



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

-oOo-

PROVINCIAL LEGAL OFFICE

Item No.: 09
Date: 2.9 2025 APR

Province of Leyte
Office
4.15.25



2nd INDORSEMENT
April 4, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 01 series of 2025 of the Sangguniang Bayan of Tabontabon, Leyte.

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

- Ordinance No. 01 series of 2025 entitled: “**An Ordinance mandating all business operating within the territorial jurisdiction of Tabontabon, Leyte engaged in the manufacturing, sale, 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)(ii)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 (ii) Maintain peace and order by enacting measures to prevent and suppress lawlessness, disorder, riot, violence, rebellion or sedition and impose penalties for the violation of said ordinances;

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte
-o0o-

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
24 March 2025

Province of Leyte
Legal Office
[Signature]
3.24.25

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 01, series of 2025 of the Municipality of Tabontabon, Leyte**, entitled: **An Ordinance mandating all businesses operating within the territorial jurisdiction of the Municipality of Tabontabon, Leyte engaged in the manufacturing, sale and distribution of PNP uniforms, insignias and other accoutrements to secure Certificate of Conformity.**

[Signature]
FLORINDA JUL S. UYVICO
Secretary to the Sanggunian



Seal of
Good
Governance
Awardee

Republic of the Philippines
Province of Leyte
Municipality of Tabontabon

OFFICE OF THE SANGGUNIANG BAYAN

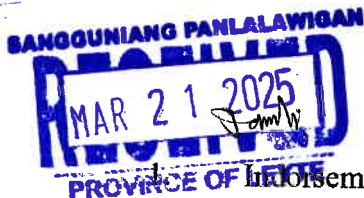


TABLE OF CONTENTS

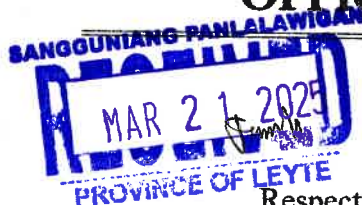
	Page
1. Resolution of the Sangguniang Bayan for the endorsement of the proposed Ordinance No. 01 Series 2025 1	1
2. Ordinances to approve	
Municipal Ordinance No. 01 Series 2025 2-5	2-5
entitled “AN ORDINANCE MANDATING ALL BUSINESSES OPERATING WITHIN THE TERRITORIAL JURISDICTION OF THE MUNICIPALITY OF TABONTABON, LEYTE ENGAGED IN THE MANUFACTURING, SALE AND DISTRIBUTION OF PNP UNIFORMS, INSIGNIAS AND OTHER ACCOUTREMENTS TO SECURE CERTIFICATE OF CONFORMITY”	
Municipal Ordinance No. 02 Series 2025 entitled 6-9	6-9
“AN ORDINANCE REGULATING THE USE AND OPERATION OF MOTOR VEHICLES WITH MODIFIED MUFFLERS, WITHIN THE MUNICIPALITY OF TABONTABON, LEYTE AND PRESCRIBING PENALTIES THEREOF”	
Municipal Ordinance No. 03 Series 2025 entitled 10-12	10-12
“AN ORDINANCE INSTITUTIONALIZING KATUWANG SA DIWA AT GAWA SA MASAGANANG ANI AT MATAAS NA KITA (KADIWA) NG PANGULO (KNP) IN THE MUNICIPALITY OF TABONTABON, LEYTE”	
Municipal Ordinance No. 04 Series 2025 entitled 13-18	13-18
“AN ORDINANCE ADOPTING REPUBLIC ACT 11361 OR THE “ANTI-OBSTRUCTION OF POWER LINES ACT” AND FURTHER STRENGTHENING ITS IMPLEMENTATION IN THE MUNICIPALITY OF TABONTABON, LEYTE”	
3. Certificate of Posting 19	19



Seat of
Good
Awardee

**Republic of the Philippines
Province of Leyte
Municipality of Tabontabon**

OFFICE OF THE SANGGUNIAN BAYAN




INDORSEMENT

March 18, 2025


Respectfully submitted to the Honorable Sangguniang Panlalawigan, the herein Municipal Ordinances of the Municipality of Tabontabon, Leyte, for appropriate action, to wit:

1. **Municipal Ordinance No. 01 Series 2025** entitled “AN ORDINANCE MANDATING ALL BUSINESSES OPERATING WITHIN THE TERRITORIAL JURISDICTION OF THE MUNICIPALITY OF TABONTABON, LEYTE ENGAGED IN THE MANUFACTURING, SALE AND DISTRIBUTION OF PNP UNIFORMS, INSIGNIAS AND OTHER ACCOUTREMENTS TO SECURE CERTIFICATE OF CONFORMITY”;
2. **Municipal Ordinance No. 02 Series 2025** entitled “AN ORDINANCE REGULATING THE USE AND OPERATION OF MOTOR VEHICLES WITH MODIFIED MUFFLERS, WITHIN THE MUNICIPALITY OF TABONTABON, LEYTE AND PRESCRIBING PENALTIES THEREOF”;
3. **Municipal Ordinance No. 03 Series 2025** entitled “AN ORDINANCE INSTITUTIONALIZING KATUWANG SA DIWA AT GAWA SA MASAGANANG ANI AT MATAAS NA KITA (KADIWA) NG PANGULO (KNP) IN THE MUNICIPALITY OF TABONTABON, LEYTE”;
4. **Municipal Ordinance No. 04 Series 2025** entitled “AN ORDINANCE ADOPTING REPUBLIC ACT 11361 OR THE “ANTI-OBSTRUCTION OF POWER LINES ACT” AND FURTHER STRENGTHENING ITS IMPLEMENTATION IN THE MUNICIPALITY OF TABONTABON, LEYTE”;

Hope you find it in order.


MARIA CORAZON E. BAUTISTA
Secretary to the Sangguniang Bayan

NOTED:


HON. PONCIANO R. JUSTIMBASTE, Jr.
Presiding Officer



Seal of
Good

Awardee

Republic of the Philippines
Province of Leyte
Municipality of Tabontabon

-oOo-

OFFICE OF THE SANGGUNIANG BAYAN

ID. No. 10290

14th SANGGUNIANG BAYAN

HON. PONCIANO R. JUSTIMBASTE, JR.
Municipal Vice Mayor/Presiding Officer

MEMBERS OF THE
SANGGUNIANG BAYAN

HON. HERMAN I. BIBAR
SB Member

HON. FRANCISCO M. FERNANDEZ
SB Member

HON. DAN JERIC S. REDOÑA
SB Member

HON. JERRY GWEN L. CONDE
SB Member

HON. DANILO E. BALAIS
SB Member

HON. MERVIN M. LOBRIGO
SB Member

HON. JINKYE GAMEZ
SB Member

HON. DENNIS L. BALDERIAN
SB Member

HON. RAUL D. BALANO
Ex-Officio Member/ABC Pres

HON. THEA JASMINE A. PRISNO
Ex-Officio Member/SK Pres.

MUNICIPAL ORDINANCE NO. 01 SERIES 2025

AN ORDINANCE MANDATING ALL BUSINESSES OPERATING WITHIN THE TERRITORIAL JURISDICTION OF THE MUNICIPALITY OF TABONTABON, LEYTE ENGAGED IN THE MANUFACTURING, SALE AND DISTRIBUTION OF PNP UNIFORMS, INSIGNIAS AND OTHER ACCOUTREMENTS TO SECURE CERTIFICATE OF CONFORMITY.

WHEREAS, Section 16 of the Local Government Code or Republic Act No. 7160, also known as the General Welfare Clause provides, in part, that every local government unit shall ensure and support the maintenance of peace and order within their respective territorial jurisdiction;

WHEREAS, Executive Order No. 297 entitled Regulating the Manufacture, Sale, Distribution, and Use of PNP Uniforms Insignias and Other Accoutrements was signed on October 4, 2000, to control and manage the unauthorized manufacture, sale, and distribution of PNP uniforms, insignias, and other accoutrements;

WHEREAS, E.O. No. 297 imposes as penalties the immediate closure of establishment; cancellation of business license or permit, condemnation, seizure, and forfeiture of unauthorized items, and, imposition of reasonable fines for violators of the said order, all of which could be undertaken by the local government units concerned;

WHEREAS, the unauthorized manufacture, sale use, and distribution of PNP uniforms, insignias, and other accoutrements impose serious concerns since such symbolic PNP identifiers, instead of providing a comforting sense of security, could be used by lawless elements in the commission of crimes within the city;

WHEREAS, considering that the PNP Provincial Headquarters sits within the territorial jurisdiction of the Municipality of Tabontabon, Leyte and several business establishments engage in the manufacture, sale, and distribution of PNP uniforms, insignias, and other accoutrement, there is a dire need to enact a corresponding city ordinance to mitigate, or even eradicate the proliferation of the unauthorized PNP uniforms and commission of illegal activities within the Municipality of Tabontabon, Leyte;

NOW THEREFORE, on motion by Hon. Herman I. Bibar and unanimously seconded;



Seal of
Good
Award

Republic of the Philippines
Province of Leyte
Municipality of Tabontabon
-oOo-

OFFICE OF THE SANGGUNIANG BAYAN

ID. No. 10290

14th SANGGUNIANG BAYAN

HON. PONCIANO R. JUSTIMBASTE, JR.
Municipal Vice Mayor/Presiding Officer

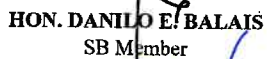
**MEMBERS OF THE
SANGGUNIANG BAYAN**


HON. HERMAN I. BIBAR
SB Member


HON. FRANCISCO M. FERNANDEZ
SB Member

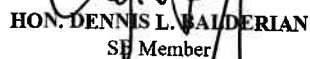
HON. DAN JERIC S. REDOÑA
SB Member

HON. JERRY GWEN L. CONDE
SB Member


HON. DANILO E. BALAIS
SB Member


HON. MERVIN M. LOBRIGO
SB Member


HON. JINKY E. GAMEZ
SB Member


HON. DENNIS L. VALDERIAN
SB Member

HON. RAUL D. BALANO
Ex-Officio Member/ABC Pres

HON. THEA JASMINE A. PRISNO
Ex-Officio Member/SK Pres.

BE IT RESOLVE, as it is hereby resolved to enact/approve Municipal Ordinance No. 01 Series of 2025 entitled "AN ORDINANCE MANDATING ALL BUSINESSES OPERATING WITHIN THE TERRITORIAL JURISDICTION OF THE MUNICIPALITY OF TABONTABON, LEYTE ENGAGED IN THE MANUFACTURING, SALE AND DISTRIBUTION OF PNP UNIFORMS, INSIGNIAS AND OTHER ACCOUTREMENTS TO SECURE CERTIFICATE OF CONFORMITY";

BE IT ORDAINED by the Honorable Sangguniang Bayan, in its Regular Session assembled, that:

SECTION 1. TITLE OF ORDINANCE – This ordinance shall be known as: "The PNP Certificate of Conformity Ordinance."

SECTION 2. SCOPE AND APPLICATION – All businesses operating within the territorial jurisdiction of Tabontabon, Leyte, whether in physical, online or in digital platforms, engaged in the manufacture, sale, and distribution of Philippine National Police uniforms, insignias, and other accoutrements. It includes enterprises dealing with raw materials for then production of aforementioned items.

SECTION 3. DEFINITION OF TERMS – For purposes of implementation of this Ordinance, the following definitions shall be binding and controlling:

A. PNP uniforms, insignias and accoutrements – these are authorized clothing, garment, distinguishing mark, emblem, merchandise, or decorations worn by bonafide members and officially acknowledged by the Philippine National Police.

B. PNP Certificate of Conformity (COC) – a certification issued by the PNP through the Directorate for Research and Development (DRD) which signifies authority to manufacture, sell, or distribute PNP uniforms, insignias and accoutrements.

C. Distributor – an authorized agent of a supplier or manufacturer to supply or deliver PNP uniforms, insignias and accoutrements wherein the latter has a valid PNP Certificate of Conformity.

D. Manufacture – act of producing or trading of fit-to-use, ready-to-wear, or ready-to-use PNP uniforms, insignias, and other accoutrements





Seal of
Good

Awardee

Republic of the Philippines
Province of Leyte
Municipality of Tabontabon

-oOo-

OFFICE OF THE SANGGUNIANG BAYAN

ID. No. **10290**

14th SANGGUNILANG BAYAN

HON. PONCIANO R. JUSTIMBASTE, JR.
Municipal Vice Mayor/Presiding Officer

**MEMBERS OF THE
SANGGUNIANG BAYAN**


HON. HERMAN I. B. BAR
SB Member


HON. FRANCISCO M. FERNANDEZ
SB Member

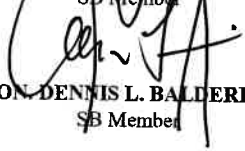
HON. DAN JERIC S. REDONA
SB Member

HON. JERRY GWEN L. CONDE
SB Member


HON. DANILLO E. BALAIS
SB Member


HON. MERVIN M. LOBRIGO
SB Member


HON. JINKY L. GAMEZ
SB Member


HON. DENNIS L. BALDERIAN
SB Member

HON. RAUL D. BALANO
Ex-Officio Member/ABC Pres

HON. THEA JASMINE A. PRISNO
Ex-Officio Member/SK Pres.

SECTION 4. REQUIREMENTS FOR PNP CERTIFICATE OF CONFORMITY – all businesses engaged and dealing with PNP uniforms, insignias, and accoutrements must secure a PNP Certificate of Conformity which shall be post-permit compliance to all businesses after issuance of a business permit.

SECTION 5. COORDINATION WITH THE PNP – For effective implementation of this Ordinance, the PNP shall be integrated into the Integrated Business Permit and Licensing System (iBPLS), BPLO of Tabontabon, guided with the Policy on the Field Testing of Police Uniforms and Equipment indicated in the PNP Memorandum Circular No. 2010-002.

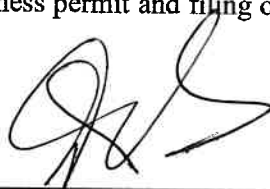
The PNP shall also submit to the BPLO a Negative List of registered covered establishment who failed to secure the PNP Certificate of Conformity.

SECTION 6. AUTHORITY TO INSPECT ESTABLISHMENTS – The BPLO and DPOs, in coordination with the PNP, shall periodically conduct joint inspection of covered business establishments requiring the presentation of its respective PNP Certificate of Conformity.

SECTION 7. IMPLEMENTING OFFICES – The Business Permit and Licensing Office (BPLO) is the primary office mandated to make the Implementing Rules and Regulations (IRR) and to execute the provisions of this Ordinance, with the assistance of the Philippine National Police Tabontabon Station and in coordination with the Philippine National Police through the Directorate of Research and Development.

SECTION 8. PENALTIES – Failure to secure a PNP Certificate of Conformity or present the same during inspection shall warrant the issuance of appropriate Notice of Violation. Upon findings that the establishment continuously violates pertinent provision of this Ordinance, the BPLO may either order the suspension of the business operation, depending on the nature of the violation committed.

In case of violations found during the aforementioned inspections for failure to present competent proof of authority to deal with PNP uniforms, insignias and other accoutrements, the items found therein shall be seized or confiscated subject to proper disposal, without prejudice to the revocation of business permit and filing of appropriate administrative, civil or criminal case.





Seal of
Good
Award

Republic of the Philippines
Province of Leyte
Municipality of Tabontabon
-oOo-

OFFICE OF THE SANGGUNIAN BAYAN

ID. No. 10290

14th SANGGUNIAN BAYAN

HON. PONCIANO R. JUSTIMBASTE, JR.
Municipal Vice Mayor/Presiding Officer

MEMBERS OF THE
SANGGUNIAN BAYAN

HON. HERMAN I. BILAR
SB Member

HON. FRANCISCO M. FERNANDEZ
SB Member

HON. DAN JERIC S. REDOÑA
SB Member

HON. JERRY GWEN L. CONDE
SB Member

HON. DANILO E. BALAIS
SB Member

HON. MERVIN M. LOBRIGO
SB Member

HON. JINKY E. GAMEZ
SB Member

HON. DENNIS L. BALDERIAN
SB Member

HON. RAUL D. BALANO
Ex-Officio Member/ABC Pres

HON. THEA JASMINE A. PRISNO
Ex-Officio Member/SK Pres.

Any violator of the aforementioned provisions shall be penalized accordingly, to wit:

First Offense - Fine of One Thousand Pesos (₱ 1,000.00)

Second Offense - Fine of One Thousand Five Hundred Pesos (₱ 1,500.00)

Third Offense - Fine of Two Thousand Five Hundred Pesos (₱ 2,500.00)

SECTION 9. SEPARABILITY CLAUSE – If for any reason, any section of this Ordinance shall be held unconstitutional or invalid, other sections which are not affected thereby shall continue to be in full force and effect.

SECTION 10. REPEALING CLAUSE – All ordinances, rules and regulations or parts thereof in conflict with this Ordinance are hereby repealed, provided that the rights that are vested upon the effectivity of this Ordinance shall not be impaired.

SECTION 11. EFFECTIVITY CLAUSE – This Ordinance shall take effect (10) days after its publication in a newspaper of general circulation.

ENACTED unanimously, February 24, 2025.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

MARIA CORAZON E. BAUTISTA
Secretary to the Sanggunian Bayan

ATTESTED:

HON. JERRY GWEN L. CONDE
Sanggunian Bayan Member/Temp. Presiding Officer

APPROVED:

HON. EREN D. REDOÑA
Municipal Mayor

MAR 14 2025