

Item No.: 15

Date: 22 2024 OCT



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

-oOo-

Province of Leyte
Legal Office

Released: *Jes*
Time: *9:00*
Date: *10-11-24*



PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT
October 9, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 196 of the Sangguniang Bayan of Matag-ob, Leyte.

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

- Ordinance No. 196 entitled: **“An Ordinance declaring portion of Barangays Masaba, Candelaria, Bulak, San Vicente, San Marcelino and Sta. Rosa Located in the Municipality of Matag-ob, Leyte as an ecotourism adventure parks”**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance to its power under Section 17(a)(2)(ix)¹ of the Local Government Code of 1991 (R.A 7160) in consonance with RA 9593². Hence, recommending for 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 *J*

¹(Section 17. Basic Services and Facilities. -

(a) Local government units shall endeavor to be self-reliant and shall continue exercising the powers and discharging the duties and functions currently vested upon them. They shall also discharge the functions and responsibilities of national agencies and offices devolved to them pursuant to this Code.

(xi) Tourism facilities and other tourist attractions, including the acquisition of equipment, regulation and supervision of business concessions, and security services for such facilities;

² "The Tourism Act of 2009".

Republic of the Philippines
PROVINCE OF LEYTE

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

2nd Endorsement
07 October 2024

Province of Leyte
Legal Office
Released: *Plus*
Time: *2:12*
Date: *10-8-24*

Respectfully endorsed to the **PROVINCIAL LEGAL OFFICE** the herein **MUNICIPAL ORDINANCE NO. 192** of the **MUNICIPALITY OF MATAG-OB, LEYTE**, which is self-explanatory, for review and recommendations.


FLORINDA JUL S. UYVICO
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MATAG-OB
-o0o-

OFFICE OF THE SECRETARY TO THE SANGGUNIANG
SANGGUNIANG PANLALAWIGAN

INDORSEMENT
October 03, 2024




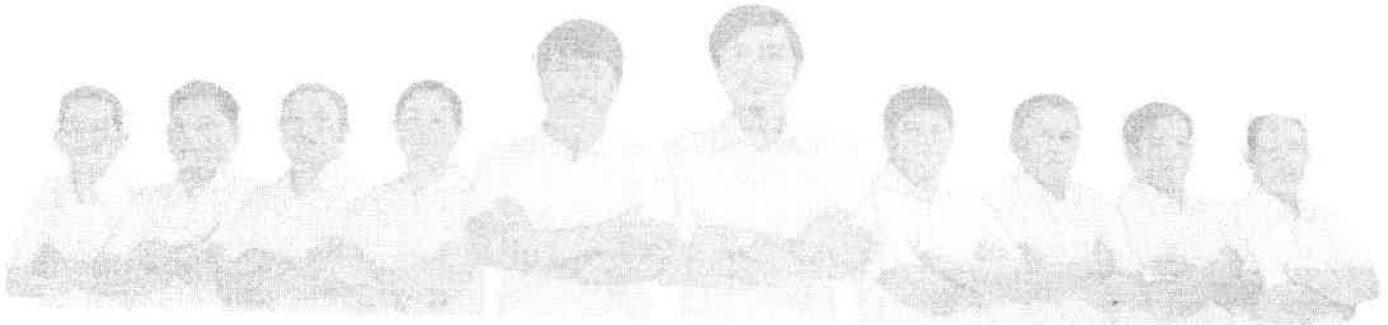
HONORABLE LEONARDO "SANDY" JAVIER
Vice-Governor
Presiding Officer
Sangguniang Panlalawigan of Leyte

Sir:

Respectfully forwarding to your good office the herein attached Municipal Ordinance No. 196 series 2024, of the Sangguniang Bayan of Matag-ob, Leyte, titled: "AN ORDINANCE DECLARING PORTION OF BARANGAYS MASABA, CANDELARIA, BULAK, SAN VICENTE, SAN MARCELINO AND STA. ROSA LOCATED IN THE MUNICIPALITY OF MATAG-OB, LEYTE AS AN ECOTOURISM ADVENTURE PARKS.", for review and approval by the Sangguniang Panlalawigan.

Respectfully,


ANA MARIA SANORIA-ECIJA
Secretary to the Sanggunian





Republic of the Philippines
Province of Leyte
Municipality of Matag-ob

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OFFICE OF THE SECRETARY TO THE SANGGUNIAN

CERTIFICATION OF POSTING

THIS IS TO CERTIFY that copies of Municipal Ordinance No. 196 series 2024, titled "AN ORDINANCE DECLARING PORTION OF BARANGAYS MASABA, CANDELARIA, BULAK, SAN VICENTE, SAN MARCELINO AND STA. ROSA LOCATED IN THE MUNICIPALITY OF MATAG-OB, LEYTE AS ECOTOURISM ADVENTURE PARKS.", of the Sangguniang Bayan of Matag-ob, Leyte are posted in Three (3) conspicuous places within the municipality of Matag-ob, Leyte for three consecutive weeks from September 09, 2024.

This certification is issued in compliance with Section 59 of R.A. 7160, otherwise known as the Local Government Code of 1991.

Issued this 3rd. Day of October, 2024.

ANA MARIA SANORIA-ECIJA
Secretary to the Sanggunian

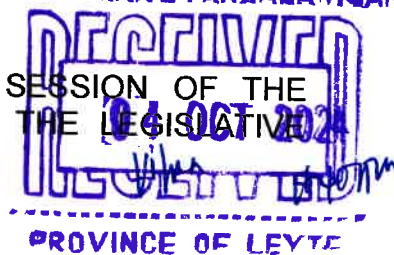


REPUBLIC OF THE PHILIPPINES
PROVINCE OF LEYTE

MUNICIPALITY OF MATAG-OB

SANGGUNIANG BAYAN **SANGGUNIANG PANLALAWIGAN**

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGUNIANG BAYAN OF MATAG-OB, LEYTE, HELD AT THE LEGISLATIVE SESSION HALL ON SEPTEMBER 23, 2024.



MUNICIPAL ORDINANCE NO. 196 (Prop. Mun. Ord. No. 218)

AN ORDINANCE DECLARING PORTION OF BARANGAYS MASABA, CANDELARIA, BULAK, SAN VICENTE, SAN MARCELINO AND STA. ROSA LOCATED IN THE MUNICIPALITY OF MATAG-OB, LEYTE AS AN ECOTOURISM ADVENTURE PARKS.

Author : Hon. Romeo N. Albarida
Co-authors : Hon. Orlando G. Viacrusis
: Hon. Artemio T. Almoroto
Hon. Joel G. Tacoy
Hon. Ana Love D. Borden
Hon. Evangeline C. Carno

Be it ordained by the Sangguniang Bayan of Matag-ob, Leyte in regular session assembled, that:

SECTION 1. This Ordinance declaring portion of Barangay Masaba, Candelaria, Bulak, San Vicente, San Marcelino and Sta. Rosa as Ecotourism Adventure Park.

SECTION 2. The following principles shall govern the planning, development, promotion and management of this Ecotourism Adventure Park to wit:

1. This Ordinance shall ensure the development of Ecotourism Adventure Park portion of Barangays Masaba, Candelaria, Bulak, San Vicente, San Marcelino and Sta. Rosa for the Matag-obanon to conserve and promote Matag-ob Heritage, local identity and sense of unity;
2. The Office of the Municipal Tourism (OMT) shall formulate a tourism development plan for the Ecotourism Adventure Park provided that said plan is consistent with or may be integrated into the Local Tourism Master Plan of the municipality as well as the provisions of Republic Act No. 9593 known as the Tourism Act of 2009;

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Mun. Ord. #196
September 23, 2024



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Municipal Government Complex,
Barangay San Guillermo, Matag-ob, Leyte
6532 Philippines



3. The Municipality of Matag-ob shall protect and enhance the natural features and cultural heritage of the Ecotourism Adventure Park while providing sustainable economic opportunities for the local economy;
4. The Municipality of Matag-ob shall utilize its powers provided under the Local Government Code to implement and enforce the Tourism Development Plan;
5. The Office of the Municipal Tourism (OMT) may seek necessary technical and financial assistance from the Department of Tourism and its attached agencies for the development of tourism infrastructure and skills development while endeavouring, when practicable to promote Ecotourism Adventure Park locally and internationally.
6. The Office of the Municipal Tourism (OMT) shall create a forum by which the private sectors, Non Government Organizations (NGOs), and other interest groups can interact with one another and the Local Government Unit (LGU) to create an atmosphere that shall encourage investment and the development of a culture of tourism;
7. All infrastructures and improvements introduced therein, public or private shall secure the necessary approval or permits from the Office of the Municipal Tourism (OMT), Municipal Engineering Office (MEO), Municipal Planning and Development Office (MPDO), Business Permits and Licensing Office (BPLO), Municipal Environment and Natural Resources Office (MENRO), and other concerned offices of the Local Government Unit of Matag-ob, Leyte.

SECTION 3. Ecotourism Adventure Park Sites. The following areas are hereby declared as Ecotourism Adventure Park Sites:

1. Bondari Peak in Sitio Kaningag, Barangay Masaba, Matag-ob, Leyte;
2. Campatong Hills in Sitio Camansi, Barangay Candelaria, Matag-ob, Leyte;
3. Cabiawan Cave in Barangay Bulak, Matag-ob, Leyte;
4. Guanno Cave in Sitio Masaba, Barangay San Vicente, Matag-ob, Leyte;
5. Israel Mountain View Resort in Barangay San Vicente, Matag-ob, Leyte.
6. Pandong Cave in Barangay San Marcelino, Matag-ob, Leyte;
7. Summit Hill in Barangay Sta. Rosa, Matag-ob, Leyte

SECTION 4. Policy Direction. The LGU of Matag-ob, Leyte may introduce or develop within the sites the following improvement and activities:

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September 23, 2024





IMPROVEMENT FACILITIES:

1. Access Roads;
2. Resorts/Rest Houses;
3. View Decks;
4. Tourist Information Center;
5. Public Comfort Room;
6. Material Recovery Facility (MRF);
7. Waiting Shed for tourists;
8. Parking Area;
9. Tourists Rest Area

ACTIVITIES:

1. Biking;
2. Mountain Climbing;
3. Swimming;
4. Horseback Riding;
5. Camping;
6. Zip Line;
7. All Terrain vehicle trails;
8. Paint Ball Game Facility;
9. Adventure Racing;
10. Biking Zip line
11. Obstacle Course Race Challenge;
12. Trail Runs;
13. Car Camping.

SECTION 5. Right of Way. The LGU of Matag-ob, Leyte shall have a mutual agreement to property owners/administrators (privately owned, public land, military reservations and ancestral lands) to provide access to the areas traversed by the Eco-tourism trails. Six (6) meters wide maximum access for trails shall be made accessible to visitors/tourist especially during peak seasons of trail visits. In the case of private land owners, in the event that they refuse to provide access, this Ordinance gives authority to LGU Matag-ob, Leyte Chief Executive to resort to expropriation in order not to hamper the implementation of its tourism development program.

SECTION 6. The LGU shall enter into agreement with any entity for the implementation of this Ordinance.

SECTION 7. AMENDMENT CLAUSE. This ordinance may be amended or modified as necessary through the appropriate legislative process.





REPUBLIC OF THE PHILIPPINES
PROVINCE OF LEYTE

MUNICIPALITY OF MATAG-OB

SANGGUNIANG BAYAN

SECTION 8. FINAL PROVISION. In the event that any provision of this ordinance, or application of such provision to any circumstance, is held invalid by competent court or agency, the remaining or other provisions shall not be affected thereby.

SECTION 9. EFFECTIVITY CLAUSE. This Ordinance shall take effect immediately upon approval.

CARRIED UNANIMOUSLY.

APPROVED to be enacted with the following votes:

AYE: 8 Votes

1. HON. ROMEO N. ALBARIDA
Senior SB Member
2. HON. ARTEMIO T. ALMOROTO
SB Member
3. HON. JOEL N. DENOY
SB Member
4. HON. EVANGELINE C. CARNO
SB Member
5. HON. ORLANDO G. VIACRUSIS
SB Member
6. HON. PAOLO ANTONIO C. LAURENTE
SB Member
7. HON. RICARDO L. GIVA
SB Member
8. HON. ANA LOVE D. BORDEN
Ex-Officio Member, SK Fed. President

NAYE: 0 Vote

ABSTAIN: 0 Vote

ENACTED this 23rd. day of September, 2024.

I HEREBY CERTIFY the correctness of the foregoing ordinance duly enacted by the Sangguniang Bayan of Matag-ob, Leyte in regular session on September 23, 2024.

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Mun. Ord. #196
September 23, 2024



"The Town of United and Happy People"

ONE LGU Matag-ob, Leyte

MacArthur St., New SB Building,
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6532 Philippines



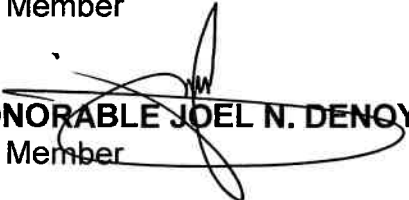
REPUBLIC OF THE PHILIPPINES
PROVINCE OF LEYTE
MUNICIPALITY OF MATAG-OB
SANGGUNIANG BAYAN


ANA MARIA SANORIA-ECIJA
Secretary to the Sanggunian

**ATTESTED AND CERTIFIED
TO BE DULY ENACTED:**


HONORABLE ROMEO N. ALBARIDA
Senior SB Member


HONORABLE ARTEMIO T. ALMOROTO
SB Member


HONORABLE JOEL N. DENOY
SB Member


HONORABLE EVANGELINE C. CARNO
SB Member


HONORABLE ORLANDO G. VIACRUSIS
SB Member


HONORABLE PAOLO ANTONIO C. LAURENTE
SB Member


HONORABLE RICARDO L. GIVA
SB Member


HONORABLE ANA LOVE D. BORDEN
Ex-Officio Member, Mun. SK Fed. President

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Mun. Ord. #196
September 23, 2024



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6532 Philippines



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PROVINCE OF LEYTE

MUNICIPALITY OF MATAG-OB

SANGGUNIANG BAYAN

HONORABLE VINCENT LYBBERN P. TACOY
Municipal Vice-Mayor
Presiding Officer

APPROVED:

HONORABLE BERNANDINO G. TACOY
Municipal Mayor

03 OCT 2024

Date Signed

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September 23, 2024



PRODUCTIVE,
PROGRESSIVE,
POPULAR, and more
PEACEFUL MATAG-OB

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Barangay San Guillermo, Matag-ob, Leyte
6532 Philippines