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Item No.: 23
Date: 04 2025 FEB



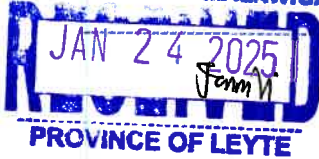
Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

-oOo-

Legal Officer
Date: 1-24-25

SANGGUNIANG PANLALAWIGAN

PROVINCIAL LEGAL OFFICE



2nd INDORSEMENT
January 6, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2024-36 of the Sangguniang Bayan of Calubian, Leyte.

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

- Ordinance No. 2024-36 entitled: "An Ordinance amending Section 7 of Municipal Ordinance No. 2024 - 12, etc."

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance with its power for it is within the powers of the Local Council to repeal/amend its prior acts either expressly or by the passage of an essentially inconsistent resolution¹. 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

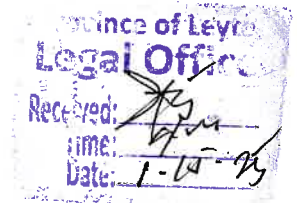
Provincial Legal Officer ✱

¹ (Constantino vs. Desierto, 288 SCRA 654) April 13, 1998

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
15 January 2025



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Ordinance No. 2024-36** of the **Municipality of Calubian, Leyte**, entitled: **An Ordinance amending Section 7 of Municipal Ordinance No. 2024-12, entitled "An Ordinance establishing the Office of Senior Citizen Affair (OSCA) of the Municipality of Calubian, Leyte."**


FLORINDA JILL S. UYVICO
Provl Govt. Asst. Dept. Head



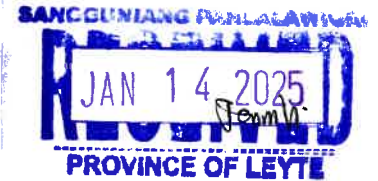
Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Calubian



OFFICE OF THE SANGGUNIANG BAYAN

January 14, 2025
~~October 4, 2024~~

HON. LEONARDO M. JAVIER, JR.
Provincial Vice Governor, Presiding Officer; and
The Honorable Members of the Sangguniang Panlalawigan
Province of Leyte
New Leyte Provincial Capitol
Palo, Leyte



THRU: MS. FLORINDA JILL S. UYVICO
Provincial Government Department Head
Secretary to the Sanggunian
Province of Leyte

Dear Honorable Ladies/ Gentlemen:

Good day!

We are respectfully forwarding *fifteen (15) copies* of the following Municipal Ordinances and its supporting attachments for favorable review and approval of the Honorable Sangguniang Panlalawigan of Leyte, to wit:

1. **Municipal Ordinance No. No. 2024-30**, entitled: "AN ORDINANCE CREATING THE OFFICE OF THE MUNICIPAL AGRICULTURAL AND BIOSYSTEMS ENGINEERS FOR THE MUNICIPALITY OF CALUBIAN, LEYTE AS A MANDATORY OFFICE PER JOINT MEMORANDUM CIRCULAR NO. 07, SERIES OF 2020 OF THE DEPARTMENT OF AGRICULTURE, DEPARTMENT OF BUDGET AND MANAGEMENT, CIVIL SERVICE COMMISSION, AND DEPARTMENT OF INTERIOR AND LOCAL GOVERNMENT"
2. **Municipal Ordinance No. 2024-31**, entitled: "AN ORDINANCE CREATING THE POSITIONS OF ENGINEERING ASSISTANT, SG-8, AND ENGINEER I, SG-12, UNDER THE OFFICE OF THE MUNICIPAL AGRICULTURAL AND BIOSYSTEMS ENGINEERS FOR THE MUNICIPALITY OF CALUBIAN, LEYTE."
3. **Municipal Ordinance No. 2024-33**, entitled: "AN ORDINANCE INSTITUTING AND IMPLEMENTING THE REGISTRATION OF OWNERSHIP OF AGRICULTURAL AND FISHERIES MACHINES AND EQUIPMENT IN ACCORDANCE WITH THE JOINT MEMORANDUM CIRCULAR NO. 2018-02 BY THE DEPARTMENT OF AGRICULTURE AND THE DEPARTMENT OF INTERIOR AND LOCAL GOVERNMENT RELATIVE TO THE NATIONAL GUIDELINES FOR THE REGISTRATION OF OWNERSHIP OF AGRICULTURAL AND FISHERIES MACHINES AND EQUIPMENT WITHIN THE TERRITORIAL JURISDICTION OF THE MUNICIPALITY OF CALUBIAN, LEYTE"
4. **Municipal Ordinance No. 2024-34**, entitled: "AN ORDINANCE ESTABLISHING THE INSTITUTIONAL MECHANISMS FOR TRAFFICKING IN PERSONS, PROTECTION AND SUPPORT OF TRAFFICKED PERSONS IN THE MUNICIPALITY OF CALUBIAN LEYTE, PURSUANT TO THE PROVISIONS OF REPUBLIC ACT NO. 9208, OTHERWISE KNOWN AS THE "ANTI-TRAFFICKING IN PERSONS ACT OF 2003," AS AMENDED BY REPUBLIC ACT

NO. 10364, OR THE "EXPANDED ANTI-TRAFFICKING IN PERSONS ACT OF 2012," AND FOR OTHER PURPOSES."

5. ***Municipal Ordinance No. 2024-35***, entitled: "AN ORDINANCE AMENDING SECTION 3 OF MUN. ORDINANCE NO. 2024-11, ENTITLED "AN ORDINANCE ESTABLISHING A VIOLENCE AGAINST WOMEN AND THEIR CHILDREN (VAWC) DESK IN EVERY BARANGAY OF THE MUNICIPALITY OF CALUBIAN, LEYTE"
6. ***Municipal Ordinance No. 2024-36***, entitled: "AN ORDINANCE AMENDING SECTION 7 OF MUNICIPAL ORDINANCE NO. 2024-12, ENTITLED "AN ORDINANCE ESTABLISHING THE OFFICE OF SENIOR CITIZEN AFFAIR (OSCA) OF THE MUNICIPALITY OF CALUBIAN, LEYTE."

For your perusal. Please acknowledge receipt hereof.

Thank you.

Very truly yours,


ATTY. KEISHAYNA VINEE V. RAMIREZ
MGDH (Secretary to the Sanggunian)



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Calubian



-oOo-
OFFICE OF THE SANGGUNIANG BAYAN

MINUTES OF THE ONE HUNDRED SEVENTH (107TH) REGULAR SESSION OF THE SANGGUNIANG BAYAN OF CALUBIAN, LEYTE HELD ON DECEMBER 16, 2024 AT THE SB SESSION HALL, LEGISLATIVE BUILDING.

PRESENT:

- Vice Mayor Anna Love Veloso -- Laurente - Presiding Officer
- SB Member Noel G. Eamiguel - Member
- SB Member Eugenio A. Ching, Jr. - Member
- SB Member Jullian Marc A. Batiancela - Member
- SB Member Ester P. Lubiano - Member
- SB Member Benjamin A. Calbitaza - Member
- Liga ng mga Barangay Pres. Alfredo M. Casas - Member
- SB Member Julia E. Halichic - Member
- SB Member Alyza F. Nierras - Member
- SK Fed. Pres. Carl Ernest D. Ponce - Member

SANGGUNIANG PANLALAWIGAN



FORCED LEAVE:

- SB Member Lucita A. Palconit - Member

ORDINANCE NO. 2024-36

AN ORDINANCE AMENDING SECTION 7 OF MUNICIPAL ORDINANCE NO. 2024-12, ENTITLED "AN ORDINANCE ESTABLISHING THE OFFICE OF SENIOR CITIZEN AFFAIR (OSCA) OF THE MUNICIPALITY OF CALUBIAN, LEYTE."

INTRODUCED BY: COMMITTEE ON TOURISM DEVELOPMENT, SOCIAL AND CULTURAL DEVELOPMENT

HON. JULIA E. HALICHIC

HON. ESTER P. LUBIANO

HON. JULLIAN MARC A. BATTIANCELA

HON. ALYZA F. NIERRAS

NOW THEREFORE, on motion of SB Member Julia E. Halichic, duly seconded by SB Member Benjamin A. Calbitaza, and the Majority of the SB Members present;

BE IT ORDAINED, AS IT IS HEREBY ORDAINED, by the Sangguniang Bayan of Calubian, Leyte in session assembled, that:

Section 1. Title. – This Ordinance shall be known as the "AN ORDINANCE AMENDING SECTION 7 OF MUNICIPAL ORDINANCE NO. 2024-12, ENTITLED "AN ORDINANCE ESTABLISHING THE OFFICE OF SENIOR CITIZEN AFFAIR (OSCA) OF THE MUNICIPALITY OF CALUBIAN, LEYTE."

Section 2. Amendment – Section 7 of Municipal Ordinance N. 2024-12 is hereby amended as follows:

FUNCTIONS. xxx

(c) To maintain & regularly update in a quarterly basis the list of senior to issue national identification cards free of charge which shall be valid anywhere in the country. Granting honorarium/ incentive in the amount of **FIVE HUNDRED PESOS QUARTERLY FOR NONE KAGAWAD BASCA PRESIDENT** to compensate their transportation allowance and other expenses while on official business or transaction in relation to SC program and service

Noel G. Eamiguel
NOEL G. EAMIGUEL
SB Member

Jullian Marc A. Batiancela
JULLIAN MARC A. BATTIANCELA
SB Member

Ester P. Lubiano
ESTER P. LUBIANO
SB Member

Eugenio A. Ching, Jr.
EUGENIO A. CHING, JR.
SB Member

Benjamin A. Calbitaza
BENJAMIN A. CALBITAZA
SB Member

Julia E. Halichic
JULIA E. HALICHIC
SB Member

Alyza F. Nierras
ALYZA F. NIERRAS
SB Member

Carl Ernest D. Ponce
CARL ERNEST D. PONCE
SK Federation President

Alfredo M. Casas
ALFREDO M. CASAS
Liga ng mga Barangay Pres.

implementation, to be taken from the MOOE SENIOR CITIZEN Budget from the Office of the MSWDO.

Section 3. Repealing Clause. — All ordinances, resolutions, executive issuances, or rules and regulations, or parts thereof, which are inconsistent with or contrary to the provisions of this Ordinance, are hereby deemed repealed, amended, or modified accordingly.

Section 4. Applicability Clause. — The provisions of existing ordinances, resolutions, or executive orders dealing with related subject matter such as protection against child labor and exploitation, anti-violence against women and children, and the like which are not contradictory with this Ordinance, are hereby adopted as an integral part of this Ordinance.

Section 5. Separability Clause. — If for any reason, any section, or provisions of this Ordinance is held unconstitutional or invalid, the other sections or provisions hereof shall not be affected thereby.

Section 6. Effectivity Clause. — This Ordinance shall take effect immediately upon approval of the Municipal Mayor, unless otherwise provided by the Honorable Sangguniang Panlalawigan of Leyte.

Approved.

Ordinance No. 2024-36

APPROVED, this 16th day of December, 2024 at Calubian, Leyte.

I HEREBY CERTIFY to the correctness of the foregoing Ordinance.

ATTY. KEISHA YNA VINEE V. RAMIREZ
MGDPL (Secretary to the Sanggunian)

ATTESTED BY:

Anna Love Veloso-Laurente
ANNA LOVE VELOSO-LAURENTE
Presiding Officer

Julian Marc A. Batiancela
JULLIAN MARC A. BATIANCELA
SB Member

Noel G. Eamiguel
NOEL G. EAMIGUEL
SB Member

Eugenio A. Ching, Jr.
EUGENIO A. CHING, JR.
SB Member

Ester P. Lubiano
ESTER P. LUBIANO
SB Member

Julia E. Halichic
JULIA E. HALICHIC
SB Member

Benjamin A. Calbitaza
BENJAMIN A. CALBITAZA
SB Member

Carl Ernest D. Ponce
CARL ERNEST D. PONCE
SK Federation President

Alviza F. Nierras
ALVIZA F. NIERRAS
SB Member

Alfredo M. Casas
ALFREDO M. CASAS
Liga ng mga Barangay Pres.

APPROVED:
Date: 13 JAN 2025

Hon. Marciano A. Batiancela, Jr.
HON. MARCIANO A. BATIANCELA, JR.
Municipal Mayor



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Calubian

OFFICE OF THE SECRETARY
TO THE SANGGUNIANG BAYAN
sbsec0813.mgocalubian@gmail.com



CERTIFICATE OF POSTING

TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY THAT the Municipal Ordinance No. 2024-36, entitled: "AN ORDINANCE AMENDING SECTION 7 OF MUNICIPAL ORDINANCE NO. 2024-12, ENTITLED "AN ORDINANCE ESTABLISHING THE OFFICE OF SENIOR CITIZEN AFFAIR (OSCA) OF THE MUNICIPALITY OF CALUBIAN, LEYTE." was posted on the Bulletin Board of the Sangguniang Bayan on January 13, 2025 and other conspicuous places in the Municipality of Calubian, Leyte, and it will remain posted therein for three (3) consecutive weeks.

THIS CERTIFICATION is issued in compliance with ARTICLE 114 of the Implementing Rules and Regulations of Regulations of Republic Act No. 7160.

ISSUED the 13th day of January, 2025 at the Municipality of Calubian, Leyte.

Very truly yours,

ATTY. KEISHA YNA VINEE V. RAMIREZ
MGDHI (Secretary to the Sanggunian)