



Republic of the Philippines
PROVINCE OF LEYTE
 Provincial Capitol
 Tacloban City

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PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT
 February 12, 2026

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2025-18 of the Sangguniang Bayan of San Miguel, Leyte.

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

- Ordinance No. 2025-18 entitled: **“An Ordinance prescribing fees and charges for the use and rentals of agricultural machineries and equipment of the Municipality of San Miguel , Leyte**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office opines that the subject Ordinance is, in general, within the legislative authority of the Sangguniang Bayan under Section 447(a)(3)(i) and (iii)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 (i) Fix and impose reasonable fees and charges for all services rendered by the municipal government to private persons or entities;

(iii) Prescribe the terms and conditions under which public utilities owned by the municipality shall be operated by the municipal government or leased to private persons or entities, preferably cooperatives;

Item No.: 04
 Date: 02 2026 MAR

PROVINCE OF LEYTE
 LEGAL OFFICE

RELEASED

By: [Signature]
 Date: 2.13.26 Time: 9:10

Sangguniang Panlalawigan
 Province of Leyte

RECEIVED

Date: FEB 19 2026
 By: [Signature]

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

PROVINCE OF LEYTE
LEGAL OFFICE

RECEIVED

1ST INDORSEMENT
30 January 2026

By: 
Date: 1. 30. 26 Time: 4:24

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 2025-18**, of the **Municipality of San Miguel, Leyte**, entitled: **An Ordinance prescribing fees and charges for the use and rentals of agricultural machineries and equipment of the Municipality of San Miguel, Leyte.**


FLORINDA JILL S. UYVICO
Secretary to the Sangguniang



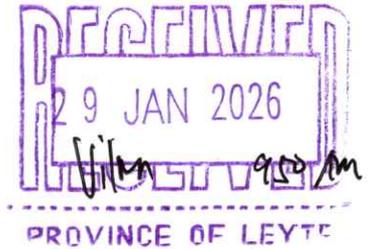
Republic of the Philippines
PROVINCE OF LEYTE
MUNICIPALITY OF SAN MIGUEL
-oOo-

OFFICE OF THE SANGGUNIANG BAYAN

January 26, 2026

The Honorable Members of the Sangguniang Panlalawigan of Leyte
Thru: The Sangguniang Panlalawigan Secretary
Provincial Legislative Building
Tacloban City

SANGGUNIANG PANLALAWIGAN



Gentlemen/Ladies:

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

1. Fourteen (14) copies of Municipal Ordinance No. 2025-18, Series of 2025 entitled **"AN ORDINANCE PRESCRIBING FEES AND CHARGES FOR THE USE AND RENTALS OF AGRICULTURAL MACHINERIES AND EQUIPMENT OF THE MUNICIPALITY OF SAN MIGUEL, LEYTE"**.
2. as embodied under Resolution No. 292 Series of 2025.
3. Fourteen (14) copies of Certificate of Posting.

Kindly acknowledged receipt hereof.


BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan



Republic of the Philippines
PROVINCE OF LEYTE
 MUNICIPALITY OF SAN MIGUEL
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SANGGUNIANG PANLALAWIGAN
 29 JAN 2026
 PROVINCE OF LEYTE

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 DECEMBER 15, 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. Francis Jay D. Sabdao | - | SB Member |
| Hon. Thelma M. Brazil | - | SB Member |
| Hon. 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 |

ABSENT:

- | | | |
|-----------------------|---|-------------------------------|
| Hon. Letecia G. Espos | - | SB Member (on official leave) |
|-----------------------|---|-------------------------------|

**Resolution No. 292
 Series of 2025**

AN ORDINANCE PRESCRIBING FEES AND CHARGES FOR THE USE AND RENTALS OF AGRICULTURAL MACHINERIES AND EQUIPMENT OF THE MUNICIPALITY OF SAN MIGUEL, LEYTE

WHEREAS, Section 186 Chapter 5, title One, Book 2 of the Local Government Code of 1991 states that the Local Government Units may exercise the power to levy taxes, fees and charges;

WHEREAS, as additional source of revenue of the municipality while providing job opportunity to the people and always lower than the rate from the prevailing private price;

WHEREFORE, on motion of Hon. Norman Niel G. Martija duly seconded by Hon. Francis Jay D. Sabdao;

NOW THEREFORE, BE IT ENACTED, AS IT IS HEREBY ENACTED BY THE SANGGUNIANG BAYAN OF SAN MIGUEL, LEYTE, BY VIRTUE OF THE POWERS VESTED IN IT BY LAW, IN SESSION ASSEMBLED, that:

**MUNICIPAL ORDINANCE NO. 2025-18
 Series of 2025**

AN ORDINANCE PRESCRIBING FEES AND CHARGES FOR THE USE AND RENTALS OF AGRICULTURAL MACHINERIES AND EQUIPMENT OF THE MUNICIPALITY OF SAN MIGUEL, LEYTE

Sponsor: HON. NORMAN NIEL G. MARTIJA
 SB Member/Chairman on Public Works, Agriculture, Livelihood, Environmental Protection and General Services

Section 1. TITLE. This ordinance shall be known as **AN ORDINANCE PRESCRIBING FEES AND CHARGES FOR THE USE AND RENTALS OF AGRICULTURAL MACHINERIES AND EQUIPMENT OF THE MUNICIPALITY OF SAN MIGUEL, LEYTE.**

Certified Correct:

Attested by:

Concurred:

HON. FRANCIS JAY D. SABDAO
 SB MEMBER

HON. THELMA M. BRAZIL
 SB MEMBER

HON. RAUL A. SALANO
 SB MEMBER

HON. RICHARD LEN B. LAPIDARIO
 SB MEMBER

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

HON. JOSS NOVEN B. LABACLADO
 President, SB Pambayang Pederasyon

ATTY. NORMAN D. SABDAO
 Municipal Mayor

BRYAN NEIL B. BRAZIL
 Secretary for the Sangguniang Bayan

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

HON. JEROME P. PEÑARANDA
 SB MEMBER

HON. DANILLO L. AUREO
 SB MEMBER

HON. NORMAN NIEL G. MARTIJA
 SB MEMBER

Approved:

Section 2. DECLARATION OF POLICY. It is the policy of Municipality of San Miguel, Leyte to serve its constituents particularly the Agricultural Sector by delivering efficient and effective services as well as to provide facilities for economic upliftment.

Section 3. DEFINITION OF TERMS;

For purposes of this Ordinance, these terms are defined as follows,

1. Client – Farmer's/Farmers association wishing to avail the services of the farm Equipment whose farm is within the jurisdiction of Municipality of San Miguel, Leyte.
2. Farmer – One who earns his/her living by farming; one who cultivates a farm, whether a tenant or proprietor; an agriculturist; one who till the soil.
3. Farmers Association – Any farmer organization duly accredited or recognized by the LGU.
4. Farm Equipment – An Equipment owned by the Municipality of San Miguel used for pulling heavy loads, especially on farms, where its large wheels enable it to move in fields.
5. Operator – an LGU SAN MIGUEL worker who operates Machinery, an instrument or other equipment.
6. Mechanic – an LGU SAN MIGUEL skilled worker who is employed to repair, maintain or operate machinery or engines.

Section 4. Objectives; To help the farmer's and to enhance their capability of farming and to meet their target harvest and to deliver the lowest price of rice due to the mandate of the President Ferdinand R. Marcos Jr.

Section 5. Imposition of Fee; The following fees shall be as follows for;

Rental fees of Agricultural Machineries and Equipment's;

a) Rice Harvester	8% Total Harvest
b) Rice Transplanter	P 800.00/Hour
c) Dump trucks	P1,000.00/Load
d) Trailer	P 300.00/Load
e) Tractor	P 800.00/Hour
f) Prime Mover (Self Loading)	P 300.00/Load
g) Elf Truck	P 300.00/Load

Section 6. Payment; The fee imposed herein shall be paid directly to the Municipal Treasurer or his/her authorized representative.

Section 7. Administrative Provision; The assigned Revenue Collection Clerk (RCC) of the Office of the Municipal Treasurer shall maintain a separate ledger for all generated income arising from this ordinance.

Section 8. Prioritization: 1st come 1st served basis and at least the farmer has 1 Hectare land area in order to avail the service.

Section 9. Repealing Clause; All Ordinances contrary or inconsistent with the provisions herein are deemed repealed or amended.

Certified Correct:

Attested by:

Concurred:

Approved:

HON. FRANCIS JAY B. SABDAO
SB MEMBER

HON. THELMA M. BRAZIL
SB MEMBER

HON. RAUL A. SALANO
SB MEMBER

HON. RICHARD LEN B. LAPIDARIO
SB MEMBER

HON. JEROME P. PENARANDA
SB MEMBER

HON. DANILLO L. AUREO
SB MEMBER

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

HON. JOSE ROVEN B. LABACLAO
President, SK Panbayang Pederasyon

BRYANNEIL B. BRAZIL
Secretary of the Sangguniang Bayan

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

HON. NORMAN NIEL G. MARTILLA
SB MEMBER

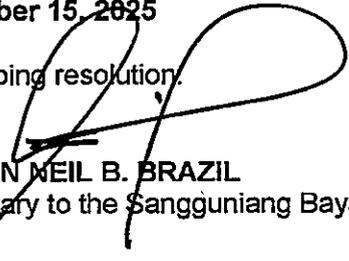
ATTY. NORMAN D. SABDAO
Municipal Mayor

Section 10. Effectivity Clause; This Ordinance shall take effect upon approval.

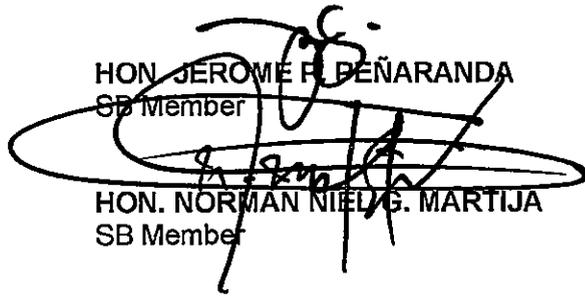
DATE APPROVED -

December 15, 2025

I HEREBY CERTIFY to the correctness of the foregoing resolution.


BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan

Concurred:


HON. JEROME P. DEÑARANDA
SB Member

HON. NORMAN NIEL G. MARTIJA
SB Member

HON. THELMA M. BRAZIL
SB Member

HON. RICHARD LEN B. LAPIDARIO
SB Member

HON. DANILO L. AUREO
SB Member


HON. FRANCIS JAY D. SABDAO
SB Member


HON. RAUL A. SALANO
SB Member

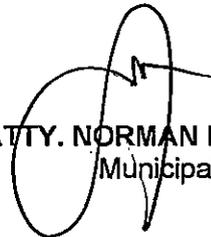
HON. SAMUEL P. SALOMON
Ex-Officio Member, President
Liga ng mga Barangay


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

MUNICIPAL ORDINANCE PRESCRIBING FEES AND CHARGES FOR THE USE AND RENTALS OF AGRICULTURAL MACHINERIES AND EQUIPMENT OF THE MUNICIPALITY OF SAN MIGUEL, LEYTE.

The public hearing start at 2:00 o'clock in the afternoon at the Municipal Auditorium on November 07, 2025, and was presided by Hon. Norman Neil Martija, SB Member.

Hon. Norman Neil Martija, welcome the participants/farmers from the different barangays in the Municipality of San Miguel, Leyte.

The Chair presented the overview of this ordinance.

Mr. Julius Ambida OIC/Department of Agriculture gave a message about this ordinance, especially the rental of machineries.

Mr. Dave Gozo, explained the different kind of machineries, especially their functions. Suggested the Section 4, instead of 1.5 hectares reduce to 1 hectare

The following were the concerns raised:

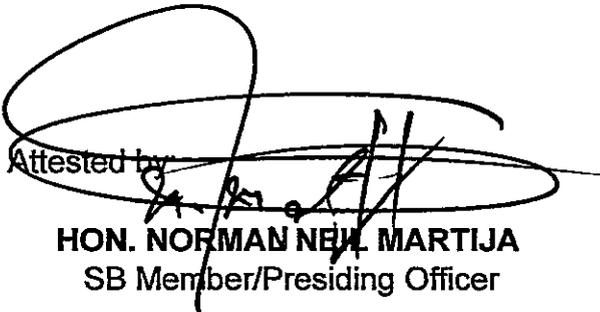
1. Mr. Gerardo Sabdao, suggested to decreased from 10% to 9% the rental of harvester.
2. Mr. Generoso Sapasip, clarify if the driver of harvester is already included the rental of the harvester.
3. Mr. Generoso Sapasip, ask question, in one hectare how many hours consuming of using the tractor.

Mr. Julius Ambida, gave a closing message during the public hearing.

There being no more queries and suggestions, the public hearing was adjourned at 3:10 in the afternoon.

I hereby certify to the correctness of the foregoing minutes

Attested by


HON. NORMAN NEIL MARTIJA
SB Member/Presiding Officer


ROGELIO D. EMBERSO, JR
LLSA II/Acting Secretary

Nov. 11, 2025

**ATTENDANCE
PUBLIC HEARING**

NAME	BARANGAY/DESIGNATION	SIGNATURE
Minerna Babiano	BATAI	<i>[Signature]</i>
Marta B. Sauglang	Libtong	<i>[Signature]</i>
Ester V. Antoni	Libtong	<i>[Signature]</i>
Antonio Baldo	"	
Rosemarie P. Sulle	"	<i>[Signature]</i>
Eglesua Martiya	"	
Bonifacio Cayaca	"	Bonifacio
Jessa Sadino	"	
Pelen R. Brazil	Cayaca	<i>[Signature]</i>
Maria Theresa	Cayaca	<i>[Signature]</i>
Edwin Ellaso	Cayaca	EWELLASO
Wladimir Dunsan	Cayaca	
Edgardo Ellaso	"	<i>[Signature]</i>
Welly Bunagua	"	<i>[Signature]</i>
Celito V. Babiano	LIBTONG	<i>[Signature]</i>
ADNELL LAPIDARIO	LIBTONG	<i>[Signature]</i>
Alfie Bacabac	Libtong	<i>[Signature]</i>
Gorgonio V. Opiniano	Libtong	<i>[Signature]</i>
GENEROSO SAMPASIP	SANTOL	<i>[Signature]</i>
Roberto	Dunsan Cayaca	
Jonie R. Bogue	Guinayanon / Farmer	<i>[Signature]</i>
Nilla B. Cogoca	Libtong	<i>[Signature]</i>
Renalyn J. Malague	Libtong	<i>[Signature]</i>
Noel E. Malague	Libtong	<i>[Signature]</i>
Luz Capetong Baldo	Balisan	<i>[Signature]</i>
Maria Sison	Cayaca	<i>[Signature]</i>
NETHERN ABS	LIBTONG	<i>[Signature]</i>
GERARDO B. SABA	LIBTONG	<i>[Signature]</i>



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

OFFICE OF THE SANGGUNIANG BAYAN

CERTIFICATE OF POSTING

THIS IS TO CERTIFY that Municipal Ordinance No. 2025-18, Series of 2025 as embodied under Resolution No. 292 Series of 2025 entitled **“AN ORDINANCE PRESCRIBING FEES AND CHARGES FOR THE USE AND RENTALS OF AGRICULTURAL MACHINERIES AND EQUIPMENT OF THE MUNICIPALITY OF SAN MIGUEL, LEYTE”** has been posted in (3) three conspicuous places within the municipality and shall remain posted for (3) three consecutive weeks.

Done this 26th day of January, 2026 in San Miguel, Leyte.


BRYAN NEIL B. BRAZIL
Secretary to the Sangguniang Bayan