

Item No.: 11

Date: 27 2025 JUL



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

-oOo-

PROVINCIAL LEGAL OFFICE

Sangguniang Panlalawigan
Province of Leyte

RECEIVED

2nd INDORSEMENT

June 13, 2025

Date: JUN 23 2025
By: [Signature]

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 25-06, series of 2025 of the Sangguniang Bayan of Inopacan, Leyte.

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

- Ordinance No. 25-06 entitled: “ **An Ordinance Amending the 3rd Whereas of Ordinance No. 25-02.**”

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

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
09 June 2025

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Ordinance No. 25-06** of the **Municipality of Inopacan, Leyte**, entitled: **An Ordinance amending the 3rd Whereas of Ordinance No. 25-02 of the Sangguniang Bayan of Inopacan, Leyte dated January 21, 2025** entitled: "An Ordinance prohibiting the dispensing, selling, and reselling of pharmaceutical products in convenience stores, sari-sari stores and similar retail outlets within the Municipality of Inopacan, Province of Leyte, and providing penalties for violations thereof.


FLORINDA JHL S. UYVICO
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
Municipality of Inopacan



15TH SANGGUNIANG BAYAN

Sangguniang Panlalawigan
Province of Leyte

RECEIVED

Date: JUN 09 2025
By: *Jordan W.*

5 June 2025

Honorable Leonardo Javier Jr.
Vice Governor/Presiding Officer
Sangguniang Panlalawigan of Leyte
Provincial Government Complex
Campetic, Palo, Leyte

Thru:

Ms. Florinda Jill S. Uyvico
Secretary to the Sanggunian
Sangguniang Panlalawigan of Leyte
Provincial Government Complex
Campetic, Palo, Leyte

Honorable Javier Jr.:

Forwarding herewith 1 original copy and 15 photocopies of **Ordinance No. 25-06** of the 15th Sangguniang Bayan of the Municipality of Inopacan, Province of Leyte, entitled "**AN ORDINANCE AMENDING THE 3RD WHEREAS OF ORDINANCE NO. 25-02 OF THE SANGGUNIANG BAYAN OF INOPACAN LEYTE DATED JANUARY 21, 2025 ENTITLED "AN ORDINANCE PROHIBITING THE DISPENSING, SELLING, AND RESELLING OF PHARMACEUTICAL PRODUCTS IN CONVENIENCE STORES, SARI-SARI STORES AND SIMILAR RETAIL OUTLETS WITHIN THE MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE, AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF"**", for consideration by the Sangguniang Panlalawigan of Leyte.

Attached herewith is the Certificate of Posting, *for reference.*

Sincerely,


MELANIE M. MARTIN-AO, MPA
Secretary to the Sanggunian



Republic of the Philippines
 Province of Leyte
 Municipality of Inopacan

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15TH SANGGUNIANG BAYAN



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
 15th SANGGUNIANG BAYAN OF INOPACAN, LEYTE HELD ON
 JUNE 3, 2025 AT THE SB SESSION HALL

PRESENT:

- Hon. Andrew B. Dedal - SB Member, Temporary Presiding Officer
- Hon. Fernando B. Rulete - SB Member
- Hon. Zenaida G. de los Santos - SB Member
- Hon. Daria D. Malanguis - SB Member
- Hon. Rowena K. Madrazo - SB Member
- Hon. Panfila I. Alonzo - SB Member (LnB Pres)
- Hon. Nathaniel Dave M. Katigbe - SB Member (PSK Pres)

ABSENT:

None

EXCUSED:

- Hon. Sanders C. Lumarda - Vice Mayor, Regular Presiding Officer (Acting Municipal Mayor)
- Hon. Joel D. Bernales - SB Member (Official Travel)
- Hon. Alfie Jian B. Yamson - SB Member (Official Travel)
- Hon. Diosdado P. Siao - SB Member (Official Travel)

AUTHOR: HON. ROWENA K. MADRAZO

**CO-AUTHORS: HON. ZENAIDA G. DE LOS SANTOS
 HON. DARIA D. MALANGUIS
 HON. ANDREW B. DEDAL
 HON. DIOSDADO P. SIAO
 HON. JOEL D. BERNALES
 HON. FERNANDO B. RULETE**

WHEREAS, Municipal Ordinance No. 25-02, otherwise known as "Anti Dispensing, Selling, and Reselling of Pharmaceutical Products in Sari - Sari Stores and Similar Retail Outlets" was enacted in January 21, 2025;

WHEREAS, the Sangguniang Panlalawigan, pursuant to SP Resolution No. 2025-129 returned the Ordinance No. 25-02 recommending that the citation of RA 10981 be changed to 10918 as the former pertains to a different statute;

NOW THEREFORE, on motion of Honorable Rowena K. Madrazo, duly seconded by all the Members present, be it;

RESOLVED as it is hereby **RESOLVED** to enact the following;



(ordinance no. 25 – 06 of the sangguniang bayan of inopacan, leyte dated June 3, 2025, continued)

ORDINANCE NO. 25 - 06

“AN ORDINANCE AMENDING THE 3RD WHEREAS OF ORDINANCE NO. 25-02 OF THE SANGGUNIANG BAYAN OF INOPACAN LEYTE DATED JANUARY 21, 2025 ENTITLED “AN ORDINANCE PROHIBITING THE DISPENSING, SELLING, AND RESELLING OF PHARMACEUTICAL PRODUCTS IN CONVENIENCE STORES, SARI-SARI STORES AND SIMILAR RETAIL OUTLETS WITHIN THE MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE, AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF”

BE IT ORDAINED by the Sangguniang Bayan of Inopacan, Leyte that;

SECTION 1. The 3rd Whereas of Ordinance No. 25-02 shall read as follows:

WHEREAS, Section 30 of Republic act No. 10918, also known as the Philippine Pharmacy Law, and the Food and Drug Administration Act of 2009 (Republic Act No.9711), mandates that the dispensing of pharmaceutical products should only be conducted by licensed pharmacists in duly accredited pharmacies or drugstores licensed by the FDA to ensure public safety and compliance;

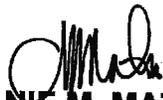
SECTION 2. Repealing Clause. All ordinances and/or resolutions which are inconsistent with this ordinance are hereby modified and repealed accordingly.

SECTION 3. Separability Clause. If for any reasons, any part of the ordinance be declared unconstitutional, other parts or provisions hereof which are not affected shall continue o be in full force and in effect.

SECTION 4. Effectivity Clause. This ordinance shall take effect upon its approval.

ENACTED this 3rd day of June 2025 at Inopacan, Leyte.

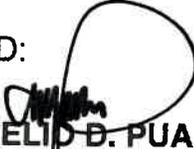
I HEREBY CERTIFY to the correctness of the foregoing Ordinance and that the same was enacted on the date above stated.


MELANIE M. MATIN-AO, MPA
Secretary to the Sanggunian

ATTESTED.


HON. ANDREW B. DEDAL
SB Member/Temporary Presiding Officer

APPROVED:


HON. ROGELIO D. PUA, JR.

Municipal Mayor

Date 06-05-2025

F. Alonzo
Mangina

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Republic of the Philippines
Province of Leyte
Municipality of Inopacan



15TH SANGGUNIANG BAYAN

CERTIFICATE OF POSTING

TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY those copies of **Ordinance No. 25-06** of the 15th Sangguniang Bayan of the Municipality of Inopacan, Province of Leyte, entitled, **“AN ORDINANCE AMENDING THE 3RD WHEREAS OF ORDINANCE NO. 25-02 OF THE SANGGUNIANG BAYAN OF INOPACAN LEYTE DATED JANUARY 21, 2025 ENTITLED “AN ORDINANCE PROHIBITING THE DISPENSING, SELLING, AND RESELLING OF PHARMACEUTICAL PRODUCTS IN CONVENIENCE STORES, SARI-SARI STORES AND SIMILAR RETAIL OUTLETS WITHIN THE MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE, AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF”**, has been posted in the bulletin board in the municipal hall/building and in conspicuous places of this Municipality.

This Certification is being made to facilitate consideration of the above-mentioned Municipal Ordinance by the Sangguniang Panlalawigan of Leyte.

Done this **5th** day of **June 2025**, at Inopacan, Leyte.


MELANIE M. MARTIN-AO, MPA
Secretary to the Sanggunian