



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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PROVINCIAL LEGAL OFFICE

Item No.: 06
Date: 23 2026 JUN

PROVINCE OF LEYTE
LEGAL OFFICE
RELEASED
Date: 26 Time: 9:00
Sangguniang Panlalawigan
Province of Leyte
RECEIVED
Date: JUN 15 2026
By: Jenmy

2nd INDORSEMENT
May 6, 2026

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 2026-006 of the Sangguniang Bayan of Calubian, Leyte.

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

- Ordinance No. 2026-006 entitled: **“An Ordinance Declaring a portion of municipal-owned land consisting of 750 sqms covered by Tax declaration No. 08-09-006-00138 etc.”**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance to its power under Section 17(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 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 (iii) Subject to the provisions of Title Five, Book I of this Code, health services which include the implementation of programs and projects on primary health care, maternal and child care, and communicable and non-communicable disease control services, access to secondary and tertiary health services; purchase of medicines, medical supplies, and equipment needed to carry out the services herein enumerated;

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Palo, Leyte
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OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
27 April 2026

PROVINCE OF LEYTE
LEGAL OFFICE
RECEIVED
By: *[Signature]*
Date: 4.27.26 Time: 3:24

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Ordinance No. 2026-006** of the **Municipality of Calubian, Leyte**, entitled: **An Ordinance declaring a portion of municipal-owned land consisting of seven hundred fifty (750) square meters covered by Tax Declaration No. 08-09-006-00138 located at Brgy. M. Veloso, Calubian, Leyte as the exclusive site for the construction of the Calubian Super Health Center under the DOH-Health Facility Enhancement Program (HFEP), amending Municipal Ordinance No. 2023-06, entitled: "An Ordinance approving the construction of the Calubian Super Health Center located at Brgy. Villalon, Calubian, Leyte which is funded under the Health Facilities Enhancement Projects (HFEP) for CY 2023 of the Department of Health (DOH) in the amount of Twelve Million Pesos (P12,000,000.00).**

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



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Calubian

OFFICE OF THE SANGGUNIANG BAYAN



April 27, 2026

HON. LEONARDO M. JAVIER, JR.
Provincial Vice Governor, Presiding Officer; and
The Honorable Members of the Sangguniang Panlalawigan
Province of Leyte
New Leyte Provincial Capitol
Palo, Leyte

Sangguniang Panlalawigan
Province of Leyte
RECEIVED

Date: APR 27 2026
By: [Signature]

THRU: MS. FLORINDA JILL S. UYVICO
Provincial Government Department Head
Secretary to the Sanggunian
Province of Leyte

Dear Honorable Ladies/ Gentlemen:

Good day!

We are respectfully forwarding *fifteen (15) copies* of the following Municipal Ordinances, to wit:

- Municipal Ordinance No. 2026-006:** AN ORDINANCE DECLARING A PORTION OF MUNICIPAL-OWNED LAND CONSISTING OF SEVEN HUNDRED FIFTY (750) SQUARE METERS COVERED BY TAX DECLARATION NO. 08-09-006-00138 LOCATED AT BRGY. M. VELOSO, CALUBIAN, LEYTE AS THE EXCLUSIVE SITE FOR THE CONSTRUCTION OF THE CALUBIAN SUPER HEALTH CENTER UNDER THE DOH-HEALTH FACILITY ENHANCEMENT PROGRAM (HFEP), AMENDING MUNICIPAL ORDINANCE NO. 2023-06, ENTITLED: "AN ORDINANCE APPROVING THE CONSTRUCTION OF THE CALUBIAN SUPER HEALTH CENTER LOCATED AT BRGY. VILLALON, CALUBIAN, LEYTE WHICH IS FUNDED UNDER THE HEALTH FACILITIES ENHANCEMENT PROJECTS (HFEP) FOR C.Y. 2023 OF THE DEPARTMENT OF HEALTH (DOH) IN THE AMOUNT OF TWELVE MILLION PESOS (P 12,000,000.00)."

For your perusal. Please acknowledge receipt hereof.

Thank you.

Very truly yours,

ATTY. KEISHAYNA VINEE V. RAMIREZ
MGDHI (Secretary to the Sanggunian)



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Calubian
-oOo-

Sangguniang Panlalawigan
Province of Leyte
RECEIVED

Date: APR 27 2026
By: [Signature]

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE SECOND (2nd) SPECIAL SESSION OF THE TWENTY SIXTH (26th) SANGGUNIANG BAYAN OF CALUBIAN, LEYTE HELD ON MARCH 26, 2026 AT THE SB SESSION HALL, LEGISLATIVE BUILDING.

PRESENT:

Hon. Eduardo R. Omega	SB Member
Hon. Jullian Marc A. Batiancela	SB Member
Hon. Ester P. Lubiano	SB Member
Hon. Julia E. Halichic	SB Member
Hon. Eugenio A. Ching, Jr.	SB Member
Hon. Ben Leo C. Ruña	SB Member

SB Member

ABSENT:

Hon. Anna Love Veloso-Laurente	Presiding Officer
Hon. Ralph Anthony George D. Martinez	SB Member
Hon. Noel G. Eamiguel	SB Member
Hon. Alfredo M. Casas	Liga ng mga Barangay Pres.
Hon. Carl Ernest D. Ponce	SK Federation President

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ORDINANCE NO. 2026-006

AN ORDINANCE DECLARING A PORTION OF MUNICIPAL-OWNED LAND CONSISTING OF SEVEN HUNDRED FIFTY (750) SQUARE METERS COVERED BY TAX DECLARATION NO. 08-09-006-00138 LOCATED AT BRGY. M. VELOSO, CALUBIAN, LEYTE AS THE EXCLUSIVE SITE FOR THE CONSTRUCTION OF THE CALUBIAN SUPER HEALTH CENTER UNDER THE DOH-HEALTH FACILITY ENHANCEMENT PROGRAM (HFEP), AMENDING MUNICIPAL ORDINANCE NO. 2023-06, ENTITLED: "AN ORDINANCE APPROVING THE CONSTRUCTION OF THE CALUBIAN SUPER HEALTH CENTER LOCATED AT BRGY. VILLALON, CALUBIAN, LEYTE WHICH IS FUNDED UNDER THE HEALTH FACILITIES ENHANCEMENT PROJECTS (HFEP) FOR C.Y. 2023 OF THE DEPARTMENT OF HEALTH (DOH) IN THE AMOUNT OF TWELVE MILLION PESOS (P 12,000,000.00)."

INTRODUCED BY:

JOINT COMMITTEE ON HEALTH AND SANITATION AND THE COMMITTEE ON LAWS, RULES AND REGULATIONS

WHEREAS, on March 9, 2026, the Local Chief Executive requested for the immediate enactment of an Ordinance, entitled: "An Ordinance Declaring a portion of municipal-owned land consisting of SEVEN HUNDRED FIFTY (750) square meters covered by Tax Declaration No. 08-09-006-00138 located at Brgy. M. Veloso, Calubian, Leyte as the Exclusive Site for the Construction of the Calubian Super Health Center under the DOH-

[Signature]
HON. JULLIAN MARC A. BATIANCELA
SB Member

[Signature]
HON. JULIA E. HALICHIC
SB Member

[Signature]
HON. ESTER P. LUBIANO
SB Member

[Signature]
HON. BEN LEO C. RUÑA
SB Member

[Signature]
HON. EUGENIO A. CHING, JR.
SB Member

Health Facility Enhancement Program (HFEP).” pursuant to the provisions of Section 455(b)(1)(v) of Republic Act No. 7160 otherwise known as the Local Government Code, necessitated by the strict timelines set by the Department of Health (DOH) for the utilization of the Health Facility Enhancement Program (HFEP) funds, certified as URGENT;

WHEREAS, on March 17, 2026, the Local Chief Executive endorsed and requested the amendment of Municipal Ordinance No. 2023-06, entitled: “An Ordinance approving the construction of the Calubian Super Health Center located at Brgy. Villalon, Calubian, Leyte which is funded under the Health Facilities Enhancement Projects (HFEP) for C.Y. 2023 of the Department of Health (DOH) in the amount of TWELVE MILLION PESOS (P 12,000,000.00), in line with the recent directives and updated guidelines from the Department of Health (DOH), now mandating that Super RHUs must be co-located with the Main Rural Health Unit;

WHEREAS, during the 35th Regular Session dated March 23, 2026, the Municipal Health Officer Dr. Cyril Ian A. Alombro presented the Proposed Construction of the Super Health Center now to be located at Brgy. M. Veloso, Calubian, Leyte, instead of the formerly approved Construction of the Super Health Center at Brgy. Villalon, Calubian, Leyte;

WHEREAS, the request for relocation, as per the letter of the Municipal Mayor dated February 19, 2026 to the Regional Director Hon. Exuperia B. Sabalberino, Md, MPH, CESe, is anchored on the following grounds upon evaluation and validation at the local level;

1. Operational inefficiency resulting from the considerable distance of approximately 18.8 kilometers with a travel time of roughly 50 to 66 minutes between the existing Super Health Center in Brgy. Villalon and the Main Rural Health Unit (RHU) in Brgy. Veloso, causing service fragmentation, delayed referrals, and inconvenience to the patients who require both consulting and diagnostic services.
2. Human resource constraints, as the Rural Health Unit currently lacks sufficient personnel to effectively operate two geographical separated facilities without compromising the quality and continuity of care.
3. Exposure to coastal hazards, as the existing site in Brgy. Villalon is located in a coastal area and is highly vulnerable to storm surge and strong winds during tropical cyclones, posing risk to patients, personnel, and medical equipment.
4. Flood susceptibility, with the area being identified as flood prone, particularly during periods of heavy rainfall and Southeast Monsoon (Habagat) events, resulting in service disruption and accessibility issues.
5. Policy and operational consensus, as the unanimously agreed upon the Municipal Mayors of Leyte during the Health Sector Reform Program (HSRP) Coordination Meeting, that Super Health Centers should be co-located with the Main RHU to enhance service integration, efficiency, and patient convenience.

WHEREAS, due to the proposed relocation of the proposed construction of the Super Health Center from Brgy. Villalon to Brgy. M. Veloso, Calubian, Leyte, there is a need to amend Municipal Ordinance No. 2023-06, entitled: “An Ordinance approving the construction of the Calubian Super Health Center located at Brgy. Villalon, Calubian, Leyte which is funded under the Health Facilities Enhancement Projects (HFEP) for C.Y. 2023 of the Department of Health (DOH) in the amount of TWELVE MILLION PESOS (P 12,000,000.00).” to effect and authorize such construction under the HFEP as approved for Calendar Year 2026;

HON. JULIAN MARC A. BATIANCELA

SB Member

HON. JULIA B. HALICHIC

SB Member

HON. ESTER P. LUBIANO

SB Member

HON. BEN LEO C. RUNA

SB Member

HON. EUGENIO A. CHING, JR.

SB Member

NOW, THEREFORE

On motion of Hon. Jullian Marc A. Batiancela, duly seconded by Hon. Eugenio A. Ching, Jr., and the Majority of the SB Members present;

BE IT ORDAINED BY THE SANGGUNIANG BAYAN OF CALUBIAN, LEYTE, in a session assembled, **THAT:**

SECTION 1. TITLE. This Ordinance shall be known as the "An Ordinance Declaring a portion of municipal-owned land consisting of SEVEN HUNDRED FIFTY (750) square meters covered by Tax Declaration No. 08-09-006-00138 located at Brgy. M. Veloso, Calubian, Leyte as the Exclusive Site for the Construction of the Calubian Super Health Center under the DOH-Health Facility Enhancement Program (HFEP)."

SECTION 2. AMENDMENTS. The following provisions of Municipal Ordinance No. 2023-03 are hereby amended, to wit:

SECTION 4. DESCRIPTION OF SUPER HEALTH CENTER, ITS PROGRAMS, FUNCTIONS & SERVICES.

The Calubian Super Health Center is a new primary health care facility of Calubian, Leyte located at Brgy. M. Veloso, Calubian, Leyte.

- A. Location - The Super Health Center shall be located within the Municipal Grounds with an area of SEVEN HUNDRED FIFTY (750) square meters, more or less, located at Brgy. M. Veloso, Calubian, Leyte under Tax Declaration No. 08-09-0006-00138, owned by the Municipal Government of Calubian.
- B. Particular Services & Programs to be offered, rendered and/ or provided by the Calubian Super Health Center are enumerated, as follows:
1. Diagnostic Services (laboratory tests, X-ray, ECG, and Ultrasound)
 2. Pharmacy and Medicine Dispensing
 3. Maternal and Child Services (Birthing Center)
 4. TB DOTS services
 5. Minor Surgical Services
 6. Primary and Preventive Care (consultation and TB screening and immunization)
- C. Sketch Map of the proposed site for the primary health care facility is herein illustrated as follows:


HON. JULLIAN MARC A. BATIANCELA

SB Member


HON. JULIA E. HALICHIC

SB Member


HON. ESTER P. LUBIANO

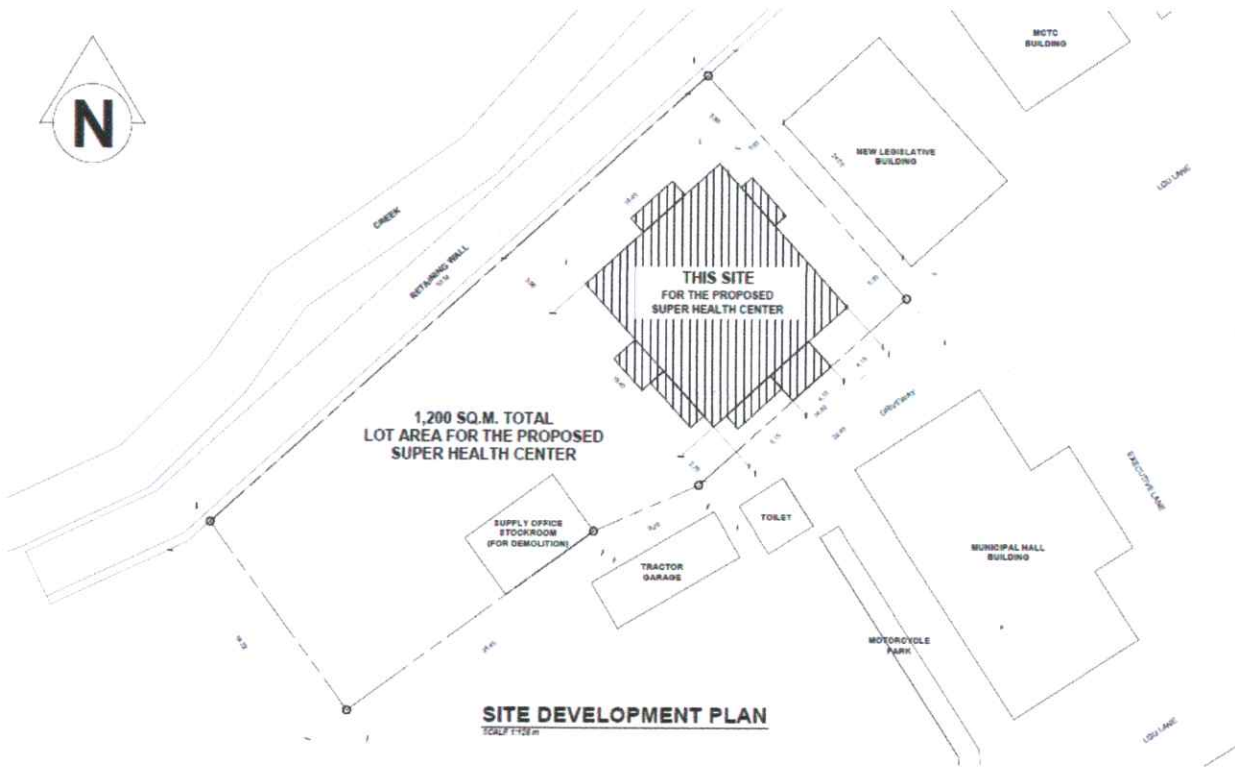
SB Member


HON. BEN LEO C. RUNA

SB Member


HON. EUGENIO A. CHING, JR.

SB Member



HON. JULIA MARCA A. BATTIANCELA

SB Member

(paragraphs D & E under this Section are herein deleted, and amended as follows)

D. The Municipality is under a strict deadline to utilize National Government Fund (DOH-HFEP) for the **completion of the Super Health Center**, the current project site at Brgy. Villalon presents technical and administrative challenges, causing the necessity to move or co-locate the government-owned RHU (main RHU) with the Super Health Center. The Sangguniang Bayan recognizes the **urgency** of the project but must ensure that the abandonment of the existing structure at Brgy. Villalon complies with the Anti-Graft and Corrupt Practices Act. (R.A. 3019) and P.D. 1445, caused by its termination by the Department of Health (DOH).

E. **RELOCATION.** The project site for the super health center is hereby approved to be relocated or co-located from Brgy. Villalon to Brgy. M. Veloso, Calubian, Leyte.

F. **LIABILITY.** Any act to implement this relocation or co-location prior shall be the **SOLE PERSONAL LIABILITY** of the implementing office/officer due to the Non Objection of the Department of Health (DOH) to such relocation to the new site to be located at Brgy. M. Veloso, subject to Commission on Audit (COA) rules and regulations caused by the termination or discontinuance of the construction of the Super Health Center located at Brgy. Villalon, and the proposed construction and/ or completion of the Super Health Center at Brgy. M. Veloso.

SECTION 5 (RENUMBERED AND AMENDED FROM SECTION 6 THEREOF). FUNDING ALLOCATIONS. Funding allocation for the Calubian Health Center shall be in the amount of **TWELVE MILLION PESOS (PHP 12,000,000.00)**, granted by the Department of Health (DOH) under the Health Facilities Enhancement Projects (HFEP) for Calendar Year 2026.

HON. JULIA E. HALICHIC

SB Member

HON. ESTER P. LUBIANO

SB Member

HON. BEN LEO C. RUÑA

SB Member

HON. EUGENIO A. CHING, JR.

SB Member

Fund for Annual Operation, Maintenance, and Other Expenses. The Source of Funds needed for the management, operation and other expenses of the Calubian Super Health Center from the start of its operation & to the succeeding years, will be shouldered or provided by the Municipal Government of Calubian, Leyte under the Municipal Health Office otherwise known as Primary Care Facility (formerly Rural Health Unit), in the Annual Investment Program (AIP) of the municipality, and from any sources of fund which may be given or granted by the Department of Health (DOH), the Provincial Government of Leyte or any government or non-government offices, agencies or entities related thereto.

SECTION 3. SEPARABILITY CLAUSE. If any provision of this Ordinance is declared invalid or unconstitutional, the remaining provision not affected thereby, shall continue to be in full force & effect.


SECTION 4. REPEALING CLAUSE. All ordinances, rules and regulations or parts not consistent with any provision of this Ordinance are hereby repealed, amended or modified accordingly, specifically those inconsistent under the Municipal Ordinance No. 2023-06.

SECTION 5. EFFECTIVITY. The Ordinance shall take effect immediately upon approval of the Municipal Mayor, subject to the review of the Honorable Sangguniang Panlalawigan of the Province of Leyte.

Approved.


Ordinance No. 2026-006

I HEREBY CERTIFY to the correctness of the foregoing resolution this March 26, 2026 at Calubian, Leyte.


ATTY. KEISHA YNA VINEE V. RAMIREZ
MGDH I (Secretary to the Sanggunian)

ATTESTED BY:



HON. EDUARDO R. OMEGA
Temporary Presiding Officer


HON. ESTER P. LUBIANO
SB Member


HON. JULLIAN MARC A. BATIANCELA
SB Member


HON. JULIA E. HALICHIC
SB Member


HON. BEN LEO C. RUNA
SB Member


HON. EUGENIO A. CHING, JR.
SB Member

APPROVED:

Date: 2026-04-27


HON. MARCIANO A. BATIANCELA, JR.
Municipal Mayor



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Calubian

OFFICE OF THE SECRETARY
TO THE SANGGUNIANG BAYAN
sbsec0813.mgocalubian@gmail.com



CERTIFICATE OF POSTING

TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY THAT the Municipal Ordinance No. 2026-006, entitled: "AN ORDINANCE DECLARING A PORTION OF MUNICIPAL-OWNED LAND CONSISTING OF SEVEN HUNDRED FIFTY (750) SQUARE METERS COVERED BY TAX DECLARATION NO. 08-09-006-00138 LOCATED AT BRGY. M. VELOSO, CALUBIAN, LEYTE AS THE EXCLUSIVE SITE FOR THE CONSTRUCTION OF THE CALUBIAN SUPER HEALTH CENTER UNDER THE DOH-HEALTH FACILITY ENHANCEMENT PROGRAM (HFEP), AMENDING MUNICIPAL ORDINANCE NO. 2023-06, ENTITLED: "AN ORDINANCE APPROVING THE CONSTRUCTION OF THE CALUBIAN SUPER HEALTH CENTER LOCATED AT BRGY. VILLALON, CALUBIAN, LEYTE WHICH IS FUNDED UNDER THE HEALTH FACILITIES ENHANCEMENT PROJECTS (HFEP) FOR C.Y. 2023 OF THE DEPARTMENT OF HEALTH (DOH) IN THE AMOUNT OF TWELVE MILLION PESOS (P 12,000,000.00)."" was posted on the Bulletin Board of the Sangguniang Bayan on April 23, 2026 and other conspicuous places in the Municipality of Calubian, Leyte, and it will remain posted therein for three (3) consecutive weeks.

THIS CERTIFICATION is issued in compliance with ARTICLE 114 of the Implementing Rules and Regulations of Regulations of Republic Act No. 7160.

ISSUED the 23rd day of April, 2026 at the Municipality of Calubian, Leyte.

Very truly yours,


ATTY. KEISHA YNA VINEE V. RAMIREZ
MGDHI (Secretary to the Sanggunian)