



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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Province of Leyte
Legal Office
Tacloban City
Date: 11-24-24

SANGGUNIANG PANLALAWIGAN
RECEIVED
NOV 29 2024
DWS
PROVINCE OF LEYTE

PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT
November 15, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 24-13 of the Sangguniang Bayan of Inopacan, Leyte.

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

- Ordinance No. 24-13 entitled: "An Ordinance declaring a moratorium on all mining activities and the processing application of the same, etc."

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)(1)(vi)¹ of the Local Government Code of 1991 (R.A 7160). Hence, we recommend for the declaration of its validity.

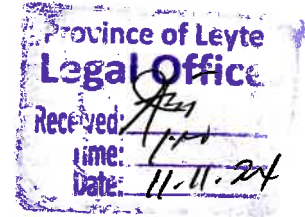
We hope to have assisted you with this request. Please note that the opinion rendered by this Office are based on the facts available and may vary or change when additional facts and documents are presented or changed. This opinion is likewise without prejudice to the opinions rendered by higher and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

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

¹ (vi) Protect the environment and impose appropriate penalties for acts which endanger the environment, such as dynamite fishing and other forms of destructive fishing, illegal logging and smuggling of logs, smuggling of natural resources products and of endangered species of flora and fauna, slash and burn farming, and such other activities which result in pollution, acceleration of eutrophication of rivers and lakes, or of ecological imbalance;

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN



1ST INDORSEMENT
11 November 2024

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **ORDINANCE NO. 24-13** of the **Municipality of Inopacan, Leyte**, entitled: An Ordinance declaring a moratorium on all mining activities and the processing application of the same in the Municipality of Inopacan, Leyte for a period of fifteen (15) years and imposing penalties for the violation thereof.


ANDRE SANICO
Provl. Govt. Asst. Dept. Head



Republic of the Philippines
Province of Leyte
Municipality of Inopacan



15TH SANGGUNIANG BAYAN

11 November 2024

Honorable Leonardo Javier Jr.
Vice Governor/Presiding Officer
Sangguniang Panlalawigan of Leyte
Provincial Government Complex
Campetic, Palo, Leyte



Thru:

Ms. Florinda Jill S. Uyvico
Secretary to the Sanggunian
Sangguniang Panlalawigan of Leyte
Provincial Government Complex
Campetic, Palo, Leyte

Honorable Javier Jr.:

Forwarding herewith 1 original copy and 15 photocopies of **Ordinance No. 24-13** of the 15th Sangguniang Bayan of the Municipality of Inopacan, Province of Leyte, entitled **"An Ordinance Declaring Moratorium on all Mining Activities and the Processing of Application of the same in the Municipality of Inopacan, Leyte for a period of fifteen (15) years and Imposing Penalties for the Violation Thereof"**, for consideration by the Sangguniang Panlalawigan of Leyte.

Attached herewith are the Certificate of Posting, Certificate of Public Hearing, Minutes and Attendance Sheet of the Public Hearing; *for reference*.

Sincerely,

MELANIE M. MARTIN-AO, MPA
Secretary to the Sanggunian



15TH SANGGUNIANG BAYAN

**EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
15th SANGGUNIANG BAYAN OF INOPACAN, LEYTE HELD ON
NOVEMBER 5, 2024 AT THE SB SESSION HALL**

PRESENT:

- | | |
|--------------------------------|--------------------------------|
| Hon. Sanders C. Lumarda | -Vice Mayor, Presiding Officer |
| Hon. Fernando B. Rulete | -SB Member |
| Hon. Andrew B. Dedal | -SB Member |
| Hon. Zenaida G. de los Santos | -SB Member |
| Hon. Joel D. Bernales | -SB Member |
| Hon. Alfie Jian B. Yamson | -SB Member |
| Hon. Daria D. Malanguis | -SB Member |
| Hon. Rowena K. Madrazo | -SB Member |
| Hon. Diosdado P. Siao | -SB Member |
| Hon. Panfila I. Alonzo | -SB Member (LnB Pres.) |
| Hon. Nathaniel Dave M. Katigbe | -SB Member (PSK Pres.) |



ABSENT:

None

**AUTHORS: HON. JOEL D. BERNALES
HON. ALFIE JIAN B. YAMSON**

ORDINANCE NO. 24-13

AN ORDINANCE DECLARING A MORATORIUM ON ALL MINING ACTIVITIES AND THE PROCESSING OF APPLICATION OF THE SAME IN THE MUNICIPALITY OF INOPACAN, LEYTE FOR A PERIOD OF FIFTEEN (15) YEARS AND IMPOSING PENALTIES FOR THE VIOLATION THEREOF

BE IT ORDAINED by the Sangguniang Bayan of Inopacan, Leyte in session, that:

SECTION 1. The Local Government Code provides that it is a declared policy of the State that territorial and political subdivisions of the State shall enjoy genuine and meaningful local autonomy to enable them attain their fullest development as self-reliant communities and make them national partners in the attainment of national goals through a system of decentralization whereby local government units shall be given more powers, authority, responsibilities and resources (RA 7160, Sec. 2, par. a).

It is likewise the policy of the State to require all national agencies and offices to conduct periodic consultation with appropriate LGUs, Non-governmental and People's Organizations and other concerned sector of the community before any project or program is implemented in their respective jurisdictions (RA 7160 Sec. 2, par. c).

The local government further states that local government units shall share with the national government the responsibility in the management and maintenance of ecological balance within their territorial jurisdiction (RA 7160, Sec. 3, par i).

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(ordinance no. 24-13 of the sangguniang bayan of inopacan, leyte dated november 5, 2024, 2024, continued)

Further, every local government unit shall exercise the power expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate or incidental for its efficient and effective governance and those which are essentials to the promotion of the general welfare (RA 7160, Sec. 16).

Also, it is the express duty of the Sanggunian to protect the environment and impose appropriate penalties for acts which endanger the environment and which result in pollution, acceleration of eutrophication of rivers and lakes, or of ecological imbalance (RA 7160 Sec 447 (1) (vi)).

SECTION 2. DECLARATION OF POLICY. In its concern for the protection and conservation of the remaining natural resources of the municipality and the general welfare of the constituents of Inopacan, Leyte, the Sangguniang Bayan henceforth declares a moratorium on all large-scale mining activities and small-scale mining activities within the municipality of Inopacan. It shall be unlawful for any person or business entity to engage in land clearing, prospecting exploration, drilling, extraction, mining, transport of minerals ores and such other activities in furtherance of and/or preparatory to large-scale mining operation and small-scale mining for a period of fifteen (15) years.

SECTION 3. DEFINITION OF TERMS

Large Scale Mining – as regulated by R.A. 7942

- 1. can be Filipino or joint Filipino/Foreign owned company
- 2. using machinery for extracting and processing ores

Small Scale Mining as regulated by R.A. 7076

- 1. only Filipino company
- 2. using manual labor only
- 3. up to 20 hectares area

Minerals – refers to all naturally occurring inorganic substance, solid, liquid, gas or any intermediate state excluding energy materials such as coal, petroleum, natural gas, radioactive materials and geothermal energy.

Moratorium – an emergency act of legislation authorizing to suspend projects for a given period of time.

SECTION 4. Any person found violating this Ordinance shall be penalized with a fine of not less than Php2,000.00 but not more than Php2,500.00 or an imprisonment of not less than 4 months but not more than 6 months and the confiscation and forfeiture of all products, equipment and other paraphernalia used in the activity.

SECTION 5. EXCLUSIONS. Excluded in this Ordinance are all commercial sands and gravel permittees granted by the local government agencies concerned.

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(ordinance no. 24-13 of the sangguniang bayan of inopacan, leyte dated november 5, 2024, 2024, continued)

SECTION 6. To provide mechanics for the implementation of this Ordinance, the Local Chief Executive of this municipality shall issue an Executive Order creating a Municipal Task Force to be composed of officials chosen at his discretion.


SECTION 7. REPEALING CLAUSE. All Ordinances, resolutions, orders and/or rules and regulations inconsistent herewith are hereby repealed and modified accordingly.

SECTION 8. SEPARABILITY CLAUSE. If any section or provision of this Ordinance is declared void or unconstitutional, the remaining section or provision thereof shall not be affected by such declaration.

SECTION 9. EFFECTIVITY CLAUSE. This Ordinance shall take after its approval.

ENACTED this 5th day of November 2024 at Inopacan, Leyte.

HEREBY CERTIFY to the correctness of the foregoing Ordinance and that the same was enacted on the date above stated.


MELANIE M. MATIN-AO, MPA
Secretary to the Sanggunian



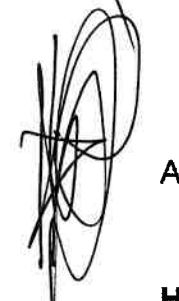
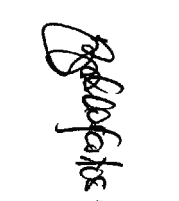
ATTESTED:


HON. SANDE S. C. LUMARDA
Vice Mayor
Presiding Officer

APPROVED:


HON. ROGELIO D. PUA, JR.
Municipal Mayor

Date 11-11-2024




P. Alvarez





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Republic of the Philippines
Province of Leyte
Municipality of Inopacan



15TH SANGGUNIANG BAYAN

CERTIFICATE OF POSTING

TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY those copies of **Ordinance No. 24-13** of the 15th Sangguniang Bayan of the Municipality of Inopacan, Province of Leyte, entitled, **“An Ordinance Declaring Moratorium on all Mining Activities and the Processing of Application of the same in the Municipality of Inopacan, Leyte for a period of fifteen (15) years and Imposing Penalties for the Violation Thereof”**, has been posted in the bulletin board in the municipal hall/building and in conspicuous places of this Municipality and will be posted as well in all the Barangay Halls of this Municipality.

This Certification is being made to facilitate consideration of the above-mentioned Municipal Ordinance by the Sangguniang Panlalawigan of Leyte.

Done this **11th** day of **November 2024**, at Inopacan, Leyte.


MELANIE M. MATIN-AO, MPA
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
Municipality of Inopacan



15TH SANGGUNIANG BAYAN


CERTIFICATION OF PUBLIC HEARING

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that on October 28, 2024, a public hearing had been conducted on the proposed Ordinance of the 15th Sangguniang Bayan of the Municipality of Inopacan, Province of Leyte, entitled, **“An Ordinance Declaring Moratorium on all Mining Activities and the Processing of Application of the same in the Municipality of Inopacan, Leyte for a period of fifteen (15) years and Imposing Penalties for the Violation Thereof”**.

This Certification is being made to facilitate consideration of the aforementioned Municipal Ordinance by the Sangguniang Panlalawigan of Leyte.

Done this 11th day of November 2024, at Inopacan, Leyte.


MELANIE M. MATIN-AO, MPA
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
Municipality of Inopacan
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15TH SANGGUNIANG BAYAN



MINUTES OF THE PUBLIC HEARING OF THE PROPOSED MUNICIPAL ORDINANCES OF THE 15TH SANGGUNIANG BAYAN OF INOPACAN, LEYTE HELD ON OCTOBER 28, 2024 AT THE SB SESSION HALL, NEW TOWN HALL, INOPACAN, LEYTE

1 **PRESENT: (Please see attached Attendance Sheet, also attached are the lists**
2 **of personalities invited)**
3

4 The proposed Ordinances submitted for public hearing are entitled:
5

- 6 **1. "An Ordinance Amending Ordinance No. 11-09 and Requiring the**
7 **Inopacan Tricycle Operators and Drivers Association (ITODA) to Secure**
8 **a Fare Tariff Rate",**
9
- 10 **2. "An Ordinance Amending the Title and Certain Sections of Ordinance**
11 **No. 08-02, Series of 2008"**
12
- 13 **3. "An Ordinance Amending Ordinance No. 11-08 and Requiring the Marao**
14 **Inopacan Tricycle Operators and Drivers Association (MITODA) to**
15 **Secure a Fare Tariff Rate"**
16
- 17 **4. "An Ordinance Creating the Municipal ASF Task Force and Technical**
18 **Working Group, and Adopting and Implementing the "Bantay ASF sa**
19 **Barangay" or BABay ASF Program", and Providing Powers thereof, and**
20 **for Other Purposes"**
21
- 22 **5. "An Ordinance Declaring a Moratorium on All Mining Activities and the**
23 **Processing of Application of the Same in the Municipality of Inopacan,**
24 **Leyte for a Period of Fifteen (15) Years and Imposing Penalties for the**
25 **Violation Thereof"**
26

27 The public hearing started at 2:05 in the afternoon with an opening prayer
28 through computer audio and was immediately followed by the singing of the national
29 anthem synchronized with the computer audio.
30

31 The Master of Ceremony (MC), Mr. Narcis Lean, SB Staff, after welcoming
32 and thanked all the participants for their presence and taking part in the legislation
33 process and mentioned the title of the proposed ordinances, acknowledged the
34 Sangguniang Bayan Members, present. He as well acknowledged the Barangay
35 Chairpersons present, including those Barangay Kagawad representing its
36 respective Punong Barangay, and the LGU Department Heads present, including all
37 concerned personnel. The MC encouraged everyone to raise their queries after the
38 discussions of the proposed ordinances, and to introduce themselves first before
39 raising any question.
40

41 The MC gave the floor to the Presiding Officer for a welcome remark. The
42 Chair, after his greetings and expressing thanks to everyone, explained the purpose
43 of conducting a public hearing on the proposed ordinances, that aside from having
44 an agreement as to the tariff rates, the Body is also looking forward to come up with
45 the solution for the issues and concerns, if any. He as well and encouraged
46 everyone to make suggestions for the benefit of all.



(minutes of the public hearing of the proposed municipal ordinance of the 15th sangguniang bayan of inopacan, leyte held on october 28, 2024, continued)

47 **“An Ordinance Amending Ordinance No. 11-09 and Requiring the Inopacan**
48 **Tricycle Operators and Drivers Association (ITODA) to Secure a Fare Tariff**
49 **Rate”**

50

51 The MC gave the floor to the Author of the above-captioned Ordinance.
52 Honorable Diosdado P. Siao, Author, then discussed the entirety of the same, in
53 details. Among others, in relation to Section 1, Honorable Siao explained that the
54 title of the Ordinance was amended and shall read now as “An Ordinance Amending
55 Ordinance No. 11-09 and Requiring the Inopacan Tricycle Operators and Drivers
56 Association (ITODA) to Secure a Fare Tariff Rate”. He also explained that the
57 acronym “ITODA” is not specified in the existing Ordinance, so in Section 1 and
58 Section 2, ITODA is specified. In Section 3, Honorable Siao emphasized that the
59 proposed Tariff Rate specified is the one submitted by the ITODA, as agreed that
60 said transport group will submit a petition paper for the increased fare rates,
61 considering the old rates stipulated in the existing Ordinance and given as well the
62 actual rates, to date, taking into consideration as well the fuel and maintenance
63 expense. Presented were regular and discounted fare rates. In Section 4,
64 Honorable Siao explained that according to the Municipal Treasurer, Php20.00
65 allocation for the printing of the tariff is no longer sufficient, hence, it has been
66 proposed then to increase the processing fee from Php 20.00 to Php 50.00.
67 Currently, there are no tariff rates displayed at the transport unit which there must
68 supposedly be. The tariff rate will then be signified by the Transport Association
69 Chair. With that, the riding public is aware of the current tariff rate.

70

71 Honorable Siao encouraged each participant to go through the copies
72 provided and as he opened the floor for the open forum to hear out the sentiments
73 from the riding public, Mr. Jimar Manabat, President of ITODA, posed a query
74 regarding the mentioned Php 50.00 processing fee. Honorable Siao replied that the
75 Php 50.00 processing fee is good for the whole tariff duration, unless, when there is
76 an amendment of the Tariff pursuant to an Ordinance. He then asked all the
77 participants if they agree as to the proposed fare rate of ITODA, as stipulated in the
78 proposed Ordinance, and there being no objections.

79

80

81 **“An Ordinance Amending the Title and Certain Sections of Ordinance No. 08-**
82 **02, Series of 2008”**

83

84 Honorable Siao, Author, discussed the entirety of the of the above-captioned
85 proposed Ordinance, intended for the Potpot (Pedikab), E-bike trike and the like and
86 Eco-trike and the like. He emphasized the same as an additional to Section 2 of the
87 existing Ordinance. After explaining the proposed Tariff Rates under Section 4 of the
88 said Measure, he then confirmed from the President of INPODA if the submitted
89 proposed fare rates has already been applied and the latter affirmed the same.

90

91

92 As Honorable Siao opened the floor for queries, comments and reactions, Mr.
93 Gabino Abenoja, operator/driver, MITODA, raised his complaints as to racial units
94 and that they should not cater commuters for Linao, Guinsanga-an, and even to
95 Mara-o, and they are supposedly be up to Bacong-bacong only. Mr. Ardeña replied
96 that he also informed his Members regarding the complaint. As Honorable Rulete
97 clarifies the particular “waiting shed”, they replied, that one at the corner going to
98 Batuan. Honorable Siao explained the reasons of allowing ITODA up to Bacong-
99 bacong and he emphasized that since the MITODA just opened up and raised its
concern, then Mr. Ardeña replied they just cater those passengers requesting their



(minutes of the public hearing of the proposed municipal ordinance of the 15th sangguniang bayan of inopacan, leyte held on october 28, 2024, continued)

100 service especially when there is no tricycle on stand-by. Mr. Gavino said that they
101 will allow the ITODA starting from 6PM onwards (no tricycle on stand-by at the
102 terminal). As views and opinions were aired between the two (2) transport group, the
103 Chair emphasized the proposed tariff rates by INPODA. Mr. Abenoja manifested that
104 he reacted as to the tariff rate of INPODA since Linao has been included, which is
105 their route. Honorable Siao asked Mr. Abenoja if Linao will be excluded, will they
106 cater passengers going to Linao, Pabahay, and the latter replied in affirmative.
107 Honorable Siao then reiterate that per Mr. Abenoja, MITODA will cater passengers
108 going to Batuan, Linao and the latter replied. "they will". Views and opinions were
109 aired, with an exemption of the INPODA Member "Eking" who is residing in Batuan.
110

111 Honorable Siao opted to go over and finalize the proposed tariff rate of
112 INPODA and asked the consensus of the riding public, since there being none,
113 Honorable Siao explained the rate for Poblacion to Kobkob is Php 20.00 while from
114 Poblacion to Cemetery is Php 15.00, with the Php5.00 difference the fact that the
115 distance from the cemetery and kobkob is merely near, and the Php5.00 is not
116 justifiable. To this he manifested to have it same, Php15.00 and asked the INPODA.
117 Mr. Ardeña replied about that upper portion of Kobkob and Honorable Siao said that
118 he is referring the "kobkob" along the hi-way (Car wash area). Participants from the
119 other transport group agreed to set the minimum at Php15.00; and it was carried.
120

121 As Mr. Abenoja asked on the penalty for INPODA operators who will be
122 entering in Batuan, Linao with passengers, Honorable Siao suggested to warn the
123 operators and let the Traffic Chief, speak about the matter. Mr. Makuto suggested to
124 impose penalties for the violators. Honorable Dedal manifested adding a certain
125 Section for Penalty and Honorable Siao agreed. Mrs. Emelyn Encabo expressed her
126 side with regards to the issues and explained that in the absence of MITODA
127 tricycles and in cases of emergency, commuters opted to ride e-trikes, especially
128 during weekdays (Monday-Friday) when tricycle units on stand-by are few. The
129 riding public has to wait longer.
130

131 With the issues presented, the Chair asked the time coverage that MITODA
132 can cater the riding public. Mr. Abenoja replied that some units are already at the
133 terminal 6:30 AM to 7:00 AM; and after 5:00 PM, most tricycles are not around
134 considering also the minimal commuters. To this, Mr. Abenoja added that it is okay
135 for the INPODA to cater passengers to Linao, after 5:00 PM. He also manifested that
136 he already had told INPODA however, the latter group still grabbed their passengers
137 before 5:00 PM particularly, at Aura's store. Mr. Ardeña, INPODA President, replied
138 that those waiting for passengers at Aura's Store are "colorum" units. Their
139 designated areas are along the IPA road and tabuan during market days. Honorable
140 Siao remarks that the information is well-noted.
141

142 Since there being no other queries and questions, Honorable Siao manifested
143 to tackle the next proposed Ordinance.
144

145 **"An Ordinance Amending Ordinance No. 11-08 and Requiring the Marao**
146 **Inopacan Tricycle Operators and Drivers Association (MITODA) to Secure a**
147 **Fare Tariff Rate"**
148

149 Honorable Siao discussed the entirety of the above-captioned Ordinance and
150 emphasized the proposed tariff rates by MITODA (Mara-o Inopacan Tricycle
151 Operators and Drivers Association), to wit:



(minutes of the public hearing of the proposed municipal ordinance of the 15th sangguniang bayan of inopacan, leyte held on october 28, 2024, continued)

152 Poblacion to Linao and Guinsanga-an Php 20.00
153 Poblacion to Mara-o Php 30.00
154

155 Honorable Siao explained that with the proposed tariff rates, it appears that
156 the minimum fare is Php20.00 and he asked the attendees if they are amenable of
157 the same. Hon. Encabo replied she is okay with the Php20.00 for Guinsanga-an.
158

159 Honorable Bernales manifested to relay to the operators of MITODA
160 regarding the issues and concerns raised by the commuters who have been
161 complaining the Php30.00 fare to Mara-o. He then explained to the complainants
162 that as of the moment, he cannot act on it accordingly as the SB is waiting of the
163 proposed tariff rate which will be the basis in crafting an Ordinance. Honorable
164 Bernales emphasized that the commuters wished having the same minimum fare of
165 Php15.00 as the tricycles plying along the hi-way. Considering the enhanced road
166 accessibility, gasoline price and maintenance - the same, and the fact as well that
167 Brgy. Mara-o is nearer than Brgy. Guadalupe, with Poblacion as the point of
168 reference. As far as minimum fare is concerned, then it should be the same and be
169 uniformed at Php15.00, said Honorable Bernales. He also compared the fare rate
170 from Poblacion to Guadalupe which Honorable Siao mentioned, Php22.00;
171 compared to Mara-o which is Php30.00. As views and opinions were aired, Mr.
172 Abenoja explained that before the pandemic time, fare for Mara-o is only Php15.00
173 (7 passengers, with a total collection fare of Php105.00); and Guinsanga-an is at
174 Php10.00. He added that it was due to Covid pandemic that the fare is raised to
175 Php30.00 due to having the most of three (3) commuters only, for only one way. He
176 cited that nowadays, having only three (3) passengers at only Php15.00 fare each,
177 then they will not be earning anymore. Honorable Bernales reiterates that Barangays
178 Mara-o and Guadalupe are the same, as far as road accessibility is concerned, but
179 differs as to the distance from Poblacion. Mr. Manabat said that for ITODA, 1 liter
180 can travel twice (with 5 passengers), and Mr. Abenoja said they too, with 3
181 passengers only. Honorable Bernales remarks that he just brought up the concerns
182 of the riding public since it is timely enough, discussing about the proposed
183 Ordinance. Since it has been noted that even with pot-pot, the fare that has been
184 doubled during the pandemic, do not resume its previous fare rate eventhough the
185 pandemic is over. Honorable Bernales emphasized to have a uniform minimum fare
186 for fair regulations and that he just brought up the complaints of some commuters
187 too. So, it also calls for the action of the MITODA President, regarding the
188 complaints of the commuters. The Chair expound further those commuters of
189 different routes can compare the fare rates. He elaborates that before; the fare is
190 justifiable given the rough roads and the absence of bridges across the rivers. To
191 this, he recommends having the minimum fare of Php 15.00 as the ITODA to make it
192 non-questionable by the riding public. And that the Ordinance will be the legal basis
193 once approved. He explained everything in details. Views, opinions, and suggestions
194 were aired regarding the tariff rate of MITODA.
195

196 After the inputs of Honorable Bernales and the explanation of the Chair,
197 Honorable Siao solicits the comments and suggestions form the participants. Mr.
198 Abenoja opted to raise this matter with his fellow operators since he can't decide on
199 his own. Honorable Rulete also expressed an advice to MITODA. To this, Honorable
200 Siao told him to inform the SB on the outcome of their meeting while the above-
201 captioned Measure is at Second Reading. Honorable Dedal advised Mr. Abenoja to
202 conduct a meeting with their association and update the SB while the draft
203 Ordinance is still on Second Reading. He also explained that with unapproved
204 Ordinance, MITODA cannot collect yet the increased fare rate.



(minutes of the public hearing of the proposed municipal ordinance of the 15th sangguniang bayan of inopacan, leyte held on october 28, 2024, continued)

205 Since there being no more to discuss with, the MC gave the floor to the
206 Author of the next Ordinance.

207
208

209 **“An Ordinance Creating the Municipal ASF Task Force and Technical Working**
210 **Group, and Adopting and Implementing the “Bantay ASF sa Barangay” or**
211 **BABay ASF Program”, and Providing Powers thereof, and for Other Purposes”**
212

213

214 Honorable Dedal explained first that there is a need to craft this Ordinance
215 due to the recurring presence of the African Swine Fever (ASF). He as well
216 expounds in detail the symptoms as well as the impact of ASF, yet, still without
217 treatment, to date. Hence, the Body is into the prevention and crafting protocols to
218 mitigate the spread of the ASF. He then explained the entirety of the above-
219 captioned Measure, with emphasis in the following, among others: **a)** Bantay ASF
220 involves the barangays, not only the Municipal level; **b)** Task Force
221 composition/groups and its respective functions; **c)** mobilization credentials; **d)**
222 disease transmission; **e)** violations; **f)** reporting and monitoring; **f)** penalties.

223

224 After the discussion of Honorable Dedal, Mr. Benedick B. Lawagon, Municipal
225 Agriculturist, suggested having a simplified Municipal Task Force, having entries that
226 are applicable as well to the LGU, for easy reference for the Members of the Task
227 Force as well, in performing their respective functions. He also expressed his
228 sentiments as to the current situation of his Office, given that the livestock in-charge
229 is designated as the LGSO. Another concern also is the absence of a veterinarian
230 and licensed Meat Inspector. So, there is a manpower concern relative the task
231 force. Honorable Dedal agreed to the suggestions of Mr. Lawagon.

232

233 On the other hand, Mr. Lawagon recalled the meeting attended by the
234 Punong Barangays, relative to the implementation of the Bantay ASF sa Barangay
235 pursuant to the Provincial Executive Order, when he requested them to submit the
236 registry of all hog raisers. Sadly, only few had submitted the same.

237

238 Another concern of Mr. Lawagon is the registration of all the dealers so that
239 the LGU could have some control means especially with ASF cases. He explained it
240 in details and emphasized as well not to refrain them from their livelihood. Honorable
241 Dedal acknowledged Mr. Lawagon’s suggestions for as long as it won’t fall to the so-
242 called “trade restriction”. Honorable Dedal recommends to sit down with the
243 Municipal Agriculturist after the Public Hearing to craft a contingency plan/program
244 intended for this draft Ordinance. Mr. Lawagon agreed too.

245

246 Since there were no other suggestions and comments, the MC gave the floor
247 to the Author of the next proposed Ordinance.

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249

250 **“An Ordinance Declaring a Moratorium on All Mining Activities and the**
251 **Processing of Application of the Same in the Municipality of Inopacan, Leyte**
252 **for a Period of Fifteen (15) Years and Imposing Penalties for the Violation**
253 **Thereof”**

254

255 Honorable Bernales, Auhtor, explained the main purpose and objective of the
256 above-captioned Ordinance. And that the existing Ordinance which has been
257 approved by the Sangguniang Panlalawigan, has already expired, hence, this new
258 one, as the Mayor wanted to protect the environment, thus, regulates mining
259 activities. He explained in details the entirety of the same. Afterwhich, Honorable
Bernales, Author, opened the floor for any query.



(minutes of the public hearing of the proposed municipal ordinance of the 15th sangguniang bayan of inopacan, leyte held on october 28, 2024, continued)

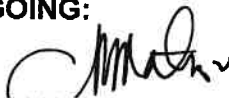
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Honorable Pedro Austero, Punong Barangay of Jubasan informed the Body that one Barangay Kagawad reported to him about digging of a certain lot area. He advised the Kagawad to assess the impact of said activity. And as per information, water has already been stored at the dug portion. As views and opinions were aired, Honorable Bernales emphasized the role of Barangay Officials in this regard. Views and opinions about the negative impact of "kobkob and mina" were also aired.

Honorable Bernales informed the participants that the above Ordinance is at Second Reading the next day (Tuesday Session) and without any objections and amendments then it will proceed to Third and Final Reading the following week which is also the enactment of the same. As he asked the attendees for any suggestions and comments about the Ordinance, and if the fifteen (15) years moratorium is okay, there being no objections.

Since there were no other queries and questions, the public hearing ended at 3:50 in the afternoon, after the MC thanked all the participants for their attendance and participation.

I HEREBY CERTIFY TO THE CORRECTNESS OF THE FOREGOING:


MELANIE M. MATIN-AO, MPA
Secretary to the Sanggunian

ATTESTED:


HON. SANDERS C. LUMARDA
Vice Mayor
Presiding Officer


HON. FERNANDO B. RULETE
SB Member


HON. ANDREW B. DEDAL
SB Member


HON. ZENAIDA G. DE LOS SANTOS
SB Member


HON. JOEL D. BERNALES
SB Member


HON. ALFIE JIAN B. YAMSO
SB Member


HON. DARIA D. MALANGUIS
SB Member


HON. ROWENA K. MADRAZO
SB Member


HON. DIOSDADO P. SIAO
SB Member


HON. PANFILA I. ALONZO
SB Member


HON. NATHANIEL DAVE M. KATIGBE
SB Member



15th Sangguniang Bayan


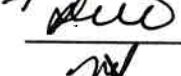
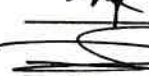

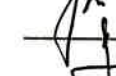
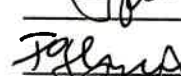

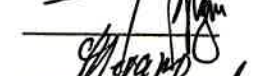
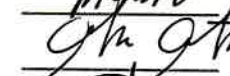










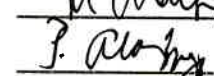

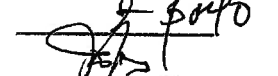
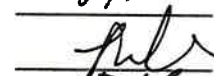


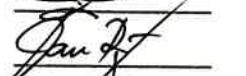





Public Hearing



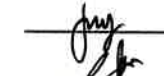
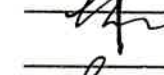


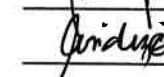
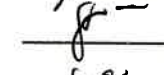


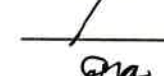
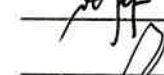
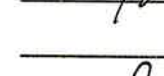

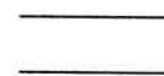


1. "AN ORDINANCE AMENDING THE TITLE AND CERTAIN SECTIONS OF ORDINANCE NO. 08-02, SERIES OF 2008".
2. "AN ORDINANCE AMENDING ORDINANCE NO. 11-09 AND REQUIRING THE INOPACAN TRICYCLE OPERATORS AND DRIVERS ASSOCIATION (ITODA) TO SECURE A FARE TARIFF RATE"
3. "AN ORDINANCE AMENDING ORDINANCE NO. 11-08 AND REQUIRING THE MARAO INOPACAN TRICYCLE OPERATORS AND DRIVERS ASSOCIATION (MITODA) TO SECURE A FARE TARIFF RATE"
4. "AN ORDINANCE DECLARING A MORATORIUM ON ALL MINING ACTIVITIES AND THE PROCESSING OF APPLICATION OF THE SAME IN THE MUNICIPALITY OF INOPACAN, KEYTE FOR A PERIOD OF FIFTEEN (15) YEARS AND IMPOSING PENALTIES FOR THE VIOLATION THEREOF"
5. "AN ORDINANCE CREATING THE MUNICIPAL ASF TASK FORCE AND TECHNICAL WORKING GROUP, AND ADOPTING AND IMPLEMENTING THE "BANTAY ASF SA BARANGAY" OR THE "BABay ASF PROGRAM", AND PROVIDING POWERS THEREOF, AND FOR OTHER PURPOSES"

Date: October 28, 2024
Place: SB Session Hall
Time: 1:30 P.M.

ATTENDANCE SHEET

NAME	CONTACT NO.	ADDRESS	DESIGNATION	SIGNATURE
1. <u>MARK EMELYN S. REED</u>	<u>09676183010</u>	<u>Barry Guinsangan</u>	<u>kagawad</u>	<u>[Signature]</u>
2. <u>NICARDO SAN</u>		<u>LINAU</u>	<u>SRM</u>	<u>[Signature]</u>
3. <u>ANDREW PEDRA</u>	<u>09365715402</u>	<u>LGA</u>	<u>SBM</u>	<u>[Signature]</u>
4. <u>MARCO T. MAJIA</u>				<u>[Signature]</u>
5. <u>Celso T. Macab</u>	<u>09753952979</u>	<u>Barangay</u>	<u>Traffic</u>	<u>[Signature]</u>
6. <u>ETHER ARDORA</u>		<u>TAPODA</u>		<u>[Signature]</u>
7. <u>FRANCIS CALERA</u>		<u>TAPODA</u>		<u>[Signature]</u>
8. <u>Lorito A. Almo</u>				<u>[Signature]</u>
9. <u>DUMINIANO D. PAUL</u>		<u>P. BICLI</u>		<u>[Signature]</u>
10. <u>Dominador V. Cobay</u>				<u>[Signature]</u>
11. <u>Marganita D. Umila</u>		<u>P. BICLI</u>		<u>[Signature]</u>
12. <u>CRISTINA B. VIKORA</u>		<u>P. BICLI</u>		<u>[Signature]</u>
13. <u>Aldrin Breonio</u>				<u>[Signature]</u>
14. <u>LUCA S. REQUILA</u>				<u>[Signature]</u>
15. <u>Prescila A. Madrona</u>		<u>Kagawad</u>		<u>[Signature]</u>
16. <u>Miguel A. Aronson</u>				<u>[Signature]</u>
17. <u>PEDRO L. AUSTRO</u>		<u>P.B.</u>		<u>[Signature]</u>
18. <u>EDUARDO P. MONTA</u>				<u>[Signature]</u>
19. <u>EVELYN D. JACURA</u>		<u>Barry. Kagawad.</u>		<u>[Signature]</u>
20. <u>Elizabeth S. Alemania</u>		<u>Barry Kagawad</u>		<u>[Signature]</u>

NAME	CONTACT NO.	ADDRESS	DESIGNATION	SIGNATURE
21. <u>PREMIA MANGATE</u>				
22. <u>RICHARD DOTOLLO</u>				
23. <u>MAMEYTO I. VILLACORTE</u>				
24. <u>Jijimar B. Mangat</u>				
25. <u>Victor L. Dadda</u>				
26. <u>CRISTINO G. FERRER</u>				
27. <u>Anatolio Sugeros</u>				
28. <u>TEOTIMO E. LAPASA</u>				
29. <u>ROLANDO D. MADRADO</u>				
30. <u>BAGUE PAMIL XI</u>				
31. <u>Edelito V. Merano</u>				
32. <u>CARLO M. CORTES</u>				
33. <u>FRANCIS UNAMOR</u>				
34. <u>Nathaniel Forde</u>				
35. <u>Rolando Dagono</u>				
36. <u>JESSIE CRIBANON</u>				
37. <u>Ronaldo Perez</u>				
38. <u>ADRIANO SUGERIOS</u>				
39. <u>XUDRES B. LAULI</u>				
40. <u>CONSTANCIO</u>				
41. <u>RENATO</u>				
42. <u>ANILFOLIO</u>	C/S			
43. <u>F. J. PUGA</u>				
44. <u>Eduardo Pagnano</u>				
45. <u>EV. M. LARAO</u>				
46. <u>Miraflores M. Manab</u>				
47. <u>Pamela J. Alamy</u>				
48. <u>ALFONSO JIM JARAN</u>				
49. <u>UTO PARLO</u>			SBA	
50. <u>Jorge Quirado</u>				
51. <u>Juan R. De/CC</u>			JR	
52. <u>Federico D.</u>				
53. <u>BONIFACIO R.</u>				
54. <u>GERSON OLIVAR</u>				
55. <u>JARVIS RITA</u>				
56. <u>KENT JAY C. AVBERO</u>				
57. <u>Anthony Abenjo</u>				
58. <u>Miguel B. Coto</u>				
59. <u>ADRIANO MANGAT</u>				

NAME	CONTACT NO.	ADDRESS	DESIGNATION	SIGNATURE
60. DANILLO D. ANDRADE		JUBASAN	SB-STAFF	
61. GILBERT L. MIRANDA		LGU	BPA DESIGNATE	
62. Maria Karen Ambrado			STAFF	
63. ALVIN C. REPALO		LGU	SB STAFF	
64. ROBERTO MAGSINO				
65. BENEDICT B. LUYAGAN		LGU		
66. NIKSON				
67. RHEA DALIAN		LGU	POP-COM	
68. GIMARZA M. OCLIMARIA		LGU	POP-com	
69. JELLY L. AMON		LGU	POP-LGU	
70. RHEA D. MENDIOLA		LGU	POP-LGU	
71. Rey Harry Petros		RHA		
72. GIOVANNI INOCENTE		MPO	P.O	
73. Paris Malangis				
74. RYAN L. BAKURAU				
75. JOEL BERNARD				
76. Zenaida De los Santos				
77. VERA M. TANGI		YPS BOND		
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(attendance sheet of the public hearing of the 15th Sangguniang Bayan of Inopacan, Leyte dated October 28, 2024, continued)

98.	_____	_____	_____	_____	_____
99.	_____	_____	_____	_____	_____
100.	_____	_____	_____	_____	_____