

Item No.: 7

Date: 19 2024 NOV



Republic of the Philippines  
PROVINCE OF LEYTE  
Provincial Capitol  
Tacloban City

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*Handwritten signature and date: 10.24.24*



PROVINCIAL LEGAL OFFICE

2<sup>nd</sup> INDORSEMENT

October 21, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 03 series of 2024 of the Sangguniang Bayan of Tabontabon, Leyte.

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

- Ordinance No. 03 series of 2024 entitled: “**An Ordinance Abolishing the Position Title, Revenue Collection Clerk (RCC II) Under the Municipal Treasurer’s Office of this Municipality**”

**REVIEW/RECOMMENDATION/LEGAL OPINION:**

This office is of the opinion that the subject Ordinance is generally in accordance with its power under Section 76<sup>1</sup> of the Local Government Code of 1991 (R.A 7160) in consonance with Section 447(1)(vii)<sup>2</sup> of the same. 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 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]*

<sup>1</sup>;Section 76. Organizational Structure and Staffing Pattern. - Every local government unit shall design and implement its own organizational structure and staffing pattern taking into consideration its service requirements and financial capability, subject to the minimum standards and guidelines prescribed by the Civil Service Commission.

<sup>2</sup> (vii) Subject to the provisions of this Code and pertinent laws, determine the powers and duties of officials and employees of the municipality;


Republic of the Philippines  
PROVINCE OF LEYTE  
Palo, Leyte

**OFFICE OF THE SANGGUNIANG PANLALAWIGAN**

Province of Leyte  
Legal Office  
10-15-24

**1<sup>ST</sup> INDORSEMENT**  
14 October 2024

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 03 Series of 2024 of the Municipality of Tabontabon, Leyte**, entitled: An Ordinance to Abolish the Plantilla Item with the Position Title, Revenue Collection Clerk II (RCC II), under the Municipal Treasurer's Office of this municipality.

  
**FLORINDA J. OYVICO**  
Secretary to the Sanggunian



**Republic of the Philippines  
Province of Leyte  
Municipality of Tabontabon**



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Municipal Hall, Real St. Poblacion District III, Tabontabon, Leyte

 [tabontabon.legislative2016@gmail.com](mailto:tabontabon.legislative2016@gmail.com)

Sangguniang Pambayan Tabontabon



Republic of the Philippines  
Province of Leyte  
Municipality of Tabontabon



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**OFFICE OF THE SANGGUNIANG BAYAN**

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**INDORSEMENT**

October 14, 2024

Respectfully submitted to the Honorable Sangguniang Panlalawigan through the SP Secretary, the herein **Municipal Ordinance No. 03 Series 2024** entitled “**AN ORDINANCE TO ABOLISH THE PLANTILLA ITEM WITH THE POSITION TITLE, REVENUE COLLECTION CLERK II (RCC II), UNDER THE MUNICIPAL TREASURER’S OFFICE OF THIS MUNICIPALITY.**” for appropriate action.

Hope you find it in order.

  
**MARIA CORAZON E. BAUTISTA**  
Secretary to the Sangguniang Bayan

Noted:

  
**HON. PONCIANO R. JUSTIMBASTE, JR.**  
Municipal Vice Mayor

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SANGGUNIANG PANLALAWIGAN

**RECEIVED**  
OCT 14 2024

-oOo-  
OFFICE OF THE SANGGUNIANG BAYAN

ID. No. 10105

14<sup>th</sup> SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE NO. 03 SERIES 2024

HON. PONCIANO R. JUSTIMBASTE, JR.  
Municipal Vice Mayor/Presiding Officer

**AN ORDINANCE TO ABOLISH THE PLANTILLA ITEM WITH THE POSITION TITLE, REVENUE COLLECTION CLERK II (RCC II), UNDER THE MUNICIPAL TREASURER'S OFFICE OF THIS MUNICIPALITY.**

**MEMBERS OF THE SANGGUNIANG BAYAN**

**WHEREAS**, Art. 163 of RA 7160 provides that every LGU shall design and implement its own organizational structure and staffing pattern taking into consideration its priority needs, service requirements, an financial capabilities consistent with the principles on simplicity, efficiency, economy, effectiveness, dynamism, and public accountability, subject to the minimum standards and guidelines prescribed by CSC;

HON. HERMAN I. BIBAR  
SB Member

HON. FRANCISCO M. FERNANDEZ  
SB Member

**WHEREAS**, this sanggunian, lodged with the function of re organization of the organizational structure and staffing pattern of the LGU, and with the basis of a recommendation from concerned personnel of this LGU, a plantilla position has to be abolished to give priority for the creation of much needed items;

HON. DAN JERIC S. REDONA  
SB Member

HON. JERRY GWEN L. CONDE  
SB Member

**NOW THEREFORE**, on motion by Hon. Jinky E. Gamez and unanimously seconded;

HON. DANILO E. BALAIS  
SB Member

HON. MERVIN M. LOBRIGO  
SB Member

**BE IT RESOLVE**, as it is hereby resolved to enact/approve Municipal Ordinance No. 03 Series of 2024 entitled "AN ORDINANCE TO ABOLISH THE PLANTILLA ITEM WITH THE POSITION TITLE, REVENUE COLLECTION CLERK II (RCC II), UNDER THE MUNICIPAL TREASURER'S OFFICE OF THIS MUNICIPALITY";

HON. JINKYE. GAMEZ  
SB Member

**BE IT ORDAINED** by the Honorable Sangguniang Bayan, in its Regular Session assembled, that:

HON. DENNIS L. BANDERIAN  
SB Member

**SECTION 1. Title:** This ordinance shall be known as an "AN ORDINANCE TO ABOLISH THE PLANTILLA ITEM WITH THE POSITION TITLE, REVENUE COLLECTION CLERK II (RCC II), UNDER THE MUNICIPAL TREASURER'S OFFICE OF THIS MUNICIPALITY."

HON. RAUL D. BALANO  
Ex-Officio Member/ABC Pres

**SECTION 2. FEES AND CHARGES.**

HON. THEA JASMINE A. PRISNO  
Ex-Officio Member/SK Pres.

The funds intended for the said item shall be deemed reverted to General Fund and be used for other Personal Service Item as deemed necessary.

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Municipal Hall, Real St. Poblacion District III, Tabontabon, Leyte

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**Republic of the Philippines  
Province of Leyte  
Municipality of Tabontabon**



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**OFFICE OF THE SANGGUNIANG BAYAN**

ID. No. **10105**


**14<sup>th</sup> SANGGUNIANG BAYAN**


**HON. PONCIANO R. JUSTIMBASTE, JR.**  
Municipal Vice Mayor/Presiding Officer

**MEMBERS OF THE  
SANGGUNIANG BAYAN**

  
**HON. HERMAN L. HIBAR**  
SB Member


  
**HON. FRANCISCO M. FERNANDEZ**  
SB Member

  
**HON. DAN JERIC S. REBOÑA**  
SB Member

  
**HON. JERRY GWEN L. CONDE**  
SB Member

  
**HON. DANILLO E. BALAIS**  
SB Member

  
**HON. MERVIN M. LOBRIGO**  
SB Member

  
**HON. JINKY E. GAMEZ**  
SB Member

  
**HON. DENNIS L. BALDERIAN**  
SB Member

  
**HON. RAUL D. BALANO**  
Ex-Officio Member/ABC Pres

  
**HON. THEA JASMINE A. PRISNO**  
Ex-Officio Member/SK Pres.

**SECTION 3. SEPARABILITY CLAUSE**

If any part of this ordinance shall be held unconstitutional or invalid, other parts hereof which are not affected thereby shall continue to be in full force and effect.

**SECTION 4. EFFECTIVITY**

This Ordinance shall take effect the following the posting of copies in the board of Municipal Hall and two (2) other conspicuous places in the Municipality of Tabontabon.

**ENACTED** unanimously, September 23, 2024.

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

  
**MARIA CORAZON E. BAUTISTA**  
*Secretary to the Sangguniang Bayan*

**ATTESTED:**

  
**HON. PONCIANO R. JUSTIMBASTE, Jr.**  
*Municipal Vice Mayor/Presiding Officer*

**APPROVED:**

  
**HON. EFREN D. REBOÑA**  
*Municipal Mayor*  
OCT 11 2024

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Municipal Hall, Real St. Poblacion District III, Tabontabon, Leyte

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DATE \_\_\_\_\_

104<sup>th</sup> Regular Session of the Honorable Sangguniang Bayan of Talantaoon, Leyte held on September 16, 2024 at the Legislative Building.

NAME	DESIGNATION	SIGNATURE
Hon. Ponciano R. Justimbaste Jr.	Mun. Vice Mayor	
Hon. Herman I. Bilbar	SP Member	
Hon. Francisco M. Fernandez	"	
Hon. Dan Jeric S. Redoña	"	
Hon. Jerry Gwen L. Conde	"	
Hon. Danilo E. Balais	"	
Hon. Mervin M. Lobrigo	"	
Hon. Jinky E. Gamet	"	
Hon. Dennis L. Balderian	"	
Hon. Raul D. Balano	ABC Pres/Ex-Officio Mem.	
Hon. Thea Jasmine A. Priso	SK Fed. President	

In Attendance:

1. EMBETERIO D. MAMPIN	MEMO	
2. MARY WILSON WOODS	MUR/WR	
3. ANICETO C. NARCA JR.		
4. LUCAS DONNAN B. RYAN	MTDN. TREAS.	
5. JUAN P. QUETPO	MASSO	
6. LUZ ANGELINE I. NOVENO	COMBREL	
7. JOY GRACE D. ANAWTE	COMLO C	





Republic of the Philippines  
Province of Leyte  
Municipality of Tabontabon



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## OFFICE OF THE SANGGUNIANG BAYAN

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### CERTIFICATION

TO WHOM IT MAY CONCERN:

**THIS IS TO CERTIFY** that the **Municipal Ordinance No. 03 Series 2024** entitled **“AN ORDINANCE TO ABOLISH THE PLANTILLA ITEM WITH THE POSITION TITLE, REVENUE COLLECTION CLERK II (RCC II), UNDER THE MUNICIPAL TREASURER’S OFFICE OF THIS MUNICIPALITY.”** had been posted in conspicuous places in the municipality.

ISSUED this **11<sup>th</sup>** day of October, 2024 at Tabontabon, Leyte.

**MARIA CORAZON E. BAUTISTA**  
Secretary to the Sangguniang Bayan

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Municipal Hall, Real St. Poblacion District III, Tabontabon, Leyte

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Sangguniang Bayan Tabontabon