



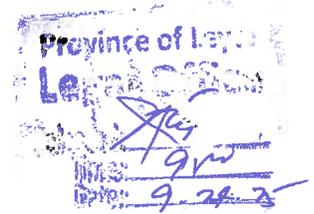
Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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PROVINCIAL LEGAL OFFICE

Item No.: 09

Date: 07 2025 OCT



Sangguniang Panlalawigan
Province of Leyte
RECEIVED
Date: SEP 29 2025
By: [Signature]

2nd INDORSEMENT
September 15, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2025-03 of the Sangguniang Bayan of San Miguel, Leyte.

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

- Ordinance No. 2025-03 entitled: **“An Ordinance regulating the entrance and exit of learners at the San Miguel national Highschool and the operation of designated gates for dropping off/picking up at Juan Luna Street, Barangay Cayare, San Miguel, Leyte”**

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)(5)(v) and (vi)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 (v) Regulate the use of streets, avenues, alleys, sidewalks, bridges, parks and other public places and approve the construction, improvement, repair and maintenance of the same; establish bus and vehicle stops and terminals or regulate the use of the same by privately-owned vehicles which serve the public; regulate garages and the operation of conveyances for hire; designate stands to be occupied by public vehicles when not in use; regulate the putting up of signs, signposts, awnings and awning posts on the streets; provide for the lighting, cleaning and sprinkling of streets and public places;

(vi) Regulate traffic on all streets and bridges, prohibit the putting up of encroachments or obstacles thereon, and, when necessary in the interest of public welfare, authorize the removal of encroachments and illegal constructions in public places;

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

1ST INDORSEMENT
12 September 2025

Province of Leyte
Legal Office
9-12-25

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 2025-03, s. 2025** of the **Municipality of San Miguel, Leyte**, entitled: **An Ordinance regulating the entrance and exit of learners at San Miguel National High School and the operation of designated gates for dropping off/picking up at Juan Luna Street, Barangay Cayare, San Miguel, Leyte.**


ANDRES AMICO UYVICO
Secretary to the Sanggunian
Prov. Gov. Asst. Dept. Head



Republic of the Philippines
PROVINCE OF LEYTE
MUNICIPALITY OF SAN MIGUEL
-oOo-

OFFICE OF THE SANGGUNIANG BAYAN

September 10, 2025

The Honorable Members of the Sangguniang Panlalawigan of Leyte
Thru: The Sangguniang Panlalawigan Secretary
Provincial Legislative Building,
Candahug, Palo, Leyte

SANGGUNIANG PANLALAWIGAN



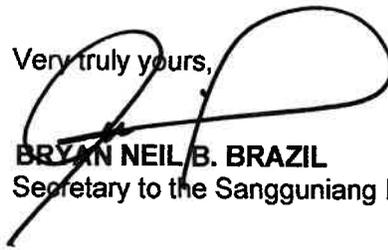
Gentlemen/Ladies:

I have the honor to forward herewith pertinent documents of the Sangguniang Bayan of the Municipality of San Miguel, Leyte for review and approval, to wit:

1. Sixteen (16) copies of Municipal Ordinance No. 2025-03, Series of 2025 as embodied under Resolution No. 137, Series of 2025 entitled:
"AN ORDINANCE REGULATING THE ENTRANCE AND EXIT OF LEARNERS AT SAN MIGUEL NATIONAL HIGH SCHOOL AND THE OPERATION OF DESIGNATED GATES FOR DROPPING OFF / PICKING UP AT JUAN LUNA STREET, BARANGAY CAYARE, SAN MIGUEL, LEYTE."

Kindly acknowledge receipt hereof.

Very truly yours,


BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan



OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN, SAN MIGUEL, LEYTE, HELD AT THE SESSION HALL, LEGISLATIVE BUILDING, SAN MIGUEL, LEYTE ON AUGUST 11, 2025

PRESENT:

- Hon. Estanislao D. Sabdao, Jr. - Municipal Vice-Mayor/Presiding Officer
- Hon. Jerome P. Peñaranda - SB Member
- Hon. Danilo L. Aureo - SB Member
- Hon. Norman Niel G. Martija - SB Member
- Hon. Letecia G. Espos - SB Member
- Hon. Francis Jay D. Sabdao - SB Member
- Hon. Thelma M. Brazil - SB Member
- Raul A. Salano - SB Member
- Hon. Richard Len B. Lapidario - SB Member
- Hon. Samuel P. Salomon - Ex-Officio Member, President, Liga ng mga Barangay
- Hon. Joss Novem B. Labaclado - Ex-Officio Member, President, Sangguniang Pambayang Pederasyon

**Resolution No. 137
Series of 2025**

AN ORDINANCE REGULATING THE ENTRANCE AND EXIT OF LEARNERS AT SAN MIGUEL NATIONAL HIGH SCHOOL AND THE OPERATION OF DESIGNATED GATES FOR DROPPING OFF / PICKING UP AT JUAN LUNA STREET, BARANGAY CAYARE, SAN MIGUEL, LEYTE

WHEREFORE, on motion of Hon. Raul A. Salano duly seconded by all members present;

NOW THEREFORE, BE IT ORDAINED, by the Sangguniang Bayan of Municipality of San Miguel, Leyte in regular session assembled;

**MUNICIPAL ORDINANCE NO.2025-03
Series of 2025**

**Sponsor: Hon. Raul A. Salano
SB Member/Chairman, Committee on Education, Family and Housing**

AN ORDINANCE REGULATING THE ENTRANCE AND EXIT OF LEARNERS AT SAN MIGUEL NATIONAL HIGH SCHOOL AND THE OPERATION OF DESIGNATED GATES FOR DROPPING OFF / PICKING UP AT JUAN LUNA STREET, BARANGAY CAYARE, SAN MIGUEL, LEYTE

SECTION 1. TITLE. This Ordinance shall be known as **"San Miguel NHS Learner Entry- Exit Gate Regulation Ordinance"**.

SECTION 2. DEFINITION OF TERMS.

- a. **Entry Gate** – The rear gate facing Juan Luna Street Barangay Cayare.
- b. **Exit Gate**–The same rear gate used after dismissal.
- c. **Drop-Off / Pick-Up Zone** – The designated lay-by section on Juan Luna St.
- d. **Visitor Gate** – Any school gate other than the rear gate, open to teachers, DepEd officials, and LGU personnel.
- e. **Unauthorized Vehicle** – Any vehicle parked or stopping outside the designated lay-by area for more than two (2) minutes.

Certified Correct:

BENJAMIN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan

Attested by:

HON. ESTANISLAO D. SABDAO, JR.
Municipal Vice-Mayor/Presiding Officer

Concurred:

HON. JEROME P. PEÑARANDA
SB MEMBER

HON. DANILLO L. AUREO
SB MEMBER

HON. NORMAN NIEL G. MARTIJA
SB MEMBER

HON. LETECIA G. ESPOS
SB MEMBER

HON. FRANCIS JAY D. SABDAO
SB MEMBER

HON. THELMA M. BRAZIL
SB MEMBER

HON. RAUL A. SALANO
SB MEMBER

HON. RICHARD LENS B. LAPIDARIO
SB MEMBER

HON. SAMUEL P. SALOMON
President, Liga ng mga Barangay

HON. JOSS NOVEM B. LABACLADO
President, SK Pambayang Pederasyon

ATTY. NORMAN P. SABDAO
Municipal Mayor

SECTION 3. Declaration of Policy.

A. It is hereby declared a public policy of the Municipality of San Miguel to safeguard the welfare of all learners, ensure smooth traffic flow, reduce vehicular congestion near school zones, and maintain public order, in line with:

- RA 7160 (Local Government Code of 1991), empowering LGUs on traffic management;
- DepEd-DOH JMC No.1 s.2021 (Safe School Traffic Management) and DepEd Order No. 17 s. 2022, which mandate designated entry and exit gates, drop-off zones, crowd control measures, signages, and unidirectional flow in high traffic areas; and
- RA 4136 (Land Transportation and Traffic Code), which prescribes a maximum speed limit of 20 km/h in school (crowded/stationary) zones.

SECTION 4. Objectives.

The ordinance aims to:

- a. Designate a single official access gate for learners to reduce overlapping flows;
- b. Prevent traffic bottlenecks and illegal stopping near school premises;
- c. Provide clear road markings, signage (in Filipino or English, with Braille if space allows), and waiting areas consistent with DepEd standards.
- d. Reduce risk of student pedestrian injury and intrusion by unauthorized individuals.

SECTION 5. Coverage.

This ordinance applies to all learners, parents or guardians fetching or dropping off learners, school personnel, visitors, non-teaching personnel, and motorists in the vicinity of San Miguel National High School.

SECTION 6. Entry and Exit Protocol.

1. **Learner Access:**
All learners (students) *must* use the rear gate on Juan Luna Street (opposite Romualdez Street) for entering and exiting the school during official school hours.
2. **Drop-Off / Pick-Up:**
Private vehicles and regulated PUVs must use the designated lay-by zone on Juan Luna Street only.
Stopping on National Road, double-parking, or staging anywhere else is strictly prohibited.
3. **Visitor and Personnel Access:**
Teachers, DepEd and LGU officials, and other authorized visitors may use any gate formally opened by school authorities, provided they register at the school guardhouse.

Certified Correct:

BRYAN NEIL E. BRAZIL
Secretary to the Sangguniang Bayan

Attested by:

HON. ESTANISLAD D. SABBDAO, JR.
Municipal Vice-Mayor/Presiding Officer

Concurred:

HON. JEROME P. PENARANDA
SB MEMBER

HON. DANILLO L. AUREO
SB MEMBER

HON. NORMANNIE G. MARTIJA
SB MEMBER

HON. LETICIA G. ESPINOSA
SB MEMBER

HON. FRANCIS JAY D. SABBDAO
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HON. THELMA M. BRAZIL
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HON. RAUL A. SALAÑO
SB MEMBER

HON. RICHARD LEN B. LAPIDARIO
SB MEMBER

HON. SAMUEL P. SALOMON
President, Liga ng mga Barangay

HON. JOSS NOVEN B. LABACLAO
President, SK Panabayang Pederasyon

ATTY. NORMAN D. SABBDAO
Municipal Mayor

SECTION 7. Traffic Safety Measures.

a. Gate Signages and School Maps:

A site map indicating location of classrooms, gate(s), paths of entry and exit, waiting area, health desk, and parking, shall be posted at the entrance gate in English or Filipino, with Braille as appropriate.

b. Speed Enforcement:

Motorists approaching the school gate must slow down to not more than **20 km/h**, consistent with RA 4136 limits for school zones and endorsed by DOTr-DPWH-DILG Joint Memorandum Circular 2018-001. The Municipal Traffic Bureau and PNP are authorized to erect speed signs and cite violators.

b. Waiting and Queue Areas:

A pull-over waiting area (sidewalk or verge) serving as a "fetcher waiting zone" shall be established. Only one adult per learner may wait to pick up learners, subject to school screening in adherence to DepEd policy. (the school and the barangay)

SECTION 8. Implementing Agencies and Coordination.

- **School Head / Principal** shall oversee gate operations, signage placement, release schedules, and maintain communication with parents and learners.
- **Municipal Traffic Enforcers and PNP** shall patrol Juan Luna Street during school opening (7:00 AM – 7:30 AM) and dismissal (4:00 PM – 4:30 PM) to enforce no-parking and speed limits.
- **Barangay Cayare Council** will assist in publicizing the ordinance and coordinate crowd control, especially during parent-teacher events or orientations.
- **DepEd Division** shall provide technical advice to the school to ensure compliance with issuance standards.

SECTION 9. LEARNER NON-COMPLIANCE. Warning letter and parent conference.

SECTION 10. SEPARABILTY CLAUSE. If any part of this Ordinance is declared invalid, the remaining parts shall remain valid and enforceable.

SECTION 11. REPEALING CLAUSE. All ordinances, executive orders, or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

SECTION 12. EFFECTIVITY. This ordinance shall take effect fifteen (15) days after its approval and publication in at least three (3) conspicuous public places in San Miguel, Leyte.

UNANIMOUSLY APPROVED

August 11, 2025

I HEREBY CERTIFY to the correctness of the foregoing resolution.

BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan

HON. FRANCIS JAY D. SABDAO
SB MEMBER

HON. THELMA M. BRAZIL
SB MEMBER

HON. RAUL A. SALAÑO
SB MEMBER

HON. RICHARD LEN B. LAPIDARIO
SB MEMBER

HON. SAMUEL P. SALOMON
President, Liga ng mga Barangay

HON. JOSS NOVEN B. LABACLADO
President, Sangguniang Pederasyon

ATTY. NORMAN D. SABDAO
Municipal Mayor

Attested by:

HON. ESTANISLAO D. SABDAO, JR.
Municipal Vice-Mayor/Presiding Officer

Concurred:

HON. JEROME P. BEMARANDA
SB MEMBER

HON. DANILLO L. AUREO
SB MEMBER

HON. NORMAN NIEL D. MARTIJA
SB MEMBER

HON. LETECIA S. ENOS
SB MEMBER

Approved:

Concurred:


HON. JEROME P. PEÑARANDA
SB Member


HON. NORMAN NIEL G. MARTIJA
SB Member

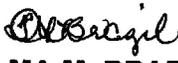

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SB Member


HON. JOSS NOVEM B. LABACLADO
Ex-Officio Member, President,
Sangguniang Kabataan Pambayang
Pederasyon

Attested by:


HON. ESTANISLAO D. SABDAO, JR.
Municipal Vice-Mayor/Presiding Officer

Approved:


ATTY. NORMAN D. SABDAO
Municipal Mayor





Republic of the Philippines
PROVINCE OF LEYTE
MUNICIPALITY OF SAN MIGUEL
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OFFICE OF THE SANGGUNIANG BAYAN

CERTIFICATE OF POSTING

THIS IS TO CERTIFY that Municipal Ordinance No. 2025-03, Series of 2025 as embodied under Resolution No. 137, Series of 2025 entitled: **"AN ORDINANCE REGULATING THE ENTRANCE AND EXIT OF LEARNERS AT SAN MIGUEL NATIONAL HIGH SCHOOL AND THE OPERATION OF DESIGNATED GATES FOR DROPPING OFF / PICKING UP AT JUAN LUNA STREET, BARANGAY CAYARE, SAN MIGUEL, LEYTE ."**, has been posted in three (3) conspicuous places within the municipality and shall remain posted for three (3) consecutive weeks.

Done this day 3rd day of September at San Miguel, Leyte.

BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan