



Republic of the Philippines
Province of Leyte
Sangguniang Panlalawigan



COMMITTEE ON RULES, LAWS and PRIVILEGES

COMMITTEE REPORT NO. 2025-_____

Re: Review of Municipal Ordinance No. 2025-008 of Calubian, Leyte

Title: *"An Ordinance on Collection of Corresponding Barangay Clearance Fee in the Application for Any Business-Related Transaction"*

Date: September 24, 2025
Prepared by: Committee on Laws, Rules and Privileges
Chairperson: BM Atty. Ronnan Christian "Bolingling" M. Reposar
Vice-Chairperson: BM Atty. Carlo P. Loreto
Members: BM Wilson Uy, BM Michael L. Cari and BM Martina L. Gimenez

I. BACKGROUND

The Municipality of Calubian, Leyte enacted the above-captioned ordinance to institutionalize the collection of a Barangay Clearance Fee as part of the process for any business-related transaction. The measure seeks to reinforce barangay-level regulatory participation, ensure proper documentation, and provide modest revenue support for barangay operations. The ordinance also aims to harmonize practices across barangays and streamline the business permitting process.

II. FINDINGS

Upon thorough review, the Committee finds that the ordinance to be legally sound and consistent with the following statutory authority:

- Section 447 (3) (i) of R.A. 7160¹;
- R.A. 11032" An Act Promoting Ease of Doing Business and efficient Delivery of Government Services; and,
- DILG Memorandum Circular No. 2019-177 - Guidelines in the Integration of the Issuance of Barangay Clearance in the Permitting Processes of Cities and Municipalities

The above cited provision of the LGC of 1991, national law and circular affirm the following instances when a particular SB may fix barangay clearance fees through enactment of a municipal ordinance:

- a. When the clearance is required by municipal ordinance as part of business permit or licensing processes, to ensure uniformity and ease of compliance;
- b. When harmonizing barangay practices across multiple jurisdictions, especially in municipalities with several barangays imposing varied rates, the SB may standardize fees to prevent confusion or inequity;
- c. When the SB exercises its oversight and regulatory coordination functions to align barangay-level fees with municipal development goals and economic planning; and,

¹ Sec. 447 (3) (i) Subject to the provisions of Book II of this Code, grant franchises, enact ordinances authorizing the issuance of permits or licenses, or enact ordinances levying taxes, fees and charges upon such conditions and for such purposes intended to promote the general welfare of the inhabitants of the municipality, and pursuant to this legislative authority shall: (i) Fix and impose reasonable fees and charges for all services rendered by the municipal government to private persons or entities;

- d. When the SB enacts a comprehensive revenue or regulatory ordinance that includes barangay clearance as a component of a broader business regulation or local taxation.

III. CONCLUSION AND RECOMMENDATION

The committee finds that:

- The ordinance is within the legislative powers of the Municipality of Calubian;
- It promotes barangay participation in business regulation and enhances local fiscal autonomy;

In view of the foregoing, the Committee respectfully recommends the APPROVAL of Municipal Ordinance No. 2025-008 of Calubian, Leyte.

Prepared and submitted by:


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Chairperson, Committee on Rules, Laws and Privileges

Concurred in to by:


Hon. Atty. Carlo P. Loreto
Vice Chairperson


Hon. Michael L. Cari
Member

Hon. Wilson S. Uy
Member

Hon. Martina L. Gimenez
Member

Attested by:

Florinda Jill S. Uyvico
Secretary to the Sanggunian