

Item No.: 08

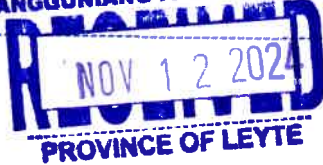
Date: 26 2024 NOV



Republic of the Philippines  
PROVINCE OF LEYTE  
Provincial Capitol  
Tacloban City

-oOo-

SANGGUNIANG PANLALAWIGAN PROVINCIAL LEGAL OFFICE



Province of Leyte  
Legal Office  
Released: [Signature]  
Time: [Signature]  
Date: 11-11-24

2<sup>nd</sup> INDORSEMENT  
November 4, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2024-16 of the Sangguniang Bayan of Hilongos, Leyte.

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

- Ordinance No. 2024-16 entitled: "An Ordinance institutionalizing the Buy Local Go Lokal Products in the Municipality of Hilongos."

**REVIEW/RECOMMENDATION/LEGAL OPINION:**

This office is of the opinion that the subject Ordinance is generally in accordance with its power under Section 447(a)<sup>1</sup> of the Local Government Code of 1991 (R.A 7160) in relation to Article 12 Section 43 of RA 9148<sup>2</sup>, RA 9501<sup>3</sup> and RA 11321<sup>4</sup> in compliance with the Buy Local, Go Local campaign of the DTI. 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

<sup>1</sup>;(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 pursuant to Section 16 of this Code and in the proper exercise of the corporate powers of the municipality as provided for under Section 22 of this Code

<sup>2</sup> Section 43- in the interest of availability, efficiency and timely delivery of Goods, the Procuring Entity may give preference to the purchase of domestically-produced and manufactured goods, supplies and materials that meet the specified or desired quality

<sup>3</sup> "Magna Carta for Micro, Small and Medium Enterprises (MSMEs)"

<sup>4</sup> An Act Instituting the Farmers and Fisherfolk Enterprise Development Program of the Department of Agriculture

Republic of the Philippines  
PROVINCE OF LEYTE  
Palo, Leyte


**OFFICE OF THE SANGGUNIANG PANLALAWIGAN**

1<sup>ST</sup> INDORSEMENT  
25 October 2024

Province of Leyte  
Legal Office

Received:  
Name: *[Signature]*  
Date: 10-28-24

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 2024-16** of the **Municipality of Hilongos, Leyte**, entitled: An Ordinance institutionalizing the Buy Local Go Lokal Products in the Municipality of Hilongos.

  
**FLORINDA JILL S. UYVICO**  
Secretary to the Sanggunian

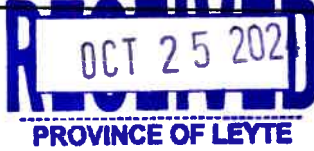


Republic of the Philippines  
Province of Leyte  
Municipality of Hilongos



OFFICE OF THE SECRETARY TO THE SANGGUNIANG BAYAN

SANGGUNIANG PANLALAWIGAN



23 October 2024

HON. LEONARDO M. JAVIER, JR.  
Vice-Governor  
Province of Leyte



Sir:

Greetings!

Respectfully forwarding fifteen (15) copies of the enactment Municipal Ordinance No. 2024- 16 : An Ordinance Institutionalizing the Buy Local, Go Lokal Products in the Municipality of Hilongos.

Hoping this suffice.

Respectfully yours,

*Catherine A. Fabular*  
**CATHERINE A. FABULAR**  
Secretary to the Sanggunian



Republic of the Philippines  
Province of Leyte  
Municipality of Hilongos



OFFICE OF THE SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE NO. 2024-16

RECEIVED  
OCT 25 2024  
PROVINCE OF LEYTE

AN ORDINANCE INSTITUTIONALIZING THE BUY LOCAL GO LOKAL PRODUCTS IN THE MUNICIPALITY OF HILONGOS

Authored by: **HON. ALINE B. REOMA**  
Chairperson, Committee on Trade and Industry, CSO's Accreditation

**WHEREAS**, Article II, Section 20 of the 1987 Philippine Constitution provides that the state recognizes the indispensable role of the private sector, encourages private enterprise and provides incentives to needed investments;

**WHEREAS**, Buy Local Go Lokal is an appeal to promote the use of products made in the Philippines and source raw materials from local suppliers to give opportunities to local businesses and save local employment;

**WHEREAS**, the campaign aims to help stimulate consumers to patronize-owned and operated facilities and services;

**WHEREAS**, Republic Act 9501, otherwise known as the Magna Carta for Micro, Small and Medium Enterprises (MSMEs) recognizes that MSMEs have the potential for more employment generation and economic growth and therefore can help provide a self-sufficient industrial foundation for the country;

**WHEREAS**, Article XII, Section 43 of Republic Act No. 9148, otherwise known as the Government Procurement Act permissively provides that in the procurement of goods and services of the local government units, procuring entity may give preference to the purchase of domestically-produced and manufactured goods, supplies and materials that meet the specified or desired quality;

**WHEREAS**, there is a need to institutionalize the prioritization of the local, micro, small and medium enterprises which will greatly help the continuous visibility and growth of the MSE's and thereby create a positive impact on the town's local economy;

**WHEREAS**, Republic Act 11321, also known as "An Act Instituting the Farmers and Fisherfolks Enterprise Development Program of the Department of Agriculture or commonly known as the Sagip Saka Act wherein the supply of agricultural and fishery products to government agencies and local government unit is usually done through regular bidding;

**NOW THEREFORE, BE IT ENACTED** by the 16<sup>th</sup> Sangguniang Bayan of Hilongos in its regular session duly assembled;

CHAPTER I  
PRELIMINARY PROVISIONS

**SECTION 1. Short Title** - This Ordinance shall be known as "**Buy Local, Go Lokal Hilongos Products in the Municipality of Hilongos**".

**SECTION 2. Definition of Terms** - The words, terms and phrases enumerated hereunder shall mean;

**MANUEL R. VILLAHERMOSA**  
Municipal Mayor

**BERNADETH M. NERVES**  
SB Member  
(on leave)

**EDWIN F. FALLER**  
SB Member

**ALBERT R. VILLAHERMOSA**  
Municipal Vice-Mayor

CATHERINE A. FABULAR  
Secretary to the Sanggunian

RICHARD BENEDICT V. OGARIO  
Ex-Officio Member / President,  
Liga ng mga Barangay

CRIS ANTONIO BONG  
SB Member

MANUEL M. GABISAN  
SB Member

MANUEL V. LORA  
SB Member

CECILLE ANTONIE TE C. SABRIDO  
Ex-Officio Member / President, Pambayang Pederasyon ng  
Sangguniang Kabataan

FRANCISCO M. ORTEGA  
SB Member

TRINIDAD V. ZARATE  
SB Member

ALINE B. REOMA  
SB Member

CATHERINE A. FABULAR  
 Secretary to the Sanggunian

RICHARD BENEDICT V. OCARIO  
 Ex-Officio Member/President,  
 Liga ng mga Barangay

CRIS ANTONIO B. ONG  
 SB Member

MANUEL M. CABISAN  
 SB Member

MANUEL V. LORA  
 SB Member

MANUEL R. VILLAHERMOSA  
 Municipal Mayor

BERNADETH M. NERVES  
 SB Member  
 (on leave)

EDWIN F. FALLER  
 SB Member

ALBERT R. VILLAHERMOSA  
 Municipal Vice-Mayor

- a) **Civil Society Organizations** - refers to non-state and non-profit association that works to improve society and the human condition;
- b) **People's Organization** - refers to an independent bonafide association of citizens with demonstrated capacity to promote public interest and with an identifiable leadership, membership and structure;
- c) **Locally Produced Products and Services** - refers to both food and non-food products produced including services, personal profession or business support;
- d) **MSME** - refers to Micro, Small and Medium Enterprise including cooperatives, rural improvement clubs, accredited associations
- e) **Community group** - as defined in the Community Participation Procurement Manuel (CPPM) shall refer to a group of individuals living in close proximity to each other. It also includes social groups who share a common agenda, cause or interest.
- f) **Rural / Agri - based enterprises** - these are:
  - 1) Agricultural production and marine products; and or
  - 2) Processing agricultural produce / raw materials into finished goods

CECILIE ANTONIETTE C. SABRIDO  
 Ex-Officio Member / President, Pambayang Pederasyon ng  
 Sangguniang Kabataan

FRANCIS M. ORTEGA  
 SB Member

TRINIDAD V. ZARATE  
 SB Member

ALINE B. REOMA  
 SB Member

**CHAPTER II**  
**REGISTRATION, ELIGIBILITY AND BENEFITS OF MSES AND COMMUNITY GROUP**

**SECTION 3: REGISTRATION OF MSES AND COMMUNITY GROUP** - within three (3) months after the effectivity of this ordinance, the Office of the PESO in coordination with the Negosyo Center all the fifty-one (51) barangays shall submit a complete list of all MSME's and accredited community groups eligible to avail the benefits of this ordinance. Registered MSMEs and community groups shall be compiled and be known as the MSE Registry of LGU Hilongos. Said MSE Registry shall be updated annually or as often as possible by the PESO. Any inclusion or exclusion from such list shall be thoroughly evaluated by said office. The approved registry list shall be furnished to the Bids and Awards Committee as well as posted in the official website of LGU Hilongos and this shall serve as the basis of all concerned government entities for their procurement of needed locally produced products and services.

**SECTION 4. ELIGIBILITY OF MSE AND COMMUNITY GROUPS** - Any business entity having the qualifications herein enumerated shall be included in the list of registries, to wit:

- a) Total asset of the enterprise shall not be more than Three Million (P3,000,000.00) Pesos;
- b) It must be duly registered with the appropriate registering agency like DTI, SEC, CDA or DOLE including other statutory registration;
- c) Presently doing business within the locality with duly updated Mayor's Permit and engaged in production, distribution and sale of local food and/or non-food products or extending services to customers;

d) Other qualifications as embodied in the New GPPB Guidelines for Community Participation in Procurement

**SECTION 5. BENEFITS/PRIVILEGES OF REGISTERED MSEs AND COMMUNITY GROUPS** - Registered MSEs and Community Groups are entitled of the benefits/privilege which include but not limited to:

- a) Supply at least 10% of the total procurement valued of goods and services of the local government unit including government entities
- b) Priority to display their manufactured/produced goods and products in the Pasalubong Center as well as participation in any trade fair and other related activities, as part of LGU Hilongos

**SECTION 6. GUIDELINES ON THE COMMUNITY-MANAGED PROCUREMENT** - The Local Government of Hilongos has to set aside at least ten percent (10%) of Its Approved Annual Procurement Plan for the purchase of locally produced products and services of MSE's and community groups.

Under Section 8 of the Guidelines on Community Participation in Procurement, the Local Government Unit or the Procuring Entity is allowed to directly purchase agricultural and fishery products from local farmers or local fisherfolk which must be within the provisions as set forth in Resolution No. 28-2016 "Annex A" and Resolution No. 180-2021 of the Government Procurement Policy Board (GPPB).

**SECTION 7. CREATION OF THE COMMUNITY-MANAGED PROCUREMENT COMMITTEE** - The Committee shall be composed of the following members:

- Chairperson : Municipal Mayor
- Vice-Chairperson : BAC Chairperson
- Members : DTI in-charge  
Municipal Agriculturist  
BPLO  
Hilongos People's Council President  
PESO Manager

**CHAPTER III  
FINAL PROVISIONS**

**SECTION 8. IMPLEMENTING RULES AND REGULATIONS** - The Office of the Local Chief Executive thru the PESO and in consultation with concerned local departments and the MSEs and community groups shall formulate the Implementing Rules and Regulations (IRR) necessary to implement the provisions of this Ordinance within sixty (60) days upon the final consideration and approval of this Ordinance by the Sangguniang Panlalawigan.

**SECTION 9. SEPARABILITY CLAUSE** - If for any reason, any provision of this Ordinance shall be held to be unconstitutional or invalid, other parts or provision thereof which are not affected thereby shall stand and continue to be in full force and effect.

CATHERINE A. FABULAR  
Secretary to the Sanggunian

RICHARD BENEDICT V. OGARIO  
Ex-Officio Member/President,  
Liga ng mga Barangay

CRIS ANTONIO B. ONG  
SB Member

MANUEL N. GABISAN  
SB Member

MANUEL V. LOMA  
SB Member

MANUEL R. VILLAHERMOSA  
Municipal Mayor

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EDWIN F. FALLER  
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ALBERT R. VILLAHERMOSA  
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Ex-Officio Member / President, Pambayang Pederasyon ng  
Sangguniang Kabataan

FRANCISCA M. ORTEGA  
SB Member

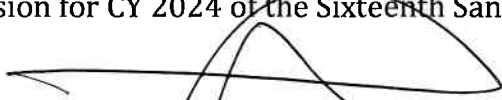
TRINIDAD V. ZARATE  
SB Member

ALINE B. REOMA  
SB Member

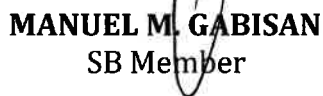
**SECTION 10. REPEALING CLAUSE** - All local ordinances, executive orders, resolutions, circulars or any part thereof contrary to or inconsistent with the provisions of this Ordinance is hereby repealed, modified or amended accordingly.

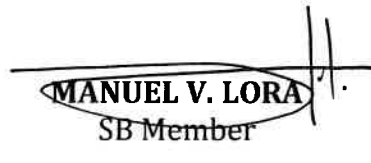
**SECTION 11. EFFECTIVITY CLAUSE** - This Ordinance shall take effect upon its approval and in accordance with the provisions of the Local Government Code of 1991.

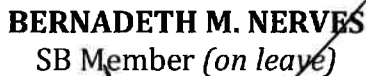
**ENACTED** this 16<sup>th</sup> day of September, 2024, during the Thirty-Seventh Regular Session for CY 2024 of the Sixteenth Sangguniang Bayan of Hilongos

  
**CRIS ANTONIO B. ONG**  
SB Member

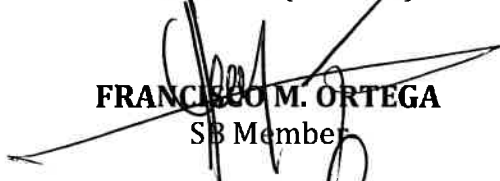
  
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**MANUEL M. GABISAN**  
SB Member

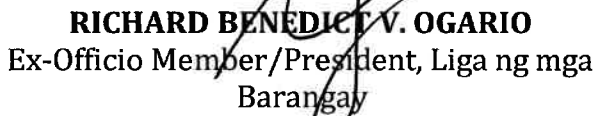
  
**MANUEL V. LORA**  
SB Member

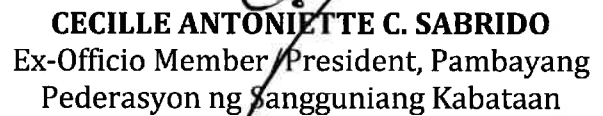
  
**BERNADETH M. NERVES**  
SB Member (*on leave*)

  
**ALINE B. REOMA**  
SB Member


  
**FRANCISCO M. ORTEGA**  
SB Member

  
**TRINIDAD V. ZARATE**  
SB Member

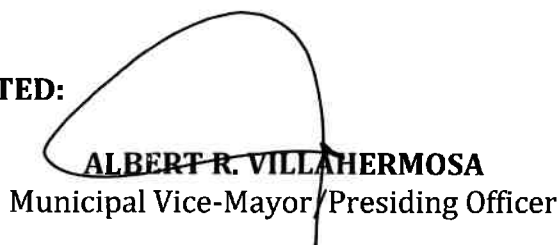
  
**RICHARD BENEDICT V. OGARIO**  
Ex-Officio Member/President, Liga ng mga  
Barangay

  
**CECILLE ANTONIETTE C. SABRIDO**  
Ex-Officio Member/President, Pambayang  
Pederasyon ng Sangguniang Kabataan


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

  
**CATHERINE A. FABULAR**  
Secretary to the Sanggunian

**ATTESTED:**

  
**ALBERT R. VILLAHERMOSA**  
Municipal Vice-Mayor/Presiding Officer

**APPROVED:**

  
**MANUEL R. VILLAHERMOSA**  
Municipal Mayor  
Date: 10/23/24