

Item No.: 06

Date: 22 2025 JUL



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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PROVINCIAL LEGAL OFFICE

Province of Leyte
Legal Office
Time: 9:20
Date: 6-23-25
Sangguniang Panlalawigan
Province of Leyte

RECEIVED

Date: JUN 23 2025
By: J. Ferrer

2nd INDORSEMENT
June 13, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 25-16, series of 2025 of the Sangguniang Bayan of Burauen, Leyte.

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

- Ordinance No. 25-16 entitled: “ **An Ordinance Amending Section 11(4) of Municipal Ordinance No. 05-2014.**”

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office opines that the subject Ordinance is, in general, within the legislative authority of the Sangguniang Bayan to repeal/amend its prior acts either expressly or by the passage of an essentially inconsistent resolution¹, subject to the availability of funds and to normal and regular accounting and auditing procedures. 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.

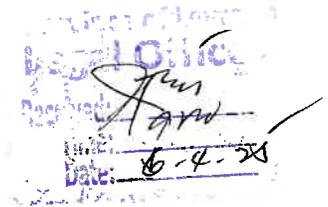
ATTY. JOSE RAYMUND A. ACOL
Provincial Legal Officer **X**

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

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

1ST INDORSEMENT
03 June 2025



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 25-16, series of 2025**, of the **Municipality of Burauen, Leyte**, entitled: **An Ordinance amending Section 11(4) of Municipal Ordinance No. 05-2014, entitled: "An Ordinance on Maternal and Child Health Code of the Municipality of Burauen, Leyte.**


FLORINDA JILLS UYVICO
Secretary to the Sanggunian



Republic of the Philippines
PROVINCE OF LEYTE
MUNICIPALITY OF BURAUEN



OFFICE OF THE SANGGUNIANG BAYAN

June 3, 2025

THE HONORABLE MEMBERS
Sangguniang Panlalawigan
Province of Leyte

ATTENTION: FLORINDA JILL S. UYVICO
Secretary to the Sanggunian
Province of Leyte
Palo, Leyte

Sangguniang Panlalawigan
Province of Leyte

RECEIVED

Date: JUN 03 2025
By: *dawut*

Ladies/Gentlemen:

We transmit herewith 15 copies of **Municipal Ordinance No. 25-16**, Series of 2025 of the Sangguniang Bayan of Burauen, Leyte, entitled "**An Ordinance Establishing the Municipal Human Rights Action Center, Operationalizing the Barangay Human Rights Action Centers, and Capacitating the Barangay Human Rights Action Officers, and Providing Funds Therefor**", for review and approval of the body.

Thank you and please acknowledge receipt hereof.

Respectfully yours,

[Signature]
ATTY. RUDEJANE S. TAN
Secretary to the Sanggunian



Republic of the Philippines
 Province of Leyte
 Municipality of Burauen



OFFICE OF THE SANGGUNIANG BAYAN

**MUNICIPAL ORDINANCE NO. 25-16
 Series of 2025**

Sangguniang Panlalawigan
 Province of Leyte
RECEIVED
 Date: JUN 03 2025
 By: *[Signature]*

AN ORDINANCE AMENDING SECTION 11(4) OF MUNICIPAL ORDINANCE NO. 05-2014, ENTITLED "An Ordinance on Maternal and Child Health Code of the Municipality of Burauen, Leyte".

Authored by Hon. Fe S. Renomeron

WHEREAS, the Municipality of Burauen, Leyte enacted Municipal Ordinance No. 05-2014, known as the "An Ordinance on Maternal and Child Health Code of the Municipality of Burauen, Leyte," to promote and protect the health and well-being of mothers and children within its jurisdiction;

WHEREAS, Section 11 of the said Ordinance pertains to the "Municipal Health Office Trust Fund";

WHEREAS, Subsection (4) of Section 11 currently provides that:

"4. The remainder of all the receipts in the herein created trust fund shall be utilized solely by the Municipality for health related projects, initiatives, programs, and obligations such as, but not limited to the following:

- a. Procurement of drugs, medicines and supplies for the prenatal, birthing and newborn screening kits as well as for the use of the Birthing Facility/s in general;
- b. Structural improvement and expansion of the Birthing Facility/s;
- c. Procurement of equipment and instruments for capability expansion of the Birthing Facility/s;
- d. Refunds for expenses compensable under existing and subsequent PhilHealth Package Benefit but are procured by the patient outside the Birthing Facility by reason of unavailability;
- e. Payment for PhilHealth accreditation fee of the Birthing Facility/s and Professionals;
- f. Augmentation fund for the payment of premiums payable for locally sponsored PhilHealth members;
- g. Professional and technical development activities/initiatives of Municipal Health Office personnel;
- h. Day to day petty operational expenses of the Birthing Facility;
- i. And others...."

WHEREAS, to ensure the efficient and effective delivery of comprehensive public health services, there is a need to amend the aforementioned provision to allow the utilization of

*Municipal Ordinance No. 25-16, Series of 2025; April 21, 2025
 "An Ordinance Amending Section Section 11(4) of Municipal Ordinance No. 05-2014, Entitled "An Ordinance on Maternal and Child Health Code of the Municipality of Burauen, Leyte"*

[Handwritten signature]

the trust fund for the necessary expenses of the entire Municipal Health Office, thereby benefiting a wider range of health programs and initiatives beyond just the birthing facility;

NOW, THEREFORE, BE IT ORDAINED BY THE SANGGUNIANG BAYAN OF THE MUNICIPALITY OF BURAUEN, LEYTE, in session duly assembled, that:

Section 1. Section 11(4) of Municipal Ordinance No. 05-2014, entitled "An Ordinance on Maternal and Child Health Code of the Municipality of Burauen, Leyte," is hereby amended to read as follows:

"4. The remainder of all the receipts in the herein created trust fund shall be utilized solely by the Municipality for health related projects, initiatives, programs, and obligations such as, but not limited to the following:

- a. Procurement of drugs, medicines and supplies;*
- b. Structural improvement and expansion;*
- c. Procurement of equipment and instruments for capability;*
- d. Refunds for expenses compensable under existing and subsequent PhilHealth Package Benefit but are procured by the patient outside the Municipal Health Office by reason of unavailability;*
- e. Payment for PhilHealth accreditation fee;*
- f. Augmentation fund for the payment of premiums payable for locally sponsored PhilHealth members;*
- g. Professional and technical development activities/initiatives of Municipal Health Office personnel;*
- h. Day to day petty operational expenses;*
- i. Engagement of additional personnel, whether health or non-health workers;*
- j. Internet subscription, IT service provider subscription fee and hardware; and*
- k. Other related expenses necessary for the efficient and effective operation of the Municipal Health Office and the delivery of health services."*

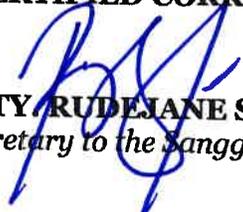
Section 2. SEPARABILITY CLAUSE. If, for any reason, any part or provision of this Ordinance shall be held to be unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

Section 3. REPEALING CLAUSE. All ordinances, resolutions, rules, regulations, or parts thereof, in conflict or inconsistent with any of the provisions of this Ordinance are hereby repealed, amended, or modified accordingly.

SECTION 4. EFFECTIVITY CLAUSE. The effectivity of this Ordinance is hereby retroacted to March 3, 2025, provided that the required posting and publication are satisfied, as prescribed under the Local Government Code of 1991.

ENACTED AND APPROVED, April 21, 2025.

CERTIFIED CORRECT:

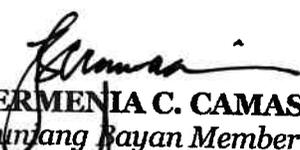

ATTY. RUDEJANE S. TAN
Secretary to the Sanggunian

ATTESTED:

(absent)
HON. NOEL P. ALPINO
Municipal Vice Mayor


HON. VINCENT G. ENERLAN
Sangguniang Bayan Member


HON. CIPRIANO R. RELATORRES, JR.
Sangguniang Bayan Member


HON. HERMENIA C. CAMASIN
Sangguniang Bayan Member


HON. BRYAN R. CINCO
Sangguniang Bayan Member


HON. DEXTER R. SENO
*Sangguniang Bayan Member/
Presiding Officer*

(absent)
HON. ROBERT G. DEL PILAR
Sangguniang Bayan Member


HON. EVA A. CORAL
Sangguniang Bayan Member


HON. OSCAR A. CAGARA
Sangguniang Bayan Member


HON. FE S. RENOMERON
LnB President/ Ex-Officio SB Member


HON. JUSTINE MERP G. ANDRADE
SK Federation President/ Ex-Officio Member

APPROVED:


HON. JUANITO E. RENOMERON
Municipal Mayor



Republic of the Philippines
PROVINCE OF LEYTE
MUNICIPALITY OF BURAUEN



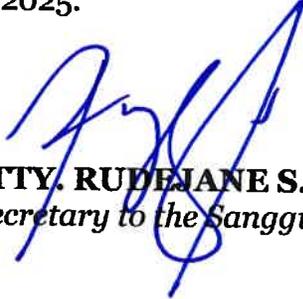
OFFICE OF THE SANGGUNIANG BAYAN

CERTIFICATE OF POSTING

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that **Municipal Ordinance No. 25-16**, Series of 2025 of the Sangguniang Bayan of Burauen, Leyte, entitled, "**An Ordinance Amending Section 11(4) of Municipal Ordinance No. 05-2014, entitled "An Ordinance on Maternal and Child Health Code of the Municipality of Burauen, Leyte"**", was enacted on April 21, 2025, approved on even date, and has been posted in two (2) conspicuous and publicly accessible places of the municipality from *April 23, 2025 to May 13, 2025*, in compliance with Section 59, paragraph (b) of Republic Act No. 7160, otherwise known as the "Local Government Code of 1991".

Burauen, Leyte, May 16, 2025.


ATTY. RUDEJANE S. TAN
Secretary to the Sanggunian