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Item No.: 02  
Date: 09 2026 MAR



Republic of the Philippines  
PROVINCE OF LEYTE  
Provincial Capitol  
Tacloban City

PROVINCE OF LEYTE  
LEGAL OFFICE  
RELEASED

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By: [Signature]  
Date: 2. 24. 26 Time: 11: 00

Sangguniang Panlalawigan  
Province of Leyte

PROVINCIAL LEGAL OFFICE

**RECEIVED**

2<sup>nd</sup> INDORSEMENT

Date: FEB 25 2026  
By: [Signature]

February 13, 2026

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2026-02 of the Sangguniang Bayan of San Miguel, Leyte.

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

- Ordinance No. 2026-02 entitled: **“San Miguel Communal Gardens and HAPAG Integration Ordinance of 2026”**

**REVIEW/RECOMMENDATION/LEGAL OPINION:**

This office is of the opinion that the subject Ordinance is generally in accordance with its power under Section 17 (b)(2)(i)<sup>3</sup> 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*

<sup>3</sup> (i) Extension and on-site research services and facilities related to agriculture and fishery activities which include dispersal of livestock and poultry, fingerlings, and other seedling materials for aquaculture; palay, corn, and vegetable seed farms; medicinal plant gardens; fruit tree, coconut, and other kinds of seedling nurseries; demonstration farms; quality control of copra and improvement and development of local distribution channels, preferably through cooperatives; interbarangay irrigation system; water and soil resource utilization and conservation projects; and enforcement of fishery laws in municipal waters including the conservation of mangroves;

Republic of the Philippines  
PROVINCE OF LEYTE  
Palo, Leyte  
-000-

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1<sup>ST</sup> INDORSEMENT  
12 February 2026

PROVINCE OF LEYTE  
LEGAL OFFICE

RECEIVED

By:   
Date: 2.12.26 Time: 4:30

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 2026-02**, of the **Municipality of San Miguel, Leyte**, entitled: **An Ordinance institutionalizing communal gardens in all barangays of the Municipality of San Miguel, Leyte integrating the DILG's Hapag Sa Barangay Program for sustainable vegetable production.**

  
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**

February 9, 2026

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



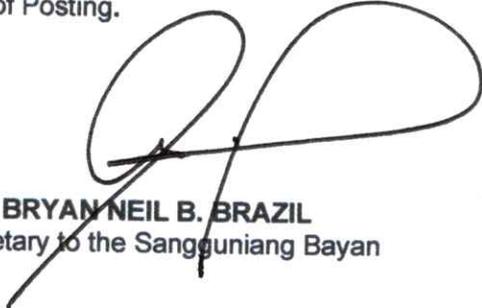
Gentlemen/Ladies:

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. 2026-02, Series of 2025 entitled **"AN ORDINANCE INSTITUTIONALIZING COMMUNAL GARDENS IN ALL BARANGAYS OF THE MUNICIPALITY OF SAN MIGUEL, LEYTE INTEGRATING THE DILG'S HAPAG SA BARANGAY PROGRAM FOR SUSTAINABLE VEGETABLE PRODUCTION"** as embodied under Resolution No. 39 Series of 2026.

2. 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  
 -oOo-



**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 JANUARY 26, 2026

**PRESENT:**

Hon. Raul A. Salasño	-	SB Member/ Temporary 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. 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. Estanislao D. Sabdao, Jr.	-	Municipal Vice-Mayor/Presiding Officer (on official travel)
Hon. Letecia G. Espos	-	SB Member (on official leave)

**Resolution No. 39**  
**Series of 2026**

**AN ORDINANCE INSTITUTIONALIZING COMMUNAL GARDENS IN ALL BARANGAYS OF THE MUNICIPALITY OF SAN MIGUEL, LEYTE INTEGRATING THE DILG'S HAPAG SA BARANGAY PROGRAM FOR SUSTAINABLE VEGETABLE PRODUCTION**

**WHEREAS**, the Local Government Code of 1991 (Republic Act No. 7160) empowers local government unit to promote the general welfare and ensure to support, among others, the preservation and enrichment of culture, promote health and safety, and improve the living conditions of its inhabitants;

**WHEREAS**, the Department of Interior and Local Government (DILG) in partnership of Department of Agriculture (DA) has launched the HAPAG (Halina't Magtanim ng Prutas at Gulay) sa Barangay Movement, which encourages local governments and communities to engage in food production activities for food security and nutrition enhancement;

**WHEREAS**, the Municipality of San Miguel, Leyte recognizes the importance of developing sustainable, community-based food production to address issues of malnutrition, hunger, and poverty, especially at the barangay level;

**WHEREAS**, communal garden integrating the HAPAG program can serve as a venue for promoting community participation, environmental stewardship, and livelihood opportunities, while ensuring a consistent supply of fresh and nutritious vegetables for residents;

**WHEREFORE** on motion of Hon. Norman Niel G. Martija duly seconded by Hon. Francis Jay D. Sabdao and Hon. Samuel P. Salomon;

**NOW, THEREFORE**, be it ordained by the Sangguniang Bayan of San Miguel, Leyte, in session assembled, that: This ordinance shall be known as the "*San Miguel Communal Gardens & HAPAG Integration Ordinance of 2025*".

Certified Correct:

Attested by:

Concurred:

Approved:

BRYAN NEIL B. BRAZIL  
 Secretary to the Sangguniang Bayan

HON. RAUL A. SALASÑO  
 SB MEMBER/ Temporary Presiding Officer

HON. JEROME P. PEÑARANDA  
 SB MEMBER

HON. DANILLO 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. RICHARD LEN B. LAPIDARIO  
 SB MEMBER

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

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

ATTY. NORMAN D. SABDAO  
 Municipal Mayor

MUNICIPAL ORDINANCE NO. 2026-02  
Series of 2026

AN ORDINANCE INSTITUTIONALIZING COMMUNAL GARDENS IN ALL BARANGAYS OF THE MUNICIPALITY OF SAN MIGUEL, LEYTE INTEGRATING THE DILG'S HAPAG SA BARANGAY PROGRAM FOR SUSTAINABLE VEGETABLE PRODUCTION

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

ARTICLE I: General Provision

**SECTION 1. TITLE.** This Ordinance shall be known as the "San Miguel Communal Gardens & HAPAG Integration Ordinance of 2026".

**SECTION 2. DECLARATION OF POLICY AND PURPOSE.** In recognition of the national government's thrust to promote food security, nutrition, sustainable agriculture and barangay-level community participation as embodied in Memorandum Circular No. 2023-001 of the DILG for the HAPAG Project, it is hereby declared the policy of the Municipality of San Miguel to integrate the HAPAG program into the local framework for communal gardens. The purpose of this Ordinance is to:

- a) Institutionalize the establishment of a communal garden in each barangay of the municipality, integrating with the HAPAG program of DILG.
- b) Ensure barangays to utilize available space (or implement alternative gardening methods where space is constrained) for growing vegetables, herbs, root crops and fruit-bearing trees as encouraged under HAPAG.
- c) Provide the enabling mechanism (site-selection, roles/responsibilities, monitoring/reporting, funding) so that the HAPAG communal garden initiative becomes part of the barangays and municipal nutrition, agriculture and community development agenda.
- d) Encourage household-level gardens and vertical/container gardening as complementary to the communal garden, consistent with the HAPAG alternative-gardening options.
- e) promotes local pride and agricultural productivity through annual recognition and celebration activities
- f) provides supplemental livelihood opportunities for local residents.

**SECTION 3. DEFINITION OF TERMS.**

For purposes of this Ordinance:

1. *Communal Garden* – a piece of land or several parcels within each barangay of San Miguel, managed collectively by the barangay community, for the planting and cultivation of vegetables, herbs, root crops, fruit-bearing trees and other edible plants.
2. *HAPAG Project* – the "Halina't Magtanim ng Prutas at Gulay sa Barangay" Project of the DILG (and partner agencies) which mandates every barangay to establish or utilize available space for community gardens, including alternative methods such as container gardening, vertical gardening, hydroponics, aquaponics or aeroponics when traditional land is constrained.
3. *Alternative Gardening Methods* – container gardening, vertical gardening, hydroponics, aquaponics, aeroponics, square-foot gardening, or other soilless/space-efficient systems as encouraged by HAPAG for barangays without conventional vacant land.
4. *Barangay* – each barangay of the Municipality of San Miguel.
5. *Household/Backyard Garden* – a garden maintained by a household within its open space or via container/vertical system for vegetable/fruit production, complementary to the communal garden.
6. *hydroponics* - is **growing plants using water and nutrients solution instead of soil**, seedlings are planted in seedling trays, net pots and coco coir.

Certified Correct:

BRYAN NEIL B. BRAZIL  
Secretary to the Sangguniang Bayan

HON. FRANCIS JAY D. SABDAO  
SB MEMBER

Attested by:

HON. RAUL A. SALANO  
SB MEMBER/Temporary Presiding Officer

HON. THELMA M. BRAZIL  
SB MEMBER

Concurred:

HON. JEROME P. MEDARANDA  
SB MEMBER

HON. RICHARD LEN E. LAPIDARIO  
SB MEMBER

HON. DANIL O. L. AUREO  
SB MEMBER

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

HON. NORMAN NIEL G. MARTIJA  
SB MEMBER

HON. JOSS NOVEM B. LABACLADO  
President, Sk. Pamayanang Pederasyon

Approved:

ATTY. NORMAN D. SABDAO  
Municipal Mayor

**ARTICLE II: Governance and Operation**

**SECTION 4. ESTABLISHMENT OF BARANGAY COMMUNAL GARDEN IN LINE WITH HAPAG.**

1. Each barangay in the Municipality of San Miguel shall establish and maintain a communal garden in alignment with the HAPAG Project.
2. The communal garden shall, where feasible, be located on vacant barangay or municipal land or through agreement with private landowner. In case of unavailability of suitable land, the barangay shall adopt alternative gardening methods (container, vertical, hydroponics, aeroponics or aquaponics) under the HAPAG guidelines.
3. The minimum standard size shall follow the HAPAG baseline (e.g., 20 sqm or more) and/or the municipal target (for example: 200 sqm) depending on barangay space availability.
4. The communal garden shall include a diversity of crops as recommended under HAPAG: leafy vegetables, root crops, herbs/medicinal plants, fruit-bearing plants and trees; and, where suitable, bamboo or other strategic plants.
5. The communal garden shall be integrated into the barangay's household gardening strategy: households are encouraged to maintain backyard gardens and/or participate in the communal garden as part of a holistic food-security approach.

**SECTION 5. ROLES AND RESPONSIBILITIES.**

**1. Municipal Level:**

The Municipal Agriculture Office (MAO) shall serve as the lead implementing agency and shall provide technical assistance, training and linkage with the DILG HAPAG program, local seed/seedling nurseries, extension services and monitoring of the communal gardens in the barangays. The Municipal Government shall support barangay communal gardens through budget appropriation, inclusion in the municipal nutrition plan, and monitoring/evaluation aligned with HAPAG indicators

2. The municipal government shall encourage partnerships with schools, civic organizations, and NGOs for the development and sustainability of the program.

**3. Barangay Level:**

The Barangay Council shall allocate a portion of its annual budget as a starting capital in the implementation of the communal garden in line with HAPAG.

The barangay shall designate a Garden Committee or Team, which shall be responsible for site selection, coordination with the municipal agriculture office and DILG field office, plot assignment/management, training of participants and reporting of data (seedlings used, area planted, harvest volumes) consistent with HAPAG reporting requirements.

The barangay shall coordinate with the municipal government and DILG (or DILG-regional/provincial office) to access support under the HAPAG program: seeds/seedlings, tools, training, technical assistance.

The barangay shall integrate the communal garden into its nutrition action plan and annual investment plan, as required under HAPAG guidelines.

**4. Households and Residents:**

a) Residents are encouraged to participate in the communal garden and/or maintain their own household/backyard gardens, using alternative gardening methods when required.

b) Residents shall adopt sustainable gardening practices (organic fertilizers, composting, efficient water use) and help maintain the communal garden.

**ARTICLE III: Budget and Finance**

**SECTION 6. FUNDING, SUPPORT AND INCENTIVES.**

Funding for communal gardens shall be sourced from the following:

Certified Correct:

BRYAN NEIL B. BRAZIL  
Secretary to the Sangguniang Bayan

HON. FRANCIS JAY D. SABDAO  
SB MEMBER

Attested by:

HON. RAUL A. SALAÑO  
SB MEMBER/ Temporary Presiding Officer

HON. THELMA M. BRAZIL  
SB MEMBER

Concurred:

HON. JEROME P. BENAANDA  
SB MEMBER

HON. RICHARD LEN B. LAPIDARIO  
SB MEMBER

HON. DANIL O. AUREO  
SB MEMBER

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

HON. NORMAN NIEL G. MARTIJA  
SB MEMBER

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

Approved:

ATTY. NORMAN D. SABDAO  
Municipal Mayor

Certified Correct:

1. Minimum allocation of Ten Thousand Pesos (₱10,000.00) from the barangay fund exclusively for communal garden development, maintenance, and activities. **DILG-HAPAG Support** in-kind inputs provided through the Department of the Interior and Local Government's HAPAG program, including but not limited to seed kits, gardening tools, and other agricultural inputs.

2. **Private Sector Partnerships**, Contributions, sponsorships, technical assistance, and other forms of support from individuals, non-government organizations, civic groups, and private entities.

3. The municipality may provide incentives or recognition for barangays that successfully implement the HAPAG-aligned communal gardens (e.g., "HAPAG Model Barangay Garden Award", additional seed-kit allocation from DILG/DA partner).

4. The communal garden may generate surplus produce; the proceeds shall be used according to a barangay-approved scheme (maintenance/reinvestment, support for feeding/nutrition program, distribution to participants).

5. The Office of the Municipal Agriculturist, in coordination with the Department of the Interior and Local Government (DILG) and the author of the ordinance shall jointly conduct an annual "Search for Best Communal HAPAG-Gardening Barangay." The awarding ceremony shall be held during the annual Municipal HAPAG Gardening Summit, to recognize barangays that have excelled in the implementation of the HAPAG program. (Criteria and guidelines for the search and award shall be developed and published by the Office of the Municipal Agriculturist.

**ARTICLE IV: Reporting**

**SECTION 7. MONITORING and EVALUATION (HAPAG ALIGNED).**

1. The Barangay council committee on agriculture shall keep records of: area planted (sqm), number of households participating, types of crops, volume of harvest (kg/pieces), distribution and use of produce, number of training sessions held, number of alternative gardens established (if applicable). These shall follow the standard indicators of the HAPAG Project.
2. Quarterly reports shall be submitted by the barangay to the municipal agriculture office, which shall consolidate and submit annual summary to the municipal nutrition committee and relevant regional DILG office or partner.
3. The municipal government shall monitor progress of communal gardens under the HAPAG alignment and include results in the municipal nutrition plan, comprehensive development plan and annual investment plan as required.

**ARTICLE V: Incentives**

**SECTION 8: SEARCH FOR BEST HAPAG COMMUNAL GARDEN AND AWARDING**

1. To promote continuous improvement and productivity, there shall be annual search for best HAPAG communal garden barangay
2. The **Municipal Agriculturist Office (MAO)** in coordination with the **Municipal Nutrition Council**, the **Office of the Municipal Mayor**, and DILG shall organize and manage the "Communal Garden Search/Contest." They shall jointly set the criteria, guidelines, and judging procedures, and shall be responsible for sourcing and awarding of prizes.

Attested by:

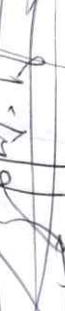
Concurred:

  
BRYAN NEIL B. BRAZIL  
Secretary of the Sangguniang Bayan

  
HON. RAUL A. SALANO  
SB MEMBER/ Temporary Presiding Officer

  
HON. JEREMIE P. SAMARANDA  
SB MEMBER

  
HON. DANILLO L. AUREO  
SB MEMBER

  
HON. NORMAN NIEL G. MARTIJA  
SB MEMBER

HON. FRANCIS JAY D. SABBDAO  
SB MEMBER

HON. THELMA M. BRAZIL  
SB MEMBER

HON. RICHARD LEN B. LAPIDARIO  
SB MEMBER

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

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

Approved:

  
ATTY. NORMAN D. SABBDAO  
Municipal Mayor

**ARTICLE VI: Sustainability Plan**

**SECTION 9. ENFORCEMENT AND ADJUSTMENT**

1. The barangay may adopt implementing rules and regulations for the communal garden: plot assignment, maintenance schedule, user responsibilities, use of tools, distribution of produce, sanctions for non-compliance.
2. Repeated neglect of assigned plots, misuse of the communal garden or deviation from the intent of the garden (e.g., purely commercial use without reinvestment) may result in reassignment of plot rights or other measures as determined by the barangay council.
3. The barangay shall adopt measures for sustainability: periodic review of garden operations, continued training/capacity building, promotion of household/backyard gardens, exploration of linkages to local markets for surplus produce.
4. The barangay committee on agriculture can adopt automatically any adjustment in cases of natural or manmade calamities that may destroys the operation of the garden.

**ARTICLE VII: Miscellaneous**

**SECTION 10. SEPARABILITY CLAUSE.** If any provision of this Ordinance is declared invalid or unconstitutional, the remaining provisions shall continue in full force and effect.

**SECTION 11. REPEALING CLAUSE.** All ordinances, parts of ordinances, resolutions or regulations inconsistent with this Ordinance are hereby repealed or modified accordingly.

**SECTION 12. EFFECTIVITY.** This Ordinance shall take effect upon its approval and fifteen (15) days after its publication in the official municipal bulletin or a newspaper of general circulation in the Municipality of San Miguel, Leyte.

**ENACTED** this 26<sup>th</sup> day of January, 2026 at the Municipality of San Miguel, Leyte.

**I HEREBY CERTIFY** to the correctness of the foregoing resolution.

**BRYAN NEIL B. BRAZIL**  
Secretary to the Sangguniang Bayan

Attested by:

**HON. RAUL A. SALAÑO**  
SB Member/Temporary Presiding Officer

Approved:

**ATTY. NORMAN D. SABDAO**  
Municipal Mayor

Concurred by:

**HON. THELMA M. BRAZIL**  
SB MEMBER

**HON. JEROME P. FERNARANDA**  
SB MEMBER

**HON. RAUL A. SALAÑO**  
SB MEMBER

**HON. DANILO L. AURO**  
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**HON. RICHARDTEN B. LAPIDARTO**  
SB MEMBER

**HON. NORMAN NIEL G. MARTIJA**  
SB MEMBER

**HON. SAMUEL P. SALOMON**  
PRESIDENT, LIGA NG MGA BARANGAY

**HON. FRANCIS JAY D. SABDAO**  
SB MEMBER

**HON. JOSS NOVEM B. LABACLADO**  
PRESIDENT, SK PAMBAYANG PEDERASYON



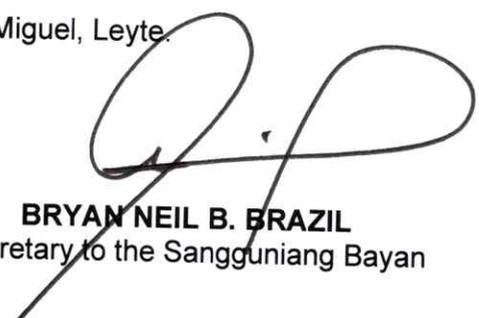
Republic of the Philippines  
**PROVINCE OF LEYTE**  
MUNICIPALITY OF SAN MIGUEL  
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**OFFICE OF THE SANGGUNIANG BAYAN**

**CERTIFICATE OF POSTING**

**THIS IS TO CERTIFY** that Municipal Ordinance No. 2026-02, Series of 2026 as embodied under Resolution No. 39 Series of 2026 entitled **“AN ORDINANCE INSTITUTIONALIZING COMMUNAL GARDENS IN ALL BARANGAYS OF THE MUNICIPALITY OF SAN MIGUEL, LEYTE INTEGRATING THE DILG’S HAPAG SA BARANGAY PROGRAM FOR SUSTAINABLE VEGETABLE PRODUCTION”** has been posted in (3) three conspicuous places within the municipality and shall remain posted for (3) three consecutive weeks.

Done this 5<sup>th</sup> day of February, 2026 in San Miguel, Leyte.

  
**BRYAN NEIL B. BRAZIL**  
Secretary to the Sangguniang Bayan