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Item No.: 4
Date: 19 2024 NOV



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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PROVINCIAL LEGAL OFFICE

Province of Leyte
Legal Office
Released: [Signature]
Date: 11.11.24

SANGGUNIANG PANLALAWIGAN
RECEIVED
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PROVINCE OF LEYTE

2nd INDORSEMENT
October 25, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 2024-08 of the Sangguniang Bayan of Dagami, Leyte.

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

- Ordinance No. 2024-08 entitled: **“An Ordinance creating the Dagami AIDS Council and providing for its power and functions, subject to all law and existing legal rules and regulations.”**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance with its power under Section 17(b)(2)(iii)¹ of the Local Government Code of 1991 (R.A 7160) in consonance with Section 447(a)(1)(viii)² of the same and is in compliance with Section 23 of R.A. no. 8504³. Hence, we recommend 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 the 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 [Signature]

¹; (iii) Subject to the provisions of Title Five, Book I of this Code, health services which include the implementation of programs and projects on primary health care, maternal and child care, and communicable and non-communicable disease control services, access to secondary and tertiary health services; purchase of medicines, medical supplies, and equipment needed to carry out the services herein enumerated;

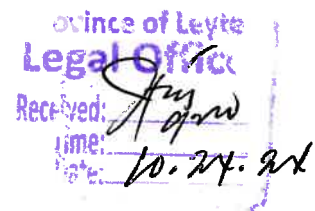
² (viii) Determine the positions and salaries, wages, allowances and other emoluments and benefits of officials and employees paid wholly or mainly from municipal funds and provide for expenditures necessary for the proper conduct of programs, projects, services, and activities of the municipal government;

³ Section 23. Community-based services. – Local government units, in coordination and in cooperation with concerned government agencies, non-government organizations, persons with HIV/AIDS and groups most at risk of HIV infection shall provide community-based HIV/AIDS prevention and care services.

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
23 October 2024



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **ORDINANCE NO. 2024-08** of the **MUNICIPALITY OF DAGAMI, LEYTE**, entitled: **An Ordinance creating the Dagami Aids Council and providing for its power and functions, subject to all laws and existing legal rules and regulations.**


FLORINDA JIL S. UYVICO
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
Municipality of Dagami

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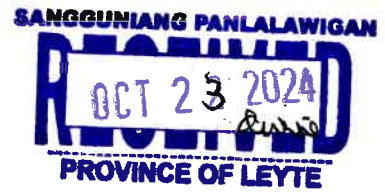
Office of the Sangguniang Bayan



The Hon. Leonardo "Sandy" Javier
Vice- Governor/Presiding Chairman

AND

The Honorable Members of the Sangguniang Panlalawigan
Province of Leyte."



Through: To the Secretary
of the Sangguniang Panlalawigan
Provincial Capitol, Palo, Leyte

The Sangguniang Bayan of the Municipality of Dagami, Leyte, respectfully submits 17 copies of **Municipal Ordinance No. 08, Series of 2024, entitled "An Ordinance Creating the Dagami AIDS Council and Outlining Its Powers and Functions "in accordance with all applicable laws and regulations.**

We request approval from the Sangguniang Panlalawigan to ensure the proper implementation of the ordinance in our municipality.

Thank you for your support, and may God bless.

Very truly Yours,

FLOR G. YAP
Sangguniang Bayan Secretary
Dagami, Leyte

Original



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF DAGAMI
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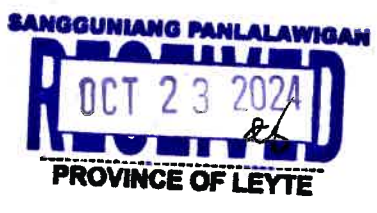


Office of the Sangguniang Bayan

EXCERPT FROM THE MINUTES OF THE 33RD REGULAR SESSION OF THE SANGGUNIANG BAYAN OF DAGAMI, LEYTE, HELD AT THE MUNICIPAL SESSION HALL ON 07 OCTOBER, 2024 AT 10:00 O'CLOCK IN THE MORNING.

Present:

- | | |
|---------------------------------|-------------------------------------|
| Hon. Homobono U. Bardillon | - Mun. Vice-Mayor/Presiding Officer |
| Hon. Judy M. Dumduma, Jr. | - Sangguniang Bayan Member |
| Hon. Rolando A. Bud-oy | - -do- |
| Hon. Andres Bryan M. Bayona | - -do- |
| Hon. Jose Jingle N. Sudario | - -do- |
| Hon. Caridad B. Cabidog | - -do- |
| Hon. Jetromus Jose S. Bardillon | - -do- |
| Hon. Susan O. Mendoza | - -do- |
| Hon. Reynaldo O. Treceñe | - -do- |
| Hon. Arvin M. Delusa | - ABC President/Ex-Officio Member |
| Hon. Jameson C. Madalina | - SK Fed. Pres./Ex-Officio Member |



Absent:

NONE

ORDINANCE NO. 2024- 08

Authored by : Hon. Judy M. Dumduma, Jr.
Chairman Committee on Health and Social Welfare

AN ORDINANCE CREATING THE DAGAMI AIDS COUNCIL AND PROVIDING FOR ITS POWERS AND FUNCTIONS, SUBJECT TO ALL LAWS AND EXISTING LEGAL RULES AND REGULATIONS

WHEREAS, the rising incidence of HIV/AIDS requires a comprehensive and coordinated response at the local level;

WHEREAS, the establishment of a dedicated council will enhance efforts to prevent and manage HIV/AIDS within the Dagami community;

NOW, THEREFORE, be it ordained by the Local Government Unit of Dagami, Leyte as follows:

SECTION 1. CREATION OF THE DAGAMI AIDS COUNCIL

There is hereby created the Dagami AIDS Council as an advisory body to coordinate local efforts in combating HIV/AIDS.

SECTION 2. COMPOSITION

The Council shall consist of the following members:

1. **Chairperson:** The Municipal Mayor of Dagami, Leyte or their designated representative.
2. **Vice-Chairperson:** A representative from the local health department.
3. **Members:**
 - o Two representatives from Non-Governmental Organizations (NGOs) focused on HIV/AIDS awareness and prevention.

HON. HOMOBONO U. BARDILLON
Mun. Vice-Mayor/Presiding Officer

FLOR G. YAP
SB Secretary

HON. JUDY M. DUMDUMA, JR.
SB Member

HON. ROLANDO A. BUD-OY
SB Member

HON. ANDRES BRYAN M. BAYONA
SB Member

HON. JOSE JINGLE N. SUDARIO
SB Member

HON. CARIDAD B. CABIDOG
SB Member

HON. JETROMUS JOSE S. BARDILLON
SB Member

HON. SUSAN O. MENDOZA
SB Member

HON. REYNALDO O. TRECEÑE
SB Member

HON. ARVIN M. DELUSA
ABC Pres./Ex-Officio Member

HON. JAMESON C. MADALINA
SK Fed. Pres./Ex-Officio Member

(Cont. Ordinance No. 2024-08 of SB Regular Session, held on October 07, 2024, etc.)

- A healthcare professional with expertise in infectious diseases.
- A representative from the local community, preferably someone affected by or living with HIV/AIDS.
- A legal advisor to ensure compliance with all laws and regulations.

SECTION 3. FUNCTIONS AND POWERS

The Council shall have the following powers and functions:

1. **Policy Development:** Formulate and recommend local policies and programs aimed at the prevention, treatment, and care of individuals living with HIV/AIDS.
2. **Awareness Campaigns:** Design and implement public awareness campaigns to educate the community about HIV/AIDS, its transmission, and prevention strategies.
3. **Resource Mobilization:** Identify and secure resources, both financial and material, to support HIV/AIDS programs and initiatives within Dagami.
4. **Coordination:** Collaborate with local health facilities, NGOs, and other stakeholders to ensure a unified response to HIV/AIDS.
5. **Monitoring and Evaluation:** Establish mechanisms to monitor the implementation of HIV/AIDS programs and evaluate their effectiveness, providing feedback for improvement.
6. **Advocacy:** Advocate for the rights of individuals living with HIV/AIDS and promote a stigma-free environment in the community.
7. **Reporting:** Prepare and submit annual reports to the Local Government Unit of the Municipality of Dagami, Leyte, detailing activities, outcomes, and recommendations.

SECTION 4. MEETINGS

The Council shall meet at least quarterly or more frequently as deemed necessary. A quorum shall consist of a majority of its members.

SECTION 5. FUNDING

The operations of the Council shall be funded through:

- Local government appropriations.
- Grants from governmental and non-governmental organizations.
- Donations and other lawful sources.

SECTION 6. COMPLIANCE WITH LAWS

The Council shall operate in accordance with all applicable local, state, laws, regulations, and guidelines pertaining to health and public safety.

SECTION 7. EFFECTIVITY

This Ordinance shall take effect upon its approval..

ENACTED this 7th day of October, 2024 at the Sangguniang Bayan Session Hall at Dagami, Leyte.

APPROVED.

I HEREBY CERTIFY the correctness of the foregoing ordinance.

HON. HOMOBONO U. BARDILLON
Mun. Vice-Mayor/Presiding Officer

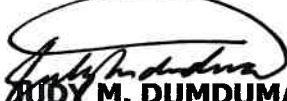
FLOR G. YAP
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HON. REMALDO O. TRECEÑA
SB Member
HON. ARMIN M. DELUSA
ABC Pres./Ex-Officio Member
HON. JAMESON C. MADALINA
SK Fed. Pres./Ex-Officio Member

(Cont. Ordinance No. 2024-08 of SB Regular Session, held on October 07, 2024, etc.)

ATTESTED:



HON. HOMOBONO U. BARDILLON
Mun. Vice-Mayor/Presiding Officer



HON. JUDY M. DUMDUMA, JR.
SB Member



HON. ANDRES BRYAN M. BAYONA
SB Member



HON. CARIDAD B. CABIDOG
SB Member



HON. SUSAN O. MENDOZA
SB Member



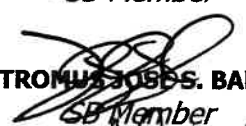
HON. ARVIN M. DELUSA
ABC President/Ex-Officio Member



HON. ROLANDO A. BUD-OY
SB Member



HON. JOSE JINGLE N. SUDARIO
SB Member



HON. JETROMUA JOSE S. BARDILLON
SB Member



HON. REYNALDO O. TRECEÑE
SB Member



HON. JAMESON C. MADALINA
SK Fed. Pres./Ex-Officio Member

APPROVED:



HON. ANGELITA M. DELUSA
Municipal Mayor

FLOR G. YAP
SB Secretary