



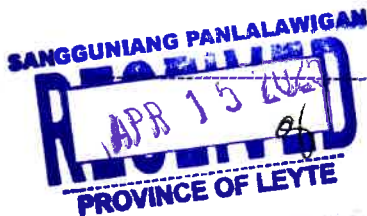
Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

-oOo-

Item No.: **30**

Date: **22 2025 APR**

Provincial Legal Office
Received
Date: **4/15/25**



PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT
, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 08 S. 2025 of the Sangguniang Bayan of Villaba, Leyte.

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

- Ordinance No. 08 S. 2025: **“An Ordinance increasing the daily wage rate of Job Order workers, 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)(viii)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(viii) Determine the positions and salaries, wages, allowances and other emoluments and benefits of officials and employees paid wholly or mainly from municipal funds and provide for expenditures necessary for the proper conduct of programs, projects, services, and activities of the municipal government;


Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte
-000-

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
04 April 2025

Office of Leyte
Legal Office
Received
Date: 4-4-25

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 08, S. 2025** of the **Municipality of Villaba, Leyte**, entitled: **An Ordinance increasing the daily wage rate of Job Order workers in the Local Government Unit of Villaba, Leyte from P285.00 to P325.00.**

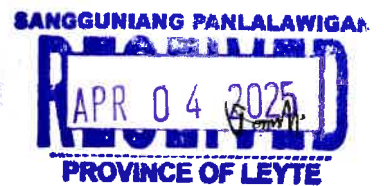

FLORINDA JIL S. DYVICO
Secretary to the Sanggunian



April 4, 2025

THE SANGGUNIANG PANLALAWIGAN MEMBERS
New Provincial Government Complex
Campetic, Palo, Leyte

Thru: **LEONARDO M. JAVIER, JR.**
Vice Governor/Presiding Officer



Hon. Sangguniang Panlalawigan Members:

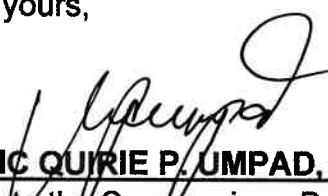
We respectfully transmit herewith sixteen (16) original copies of:

MUNICIPAL ORDINANCE NO. 8, S- 2025 "A MUNICIPAL ORDINANCE
INCREASING THE DAILY WAGE RATE OF JOB ORDER WORKERS IN THE
LOCAL GOVERNMENT UNIT OF VILLABA, LEYTE FROM PHP 285.00 PER DAY
TO PHP 325.00,"

for your review and approval.

Best regards.

Very truly yours,


MC QUIRIE P. UMPAD, J.D.
Secretary to the Sangguniang Bayan

Copy furnished:

THE LOCAL CHIEF EXECUTIVE OFFICE
MUNICIPAL HEALTH OFFICE
MUNICIPAL ENGINEERING OFFICE
Local Government Unit
Villaba, Leyte



RESOLUTION NO. 46, S. 2025



A RESOLUTION APPROVING ORDINANCE NO. 8, S. 2025

WHEREAS, Section 77 of the Local Government Code of 1991, R.A. 7160, provides that the local chief executive may employ emergency or casual employees or laborers paid on a daily wage or piecework basis and hire through job orders for local projects authorized by the sanggunian concern without need of approval or attestation by the Civil Service Commission;

WHEREAS, the Local Government of Villaba, Leyte, has been hiring Job Order and/or Contract Workers to augment the organized personnel of the municipality in the delivery of basic services;

WHEREAS, these workers do not enjoy the benefits accorded to regular employees such as, Mid -Year Bonus, 13th Month Pay, Performance- Based Incentives, Personal Economic Relief Allowance, etc., considering that they have no employee-employer relationship with the government; and

WHEREAS, granting an augmentation in the daily wage rate of these workers is a well-deserved recognition of their hard work,

NOW, THEREFORE, on motion by the Hon. Rogelio J. Baay, Chairman, SB Committee on Laws and Rules seconded en masse, Be it

RESOLVED, As the Sangguniang Bayan in regular session assembled hereby resolved, that Ordinance No. 8, S, 2025 be enacted, to wit:

MUNICIPAL ORDINANCE NO. 8, S. 2025

A MUNICIPAL ORDINANCE INCREASING THE DAILY WAGE RATE OF JOB ORDER WORKERS IN THE LOCAL GOVERNMENT UNIT OF VILLABA, LEYTE FROM PHP 285.00 PER DAY TO PHP 325.00

SPONSOR: HON. ROGELIO J. BAAY
Sangguniang Bayan Member

Be it ORDAINED, by the Sangguniang Bayan of Villaba, Leyte, in regular session assembled hereby ORDAINED, that

Section 1. SHORT TITLE. – This enactment shall be known as “An Ordinance Granting

NIEL ALBERT B. INOPIQUEZ
Sangguniang Bayan Member/
Presiding Officer

MERIAM P. UMPAD
Sangguniang Bayan Member

ELIZABETH MARIA N. ENEVOLDSEN
Sangguniang Bayan Member

JULIA KATRINA L. CON-UI
Sangguniang Bayan Member

ROQUE M. COMPIRA
Sangguniang Bayan Member

ROGELIO J. BAAY
Sangguniang Bayan Member

VIOLETA T. SUMAPIG
Sangguniang Bayan Member

FELIPE S. CASAS, SR.
Sangguniang Bayan Member

MC QUIRIE P. UMPAD, J. D.
Secretary to the Sangguniang Bayan

ENGR. CARLOS G. VELOSO
Municipal Mayor

Increase in the Daily Rate of JO Workers in the Municipality from Php285.00 to Php 325.00”

Section 2. LEGAL BASIS. – This Ordinance is rightfully based upon Section 6 of the Administrative Order No. 02, dated Jan. 21, 2017, issued by the President of the Philippines which states that:

“LGUs are encouraged to adopt in their respective offices the granting of gratuity pay to workers whose services are engaged through Job Order (JO) and Contract of Service (Cos) utilizing appropriate and available funding sources.”

Section 3. CLARIFICATION.- By definition, the term “gratuity” means a “gift” or “small sum” given for a service performed or anticipated. Thus, following this line of understanding, the increment in the daily wage rate of Job Order workers in LGU-Villaba by forty Pesos (Php40.00) is somewhat a negligible gift that said LGU can offer in the meantime for budget insufficiency reason.

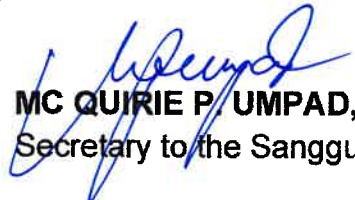
Section 4. SECURITY ASPECT. – The local government expenditure in this connection is subject to usual accounting rules and regulations set forth by the Commission on Audit (COA).

Section 5. FUNDING. – There be appropriated by the Local government of Villaba an amount to fund this augmentation.


Section 6. SEPARABILITY CLAUSE. – If for any reason, any provision or part of this Ordinance is held invalid or unconstitutional, the remaining provisions not otherwise affected shall remain in full force and effect.

Section 7. EFFECTIVITY CLAUSE. – This Ordinance shall take effect on ^{March} 2025 and after completion of the posting requirements according to the posting provision of the Local Government Code.

On motion for approval by the Hon. Rogelio J. Baay, this Ordinance was unanimously approved on March 3, 2025.


MC QUIRIE P. UMPAD, J.D.
Secretary to the Sanggunian


ATTESTED:



NIEL ALBERT B. INOPIQUEZ
Sangguniang Bayan Member/
Temporary Presiding Officer


JULCA KATRINA L. CON-UI
Sangguniang Bayan Member


MERIAM P. UMPAD
Sangguniang Bayan Member


ROQUE M. COMPRA
Sangguniang Bayan Member


ROGELIO J. BAAY
Sangguniang Bayan Member


VIOLETA T. SUMAPIG
Sangguniang Bayan Member


FELIPE S. CASAS, SR
Sangguniang Bayan Member


ELLY MARIA N. ENEVOLDSEN
Sangguniang Bayan Member

APPROVED:


ENGR. CARLOS G. VELOSO
Municipal Mayor

25 MAR 2025



COMMITTEE ON LAWS AND RULES

COMMITTEE REPORT No. 3, S-2025

SUBJECT:

Public Hearing on proposed " Ordinance Increasing the Daily Wage Rate of Job Order Workers in the Local Government Unit of Villaba, Leyte from Php 285.00 per day to Php 325.00"

FINDINGS AND RECOMMENDATION :

The forty pesos (Php40.00) increase on daily wage rate of the Job Order Workers was acceptable to the Local Finance Committee.

Loriene Alfante from COA suggested that in order that the Ordinance will take effect as early as possible, the 10 days posting period shall be applied in the Effectivity Clause and Contract of Service for the JO workers shall be revised.

Submitted by:


HON. ROGELIO J. BAAY
Chairman Committee on Laws and Rules



Minutes of the Public Hearing conducted by the Committee of Laws and Rules on February 28, 2025 at the New SB Session Hall at 3:00 P.M. on the proposed Ordinance Increasing the Daily Wage Rate of the Job Order Workers in the Local Government Unit of Villaba, Leyte from Php285.00 per day toPhp 325.00.

NO MEMBERS PRESENT

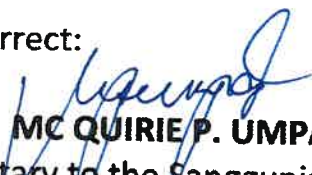
This public hearing was originally scheduled at 11:00 a.m. on February 28, 2025, but due to the Exit Conference of the Commission on Audit (COA) with all the Department Heads of the LGU which was also held on the same day and time, the hearing was reset at 3:00 P.m. of this day.

When the provision of the Ordinance were discussed, the increase of forty pesos (Php 40.00) on the daily wage rate of the Job Order (JO) workers was acceptable to the Local Finance Committee. In our minds, it should have been better if it is bigger, if only the law permits.

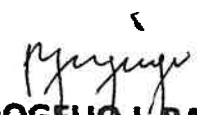
There was a question whether or not the Ordinance shall take effect in July. This presumption was divisive, creating disunity among the group. Thus, in the final analysis, all were one in resorting to the idea of referring this matter to COA for legal opinion.

Loriene Alfanta from COA has it that it shall be at the earliest possible time, provided that the 10 days posting period be applied in the effectivity Clause and the Contract of Service for the Jos shall be revised.

Certified Correct:


MC QUIRIE P. UMPAD
Secretary to the Sangguniang Bayan

Attested by:


HON. ROGELIO J. BAAY
Chairman Committee on Laws and Rules



ATENDANCE SHEET
Committee Hearing
Feb. 28, 2025
11:00 A.M
SB SESSION HALL

NAME	POSITION/ OCCUPATION	SIGNATURE
MERLITA D. VELOSO	Mun. Admin.	M. Veloso
MARIA I. RUBIO M.	MBO	
ANTONIO G. COLUMBA	Asesor	
JEDAY L. VERA	HKMO	
ANG MARIE B. VERAN	AMO	

Prepared by:
HON. ROGELIO J. BAAY
Chairman



SANGGUNIANG BAYAN

Office of the Secretary to the Sanggunian

NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be conducted by the Sangguniang Bayan Committee on Human Resource Development, February 28, 2025 at 11:00 o'clock in the morning at the New Sangguniang Bayan Session Hall, Cayangian, Barangay Poblacion del Norte, this Municipality regarding the proposed ordinance authored by Sangguniang Bayan Member Rogelio J. Baay entitled:

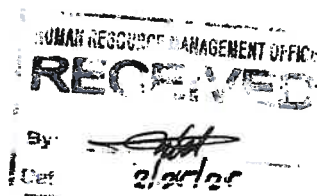
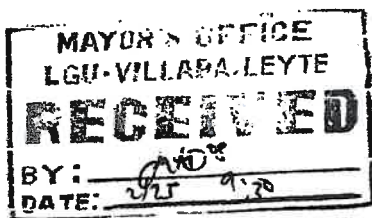
**"AN ORDINANCE INCREASING THE DAILY WAGE RATE OF
JOB ORDER WORKERS IN THE LOCAL GOVERNMENT
UNIT OF VILLABA, LEYTE FROM PHP285.00 PER DAY TO
PHP320.00"**

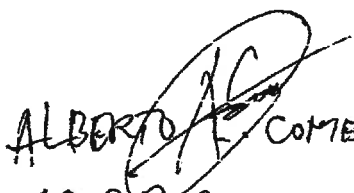
The Human Resource Management Office, Members of the Local Finance Committee, Municipal Administrator and all other interested parties are invited to attend.

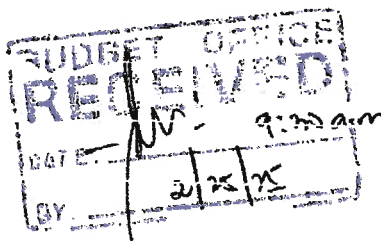
Villaba, Leyte, February 25, 2025.


In public service,


MC QUIRIE F. UMPAD, J.D.
Secretary to the Sanggunian




ALBERTO F. COMEDERO
MPDC




ANA MARIE B. SARINO
LT00 IV/Cash Disbursing Off. Des.
2/25/25



Republic of the Philippines)
City of Ormoc)S.S.

AFFIDAVIT OF PUBLICATION

I, JIMA ZANDRA VERGARA, being first duly sworn, deposes and says: that I am the Managing Editor of the EASTERN VISAYAS MAIL, a newspaper edited and published in the City of Ormoc and circulated in the cities of Ormoc, Tacloban Maasin and Calbayog, and in the islands of Leyte, Samar and Biliran, the rest of the Visayas islands, Mindanao, Manila and Luzon;

That the publication captioned:

Republic of the Philippines
Province of Leyte
Municipality of Villaba
OFFICE OF THE SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE NO. 8, S. 2025

A MUNICIPAL ORDINANCE INCREASING THE DAILY WAGE RATE OF JOB ORDER WORKERS IN THE LOCAL GOVERNMENT UNIT OF VILLABA, LEYTE FROM PHP 285.00 PER DAY TO PHP 325.00

APPROVED:
(SGD)ENGR. CARLOS G. VELOSO
Municipal Mayor

was published in said newspaper for (/) 04 consecutive weeks in its EV Mail _____
EV Mail March 24-30, 2025, issues.

That I am executing this affidavit to attest to the fact of the foregoing statements. Affiant further sayeth naught.

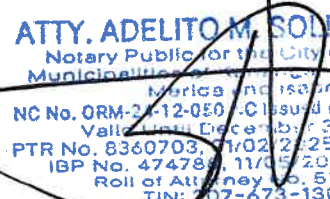
IN WITNESS WHEREOF, I have hereunto affix my signature this _____ day of _____, 20__ in Ormoc City.


JIMA ZANDRA J. VERGARA
Affiant

VERIFICATION

SWORN AND SUBSCRIBED before me this _____ day of _____, 2025 with affiant exhibiting his Tax Identification Number 932-314-846-000 issued on July 9, 2016 at Ormoc City, Leyte, Philippines.

Doc No.: 308
Page No.: 60
Book No.: 1
Series of 20 25


ATTY. ADELITO M. SOLIBAGA JR.
Notary Public for the City of Ormoc
Municipality of Villaba, Province of Leyte
NC No. ORM-24-12-050, Issued on 12/24/2024
Valid Until December 31, 2026
PTR No. 8360703, 11/02/2025, Ormoc City
IBP No. 474784, 11/05/2024, Leyte
Roll of Attorneys No. 51625
TIN: 207-673-130
MCLE Compliance No. VI-0014640
Valid Until April 14, 2025



