

Item No.: 10

Date: 18 2025 MAR



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

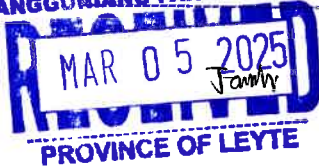
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Province of Leyte
Legal Office

Released: [Signature]
Time: 9:15
Date: 9-5-25

PROVINCIAL LEGAL OFFICE

SANGGUNIANG PANLALAWIGAN



2nd INDORSEMENT

February 24, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2025-03 of the Sangguniang Bayan of Julita, Leyte.

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

- Ordinance No. 2025-03 entitled: "An Ordinance declaring the Jose Rizal Monument as an identified Local Historical Monument, 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 of the Local Government Code of 1991 (R.A 7160) in relation to RA 10066², subject to further actions/compliance under the Guidelines on the Identification, Classification and Recognition of Historic Sites and Structures in the Philippines provided for by the National Historical Commission of the Philippines. 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.

² "National Cultural Heritage Act of 2009"


Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte
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OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
14 February 2025

Office of the
Legal Office
Myra Nelda
12:40 PM
02/14/2025

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 2025-03** of the **Municipality of Julita, Leyte**, entitled: **An Ordinance declaring the Jose Rizal Monument as an identified Local Historical Monument with historical significance in the Municipality of Julita, Leyte as part of its cultural heritage.**


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Julita
-oOo-



OFFICE OF THE SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE NO. 2025-03

AN ORDINANCE DECLARING THE JOSE RIZAL MONUMENT AS AN IDENTIFIED LOCAL HISTORICAL MONUMENT WITH HISTORICAL SIGNIFICANCE IN THE MUNICIPALITY OF JULITA, LEYTE AS PART OF ITS CULTURAL HERITAGE.

Sponsored by:

Hon. Geraldine S. Daya
Hon. Irvin R. Dy
Hon. Rosila L. Advincula

WHEREAS, Republic Act No. 10066 known as the National Cultural Heritage Act of 2009 aims to strengthen cultural institution like LGUs for the protection, conservation and promotion of local cultural properties and histories and ethnicity of local communities as a strategy for maintaining a nationality identity;

WHEREAS, the 1987 Constitution mandates the state to conserve, develop, promote and popularize the nation's historical and cultural heritage and resources. It further provides that all of the country's artistic and historical wealth, constitutes the cultural treasures of the nation and shall be under the protection of the state, which may regulate it's disposition;

WHEREAS, the Municipality of Julita, Leyte has identified the Rizal Monument erected last May 1959 as a historical site with historical significance to be protected from any unlawful and destructive activities of both local and tourists by imposing stringent preventive measures

WHEREFORE, in order to preserve, protect and conserve the above cultural property pursuant to the Cultural Heritage Act 2009, on motion of the **Hon. Geraldine S. Daya**, duly seconded by the **Hon. Irvin R. Dy** and the **Hon. Rosila L. Advincula** be it;

BE IT ENACTED by the Sangguniang Bayan of Julita, Leyte, in session duly assembled, that:

Section 1. This Ordinance shall be known as "Declaring the Jose Rizal' Monument as an identified Local Historical Monument with historical significance in the municipality of Julita, Leyte as part of its Cultural Heritage".

Effectivity. This Ordinance shall take effect immediately after its approval and after its posting in all barangays of the Municipality of Julita, Leyte.

Passed and enacted by the Sangguniang Bayan in session assembled on January 13, 2025 at the Municipality of Julita, Leyte, Philippines.

I HEREBY CERTIFY to the correctness of this foregoing Ordinance.

FRANCIS RAAGAS-AVELINO
Sangguniang Bayan Secretary

ALIANA MARIE R. TUBI
SB Member

GERALDINE S. DAYA
SB Member

IRVIN R. DY
SB Member

ALLAN T. NOVALES
SB Member

RIA S. DUMDUMA
SB Member

MARK JOY E. MACASO
SB Member

JUDE ANDREI M. ROMUALDEZ
SB Member

ROSILA L. ADVINCULA
SB Member

ENGR. NOLIE C. CAÑA
*Pres. Ng Liga Ng
Mga Barangay/
Ex-Officio Member*

JOSE MIGUEL A. TINAYA
*Pres. Ng Pambayang
Pederasyon Ng Mga
Sangguniang Kabataan/
Ex-Officio Member*

FRANCIS R. AVELINO
SB Secretary

GERMAN J. MACASO
Municipal Vice Mayor

ATTESTED:

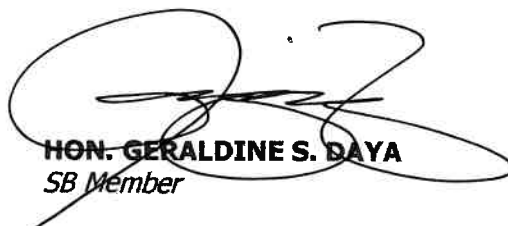


GERMAN J. MACASO
Honorable Presiding Officer/Municipal Vice Mayor

CONCURRED:



HON. ALIANA MARIE R. TUBI
SB Member



HON. GERALDINE S. DAYA
SB Member



HON. IRVIN R. DY
SB Member



HON. ALLAN T. NOVALES
SB Member



HON. RIA S. DUMDUMA
SB Member

HON. MARK JOY E. MACASO
SB Member/On-Leave



HON. JUDE ANDREI M. ROMUALDEZ
SB Member



HON. ROSILA L. ADVINCULA
SB Member



ENGR. NOLIE C. CAÑA
*Pres. Ng Liga Ng Mga
Barangay
Ex-Officio Member*



HON. JOSE MIGUEL A. TINAYA
*Pres. Ng Pambayang Pederasyon Ng
Mga Sangguniang Kabataan
Ex-Officio Member*

APPROVED:



ATTY. PERCIVAL S. CAÑA
Municipal Mayor