



Republic of the Philippines
PROVINCE OF LEYTE
 Provincial Capitol
 Palo, Leyte

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PROVINCIAL LEGAL OFFICE

Item No.: 1
 Date: 03 2025 MAR
 Province of Leyte
 Legal Office
 Released: *[Signature]*
 Time: 19:00
 Date: 2.24.25

SANGGUNIANG PANLALAWIGAN
RECEIVED
FEB 24 2025
PROVINCE OF LEYTE

2nd INDORSEMENT
 February 24, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 2024-015 of the Sangguniang Bayan of Santa Fe, Leyte.

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

- Ordinance No. Ordinance No. 2024-015 entitled: **An Ordinance Providing Cash Gift to all Senior Citizens on the Occassion of their Birthday and allocating Funds Thereof.**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is within the corporate powers of the local government unit particularly covered under *Section 17, (b) (2) (vi)¹, Sections 447 (5) (xvi)² of RA 7160 and R.A. 9994 otherwise known as "Expanded Senior Citizens Act of 2010."* Hence, recommending 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 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 or courts.

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

¹ Section 17 (b)(2) (vi) xxx 2. For municipality xxx - (iv) Social welfare services which include programs and projects on child and youth welfare, family and community welfare, women's welfare, welfare of the elderly and disabled persons; community-based rehabilitation programs for vagrants, beggars, street children, scavengers, juvenile delinquents, and victims of drug abuse; livelihood and other pro-poor projects; nutrition services; and family planning services;
² 447 (5) (xvi) - Establish a municipal council for the orderly which shall formulate policies and adopt measures mutually beneficial to the elderly and to the community; provide incentives for non governmental agencies and entities and, subject to the availability of funds, appropriate funds to support programs and projects for the benefit of the elderly;

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Palo, Leyte
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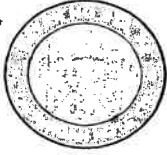
OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
13 February 2025

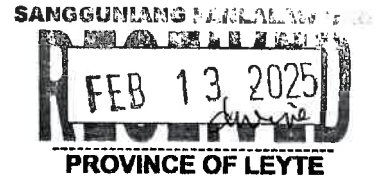
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Date: 13 Feb 2025
Time: 12:40 PM
Signature: Mym Nalda

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 2024-015** of the **Municipality of Santa Fe, Leyte**, entitled: **An Ordinance providing Cash Gift to all Senior Citizens on the occasion of their birthday and allocating funds thereof.**


FLORINDA JILLS UYVICO
Secretary to the Sanggunian



Republic of the Philippines
PROVINCE OF LEYTE
 Municipality of Santa Fe



SANGGUNIANG BAYAN SECRETARY

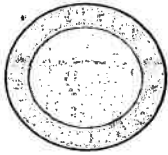
INDORSEMENT

RESPECTFULLY FORWARDED to the Sangguniang Panlalawigan of the Province of Leyte, Tacloban City, the herein attachment ***Municipal Ordinance No. 2024 – 015 (Series of 2024)*** of the Sangguniang Bayan, this Municipality entitled ***“An Ordinance Providing Cash Gift To All Senior Citizens on the Occasion of their Birthday and Allocating Funds Thereof”***, duly approved by said August Body on ***December 16, 2024***, hereby recommending your appropriate favourable action.


JULIUS XERXES M. OBENQUE
Sangguniang Bayan Secretary Designate

Copy Furnished:

- *The Municipal Mayor*
- *The Municipal Social Welfare and Development Office*
- *The Municipal Treasurer's Office*
- *All in Santa Fe, Leyte*



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Santa Fe


SANGGUNIANG BAYAN SECRETARY

CERTIFICATION OF POSTING

TO WHOM IT MAY CONCERN:

This is to certify that copies of Municipal Ordinance of the herein attached **“Municipal Ordinance No. 2024 – 015 (Series of 2024)** of the Sangguniang Bayan, this Municipality, entitled **“An Ordinance Providing Cash Gift To All Senior Citizens on the Occasion of their Birthday and Allocating Funds Thereof”**, duly approved and/or enacted by said August Body on **December 16, 2024**, has been posted in at least three (3) conspicuous places in the municipality. One copy was posted at the bulletin board at the lobby of the municipal hall, one at the MSWDO and one at the Municipal Gymnasium.

ISSUED this 20th day of December 2024 at Santa Fe, Leyte.


JULIUS XERXES M. OBENQUE
Sangguniang Bayan Secretary Designate



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Santa Fe

SANGGUNIANG BAYAN

*Continuation: Municipal Ordinance No. 2024-015
Dated: December 16, 2024*


HON. MARILOU L. MILITANTE
ABC President


HON. JERALD LORENZ NARGA
SK Federation President

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


JULIUS XERXES M. OBENQUE

SB Secretary Designate

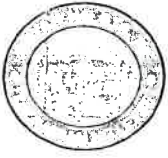
ATTESTED BY:


HON. EDUARDO N. TOREROS
*Municipal Vice Mayor
Presiding Officer*

APPROVED:

HON. AMPARO H. MONTEZA
Municipal Mayor

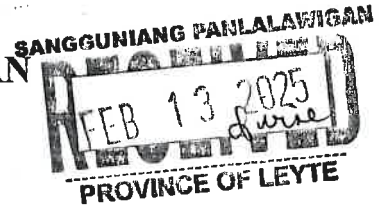
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Republic of the Philippines
PROVINCE OF LEYTE
 Municipality of Santa Fe

OFFICE OF THE SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE NO. 2024-015
 Series of 2024



AN ORDINANCE PROVIDING CASH GIFT TO ALL SENIOR CITIZENS ON THE OCCASION OF THEIR BIRTHDAY AND ALLOCATING FUNDS THEREOF.

Sponsors: HON. AGNES A. CHUCA
HON. ALVIN D. PETILLA

Co-sponsors:

HON. AMIEL P. ENAGE
HON. RODEL L. AJETO
HON. GENY R. ESMERO
HON. RICARDO D. FAJARDO
HON. LARRY S. ARUTA
HON. LEAH T. SALCEDA
HON. MARILOU L. MILITANTE
HON. JERALD LORENZ NARGA

HON. EDUARDO N. TOREROS
Municipal Vice Mayor/Presiding Officer

Be it ordained by the Sangguniang Bayan of Santa Fe, Province of Leyte in session assembled that;

Section I. TITLE

This Ordinance shall be known as Santa Fe, Leyte Senior Citizen Birthday Regalo Act” of 2024.

Section II. DECLARATION OF POLICY AND LEGAL BASIS:

A. Policy. The state recognizes the contribution of the elders to the society and considering the different aspects in life that shall be in advantage for the betterment of all senior citizen of Santa Fe, Leyte, specifically on their special day regardless of social status, position in the government or private sector and even pensioner or not.

Handwritten signatures and initials:
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 Petilla
 Amuro
 Toreros
 Enage
 Ajeto
 Esmero
 Fajardo
 Aruta
 Salceda
 Militante
 Lorenz Narga
 Toreros
 Enage
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 Aruta
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 Militante
 Lorenz Narga
 Toreros



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Continuation: Municipal Ordinance No. 2024-015
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- B. RA 9994:** “An Act Granting Additional Benefits and Privileges To Senior Citizens, Further Amending Republic Act No. 7432, As Amended, Otherwise Known As “An Act To Maximize The Contribution Of Senior Citizens To Nation Building, Grant Benefits and Special Privileges and For Other Purposes”, and
RA 11350: “An Act Creating the National Commission of Senior Citizens, Providing for its Functions, Abolishing the National Coordinating Council and Monitoring Board, Amending for the Purpose Republic Act No. 7432, as Amended, and Appropriating Funds Therefor”.

Section III. DEFINITION OF TERMS

- a. **Senior Citizen or Elder** - refers to a person/s aging 60 years old and above.
- b. **Federation of Santa Fe Senior Citizen’s Association (FESSCA)** - refers to a group of elders or senior citizen in the Municipality of Santa Fe, Leyte.
- c. **Cash Gift** - money given directly to someone as a gift.
- d. **Birthday Regalo** - a present given in celebration of a person’s birthday.
- e. **Senior Citizen’s ID** - one of the many government-issued IDs and it should be apply at the Office of the Senior Citizen Affairs (OSCA).

Section IV. CASH GIFT TO SENIOR CITIZEN

All senior citizen of the Municipality of Santa Fe, Leyte shall be entitled to a cash gift amounting to One Thousand Pesos (Php1,000.00) that shall be given to them on their special day which is their birthday and/or their birth month.

Section V. REQUIREMENTS

Claimant/s shall need to present the following requirements in order to be entitled to the said Birthday Regalo.

1. Senior Citizen ID.
2. Must be a member of the Federation of Santa Fe Senior Citizen’s Association’s (FeSSCA) and Office of the Senior Citizen Affairs (OSCA).
3. A bona fide resident of the Municipality of Santa Fe, Leyte.
4. A senior citizen must be surviving on the month of his/her birthday.
5. For a representative to claim:
 - 5.1. Birthday Celebrant’s Senior Citizen ID
 - 5.2. Photocopy of the representative’s valid ID with specimen signature
 - 5.3. Certificate of Authorization signed by the senior citizen attested by the Barangay Senior Citizen President and/or any Barangay Officials.

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page 2 of 5

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SANGGUNIANG BAYAN

*Continuation: Municipal Ordinance No. 2024-015
 Dated: December 16, 2024*

6. For a representative to claim with Deceased Senior Citizen
 - 6.1. Photocopy of Death Certificate;
 - 6.2. Photocopy of the representative's valid ID with specimen signature
 - 6.3. Warrant and Release Liability (provided by Municipal Treasurer's Office)

Section VI. MANNER AND PERIOD FOR DISTRIBUTION

1. Cash gift shall be given in cash basis on their birthday and/or birth month of the celebrant by the Municipal Disbursing Officer upon presenting the requirement/s.
2. OSCA must have a database of the senior citizen of the Municipality of Santa Fe, Leyte and must prepare the payroll monthly.
3. Office of the Senior Citizen Association., Municipal Social Welfare and Development Office, FESSCA, Office of the Mayor and the Local Finance Committee must coordinate in order to release the birthday regalo benefits every month.

Section VII. WHERE TO CLAIM

The Cash Gift/Birthday Regalo shall be claimed at the Municipal Treasurer's Office through the Municipal Disbursing Officer.

Section VIII. APPROPRIATIONS

- A. Municipality of Santa Fe, Leyte's General Fund; and,
- B. Senior Citizen's 1% of the NTA as provided for by RA 9994. The SC Association SHALL APPROPRIATE a minimum of 25% annually from their NTA Share.

Section IX. PENALTY CLAUSE

Any malfeasance, misfeasance, non-feasance pertaining to the subject ordinance shall be punished accordingly under the Revised Penal Code, Anti- Graft and Corrupt Practice Act and all other relevant penal laws.

Section X. REPEALING CLAUSE

Any existing ordinance, e.g. Municipal Ordinance No. 12-05 or resolution inconsistent with this ordinance is hereby repealed accordingly.

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Section XI. SEPARABILITY CLAUSE

If any provision of this ordinance shall be held invalid or unconstitutional, the remaining provisions hereof which are not affected thereby shall continue to be in full force and effect.

Section XII. EFFECTIVITY CLAUSE

This ordinance shall take effect after complying with the legal requisite as required by existing laws, rules and regulations.


HOWEVER, the start of the implementation of the increased amount of Php 1,000.00 Birthday Regalo will start on January 2026.

ENACTED: This 16th day of December 2024 during the 47th Regular Session of the 12th Sangguniang Bayan at the Sangguniang Bayan Session Hall, Santa Fe, Leyte.


Let copies of this Ordinance be furnished to the Office of the Municipal Mayor Hon. Amparo H. Monteza; to the Office of the Municipal Treasurer of this LGU and to all other concerned for their guidance and appropriate action.

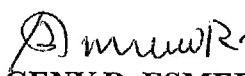
This ordinance is approved unanimously.


ATTESTED/APPROVED:



HON. AMIEL P. ENAGE
SB Member


HON. RODEL L. AJETO
SB Member



HON. ALVIN D. PETILLA
SB Member


HON. GENY R. ESMERO
SB Member


HON. AGNES A. CHUCA
SB Member


HON. LEAH T. SALCEDA
SB Member


HON. RICARDO D. FAJARDO
SB Member


HON. LARRY S. ARUTA
SB Member