

Item No.: 18

Date: 03 2026 FEB



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

PROVINCE OF LEYTE
LEGAL OFFICE

RELEASED

By: [Signature]
Date: 1-26-26 Time: 9:24

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Sangguniang Panlalawigan
Province of Leyte

PROVINCIAL LEGAL OFFICE

RECEIVED

Date: JAN 26 2026
By: [Signature]

2nd INDORSEMENT

January 22, 2026

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 1 series of 2026 of the Sangguniang Bayan of Tunga, Leyte.

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

- Ordinance No. 1 series of 2026 entitled: **“Ordinance creating a coordinating and monitoring board for the Special Protection of Senior Citizens or Elderly and PWDs in the Municipality of Tunga, 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 of the Local Government Code of 1991 (R.A 7160) in relation to RA 9994² and RA 10754³. 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 "Expanded Senior Citizens Act of 2010".

³ "An Act Expanding the Benefits and Privileges of Persons with Disability (PWD),"

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

1ST INDORSEMENT
21 January 2026

PROVINCE OF LEYTE
LEGAL OFFICE
RECEIVED
By: *[Signature]*
Date: 11.22.24 Time: 9:24

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 01, series of 2026** of **Tunga, Leyte**, entitled: **An Ordinance creating a Coordinating and Monitoring Board to provide special protection to Senior Citizens or Elderly Persons and Persons with Disabilities (PWDs) against discrimination, abandonment, negligence, violence, and other similar acts in the Municipality of Tunga, providing their duties and responsibilities, and for other purposes.**

[Signature]
FLORINDA JILL S. UYVICO
Secretary to the Sanggunian



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF TUNGA

OFFICE OF THE SANGGUNIANG BAYAN

January 20, 2026



HON. LEONARDO JAVIER JR.
Vice-Governor/Presiding Officer
Sangguniang Panlalawigan
Province of Leyte

Thru: THE SECRETARY TO THE SANGGUNIANG

Sir:

Respectfully submitting herewith fifteen (15) copies of **Municipal Ordinance No. 01, Series of 2026** – *AN ORDINANCE CREATING A COORDINATING AND MONITORING BOARD TO PROVIDE SPECIAL PROTECTION TO SENIOR CITIZENS OR ELDERLY PERSONS AND PERSONS WITH DISABILITIES (PWDs) AGAINST DISCRIMINATION, ABANDONMENT, NEGLIGENCE, VIOLENCE, AND OTHER SIMILAR ACTS IN THE MUNICIPALITY OF TUNGA, PROVIDING THEIR DUTIES AND RESPONSIBILITIES, AND FOR OTHER PURPOSES*, together with its supporting documents for review and approval.

Please acknowledge receipt hereof.

Thank you.

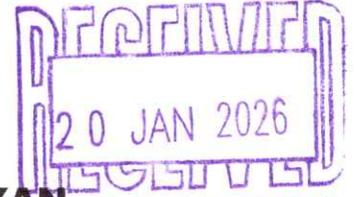
Very truly yours,

NAOMI C. ARCALLANA
Secretary to the Sanggunian



REPUBLIC OF THE PHILIPPINES
 Province of Leyte
 MUNICIPALITY OF TUNGA
 -oOo-

SANGGUNIANG BAYAN



PROVINCE OF LEYTE

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE 26TH REGULAR SESSION OF THE SANGGUNIANG BAYAN, TUNGA, LEYTE HELD ON JANUARY 12, 2026 AT THE SB SESSION HALL.

PRESENT:

- | | |
|--------------------------------|--|
| Hon. Lemuel G. Ponferrada | - Municipal Vice-Mayor/Presiding Officer |
| Hon. Martiniano F. Requeiz | - SB Member |
| Hon. Herman A. Ayuste | - SB Member |
| Hon. Marietta A. Catalo | - SB Member |
| Hon. Cielito O. Esquibel | - SB Member |
| Hon. Jose Capoporo A. Uribe | - SB Member |
| Hon. Joselito L. Arintoc | - SB Member |
| Hon. Rex S. Ergina | - SB Member |
| Hon. Juanito G. Fallorina, Jr. | - SB Member |
| Hon. Florentina A. Obsequio | - Ex-Officio Member/Liga President |
| Hon. Leo Van C. Delgado | - Ex-Officio Member/SK Fed. President |

ABSENT:

- | | |
|--------------------------------|---------------------------------|
| Hon. Juanito G. Fallorina, Jr. | - SB Member – on official leave |
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MUNICIPAL ORDINANCE NO. 01
 Series of 2026

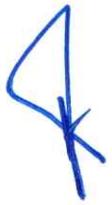
AN ORDINANCE CREATING A COORDINATING AND MONITORING BOARD TO PROVIDE SPECIAL PROTECTION TO SENIOR CITIZENS OR ELDERLY PERSONS AND PERSONS WITH DISABILITIES (PWDs) AGAINST DISCRIMINATION, ABANDONMENT, NEGLIGENCE, VIOLENCE, AND OTHER SIMILAR ACTS IN THE MUNICIPALITY OF TUNGA, PROVIDING THEIR DUTIES AND RESPONSIBILITIES, AND FOR OTHER PURPOSES.

Sponsor: Hon. Cielito O. Esquibel
Co-Sponsors: Hon. Martiniano F. Requeiz
Hon. Florentina A. Obsequio

WHEREAS, Article II, Section II of the 1987 Philippine Constitution declares that the State values the dignity of every human person and guarantees full respect for human rights;

WHEREAS, Article XV, Section 4 of the 1987 Philippine Constitution provides that the family has the duty to care for its elderly members but the State may also do so through just programs of social security;

WHEREAS, Republic Act No. 9994 or the Expanded Senior Citizens Act of 2010 which amended Republic Act No. 7432 recognize senior citizens or elderly persons as



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integral members of society, deserving of utmost respect and full support and assistance from the government to ensure their overall health, safety, and well-being.

WHEREAS, Republic Act No. 7277 or the Magna Carta for Disabled Persons, as amended by Republic Act No. 9442, as further amended by Republic Act No. 10754, mandates the Statute to ensure the rehabilitation, self-development, and self-reliance of disabled persons and their integration into the mainstream of society;

WHEREAS, the same acts also provide for the statutory benefits and privileges accorded to senior citizens and PWDs, including the grant of discounts, exemptions from value-added tax (VAT) on selected goods and services, free medical services in government, health facilities, express lanes in commercial and government establishments, among others, as well as the legal consequences for violations thereof;

WHEREAS, local government units are also mandated to actively and fully implement national laws and policies, and to initiate programs and activities to ensure that the rights of senior citizens and PWDs are respected and protected in their respective jurisdictions;

WHEREAS, to this end, the Local Government of Tunga hereby formulates a policy against discrimination, abuse, abandonment, neglect, and other acts detrimental to the well-being of the elderly and PWDs through the enactment of the foregoing ordinance;

NOW, THEREFORE, BE IT ORDAINED by the Sangguniang Bayan of Tunga in session assembled that:

SECTION 1. TITLE - This Ordinance shall be known as an "Ordinance Creating a Coordinating and Monitoring Board for the Special Protection of Senior Citizen or Elderly Persons and Persons with Disabilities (PWDs) in the Municipality of Tunga."

SECTION 2. DECLARATION OF POLICY - It is hereby declared the policy of the Municipality of Tunga to provide special protection to senior citizens, elderly persons, and PWDs from all forms of abuse consistent with the provisions of R.A. 9994, R.A. 7277, and other pertinent laws, through the establishment of institutional grievance mechanism.

SECTION 3. DEFINITION OF TERMS - For purposes of this Ordinance, the terms and phrases enumerated in this Section shall be construed or interpreted to mean to refer to, as follows:

- 7
- a. **Abandonment** – the act of leaving or deserting elderly or PWD for a considerable period of time, without making proper arrangements for his/her health, safety, and welfare.
 - b. **Abuse** – refers to repeated acts or treatments to senior citizens or PWDs that trend to demean, debase or degrade their intrinsic value or dignity, including physical, emotional, psychological, or economic harm;
 - c. **Discrimination** – treatment or consideration of, or a making a distinction in favor of or against senior citizens or PWDs.
 - d. **Domestic Violence** – refers to acts or threats of violence against a senior citizen or PWD, excluding an act of self-defense, committed by any person or any relative within the 4th degree of affinity or consanguinity to the victim.
 - e. **Negligence** – the failure to observe for the protection of the interests of another person that required degree of care, precaution, and vigilance which the circumstances justly demand, whereby such as other person suffers injury.

- f. **Other Forms of Violence** – refers to acts or threats of violence, excluding an act of self-defense, committed by any person other than those mentioned under Section 3 (d).
- g. **Person with Disabilities (PWDs)** – refer to persons who have long-term physical, mental, intellectual, or sensory impairments which may hinder their full and effective participation in society on an equal basis with others.
- h. **Violence** – refers to a single or repeated act which causes harm or distress to a senior citizen or PWD.
- i. **Senior Citizen/Elderly Persons** – refer to a person who are at least sixty (60) years old of age and above.

SECTION 4. PROHIBITED ACTS AGAINST SENIOR CITIZENS OR ELDERLY PERSONS AND PWDs.

- (a) It shall be unlawful discrimination for transport services, (including Public Utility Jeepneys (PUJs), taxis, and other similar vehicles), medical institutions, drug stores, accommodations, and other establishments to refuse lawful discounts on the purchase of goods and services and 12% VAT exemption as enumerated under RA No. 9994, in the case of senior citizens, and RA 7277 as amended by RA 10754, in the case of PWDs.
- (b) It shall be unlawful for any person to inflict harm or distress to senior citizens or PWDs through any of the following:
 - I. use of the physical force resulting in bodily injury, physical harm, pain or impairment.
 - II. Shout, swear, scare, humiliate, show disrespect through name-calling. Ridicule, constant criticism, ignoring, or giving silent treatment and other analogous acts, thereby causing psychological, mental or emotional abuse;
 - III. Financial abuse through acts that make them financially dependent;
 - IV. Failure to perform acts necessary to maintain or preserve the life or health of senior citizens or PWDs that would result in the deterioration of pre-existing physical or mental conditions;
 - V. Abandonment as herein defined; and
 - VI. Other similar or analogous circumstances

SECTION 5. CREATION AND COMPOSITION OF THE MUNICIPAL COORDINATING AND MONITORING BOARD.

The Municipal Coordinating and Monitoring Board is hereby created to be composed of the following:

Chairperson:

- Municipal Social Welfare and Development Officer (MSWDO)

Vice Chairperson:

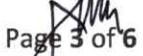
- Municipal Local Government Operations Officer (MLGOO)

Members:

- President of the Federation of Senior Citizens Association of Tunga (SECAT)
- Business Permit and Licensing Officer (BPLO)








- Head, Office of the Senior Citizens Affairs (OSCA)
- Persons with Disability Affairs Officer (PDAO)
- Municipal Health Officer
- Liga ng mga Barangay
- All Barangay Presidents of the Senior Citizens Association of Tunga
- Women and Children Protection Desk Officer, Tunga Police Station
- President, Federated Persons with Disability Organization
- Sangguniang Bayan, Committee on Senior Citizens and Persons with Disability (PWDs)
- Sangguniang Bayan, Committee on Women, Family, and Social Welfare

The OSCA Head and PDAO shall serve as focal persons to the Board for senior citizens and PWDs, respectively, whose duties are enumerated under Section 8 (b) hereof.

SECTION 6. FUNCTIONS OF THE BOARD - The Municipal Coordinating and Monitoring Board shall have the following functions:

1. Oversee and coordinate all projects and activities related to the welfare of elderly persons or senior citizens, and PWDs at the Municipality of Tunga and take appropriate steps to ensure compliance with established priorities, standards, and guidelines;
2. Ensure that every barangay has allocated at least one percent (1%) of their budget programs/projects related to elderly persons or senior citizens, and PWDs pursuant to Department of Social Welfare and Development (DSWD) and Department of Budget Management (DBM) Circular No. 2003-01 or the implementing Guidelines for Section 29 of the General Appropriations Act;
3. Collaborate with the Liga ng mga Barangay to dedicate a space in their Barangay Hall for the use of their elderly persons and senior citizens, and to establish Barangay Disability Affairs Office;
4. Coordinate with the Office of the Municipal Mayor to provide legal assistance to senior citizens and PWDs against persons or establishments who refuse to give lawful discounts on the purchase of goods and services and 12% Value-added Tax (VAT) exemption, among other privileges granted to them by law;
5. Monitor and coordinate with the Gender and Development (GAD) Focal Point System to ensure that gender equality programs and policies for women senior citizens and PWDs are properly and effectively implemented;
6. Lobby with the Sangguniang Bayan the enactment of appropriate anti-poverty programs for senior citizens and PWDs;
7. Report to the Municipal Mayor any individual, establishments, business entities, institutions or agencies violating the provisions of RA No. 9994 and RA No. 7277, as amended by RA 9442, and other pertinent laws;
8. Assist senior citizens and PWDs in filling complaints or charges against any individual, establishments, business entities, institutions, or agencies who refuse to comply with the privileges under RA No. 7277, as amended by RA No. 9442, and those who commit abuse, discrimination, neglect, abandonment, violence, and other similar acts before the Office of the Prosecutor and/or the Public Attorney's Office (PAO), and in the appropriate court, ensure that all covered establishments display notices about the rights and privileges of senior citizens and PWD;
9. Perform such other functions that are necessary in the effective and successful enforcement of pertinent laws, rules and ordinances related to senior citizens and PWDs.

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Municipal Mayor

SECTION 7. BOARD MEETING - The board shall meet every quarter or as often as necessary when called upon by the Chairperson or a majority of its members. The members of the Board shall receive no compensation but shall be entitled to travelling and other allowances as approved by the Board, when funds are available.

SECTION 8. GRIEVANCE MECHANISM.

- (a) the Board shall establish a grievance mechanism to address concerns and complaints from senior citizens and PWDs. This mechanism shall include:
1. A dedicated hotline and online platform for reporting grievances;
 2. A clear procedure for filing and processing complaints, including confidentiality and protection from retaliation for complainants;
 3. Regular reporting and monitoring of grievances and resolutions to the Board of the Municipal Mayor.
- (b) The focal persons of the Municipal Coordinating and Monitoring Board shall have the following duties:
- I. Take initial steps in handling grievances of senior citizens and PWDs;
 - II. Take custody of and maintain all records, data information, and other pertinent documents filed before the Board; and
 - III. Coordinate with the Board to ensure that all complaints are logged, investigated, and resolved in a timely manner.
 - IV. Other duties and responsibilities as may be authorized by the Board.

SECTION 9. MANUAL OF PROCEDURE - The Board is hereby authorized to formulate a Manual of Procedure for local application to ensure the prompt and effective enforcement of RA No. 7277 as amended by RA No. 9442, other pertinent laws, and this Ordinance.

SECTION 10. SEPARABILITY CLAUSE - If for any reason, any section or provision of this Ordinance shall be held to be unconstitutional or invalid by any competent authority, such judgement or action shall not affect or impair the other sections or provisions thereof.

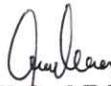
SECTION 11. REPEALING CLAUSE - All Municipal Ordinance or parts thereof that are inconsistent with any provisions of this ordinance are hereby repealed or modified accordingly.

SECTION 12. EFFECTIVITY CLAUSE - This Ordinance shall take effect immediately upon its approval, subject to the compliance of the necessary posting requirements as provided for in the Local Government Code of 1991.

ENACTED by the Sangguniang Bayan, in session assembled this 12th day of January 2026 at Tunga, Leyte.

Page 5 of 6

I HEREBY CERTIFY to the correctness of the foregoing Municipal Ordinance.


NAOMI C. ARCALLANA
Secretary to the Sanggunian

ATTESTED:


LEMUEL G. PONFERRADA
Municipal Vice Mayor/Presiding Officer


MARTINIANO F. REQUIEZ
SB Member


HERMANA A. AYUSTE
SB Member


MARIETTA A. CATALO
SB Member


CIELITO O. ESQUIBEL
SB Member


JOSE CAPOPORO A. URIBE
SB Member


JOSE L. ARINTOC
SB Member


REX S. ERGINA
SB Member

(on official leave)
JUANITO G. FALLORINA, JR.
SB Member


FLORENTINA A. OBSEQUIO
Ex-Officio Member/Liga President


LEO VAN C. DELGADO
Ex-Officio Member/SK Fed. President

APPROVED:


REINBERT C. COSTELO
Municipal Mayor

Date: 01 - 19 - 2026



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF TUNGA

OFFICE OF THE SANGGUNIANG BAYAN

CERTIFICATE OF POSTING

TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY that *Municipal Ordinance No. 01, S. 2026* entitled: “AN ORDINANCE CREATING A COORDINATING AND MONITORING BOARD TO PROVIDE SPECIAL PROTECTION TO SENIOR CITIZENS OR ELDERLY PERSONS AND PERSONS WITH DISABILITIES (PWDs) AGAINST DISCRIMINATION, ABANDONMENT, NEGLIGENCE, VIOLENCE, AND OTHER SIMILAR ACTS IN THE MUNICIPALITY OF TUNGA, PROVIDING THEIR DUTIES AND RESPONSIBILITIES, AND FOR OTHER PURPOSES”, has been posted in three (3) conspicuous places within the municipality and shall remain posted for three (3) consecutive weeks.

Issued this 20th day of January 2026 at Tunga, Leyte.


NAOMI C. ARCALLANA
Secretary to the Sanggunian