the Sanggunian)

9/13/24, 9:35 AM

Gmail - Transmittal of Municipal Ordinances of the Municipality of Calubian, Leyte

-  Municipal Appropriation Ordinance No. 18.pdf
-  Municipal Ordinance No. 2024-08.pdf
-  Municipal Ordinance No. 2024-09.pdf
-  Municipal Ordinance No. 2024-10.pdf
-  Municipal Ordinance No. 2024-11.pdf
-  Municipal Ordinance No. 2024-12.pdf
-  Municipal Ordinance No. 2024-14.pdf
-  Municipal Ordinance No. 2024-15.pdf
-  Municipal Ordinance No. 2024-16.pdf
-  Municipal Ordinance No. 2024-17.pdf
-  Municipal Ordinance No. 2024-19.pdf

**Jill Sydlongco Uyvico** <fjillsyd@gmail.com>  
To: SB Secretary MGO Calubian <sbsec0813.mgocalubian@gmail.com>  
Cc: spleyteprovince@gmail.com

Thu, Sep 12, 2024 at 7:11 PM

Dear Atty,

Good evening! Acknowledging receipt of 11 Municipal Ordinances.

Will endorse for review.

Thanks,

Jill

[Quoted text hidden]

9/13/24, 9:35 AM

Gmail - Transmittal of Municipal Ordinances of the Municipality of Calubian, Leyte



Jill Sydiongco Uyvico <fjillsyd@gmail.com>

## Transmittal of Municipal Ordinances of the Municipality of Calubian, Leyte

2 messages

**SB Secretary MGO Calubian** <sbsec0813.mgocalubian@gmail.com>

Thu, Sep 12, 2024 at 4:33 PM

To: spleyteprovince@gmail.com

Cc: fjillsyd@gmail.com

Republic of the Philippines

PROVINCE OF LEYTE

Municipality of Calubian

OFFICE OF THE SANGGUNIANG BAYAN

September 12, 2024

**HON. LEONARDO M. JAVIER, JR.**

Provincial Vice Governor, Presiding Officer; and  
The Honorable Members of the Sangguniang Panlalawigan  
Province of Leyte  
New Leyte Provincial Capitol  
Palo, Leyte

THRU: **MS. FLORINDA JILL S. UYVICO**  
Provincial Government Department Head  
Secretary to the Sanggunian  
Province of Leyte

Dear Honorable Ladies/ Gentlemen:

Good day!

We are respectfully forwarding the following Municipal Ordinances and its supporting attachments for favorable review and approval of the Honorable Sangguniang Panlalawigan of Leyte, to wit:

1. Municipal Ordinance No. 2024-08, entitled: "An Ordinance Creating the Tourist Information and Assistance Center in the Municipality of Calubian, Leyte"
2. Municipal Ordinance No. 2024-09, entitled: " An Ordinance Establishing And Maintaining the Migrant Advisory and Information Network (MAIN) Desk in the





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OFFICE OF THE SANGGUNIANG BAYAN

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Provincial Vice Governor, Presiding Officer; and  
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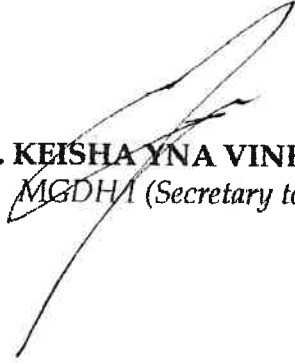
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For your perusal. Please acknowledge receipt hereof.

Thank you.

Very truly yours,

  
**ATTY. KEISHAYNA VINEE V. RAMIREZ**  
*MGDHA (Secretary to the Sanggunian)*



OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE EIGHTY THIRD (83<sup>RD</sup>) REGULAR SESSION OF THE SANGGUNIANG BAYAN OF CALUBIAN, LEYTE HELD ON JULY 8, 2024 AT THE SB SESSION HALL, LEGISLATIVE BUILDING.

PRESENT:

- |   |                     |
|---|---------------------|
| Vice Mayor Anna Love Veloso – Laurente      | - Presiding Officer |
| SB Member Jullian Marc A. Batiancela        | - Member            |
| SB Member Eugenio A. Ching, Jr.             | - Member            |
| SB Member Noel G. Eamiguel                  | - Member            |
| SB Member Ester P. Lubiano                  | - Member            |
| SB Member Julia E. Halichic                 | - Member            |
| SB Member Benjamin A. Calbitaza             | - Member            |
| SB Member Lucita A. Palconit                | - Member            |
| SK Fed. Pres. Carl Ernest D. Ponce          | - Member            |
| Liga ng mga Barangay Pres. Alfredo M. Casas | -Member             |

ABSENT:

- |                            |          |
|----------------------------|----------|
| SB Member Alyza F. Nierras | - Member |
|----------------------------|----------|

ORDINANCE NO. 2024 - 10

**Solo Parents' Welfare Ordinance in the Municipality of Calubian, Leyte.**

**BE IT ENACTED** by the Sangguniang Bayan of Calubian, Leyte in session assembled that:

**Section 1. Title.** This Ordinance shall be known as the "Solo Parents' Welfare Ordinance in the municipality of Calubian, Leyte".


**Section 2. Declaration of Policy.** It is the policy of the Municipal Government of Calubian, Leyte to promote the family as the foundation of the nation, strengthen its solidarity and ensure its total development.

**Section 3. Definition of Terms.**


(a) **"Solo Parent"**- any individual who falls under any of the following categories:

- (1) A woman who gives birth as a result of rape and other crimes against chastity even without a final conviction of the offender: Provided, That the mother keeps and raises the child;
- (2) Parent left solo or alone with the responsibility of parenthood due to death of spouse;
- (3) Parent left solo or alone with the responsibility of parenthood while the spouse is detained or is serving sentence for a criminal conviction for at least one (1) year;
- (4) Parent left solo or alone with the responsibility of parenthood due to physical and/or mental incapacity of spouse as certified by a public medical practitioner;
- (5) Parent left solo or alone with the responsibility of parenthood due to legal separation or de facto separation from spouse for at least one (1) year, as long as he/she is entrusted with the custody of the children;
- (6) Parent left solo or alone with the responsibility of parenthood due to declaration of invalidity or annulment of marriage as decreed by a court or by a church as long as he/she is entrusted with the custody of the children;
- (7) Parent left solo or alone with the responsibility of parenthood due to abandonment of spouse for at least one (1) year;
- (8) Unmarried mother/father who has preferred to keep and rear her/his child/children instead of having others care for them or give them up to a welfare institution;
- (9) Any other person who solely provides parental care and support to a child or children;

  
JULIA E. HALICHIC  
SB Member

  
ESTER P. LUBIANO  
SB Member

  
ALFREDO M. CASAS  
Liga ng mga Barangay Pres.

  
EUGENIO A. CHING, JR.  
SB Member

  
CARL ERNEST D. PONCE  
SK Federation Pres.

  
NOEL G. EAMIGUEL  
SB Member

  
LUCIA A. PALCONIT  
SB Member

  
JULLIAN MARC A. BATIANCELA  
SB Member

  
BENJAMIN A. CALBITAZA  
SB Member



A change in the status or circumstance of the parent claiming benefits under this ordinance such that he/she is no longer left alone with the responsibility of parenthood, shall terminate his/her eligibility for these benefits.

- (b) **“Children”** – refer to those living with and dependent upon the solo parent for support who are unmarried, unemployed and not more than eighteen (18) years of age, or even over eighteen (18) years but are incapable of self-support because of mental and/or physical defect/disability.
- (c) **“Parental responsibility”** — with respect to their minor children shall refer to the rights and duties of the parents as defined in Article 220 of Executive Order No 209, as amended, otherwise known as the “Family Code of the Philippines.
- (d) **“Parental Leave”** – shall mean leave benefits granted to a solo parent to enable him/her to perform parental duties and responsibilities which his/her presence is required.
- (e) **“Flexible work schedule”** - is the right granted to a solo parent employee to vary his/her arrival and departure time without affecting the core work hours as defined by the employer.


**Section 4. Criteria for Support.** Any solo parent whose income in the place of domicile falls below the poverty threshold as set by the National Economic and Development Authority (NEDA) and subject to the assessment of the DSWD worker in the area shall be eligible for assistance: Provided, however, That any solo parent whose income is above the poverty threshold shall enjoy the benefits mentioned in Sections 6, 7 and 8 of this Ordinance.

**Section 5. Comprehensive Package of Special Development and Welfare Services.** A comprehensive package of social development and welfare services for solo parents and their families will be developed by the MSWDO, MHO, PESO of this Local Government Unit in coordination with the DepEd Calubian Districts and a non-governmental organization with proven track record in providing services for solo parents.

*The MSWDO shall coordinate with concerned agencies the implementation of the comprehensive package of social development and welfare services for solo parents and their families. The package will initially include:*

- (a) Livelihood development services, which include trainings on livelihood skills, basic business management, value orientation and the provision of seed capital or job placement.
- (b) Counseling services which include individual, peer group or family counseling. This will focus on the resolution of personal relationship and role conflicts.
- (c) Parent effectiveness services, which include the provision and expansion of knowledge and skills of the solo parent on early childhood development, behavior management, health care, rights and duties of parents and children.
- (d) Critical incidence stress debriefing which includes preventive stress management strategy designed to assist solo parents in coping with crisis situations and cases of abuse.
- (e) Special projects for individuals in need of protection which include temporary shelter, counseling, legal assistance, medical care, self-concept or ego-building, crisis management and spiritual enrichment.

  
JULIA E. PALICHICH  
SB Member

  
ESTER P. LUBIANO  
SB Member

  
ALFREDO M. CASAS  
Liga ng mga Barangay Pres.

  
EUGENIO A. CHING, JR.  
SB Member

  
CARL ERNEST D. PONCE  
SK Federation Pres.

  
NOEL B. CAMIGUEL  
SB Member

  
LUCITA A. PALCONIT  
SB Member

  
JULIAN MARC A. BATIANCELA  
SB Member

  
BENJAMIN A. CALBITAZA  
SB Member

**Section 6. Flexible Work Schedule.** The employer shall provide for a flexible working schedule for solo parents: Provided, That the same shall not affect individual and company productivity. Provided, further, That any employer may request exemption from the above requirements from the DOLE on certain meritorious grounds.

**Section 7. Work Discrimination.** No employer shall discriminate against any solo parent employee with respect to terms and conditions of employment on account of his/her status.

**Section 8. Parental Leave.** In addition to leave privileges under existing laws, parental leave of not more than seven (7) days every year shall be granted to any solo parent employee who has rendered service of at least one (1) year.

**Section 9. Educational Benefits.** The LGU and other concerned agencies and or institutions shall provide the following benefits and privileges:

- (1) Scholarship programs for qualified solo parents and their children in institutions of basic, tertiary and technical/skills education; and
- (2) Non-formal education programs appropriate for solo parents and their children

**Section 10. Housing Benefits.** Solo parents shall be given allocation in housing projects and shall be provided with liberal terms of payment on said government low-cost housing projects in accordance with housing law provisions prioritizing applicants below the poverty line as declared by the NEDA.

**Section 11. Medical Assistance.** The LGU shall develop a comprehensive health care program for solo parents and their children. The program shall be implemented by the Municipal Health Office through the Rural Health Unit (RHU) in close coordination with the Barangay Health Workers (BHWs).

**Section 12. Additional Powers and Functions of the MSWD Office.** The MSWDO shall perform the following additional powers and functions relative to the welfare of solo parents and their families:

(a) Conduct research necessary to:

- (1) develop a new body of knowledge on solo parents;
- (2) define executive and legislative measures needed to promote and protect the interest of solo parents and their children; and
- (3) assess the effectiveness of programs designed for disadvantaged solo parents and their children;


(b) Coordinate the activities of various governmental and nongovernmental organizations engaged in promoting and protecting the interests of solo parents and their children; and

(c) Monitor the implementation of the provisions of this Ordinance and suggest mechanisms by which such provisions are effectively implemented.

**Section 13. Implementing Agency.** The Office of the Municipal Social Welfare and Development Officer and Municipal Health Office shall implement the provisions of this Ordinance.

**Section 14. Appropriations.** The amount necessary to carry out the provisions of this Ordinance shall be included in the Gender and Development (GAD) Fund of the municipality.

  
JULIA E. MALICHIC  
SB Member

  
ESTER P. LUBIANO  
SB Member

  
ALFREDO M. CASAS  
Liga ng mga Barangay Pres.

  
EUGENIO A. CHING, JR.  
SB Member

  
CARL ERNEST D. PONCE  
SK Federation Pres.

  
NOEL C. HIGUEL  
SB Member

  
LUCITA A. PALCONIT  
SB Member

  
JULIANA C. PATAÑCELA  
SB Member

  
BENJAMIN X. CALBITAZA  
SB Member


**SECTION 15. REPEALING CLAUSE.** All Ordinances or resolutions, local issuances or rules inconsistent with the provisions of this ordinance are hereby repealed or modified accordingly.

**SECTION 16. SEPARABILITY CLAUSE.** If any provision of this Ordinance is declared invalid or unconstitutional, the remaining provision not affected thereby, shall continue to be in full force & effect.

**SECTION 17. EFFECTIVITY CLAUSE.** The Ordinance shall take effect immediately upon approval from the Honorable Sangguniang Panlalawigan of the Province of Leyte.

*APPROVED, this 8<sup>th</sup> day of July 2024 at Calubian, Leyte, upon motion of SB Member Eugenio A. Ching, Jr. duly seconded by SB Members Noel G. Eamiguel & Julia E. Halichic.*


*I HEREBY CERTIFY to the correctness of the foregoing Ordinance.*

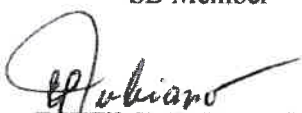
  
**ARTHUR V. CABRADILLA**  
SB Secretary – Designate

*ATTESTED:*   
**ANNA LOVE VELOSO-LAURENTE**  
Presiding Officer

  
**JULIAN MARC A. BATIANCELA**  
SB Member

  
**NOEL G. EAMIGUEL**  
SB Member

  
**EUGENIO A. CHING, JR.**  
SB Member

  
**ESTER P. LUBIANO**  
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SB Member

  
**BENJAMIN A. CALBITAZA**  
SB Member

  
**LUCITA A. PALCONIT**  
SB Member

  
**CARL ERNEST D. PONCE**  
SK Federation President

  
**ALFREDO M. CASAS**  
Liga ng mga Barangay Pres

*APPROVED:*   
**MARCIANO A. BATIANCELA, JR.**  
Municipal Mayor





## CERTIFICATE OF POSTING

TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY THAT the following Municipal Ordinances were posted on the Bulletin Board of the Sangguniang Bayan on September 12, 2024 and other conspicuous places in the Municipality of Calubian,

Leyte, and it will remain posted therein for three (3) consecutive weeks:

1. Municipal Ordinance No. 2024-08, entitled: "An Ordinance Creating the Tourist Information and Assistance Center in the Municipality of Calubian, Leyte"
2. Municipal Ordinance No. 2024-09, entitled: " An Ordinance Establishing And Maintaining the Migrant Advisory and Information Network (MAIN) Desk in the Municipality of Calubian, Leyte."
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THIS CERTIFICATION is issued in compliance with ARTICLE 114 of the Implementing Rules and Regulations of Regulations of Republic Act No. 7160.

ISSUED the 12<sup>th</sup> day of September, 2024 at the Municipality of Calubian, Leyte.

Very truly yours,

ATTY. KEISHA YNA VINEE V. RAMIREZ  
MGDH1 (Secretary to the Sanggunian)