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Item No.: 35

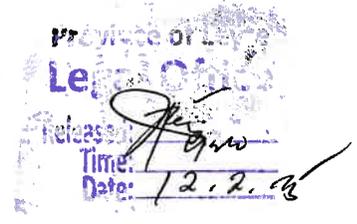
Date: 09 2025 DEC



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

-oOo-

PROVINCIAL LEGAL OFFICE



Sangguniang Panlalawigan
Province of Leyte

RECEIVED

Date: DEC 03 2025
By: Jenell V.

2nd INDORSEMENT

November 24, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 19 of the Sangguniang Bayan of Capoocan, Leyte.

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

- Ordinance No. 19: **“An Ordinance creating the Office of the Municipal Agricultural and Biosystems Engineers Office (MABEO)**

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)¹ 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

¹ 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
-o0o-

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
28 November 2025



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 19, series of 2025 of the Municipality of Capoocan, Leyte, entitled: An Ordinance creating the Office of the Municipal Agricultural and Biosystems Engineer (MABEO).**


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

THE HONORABLE BODY

Sangguniang Panlalawigan
4th Floor, Provincial Government Complex
West Bypass Road, Campetic
Palo, Leyte

Sangguniang Panlalawigan
Province of Leyte

RECEIVED

Date: NOV 28 2025
By: [Signature]

Dear Gentlemen / Mesdames:

Good Day!

Submitting **Municipal Ordinance No. 19, Series of 2025** of the Sangguniang Bayan of Capoocan, Leyte entitled, **"AN ORDINANCE CREATING THE OFFICE OF THE MUNICIPAL AGRICULTURAL AND BIOSYSTEMS ENGINEER (MABEO)"**, for review of the Honorable Body.

Earliest and favorable action shall be gratefully acknowledged.

Respectfully yours,


JUDE F. DELA TORRE
Secretary to the Sanggunian



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Capoocan
Office of the Sangguniang Bayan
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☎ 09976874138

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

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

MUNICIPAL ORDINANCE NO. 19 SERIES OF 2025

AN ORDINANCE CREATING THE OFFICE OF THE MUNICIPAL AGRICULTURAL AND BIOSYSTEMS ENGINEER (MABEO)

WHEREAS, Section 44 of Republic Act No. 7160 otherwise known as the Local Government Code of 1991, empowers the Sangguniang Bayan to create such other offices as may be necessary to carry out the purpose of the municipal government;

WHEREAS, Section 447 (a)(1)(viii) of the same Code provides that the Sangguniang Bayan has the power to determine the positions and salaries including allowances and benefits of employees in the municipal government;

WHEREAS, Section 29 of Republic Act No. 10601, known as the Agricultural and Fisheries Mechanization Law in relation to Republic Act No. 10915 or the Philippine Agricultural and Biosystems Engineering Act of 2016 mandates all Local Government Units to strengthen and establish their Agricultural and Biosystems Engineering Groups;

WHEREAS, Section 34 of RA No. 10915 mandates all concerned national government agencies, LGUs and SUCs implementing, regulating, funding and undertaking research, development, training and extension, testing, evaluation and inspection, as well technical audit of irrigation, farm mechanization. post-harvest and agro processing facilities, agricultural and biosystems infrastructures, farm-to-market roads, agro meteorology, forest mechanization development programs, and environmental protection and conservation programs, and projects to employ the required number of agricultural and biosystems engineers, and for this purpose, create various levels of agricultural and biosystems engineer positions;

WHEREAS, the provision of agricultural and biosystems engineering services is vital and necessary in the development and modernization of agriculture and fisheries, and the implementation of Food Security Program of the municipality, and the Mandanas ruling;

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 AGRICULTURAL AND BIOSYSTEMS ENGINEER (MABEO) Ordinance of the Municipality of Capoocan, Leyte.**

Section 2. Creation of OFFICE OF THE MUNICIPAL AGRICULTURAL AND BIOSYSTEMS ENGINEER (MABEO) in the Municipality of Capoocan, Leyte. There shall be established an OFFICE OF THE MUNICIPAL AGRICULTURAL AND BIOSYSTEMS ENGINEER (MABEO) in the Municipality of Capoocan, Leyte.

Section 3. Powers, Functions and Responsibilities of MABEO. The Office of the MUNICIPAL AGRICULTURAL AND BIOSYSTEMS ENGINEER (MABEO) shall be responsible for the planning, coordinating, implementing, monitoring and regulating the agricultural, fisheries and biosystems engineering, mechanization and infrastructure programs and projects within the municipality. The office shall also carry out the following:

- a. Provide agricultural engineering services which include engineering survey, preparation and evaluation of plans, designs, technical specifications, feasibility studies and cost estimates/program of work of irrigation, small water impounding, soil conservation and

[Signatures of officials]

- management, farm machinery, slaughterhouses, poultry dressing plants, postharvest facilities, auction markets, farm-to-market roads and other agricultural and fisheries infrastructure projects of the LGUs;
- b. Administer, supervise and coordinate the construction, operation, maintenance, improvement and management of irrigation, small water impounding, soil and water conservation structures and facilities, farm machinery, postharvest facilities, auction markets, farm-to-market roads and other agricultural and fisheries infrastructure projects of the LGUs;
 - c. Undertake the registration of agri-fishery machinery and facilities, enforcement of the Philippine Agricultural Engineering Standards (PAES) and other agricultural and fishery engineering regulatory activities in coordination and collaboration with the concerned national government agencies;
 - d. Coordinate with the concerned national government agencies with regards to the implementation of national government programs and projects on irrigation, farm mechanization, postharvest facilities, farm-to-market roads and agricultural and fisheries infrastructure;
 - e. Be in the frontline of the delivery of basic agricultural engineering services;
 - f. Provide training and extension activities to farmers and fisherfolk particularly in the installation, operation and maintenance of their irrigation, postharvest facilities, agricultural and fishery machinery projects in coordination with the agriculture and fisheries extension workers;
 - g. Undertake and/or coordinate the pilot testing and commercialization of matured agricultural and fisheries engineering technologies; and
 - h. Exercise such other powers and perform such other duties and functions as may be prescribed by the law or ordinance.

Section 4. Appropriation. The necessary funding for this office and this position shall be appropriated in the **Annual General Fund Budget and Supplemental Budget 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.

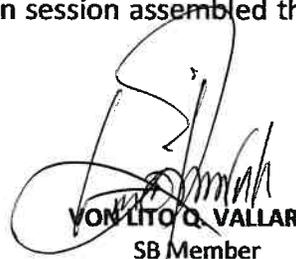
Section 5. Repealing Clause. All ordinances, resolutions, executive orders, memorandum circulars and all other issuances or parts thereof which are inconsistent with any provisions of this Ordinance are hereby repealed or modified accordingly.

Section 6. 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 7. 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 14th day of **October, 2025** at Capoocan, 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. MISENA
Ex-Officio Member
President

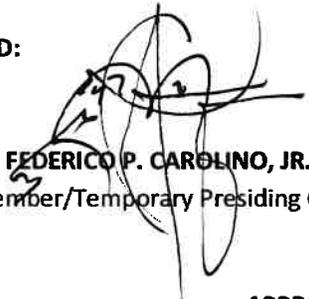
Pambayang Pederasyon ng mga Sangguniang Kabataan

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



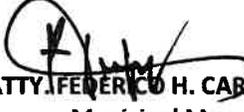
JUDE DELA TORRE
Secretary to the Sanggunian

ATTESTED:



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

APPROVED:



ATTY. FEDERICO H. CAROLINO, SR.
Municipal Mayor
Date: 11.07.25