

Item No.: 07

Date: 15 2024 OCT



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

Province of Leyte
Legal Office
Atty. Jose R. Acol
10.8.24

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PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT
October 7, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 2024-20 of the Sangguniang Bayan of Calubian, Leyte.

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

- Ordinance No. 2024-20 entitled: **“An Ordinance Amending Section 5 of Municipal Ordinance No. 2023-22 dated November 6, 2023”**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance to its power for it is within the powers of the Local Council to repeal/amend its prior acts either expressly or by the passage of an essentially inconsistent resolution¹. Hence, recommending for the declaration of its validity.

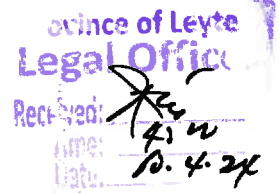
We hope to have assisted you with this request. Please note that the opinion rendered by this Office are based on facts available and may vary or change when additional facts and documents are presented or changed. This opinion is likewise without prejudice to the opinions rendered by higher and competent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

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

¹ (Constantino vs. Desierto, 288 SCRA 654)


Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN



1ST INDORSEMENT
04 October 2024

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Ordinance No. 2024-20** of the **Municipality of Calubian, Leyte**, entitled: An Ordinance Amending Section 5 of Municipal Ordinance No. 2023-22 dated November 6, 2023 entitled "An Ordinance Creating the Position of an Information Systems Analyst II, with Salary Grade 16 under the Municipal Planning & Development Office in the Municipal Government of the Municipality of Calubian, Leyte."


FLORINDA JILI S. UYVICO
Secretary to the Sanggunian



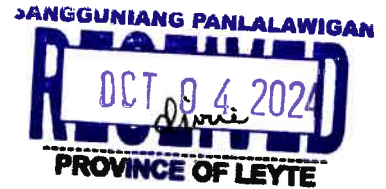
Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Calubian



OFFICE OF THE SANGGUNIANG BAYAN

October 4, 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 *fifteen (15) copies* of 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. 2024-20, entitled: "An Ordinance Amending Section 5 of Municipal Ordinance No. 2023-22 dated November 6, 2023 Entitled "An Ordinance Creating the Position of an Information Systems Analyst II, with Salary Grade 16 under the Municipal Planning & Development Office in the Municipal Government of the Municipality of Calubian, Leyte"
2. Municipal Ordinance No. 2024-21, entitled: " An Ordinance Amending Municipal Ordinance No. 2024-01 dated January 9, 2024 entitled "An Ordinance Creating the Position Item of a Municipal Government Department Head I (Human Resource Management Officer), Salary Grade 24, Under the Human Resource Management Office in the Municipal Government of the Municipality of Calubian, Leyte"
3. Municipal Ordinance No. 2024-22, entitled: "An Ordinance Creating the Position Item of a Farm Worker II, Salary Grade 4, Under the Office of the Municipal Agriculturist (OMA) in the Municipal Government of the Municipality of Calubian, Leyte."

For your perusal. Please acknowledge receipt hereof.

Thank you.

Very truly yours,

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



OFFICE OF THE SANGGUNIANG BAYAN

MINUTES OF THE NINETY FOURTH (94TH) REGULAR SESSION OF THE SANGGUNIANG BAYAN OF CALUBIAN, LEYTE HELD ON SEPTEMBER 16, 2024 AT THE SB SESSION HALL, LEGISLATIVE BUILDING.

PRESENT:

- Vice Mayor Anna Love Veloso – Laurente - Presiding Officer
- 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 Lucita A. Falconit - Member
- SB Member Benjamin A. Calbitaza - Member
- Liga ng mga Barangay Pres. Alfredo M. Casas - Member

OFFICER-IN-CHARGE, OFFICE OF THE MAYOR:

- SB Member Jullian Marc A. Batiancela - Member

FORCED LEAVE:

- SB Member Alyza F. Nierras - Member

ABSENT:

- SK Fed. Pres. Carl Ernest D. Ponce - Member

ORDINANCE NO. 2024-20

AN ORDINANCE AMENDING SECTION 5 OF MUNICIPAL ORDINANCE NO. 2023-22 DATED NOVEMBER 6, 2023 ENTITLED “AN ORDINANCE CREATING THE POSITION OF AN INFORMATION SYSTEMS ANALYST II, WITH SALARY GRADE 16 UNDER THE MUNICIPAL PLANNING & DEVELOPMENT OFFICE IN THE MUNICIPAL GOVERNMENT OF THE MUNICIPALITY OF CALUBIAN, LEYTE”.

WHEREAS, the Honorable Mayor Marciano A. Batiancela, Jr. through his letter August 30, 2024 addressed to the Sangguniang Bayan requested the amendment of the Qualification Standards (QS) of the Municipal Ordinance No. 2023-22;

WHEREAS, after review and deliberation of the Committee on Human Resource Development and in Plenary, taking into consideration pursuant to Qualification Standard Revised 1997 and Updated Qualification Standards for Certain Positions per CSC and COA Issuances, the Body APPROVED the Amendment of Section 5 Municipal Ordinance No. 2023-22;

WHEREAS, tabular representation of what was originally in the Ordinance vis-à-vis the correct minimum requirements of the CSC, is as follows:

Qualification Standards (QS)	Ordinance No. 2023-22	Amendment as per Qualification Standard Revised 1997 and Updated Qualification Standards for Certain Positions per CSC and COA issuances
Education	Graduate of Bachelor’s Degree in Computer Science, Information Technology or	Bachelor’s Degree relevant to the job

Noel G. Eamiguel
NOEL G. EAMIGUEL
SB Member

Eugenio A. Ching, Jr.
EUGENIO A. CHING, JR.
SB Member

Julia E. Halichic
JULIA E. HALICHIC
SB Member

Ester P. Lubiano
ESTER P. LUBIANO
SB Member

Benjamin A. Calbitaza
BENJAMIN A. CALBITAZA
SB Member

Lucita A. Falconit
LUCITA A. FALCONIT
SB Member

Alfredo M. Casas
ALFREDO M. CASAS
Liga ng mga Barangay Pres.



	Computer Engineering	
Experience	Two (2) years relevant experience on Computer Science, Information Technology or Computer Engineering	1 year of relevant experience
Training	Eight (8) hours relevant trainings on Computer Science, Information Technology or Computer Engineering	4 hours of relevant training
License/Eligibility	Civil Service Professional Eligible	Civil Service Professional/ Second Level Eligibility

NOW THEREFORE, on motion of SB Member Hon. Eugenio A. Ching, Jr., duly concurred by all SB Members present;

BE IT ORDAINED BY THE SANGGUNIANG BAYAN OF CALUBIAN, LEYTE, in a session assembled, **THAT**:

SECTION 1. AMENDMENTS. Section 5 of Municipal Ordinance No. 2023-22 is **HEREBY AMENDED** pursuant to Qualification Standard Revised 1997 and Updated Qualification Standards for Certain Positions per CSC and COA Issuances, to wit:

“Section 5. Qualification Standards. The qualifications of the position shall be subject to the minimum standards and guidelines prescribed by the Civil Service Commission (CSC) – its laws, rules and regulations.”

SECTION 2. 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 3. REPEALING CLAUSE. All ordinances, rules and regulations or parts not consistent with any provision of this Ordinance are hereby repealed, amended or modified accordingly.

SECTION 4. EFFECTIVITY. The Ordinance shall take effect immediately upon approval from the Honorable Sangguniang Panlalawigan of the Province of Leyte.

APPROVED this 16th day of September, 2024.


I HEREBY CERTIFY to the correctness of the above-quoted Ordinance.

ATTY. KEISHAYNA VINEE V. RAMIREZ
MGDH I (Secretary to the Sanggunian)

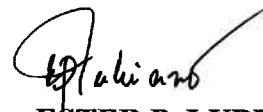
ATTESTED BY:


ANNA LOVE VELOSO-LAURENTE
Presiding Officer


EUGENIO A. CHING, JR.
SB Member


NOEL G. LAMIGUEL
SB Member


JULIA E. HALICHIC
SB Member


ESTER P. LUBIANO
SB Member


LUCITA A. PALCONIT
SB Member


BENJAMIN A. CALBITAZA
SB Member


ALFREDO M. CASAS
Liga ng mga Barangay Pres.

APPROVED:

Date: 30 SEP 2024


HON. MARCIANO A. BATIANCELLA, JR
Municipal Mayor



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Calubian

OFFICE OF THE SECRETARY
TO THE SANGGUNIANG BAYAN
sbsec0813.mgocalubian@gmail.com



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 October 2, 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. 2024-20, entitled: "An Ordinance Amending Section 5 of Municipal Ordinance No. 2023-22 dated November 6, 2023 Entitled "An Ordinance Creating the Position of an Information Systems Analyst II, with Salary Grade 16 under the Municipal Planning & Development Office in the Municipal Government of 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 Republic Act No. 7160.

ISSUED the 2nd day of October, 2024 at the Municipality of Calubian, Leyte.

Very truly yours,


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