



Republic of the Philippines
PROVINCE OF LEYTE
 Provincial Capitol
 Tacloban City

-oOo-

Sangguniang Panlalawigan
 Province of Leyte

PROVINCIAL LEGAL OFFICE

RECEIVED

Date: Jul 30 2025
 By: [Signature]

2nd INDORSEMENT
 July 10, 2025

Item No.: 13

Date: 05 2025 1:30

Province of Leyte
 Legal Office

Time: 2:00
 Date: 7-29-25

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 106-24 of the Sangguniang Bayan of Leyte, Leyte.

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

- Ordinance No. 106-24 entitled: **“An Ordinance Institutionalizing the Implementation of Bamboo Development Project of the Municipality of Leyte, Leyte.”**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance with its power under Sections 447(a)(1)¹ the Local Government Code of 1991 (R.A 7160) in relation to Section 17(2)(i)² of the same Code. 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, and shall:
 (1) Approve ordinances and pass resolutions necessary for an efficient and effective municipal government

² Extension and on-site research services and facilities related to agriculture and fishery activities which include dispersal of livestock and poultry, fingerlings, and other seedling materials for aquaculture; palay, corn, and vegetable seed farms; medicinal plant gardens; fruit tree, coconut, and other kinds of seedling nurseries; demonstration farms; quality control of copra and improvement and development of local distribution channels, preferably through cooperatives;

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Palo, Leyte
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OFFICE OF THE SANGGUNIANG PANLALAWIGAN

Province of Leyte
Legal Office
7-7-25

1ST INDORSEMENT
04 July 2025

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 106-24** of the **Municipality of Leyte, Leyte**, entitled: **An Ordinance institutionalizing the implementation of Bamboo Development Project of the Municipality of Leyte, Leyte and providing funds thereof.**


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian



Republic of the Philippines
MUNICIPALITY OF LEYTE
L E Y T E

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Office of the Sangguniang Bayan

1st ENDORSEMENT
July 3, 2025

Sangguniang Panlalawigan
Province of Leyte

RECEIVED

Date: JUL 04 2025
By: Fenni Vi

Respectfully forwarded to the Honorable Sangguniang Panlalawigan in session, through the Sangguniang Panlalawigan Secretary, Province of Leyte, Palo, Leyte, the herein **Municipal Ordinance No. 106-24 Entitled "AN ORDINANCE INSTITUTIONALIZING THE IMPLEMENTATION OF BAMBOO DEVELOPMENT PROJECT OF THE MUNICIPALITY OF LEYTE, LEYTE AND PROVIDING FUNDS THEREOF"**.

Attached herewith are the following :

1. Municipal Ordinance No.106-24
2. Certificate of Posting


VILMA D. COMBATE
SB Secretary



Republic of the Philippines
 MUNICIPALITY OF LEYTE
 L E Y T E
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 Office of the Sangguniang Bayan

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION BY THE SANGGUNIANG BAYAN HELD ON JUNE 30, 2025, AT THE SB SESSION HALL, MUNICIPAL BUILDING, LEYTE, LEYTE

Present:

| | | |
|------------------------------|-------|--|
| Hon. Edward Jay A. Durante, | ----- | Sang. Bayan Member/ Acting Presiding Officer |
| Hon. Lileth I. Gatchalian, | ----- | Sangguniang Bayan Member |
| Hon. Paquito D. Pelipel, Jr. | ----- | -do- |
| Hon. Rowil G. Batan, | ----- | -do- |
| Hon. Aida A. Delantar, | ----- | -do- |
| Hon. Alex A. Dagandan, | ----- | -do- |
| Hon. Eulogio E. Capacio, | ----- | -do- |
| Hon. Gualberto G. Meracap, | ----- | -do- |
| Hon. Jerry G. Apacible, | ----- | Liga ng mga Barangay President |

Sangguniang Panlalawigan
 Province of Leyte
RECEIVED
 Date: JUL 04 2025
 By: [Signature]

Absent:

| | | |
|-----------------------------|-------|-------------------------|
| Hon. Armando M. Ysidoro, | ----- | Municipal Vice-Mayor |
| Hon. Nellie Grace D. Dandan | ----- | SK Federation President |

MUNICIPAL ORDINANCE NO. 106-24
 Author: Hon. Alex A. Dagandan

AN ORDINANCE INSTITUTIONALIZING THE IMPLEMENTATION OF BAMBOO DEVELOPMENT PROJECT OF THE MUNICIPALITY OF LEYTE, LEYTE AND PROVIDING FUNDS THEREOF

WHEREAS, it is the declared policy of the State under Section 16, Article II of the **1987 Philippine Constitution** to protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature;

WHEREAS, Republic Act 7160, otherwise known as the local code of 1991, provides the devolution to a certain extent to local government units the management of local environment and natural resources to include but not limited to rivers, creeks, forest, water shed areas, among others;

WHEREAS, Section 17 of RA 7160 further devolves to local government units the responsibility for managing environmental and natural resources within their jurisdictions, including small-scale forestry, communal forests, watersheds, and rehabilitation of degraded ecosystems;

WHEREAS, to protect the banks of water bodies from erosion, and to help preserve our natural resources from natural destruction, development measures have to be undertaken to include planting or vegetation of these areas with durable and fast-growing plant species that could withstand natural destruction;

WHEREAS, scientific studies have shown that bamboo, with its extensive root system, is effective in stabilizing riverbanks, creeks, and slopes, thereby reducing soil erosion, sedimentation, and the risk of flooding and landslides, while also acting as an excellent carbon sink for climate change mitigation;

WHEREAS, the bamboo industry holds great promise as an inclusive, sustainable, and circular economy, with bamboo products such as furniture, construction materials, handicrafts, and food products gaining value in both local and international markets;

WHEREAS, to strengthen the raw materials based for a sustainable supply of quality bamboo materials and to help mitigate climate change, establishment of bamboo nurseries and bamboo plantation in water shed areas, flood and landslide prone areas, idle and marginalized agricultural lands, upland areas covered by Community Based Forest Management, banks of water bodies, there is a need for the Local Government Unit of Leyte, Leyte to enact enabling ordinance to address the aforementioned concerns,

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and for the effective implementation of the bamboo development project of the municipality of Leyte, Leyte;

WHEREAS, the institutionalization of the Bamboo Development Project through a municipal ordinance is vital to integrate it into the Municipal Development Plan, Annual Investment Program (AIP), and Local Expenditure Program, ensuring proper funding, policy support, and long-term sustainability;

NOW, THEREFORE, be it ordained by the Sangguniang Bayan of the Municipality of Leyte, Province of Leyte, in session duly assembled, **to enact**:

SECTION 1. SHORT TITLE. This ordinance shall be known and cited as: "AN ORDINANCE INSTITUTIONALIZING THE IMPLEMENTATION OF BAMBOO DEVELOPMENT PROJECT OF THE MUNICIPALITY OF LEYTE, LEYTE."

SECTION 2. DECLARATION OF POLICY. Pursuant to the State policies on environmental protection, sustainable development, climate change adaptation, and local economic enterprise under the 1987 Constitution, Republic Act No. 7160 (Local Government Code of 1991), and other relevant laws, it is hereby declared the policy of the Municipality of Leyte to:

"Promote ecological integrity, climate resilience, and socio-economic development by supporting the establishment and sustainable growth of the bamboo industry within its territorial jurisdiction."

To this end, the Local Government Unit (LGU) of Leyte, Leyte commits to:

- a. Institutionalize the Bamboo Development Project (BDP) as a flagship environmental and economic development program;
- b. Identify and designate suitable areas for bamboo propagation, nursery development, and plantation farming, in coordination with the Municipal Planning and Development Office (MPDO), Municipal Environment and Natural Resources Office (MENRO), and Municipal Agriculture Office (MAO);
- c. Provide technical, material, and logistical assistance to qualified stakeholders, including individuals, cooperatives, civil society organizations, and private sector participants engaged in any segment of the bamboo value chain—from propagation, production, processing, to marketing;
- d. Promote bamboo as a climate-adaptive, renewable resource that contributes to soil erosion control, watershed management, and carbon sequestration, while creating local employment and livelihood opportunities for Leyteños;
- e. Encourage inter-agency and multi-sectoral partnerships consistent with the principles of RA 9729 (Climate Change Act) and the Philippine Bamboo Industry Development Roadmap, particularly under the DA-DENR-DTI-TESDA Joint Administrative Order No. 2020-01;
- f. Ensure that bamboo-related projects and activities are integrated into the Annual Investment Plan (AIP), the Local Climate Change Action Plan (LCCAP), the Municipal Development Plan, and the Comprehensive Land Use Plan (CLUP) of the Municipality.

SECTION 3. DEFINITION OF TERMS. for purposes of this Ordinance, the following terms shall be construed as follows:

- a. **Bamboo Development Project** - refers to a comprehensive local government-initiated program aimed at enhancing, protecting, and institutionalizing the bamboo industry within the Municipality of Leyte.
- b. **Bamboo Industry Value Chain** - refers to the complete range of activities, both upstream and downstream, necessary for the production, processing, marketing, and distribution of bamboo and bamboo-based products.
- c. **Communal Forest** - a tract of forest land set aside by the Secretary of the Department of Environment and Natural Resources (DENR) upon the recommendation of the concerned LGU, designated for the sustainable use and benefit of local residents. Use of forest products within the communal forest must be for subsistence purposes, and shall conform with the principles of sustainable development and applicable environmental laws, pursuant to DENR Administrative Order No. 96-29.



- d. **Community Bamboo Nursery** - refers to a community-managed facility, jointly operated by organized local residents or associations, which serves as a production site for bamboo planting materials. This model fosters collective ownership and operation, providing access to planting inputs, capacity building, and marketing support, while enabling economies of scale and inclusive participation.
- e. **Local Bamboo Farmer Products** – local residents or duly organized groups within the Municipality of Leyte who are actively engaged in the implementation of the Bamboo Development Project, either as planters, caretakers, processors, nursery managers, or marketers.
- f. **Bamboo Plantations** - designated and developed areas, either on public or private lands, for the purpose of cultivating bamboo species primarily for environmental protection, erosion control, riverbank stabilization, and climate change mitigation, consistent with national greening and reforestation initiatives.
- g. **Riparian Zones** – the interface between land and bodies of water, such as rivers, creeks, and streams, including floodplains and vegetated buffer areas.
- h. **Watershed Areas** - land areas that drain rainfall and surface water into a common water body, such as rivers or lakes. These areas are vital for ecosystem balance and water resource management, and are priority zones for bamboo planting interventions under this Ordinance.
- i. **Barangay Resident Farmers** - individuals or households residing within a barangay who are identified and mobilized as stewards or implementers of the Bamboo Development Project within their locality.
- j. **Subsidy** - a financial or in-kind assistance provided by the local government or through inter-agency cooperation, granted to individuals, cooperatives, or associations who actively participate in bamboo development activities.

SECTION 4. KEY ACTIONS FOR IMPLEMENTATION. To ensure the institutionalization, coordination, and sustainability of the Bamboo Development Project, the Municipal Government of Leyte, Leyte shall undertake the following key actions:

- a. **Preparation of a Comprehensive Bamboo Development Plan (CBDP).** The Municipality, through its Municipal Environment and Natural Resources Office (MENRO) and relevant offices, shall prepare a Comprehensive Bamboo Development Plan, to include but not be limited to:
 - i. Identification of suitable land areas in all barangays, watershed zones, riverbanks, and communal forests for the establishment of bamboo plantations;
 - ii. Integration with the Municipal Development Plan (MDP), Comprehensive Land Use Plan (CLUP), and the Local Climate Change Adaptation Plan (LCCAP).
- b. **Conduct of Geospatial Mapping and Boundary Delineation.** The Municipality shall carry out technical surveys, mapping activities, and boundary demarcation for delineating areas for production and protection bamboo plantations, ensuring compliance with environmental and land classification regulations.
- c. **Social Preparation and Capacity Development.** Prior to full implementation, the LGU shall conduct participatory consultations, social preparation, and capability-building activities for target beneficiaries, with focus on sustainable farming practices, nursery establishment, and bamboo-based enterprise development.
- d. **Community Mobilization and Stakeholder Participation.** The LGU shall organize, capacitate, and mobilize local communities, people's organizations, cooperatives, NGOs, and private groups to undertake bamboo planting, maintenance, and monitoring. Participating groups shall be accredited in accordance with DILG MC No. 2022-083.
- e. **Establishment of Communal Bamboo Nurseries.** The LGU shall identify and assist qualified resident-farmers or cooperatives to establish and maintain communal bamboo nurseries within designated barangays, providing technical and logistical support.
- f. **Support for Private Sector Initiatives.** The LGU shall extend technical assistance, advisory services, and incentive mechanisms to individuals, groups, or businesses investing in bamboo nursery production and plantation development, particularly in privately owned lands.
- g. **Partnership and Resource Mobilization.** The LGU shall pursue linkages and partnerships with:
 - i. National government agencies (e.g., DENR, DA, DOST, DTI);

- ii. State universities and colleges (SUCs);
- iii. Other LGUs;
- iv. Private sector stakeholders and development partners

For technical, institutional, and financial support in line with the LGU's Local Investment Plan.

- h. **Advocacy and Replication Campaign.** A sustained advocacy campaign shall be conducted to promote bamboo development and encourage replication of the project by other LGUs, schools, and institutions, emphasizing its environmental, social, and economic benefits.
- i. **Monitoring and Evaluation.** The Municipal Government, through its Bamboo Development Task Force and relevant departments, shall institute a monitoring and evaluation system to assess the performance, outcomes, and sustainability of all activities undertaken under this Ordinance.

SECTION 5. BAMBOO DEVELOPMENT TASK FORCE. There is hereby created a Bamboo Development Task Force (BDTF) to lead the implementation and oversight of the provisions of this Ordinance.

5.1. CREATION AND COMPOSITION.

- Chairperson: Municipal Environment and Natural Resources Officer (MENRO), or as may be designated by the Local Chief Executive (LCE)
- Vice-Chairperson: Representative from the Private Sector, or Municipal Agriculture Officer (MAO), as designated
- Members:
 - Punong Barangays of identified project locations
 - Municipal Planning and Development Coordinator (MPDC)
 - Municipal Agriculture Officer
 - Municipal Social Welfare and Development Officer
 - Municipal Tourism Officer
 - Representative, Public Employment Service Office (PESO)
 - Representative, LGU-Leyte Negosyo Center (DTI-assisted)
 - Representative, Local Business Sector

Advisory Board (Non-Voting Members): Representatives from the academe, DENR, DA, DTI, and relevant national government institutions

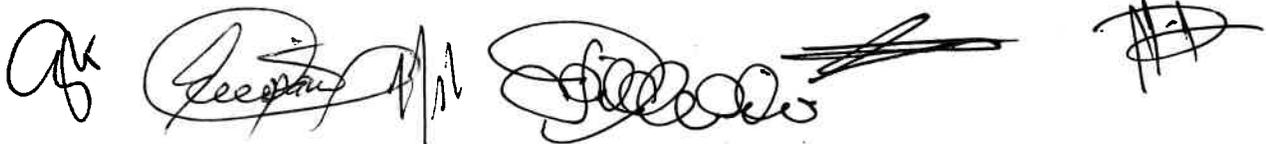
5.2. FUNCTIONS OF THE TASK FORCE. The Task Force shall have the following powers and functions:

- a. Formulate a Local Bamboo Roadmap and Action Plan, in alignment with national and local frameworks, subject to the approval of the Local Chief Executive and Sangguniang Bayan;
- b. Convene regular meetings for strategic planning, policy review, consultation, updating, and evaluation of the implementation status;
- c. Coordinate with national government agencies, civil society organizations, other LGUs, and the private sector to forge partnerships and facilitate support mechanisms;
- d. Identify and endorse local beneficiaries, including resident farmers and community-based organizations, as official stewards of bamboo planting and maintenance areas;
- e. Submit quarterly progress reports on the status of implementation, highlighting accomplishments, challenges, and recommendations, to the Office of the Mayor and the Sangguniang Bayan;
- f. Perform other duties and responsibilities necessary and incidental to the effective implementation of the Bamboo Development Program.

5.3. MEETINGS AND QUORUM. The Task Force shall meet at least once every quarter, or as frequently as may be necessary. A quorum shall consist of a majority of all voting members. The Chairperson or, in their absence, the Vice-Chairperson, shall preside over all meetings.

5.4. SECRETARIAT. The Task Force shall be supported by a Secretariat, composed of designated technical staff from the Municipal Environment and Natural Resources Office (MENRO) and/or Municipal Agriculture Office (MAO). The Secretariat shall:

- a. Keep records and documentation of meetings and proceedings;



- b. Consolidate reports and technical papers;
- c. Coordinate logistics and inter-office communications for the Task Force

SECTION 6. CREATION AND RECOGNITION OF BAMBOO PROJECT STEWARDS. To ensure sustainable implementation of the Bamboo Development Project, the Municipal Government of Leyte hereby institutionalizes the recognition of Bamboo Project Stewards, hereinafter referred to as “Stewards”, who shall be designated to plant, manage, and nurture bamboo plantations within their respective barangays.

Eligible Stewards shall include:

- a. Resident farmers, whether landowners or tillers,
- b. Marginalized individuals or organized groups, such as women’s associations, youth groups, or cooperatives, that are residents of the identified project barangay and are capable of undertaking such responsibility.

The designation of stewards shall be done in coordination with the Municipal Agriculture Office (MAO), the Barangay Council concerned, and the Municipal Bamboo Development Task Force, ensuring fair and equitable participation, especially from disadvantaged sectors in accordance with the principles of inclusive development.

The Stewards shall enter into a Stewardship Agreement with the LGU, which shall outline their responsibilities and entitlements under the project.

SECTION 7. INCENTIVES, BENEFITS, AND ENTITLEMENTS OF PROJECT STEWARDS

7.1. Non-fiscal benefits

- a. **Capacity-Building and Technical Trainings** – Free participation in trainings, seminars, and workshops on bamboo propagation, nursery management, maintenance, and sustainable harvesting, in coordination with the Department of Environment and Natural Resources (DENR), Department of Trade and Industry (DTI), and other agencies;
- b. **Market Linkage Support** – Facilitation of linkages to local, regional, or national markets to ensure income opportunities from bamboo products;
- c. **Organizational Strengthening** – Assistance in organizing associations or cooperatives and facilitating their registration with appropriate regulatory bodies (e.g., DOLE, CDA);
- d. **Structural and Logistical Support** – Provision of planting tools, protective equipment, or infrastructure needed to establish and maintain the plantations, subject to fund availability.

7.2. Fiscal Benefits

- a. **Labor Subsidy** – Qualified Stewards may receive appropriate labor subsidies during propagation, planting, maintenance, and harvesting periods, subject to the approved project implementation plan and budget allocation;
- b. **Sharing of Proceeds** – Stewards shall be entitled to a fair share of the net proceeds derived from the sale of bamboo poles, shoots, or by-products, based on a revenue-sharing scheme to be determined and approved by the Sangguniang Bayan through a separate resolution or implementing rules and regulations.

SECTION 8. FUNDING AND APPROPRIATIONS. To ensure the effective implementation of this Ordinance, the Municipal Government of Leyte shall allocate funding to be charged against the 20% Local Development Fund (LDF), subject to existing budgeting, accounting, and auditing rules and regulations.

The amount shall be based on the approved Project Implementation Plan (PIP) to be prepared and submitted by the Municipal Bamboo Development Task Force, which shall include detailed components such as site preparation, nursery establishment, labor subsidy, training, and monitoring.

For continuity and sustainability, the funding requirement for this project shall be annually integrated in the Municipal Development Investment Program (MDIP) and included in the Annual Investment Program (AIP) and General Appropriations Ordinance of the LGU.

Furthermore, the Task Force may be authorized to mobilize resources and seek counterpart funding from national government agencies, private sector partners, NGOs, international donors, and other sources, in accordance with law.

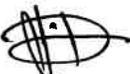
SECTION 9. SEPARABILITY CLAUSE. If any section or provision of this Ordinance, or any part thereof, is declared invalid, unconstitutional, or unenforceable by a court of competent jurisdiction, such declaration shall not affect the validity, legality, and enforceability of the other provisions, which shall remain in full force and effect. The invalidated portion shall be deemed separate, distinct, and independent from the remaining parts of this Ordinance.

SECTION 10. REPEALING CLAUSE. All prior municipal ordinances, resolutions, executive orders, rules, and regulations, or parts thereof that are inconsistent or in conflict with the provisions of this Ordinance are hereby expressly repealed, amended, or modified accordingly.

SECTION 11. EFFECTIVITY. This Ordinance shall take effect after its approval, and upon publication or posting, in accordance with the requirements of Section 59 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991. The publication or posting shall be made in a newspaper of general circulation within the municipality, or in the three (3) most conspicuous public places within the territorial jurisdiction of the Municipality of Leyte if no such newspaper is available.

SO ORDAINED.

APPROVED this 30th day of June, 2025, at Leyte, Leyte, Philippines.

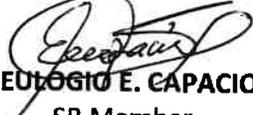

PAQUITO D. PELIPEL, JR.
SB Member


LILEPH I. GATCHALIAN
SB Member


ROWIL G. BATAN
SB Member


AIDA A. DELANTAR
SB Member

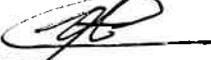

ALEX A. DAGANDAN
SB Member


EULOGIO E. CAPACIO
SB Member

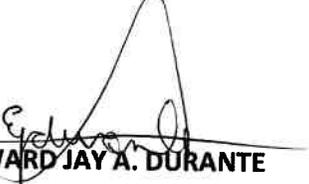

GUALBERTO G. MERACAP
SB Member


JERRY G. APACIBLE
Liga ng mga Barangay President

Certified Correct:


VILMA D. COMBATE
MGDH I (Secretary to the Sanggunian)

Attested:


EDWARD JAY A. DURANTE
Sangguniang Bayan Member
Acting Presiding Officer

Approved:


ARNOLD JAMES M. YSIDORO
Municipal Mayor



Republic of the Philippines
MUNICIPALITY OF LEYTE
L E Y T E
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Office of the Sangguniang Bayan

CERTIFICATE OF POSTING

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that Municipal Ordinance No. 106-24: " AN ORDINANCE INSTITUTIONALIZING THE IMPLEMENTATION OF BAMBOO DEVELOPMENT PROJECT OF THE MUNICIPALITY OF LEYTE ,LEYTE AND PROVIDING FUNDS THEREOF" , was posted in three (3) conspicuous places in this Municipality.

This certification is issued this 2ND day of July , 2025 at Leyte, Leyte, Philippines.


VILMA D. COMBATE
Secretary to the Sangguniang Bayan