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Republic of the Philippines  
**PROVINCE OF LEYTE**  
Provincial Capitol  
Tacloban City

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**PROVINCIAL LEGAL OFFICE**

Item No.: **33**  
Date: **09 2025 DEC**

Province of Leyte  
Leyte  
Relocated  
Time: 9:00  
Date: 12-2-25

**2<sup>nd</sup> INDORSEMENT**  
November 24, 2025

Sangguniang Panlalawigan  
Province of Leyte  
**RECEIVED**  
DEC 03 2025  
Date: \_\_\_\_\_  
By: *Jenny W.*

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 17 of the Sangguniang Bayan of Capoocan, Leyte.

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

- Ordinance No. 17: **“An Ordinance creating the Office of the Municipal Persons with Disability Affairs Office (MPDAO) in the Municipality of Capoocan, Leyte”**

**REVIEW/RECOMMENDATION/LEGAL OPINION:**

This office is of the opinion that the subject Ordinance is generally in accordance with its power under Section 443(c)(2)<sup>1</sup> of the Local Government Code of 1991 (R.A 7160) subject to the availability of funds. 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.

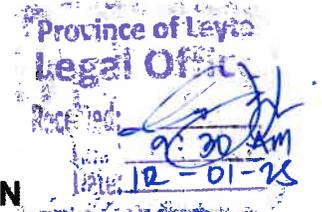
**ATTY. JOSE RAYMUND A. ACOL**  
*Provincial Legal Officer* *λ*

<sup>1</sup> **Section 443.**

(c) *The sangguniang bayan may:*

(2) *Create such other offices as may be necessary to carry out the purposes of the municipal government;*

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

**1<sup>ST</sup> INDORSEMENT**  
28 November 2025

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 17, series of 2025 of the Municipality of Capoocan, Leyte, entitled: An Ordinance creating the Office of the Municipal Persons with Disability Affairs Office (MPDAO) in the Municipality of Capoocan, Leyte and appropriating funds therefor.**

  
**FLORINDA JILL S. UYVICO**  
Secretary to the Sanggunian



Republic of the Philippines  
PROVINCE OF LEYTE  
Municipality of Capoocan  
Office of the Sangguniang Bayan

✉ sbcapoocan@gmail.com / sbcapoocan@yahoo.com  
☎ 09976874138

November 28, 2025

Sangguniang Panlalawigan  
Province of Leyte  
**RECEIVED**  
Date: NOV 28 2025  
By: [Signature]

**THE HONORABLE BODY**

Sangguniang Panlalawigan  
4<sup>th</sup> Floor, Provincial Government Complex  
West Bypass Road, Campetic  
Palo, Leyte

Dear Gentlemen / Mesdames:

Good Day!

Submitting **Municipal Ordinance No. 17, Series of 2025** of the Sangguniang Bayan of Capoocan, Leyte entitled, **"AN ORDINANCE CREATING THE OFFICE OF THE MUNICIPAL PERSONS WITH DISABILITY AFFAIRS OFFICER (MPDAO) IN THE MUNICIPALITY OF CAPOOCAN, LEYTE AND APPROPRIATING FUNDS THEREFOR"**, for review of the Honorable Body.

Earliest and favorable action shall be gratefully acknowledged.

Respectfully yours,

  
JUDE R. DELA TORRE  
Secretary to the Sanggunian



Republic of the Philippines  
PROVINCE OF LEYTE  
Municipality of Capoocan  
**Office of the Sangguniang Bayan**  
✉ sbcapoocan@gmail.com / sbcapoocan@yahoo.com  
☎ 09976874138

Sangguniang Panlalawigan  
Province of Leyte  
**RECEIVED**  
Date: NOV 28 2025  
By: *[Signature]*

SANGGUNIANG BAYAN OF THE MUNICIPAL GOVERNMENT OF CAPOOCAN, LEYTE IN ITS 16<sup>th</sup> REGULAR SESSION  
HELD ON OCTOBER 14, 2025 AT THE MUNICIPAL SESSION HALL LEGISLATIVE BUILDING

## MUNICIPAL ORDINANCE NO. 17 SERIES OF 2025

### AN ORDINANCE CREATING THE OFFICE OF THE MUNICIPAL PERSONS WITH DISABILITY AFFAIRS OFFICER (MPDAO) IN THE MUNICIPALITY OF CAPOOCAN, LEYTE AND APPROPRIATING FUNDS THEREFOR

**WHEREAS**, The Philippine Constitution in the Declaration of Principles and State Policies mandates that the State shall promote social justice in all phases of national development;

**WHEREAS**, Article 13 of the Constitution includes persons with disability as one of the priority sectors to be given access to essential goods and services at affordable cost and further provides that the State shall establish a special agency for disabled persons for their rehabilitation, self-development and self-reliance, and their integration into the mainstream society;

**WHEREAS**, National and Local Government agencies are directed to implement programs and services to ensure the full participation of Persons with Disabilities (PWDs) in all aspects of community life thru Republic Act No. 7277, otherwise known as the Magna Carta for Disabled Persons, and later on amended by R.A. No. 9442, R.A. No. 10070 and R.A. No. 10754;

**WHEREAS**, Republic Act No. 10070, also known as an Act to Establish an Institutional Mechanism to Ensure the Implementation of Programs and Services for Persons with Disabilities in every Province, City and Municipality, mandates the creation of a Persons with Disability Affairs Office in all local government units;

**WHEREAS**, the Implementing Rules and Regulations (IRR) of RA 10070, signed on August 25, 2016 provides for the mechanism in the establishment of Person with Disability Affairs Office (PDAO) and the appointment of PDAO Focal Person in every local government unit;

**WHEREAS**, in order to sustain and continuously carry out the task of monitoring, evaluation, data gathering, needs assessment, planning, establishment of production center, creation of job opportunities and advocacy in all cities and municipalities as the case maybe; the need for establishing a Persons With Disability Affairs Office (PDAO) to serve as its structural organization for the implementation of the above mentioned purposes;

**WHEREFORE**, on motion of Honorable Arnold A. Caing, duly seconded by Honorable Dave A. Nidera, be it:

**RESOLVED**, as it is hereby resolved that in session assembled, the Sangguniang Bayan of the Municipality of Capoocan, Leyte, enact the following:

**Section 1. Title.** This ordinance shall be known as the **OFFICE OF THE MUNICIPAL PERSONS WITH DISABILITY AFFAIRS OFFICER (MPDAO) Ordinance of the Municipality of Capoocan, Leyte.**

**Section 2. Rationale.** Persons with Disabilities (PWDs), due to various kinds of restrictions in their abilities, are arguably the most disadvantaged sector in the society. Most of them even lacked the educational attainment necessary for self-advancement. Thus, the Municipal Government of Capoocan, Leyte needs to consider the plight of the PWD sector as a priority concern. This ordinance provides a mechanism by which to uphold, promote and protect the rights and welfare of Persons with Disabilities in Capoocan,

*[Handwritten signatures of officials]*

Leyte adopting measures for them to avail the privileges and incentives provided by law, and ensuring that they are made more proactive, responsible and productive stakeholders of society.

**Section 3. Creation of OFFICE OF THE MUNICIPAL PERSONS WITH DISABILITY AFFAIRS OFFICER (MPDAO) in the Municipality of Capoocan, Leyte.** There shall be established an OFFICE OF THE MUNICIPAL PERSONS WITH DISABILITY AFFAIRS OFFICER (MPDAO) in the Municipality of Capoocan, Leyte. The office shall be manned and headed by the **Persons with Disability Affairs Officer II** who shall manage and oversee the operations of the office, pursuant to the mandate under R.A. No. 10070. The municipality may appoint such number of PDAO personnel as are necessary to carry out the functions and objectives of PDAO, subject to fund limitation. For reasons of economy and expediency, interim appointments may be resorted to, and may be drawn from any department or office now existing within the LGU.

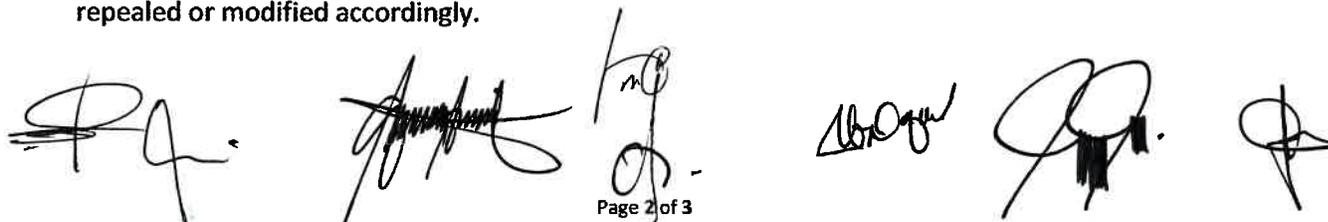
**Section 4. Qualifications, Powers, Duties and Responsibilities of the Persons with Disability Affairs Officer II, SG 18.** The qualifications, powers, duties and responsibilities of the **Persons with Disability Affairs Officer II, SG 18**, shall be based on the provisions of the Local Government Code of 1991 and Civil Service Commission (CSC) and other related laws.

**Section 5. Functions of MPDAO.** The Office of the Municipal Persons with Disability Affairs Officer shall carry out the following functions, viz:

- a. Formulate and implement policies, plans and programs for the promotion of the welfare of PWDs in coordination with concerned national government agencies, particularly the National Council for Disability Affairs (NCDA), and local government offices;
- b. Coordinate the implementation of the provisions of Republic Act No. 7277 otherwise known as the -Magna Carta for Disabled Persons and For Other Purposes, as amended by Republic Act No. 9442 and Republic Act No. 10070: Batas Pambansa Blg. 344, otherwise known as the Accessibility Law, and other relevant laws at the local level;
- c. Represent PWDs in meetings of local development councils and other special bodies;
- d. Recommend and enjoin the participation of non-government organizations (NGOs) and people's organizations (POs) in the implementation of all disability-related laws and policies;
- e. Gather and compile relevant data on PWDs, in coordination with the Barangay Councils and the concerned national and local government offices;
- f. Disseminate information including, but not limited to, programs and activities for PWDs, statistics on PWDs, including children with disability, and training and employment opportunities for PWDs;
- g. Submit report to the Office of the Municipal Mayor on the implementation of the programs and services for the promotion of the welfare of PWDs;
- h. Ensure that the policies, plans and programs for the promotion of the welfare of PWDs are duly funded by both the national and local government;
- i. Monitor fundraising activities being conducted for the benefit of PWDs;
- j. Seek donations in cash or in kind from local and foreign donors to implement and approved work plan for PWDs, in accordance with existing laws and regulations; and
- k. Perform such other functions as may be necessary for the promotion and protection of the welfare of the PWDs.

**Section 6. Appropriation.** The necessary funding for this office and this position shall be appropriated in the **Supplemental Budget No. 2 FY 2025 of the Municipality of Capoocan, Leyte** to cover the operational expenses, and salaries and benefits, in accordance with the corresponding salary grade, and shall be sustained and incorporated in the office' budget in the succeeding years.

**Section 7. Repealing Clause.** All ordinances, resolutions, executive orders, memorandum circulars and all other issuances or parts thereof which are inconsistent with any provisions of this Ordinance are hereby repealed or modified accordingly.



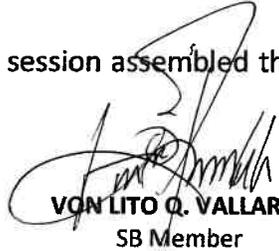
Page 2 of 3

**Section 8. Separability Clause.** If for any reason or reasons, any part of this Ordinance is declared unconstitutional or invalid, other parts or provisions thereof not affected thereby shall continue to be in full force and effect.

**Section 9. Effectivity.** This ordinance shall take effect immediately upon its approval and upon compliance of the posting requirements as prescribed under the Local Government Code.

**ENACTED** by the Sangguniang Bayan, in session assembled this 14<sup>th</sup> day of **October, 2025** at Capooan, Leyte.

  
**GRACIA G. PIGAR**  
SB Member

  
**VON LITO Q. VALLAR**  
SB Member

  
**JAIME A. DALDE, JR.**  
SB Member

  
**ARNOLD A. CAING**  
SB Member

**LANDER JAKE D. ABILLAR**  
SB Member  
*(On Official Business)*

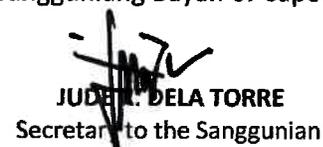
  
**TERESA C. BALQUIN**  
SB Member

  
**JOJO N. NEPOMUCENO**  
SB Member

**FLORENCE R. CAROLINO-MISAGAL**  
Ex-Officio Member  
**Municipal Chapter President**  
*Liga ng mga Barangay*  
*(On Official Business)*

  
**DAVE A. DELA TORRE**  
Ex-Officio Member  
**President**  
*Pambayang Pederasyon ng mga Sangguniang Kabataan*

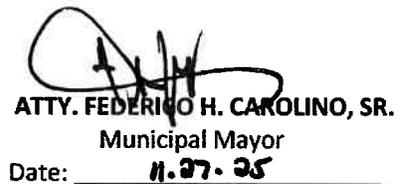
**I HEREBY CERTIFY** to the correctness of the foregoing Ordinance of the Sangguniang Bayan of Capooan, Leyte.

  
**JUDE R. DELA TORRE**  
Secretary to the Sanggunian

**ATTESTED:**

  
**FEDERICO P. CAROLINO, JR.**  
SB Member/Temporary Presiding Officer

**APPROVED:**

  
**ATTY. FEDERICO H. CAROLINO, SR.**  
Municipal Mayor  
Date: 11.27.25