

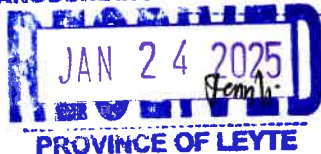


Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

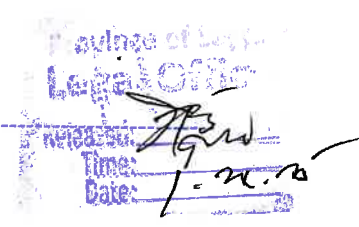
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PROVINCIAL LEGAL OFFICE

SANGGUNIANG PANLALAWIGAN



2nd INDORSEMENT
Januray 20, 2024



Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 24-26 of the Sangguniang Bayan of Burauen, Leyte.

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

- Ordinance No. 24-26 entitled: **“An Ordinance establishing prohibitions on the use of school grounds at the Burauen Community College, etc.”**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance with its power under Sections 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

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
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
28 November 2024

Province of Leyte
Legal Office
Received: *JCS*
Time: *11:00*
Date: *11.28.24*

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 24-26**, of the **Municipality of Burauen, Leyte**, entitled: An Ordinance establishing prohibitions on the use of school grounds at the Burauen Community College for safety and security purposes.


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian



Republic of the Philippines
PROVINCE OF LEYTE
MUNICIPALITY OF BURAUEN



OFFICE OF THE SANGGUNIANG BAYAN

November 27, 2024

THE HONORABLE MEMBERS
Sangguniang Panlalawigan
Province of Leyte

ATTENTION: FLORINDA JILL S. UYVICO
Secretary to the Sanggunian
Province of Leyte
Palo, Leyte



Ladies/Gentlemen:

We transmit herewith 15 copies of **Municipal Ordinance No. 24-26**, Series of 2024 of the Sangguniang Bayan of Burauen, Leyte, entitled "**An Ordinance Establishing Prohibitions on the Use of School Grounds at the Burauen Community College for Safety and Security Purposes**", for review and approval of the body.

Thank you and please acknowledge receipt hereof.

Respectfully yours,


ATTY. RUDEJANE S. TAN
Secretary to the Sanggunian



OFFICE OF THE SANGGUNIANG BAYAN

**MUNICIPAL ORDINANCE NO. 24-26
Series of 2024**



Authored by Hon. Fe S. Renomeron

AN ORDINANCE ESTABLISHING PROHIBITIONS ON THE USE OF SCHOOL GROUNDS AT THE BURAUEN COMMUNITY COLLEGE FOR SAFETY AND SECURITY PURPOSES

WHEREAS, the safety and security of students, faculty, and staff, at the Burauen Community College "BCC" is of paramount importance to the community;

WHEREAS, the Burauen Community College is owned and operated by the Local Government Unit, dedicated to maintaining a safe and conducive learning environment;

WHEREAS, unauthorized access to school grounds and buildings poses significant risks to the safety and well-being of the college community;

WHEREAS, establishing clear limitations on the use and rental of school grounds is essential to protect the integrity of the educational environment;

WHEREAS, the Burauen Community College has a responsibility to ensure that all activities conducted on its premises are in alignment with its mission and values;

WHEREAS, previous incidents have highlighted the need for stringent regulations regarding access to school grounds to prevent potential disturbances and hazards;

NOW, THEREFORE, be it ordained by the Sangguniang Bayan of the Municipality of Burauen in regular session assembled THAT:

Section 1. TITLE

This Ordinance shall be known as the "Ordinance Limiting Use of BCC School Grounds".

Section 2. PURPOSE

This ordinance establishes limitations on the use and rental of school grounds at the Burauen Community College to protect the welfare of all individuals on campus and to mitigate risks associated with unauthorized access.

Section 3: DEFINITIONS

- a. **School Grounds:** Refers to all outdoor areas, fields, facilities, buildings, and property owned or operated by the Burauen Community College, including the interiors of all buildings, parking lots, sports fields, gardens, classrooms, and administrative spaces.
- b. **Authorized Users:** Includes only administrators, faculty, and students of Burauen Community College who are enrolled and in good standing with the institution, as well as authorized representatives of the Local Government Unit who are engaged in official duties.
- c. **Use:** Refers to any activity conducted on school grounds, including but not limited to educational programs and classes, recreational activities and sports events, meetings,

workshops, conferences, student organization events, social gatherings, and any other organized activities.

Section 4: LIMITATIONS ON USE AND RENTAL

- a. Access to school grounds and buildings is strictly limited to authorized users. Unauthorized access and use are not permitted under any circumstances.
- b. Unauthorized individuals or groups, including but not limited to former students, community members, or visitors, are strictly prohibited from accessing, using, or renting the school grounds or buildings at any time. This restriction aims to prevent potential safety hazards and ensure a secure educational environment.
- c. School grounds and facilities shall not be rented out to any individuals or groups under any circumstances. This prohibition is in place to maintain the safety and integrity of the educational environment.

Section 5: LEGAL RESPONSIBILITY

- a. **Liability for Accidents:** The Bureau Community College or Local Government Unit shall not be liable for any accidents, injuries, or damages incurred by unauthorized individuals on school grounds, as such individuals are in violation of this ordinance.
- b. **Waiver of Responsibility:** By entering the school grounds, all unauthorized individuals acknowledge that they are trespassing and waive any rights to claim damages or seek compensation from the Bureau Community College or the Local Government Unit for any injuries or damages sustained while on the premises without permission.
- c. **Reporting and Documentation:** Authorized users are encouraged to report any suspicious activity or unauthorized presence on campus to the College security personnel immediately. The Bureau Community College will maintain a record of such reports to ensure the safety and security of all authorized users and to document incidents that may impact liability.
- d. **Compliance with Policies:** All individuals and groups utilizing the school grounds must adhere to established policies and procedures. Failure to comply may result in removal from the premises and potential legal consequences.

Section 6: ENFORCEMENT

- a. College security personnel, in coordination with local law enforcement, are authorized to enforce this ordinance rigorously.
- b. Any unauthorized individual found on school grounds or in buildings will be subject to immediate removal and may face legal consequences, including but not limited to trespassing charges.
- c. Authorized users are expected to cooperate with enforcement personnel and may be held accountable for facilitating unauthorized access.

Section 7. EFFECTIVITY

This Ordinance shall take effect immediately upon approval by the Sangguniang Bayan of Bureau.

ENACTED AND APPROVED, October 21, 2024.


CERTIFIED CORRECT:

ATTY. RUDEJANE S. TAN
Secretary to the Sanggunian

ATTESTED:


HON. NOEL P. ALPINO
Vice Mayor / Presiding Officer


HON. VINCENT G. ENERLAN
Sangguniang Bayan Member


HON. CIPRIANO R. RELATORRES, JR.
Sangguniang Bayan Member


HON. HERMENIA C. CAMASIN
Sangguniang Bayan Member


HON. BRYAN R. CINCO
Sangguniang Bayan Member

(absent)
HON. DEXTER R. SENO
Sangguniang Bayan Member

(absent)
HON. ROBERT G. DEL PILAR
Sangguniang Bayan Member


HON. EVAFE A. CORAL
Sangguniang Bayan Member


HON. OSCAR A. CAGARA
Sangguniang Bayan Member


HON. FE S. RENOMERON
LnB President / Ex-Officio SB Member

(absent)
HON. JUSTINE MERP G. ANDRADE
SK Federation President / Ex-Officio Member

APPROVED:


HON. JUANITO E. RENOMERON
Municipal Mayor



Republic of the Philippines
PROVINCE OF LEYTE
MUNICIPALITY OF BURAUEN



OFFICE OF THE SANGGUNIANG BAYAN

CERTIFICATE OF POSTING

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that **Municipal Ordinance No. 24-26**, Series of 2024 of the Sangguniang Bayan of Burauen, Leyte, entitled, "**An Ordinance Establishing Prohibitions on the Use of School Grounds at the Burauen Community College for Safety and Security Purposes**", was enacted on October 21, 2024, approved on even date, and has been posted in two (2) conspicuous and publicly accessible places of the municipality from *October 23, 2024 to November 12, 2024*, in compliance with Section 59, paragraph (b) of Republic Act No. 7160, otherwise known as the "Local Government Code of 1991".

Burauen, Leyte, November 13, 2024.


ATTY. RUDEJANE S. TAN
Secretary to the Sanggunian