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Item No.: 17

Date: 04 2025 FEB



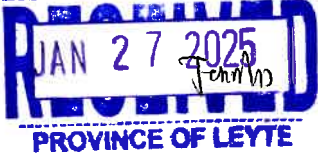
Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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PROVINCIAL LEGAL OFFICE

[Handwritten Signature]
1.24.25

SANGGUNIANG PANLALAWIGAN



2nd INDORSEMENT
January 9, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 7, S. 2024 of the Sangguniang Bayan of Macarthur, Leyte.

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

- Ordinance No. 7, S. 2024 entitled: "An Ordinance granting death aid/burial assistance to Barangay officials who died, 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)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
Provincial Legal Officer *[Signature]*

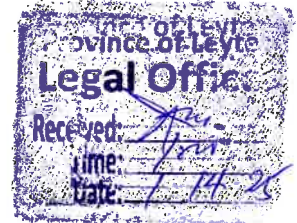
¹ (a) The sangguniang bayan, as the legislative body of the municipality, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the municipality and its inhabitants pursuant to Section 16 of this Code and in the proper exercise of the corporate powers of the municipality as provided for under Section 22 of this Code, and shall:
(1) Approve ordinances and pass resolutions necessary for an efficient and effective municipal government

Republic of the Philippines
PROVINCE OF LEYTE


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OFFICE OF THE SANGGUNIANG PANLALAWIGAN

2nd ENDORSEMENT
13 January 2025



Respectfully indorsed to the **PROVINCIAL LEGAL OFFICE** the herein **MUNICIPAL ORDINANCE NO. 07 series of 2024**, granting death aid/burial assistance to Barangay Officials who died during their incumbency, of the **MUNICIPALITY OF MACARTHUR, Province of Leyte**, for review and recommendations.


FLORINDA JILL S. UYICO
Secretary to the Sanggunian

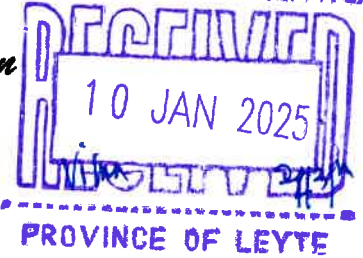
SP Records
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Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MACARTHUR

SANGGUNIANG PANLALAWIGAN

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Office of the Sangguniang Bayan



ENDORSEMENT
January 10, 2025

Respectfully submitting to the Honorable Provincial Board for consideration and approval the herein Municipal Ordinance No. 07, Series of 2024, entitled AN ORDINANCE GRANTING DEATH AID/BURIAL ASSISTANCE TO BARANGAY OFFICIALS WHO DIED DURING THEIR INCUMBENCY


MARIE STEPHANIE DE LA CRUZ- PULGA
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MACARTHUR
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Municipal Ordinance No. 07 Series of 2024

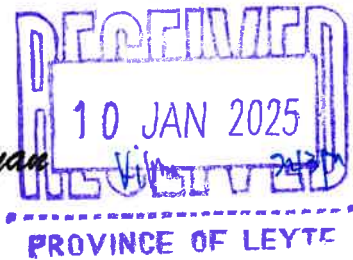
AN ORDINANCE GRANTING DEATH
AID/BURIAL ASSISTANCE TO
BARANGAY OFFICIALS WHO DIED
DURING THEIR INCUMBENCY



Republic of the Philippines **SANGGUNIANG PANLALAWIGAN**
 Province of Leyte
 MUNICIPALITY OF MACARTHUR

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Office of the Sangguniang Bayan



Attested:

HON. JESUS A. BARANDA
 Municipal Vice Mayor
 (On Leave)

HON. RAUL E. MUNDALA
 SB Member, Presiding Pro Tempore

Concurred:

HON. GWENDOLYN M. BERISO
 SB Member

HON. VICTORIANO T. LAZAR
 SB Member

HON. JONATHAN T. BARQUIN
 SB Member

HON. TRINA C. BURAWIS
 SB Member

HON. LEONARDO R. LERIA JR.
 SB Member

HON. IRENEO G. REMANES JR.
 SB Member

HON. XANDRIX P. PANTIN
 SB Member

HON. JOSE A. BARANDA
 ABC President

HON. RALPH MARTIN P. EGOS
 SKF President

Approved:

HON. RUDIN T. BABANTE
 Municipal Mayor

Date Approved: JAN 08, 2025

EXCERPT FROM THE MINUTES OF THE 111TH REGULAR SESSION OF THE SANGGUNIANG BAYAN OF MACARTHUR, LEYTE HELD ON 09 DECEMBER 2024 AT THE MUNICIPAL SESSION HALL.

PRESENT:

- | | |
|---------------------------------|-----------------------|
| Honorable Raul E. Mundala | SB Member |
| Honorable Gwendolyn M. Beriso | Presiding Pro Tempore |
| Honorable Victoriano T. Lazar | SB Member |
| Honorable Jonathan T. Barquin | SB Member |
| Honorable Trina C. Burawis | SB Member |
| Honorable Leonardo R. Leria Jr. | SB Member |
| Honorable Ireneo G. Remanes Jr. | SB Member |
| Honorable Xandrix P. Pantin | SB Member |
| Honorable Jose A. Baranda | ABC President |
| Honorable Ralph Martin P. Egos | SKF President |

ABSENT:

- | | |
|----------------------------|-----------------------|
| Honorable Jesus A. Baranda | Vice Mayor (On Leave) |
|----------------------------|-----------------------|

MUNICIPAL ORDINANCE NO. 07
 Series of 2024

AN ORDINANCE GRANTING DEATH AID/BURIAL ASSISTANCE TO BARANGAY OFFICIALS WHO DIED DURING THEIR INCUMBENCY

SPONSORED BY : Honorable Jonathan T. Barquin

On motion of Honorable Jonathan T. Barquin duly seconded by en masse, be it

Ordained by the Sangguniang Bayan of the Municipality of MacArthur, Leyte that:

SECTION 1. All elected barangay officials who died during their incumbency as barangay official shall receive death aid/burial assistance from the Municipality.

SECTION 2. A Punong Barangay who lost his/her life during his/her incumbency shall be granted an amount of Ten Thousand Pesos (PhP10,000.00) as death aid/burial assistance to be given to the spouse or the son/daughter in the case of the absence or incapacity of the spouse, or to the nearest family member if single.

Attested:

HON. JESUS A. BARANDA
Municipal Vice Mayor
(On Leave)

HON. RAUL E. MUNDALA
SB Member, Presiding Pro Tempore

Concurred:

HON. GWENDOLYN M. BERISO
SB Member

HON. VICTORIANO T. LAZAR
SB Member

HON. JONATHAN T. BARQUIN
SB Member

HON. TRINA C. BURAWIS
SB Member

HON. LEONARDO R. LERIA JR.
SB Member

HON. IRENEO G. REMANES JR.
SB Member

HON. XANDRIX P. PANTIN
SB Member

HON. JOSE A. BARANDA
ABC President

HON. RALPH MARTIN P. EGOS
SKF President

Approved:

HON. RUDIN T. BABANTE
Municipal Mayor

Date Approved: JUN 08, 2025

SECTION 3. A Barangay Kagawad, Sangguniang Kabataan Chairman, Barangay Secretary and Barangay Treasurer who lost his/her life during his/her incumbency shall be granted an amount of Seven Thousand Five Hundred Pesos (PhP7,500.00) as death aid/burial assistance to be given to the spouse or to the son/daughter in the case of the absence of incapacity of the spouse or to the nearest family member if single.

SECTION 4. A Sangguniang Kabataan Member, who lost his/her life during his/her incumbency shall be granted an amount of Five Thousand pesos (5,000.00) as death aid/burial assistance to be given to the spouse or to the son/daughter in the case of the absence of incapacity of the spouse or to the nearest Family member if single.

SECTION 5. Supporting documents must include a Death Certificate, the Oath of Office and Certification from the Municipal Local Government Operations Officer that the official was an incumbent official when he/she died.

SECTION 6. This ordinance shall also cover the barangay officials who substituted the vacancies in the positions by appointment.

SECTION 7. To implement this Ordinance, funds shall be chargeable to the Aid to Individuals in Crisis Situation (AICS) allocation in accordance with the COA accounting, auditing rules and regulations.

SECTION 8. SEPARABILITY CLAUSE. If, for any reason, any section or provision of this Ordinance is declared invalid or unconstitutional, other sections or provisions thereof which are not affected thereby shall continue to be in full force and effect.

SECTION 9. REPEALING CLAUSE. All laws, rules and regulations inconsistent herewith are hereby likewise repealed or modified accordingly.

SECTION 10. EFFECTIVITY. This ordinance shall take effect upon its approval from the Sangguniang Panlalawigan and the requirement of posting prescribed in RA 7160 is complied with.

ENACTED by the Sangguniang Bayan in session assembled on December 9, 2024, at MacArthur, Leyte, Philippines.

Approved unanimously.

SO ORDAINED.

I HEREBY CERTIFY to the correctness of the foregoing ordinance.


MARIE STEPHANIE DE LA CRUZ- PULGA
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF MACARTHUR

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Office of the Sangguniang Bayan

CERTIFICATE OF POSTING

THIS IS TO CERTIFY that Municipal Ordinance No. 07, Series of 2024 of the Sangguniang Bayan of MacArthur, Leyte, duly enacted on December 9, 2024 and approved last January 8, 2025 has been posted since January 9, 2025 at the bulletin board of the Legislative Building, at Poblacion Public Market, and at Palale I Outpost pursuant to Section 511 of R.A. 7160.


MARIE STEPHANIE DE LA CRUZ- PULGA
Secretary to the Sanggunian