



Sangguniang Panlalawigan
Province of Leyte
RECEIVED

Date: JUN 15 2026
By: *[Signature]*

Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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PROVINCIAL LEGAL OFFICE

Item No.: 09
Date: 23 2026 JUN

LEGAL OFFICE
RELEASED
By: *[Signature]*
Date: 6-15-26 Time: 9:40

2nd INDORSEMENT

May 11, 2026

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2026-04 of the Sangguniang Bayan of Albuera, Leyte.

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

- Ordinance No. 2026-04 entitled: "An Ordinance amending Section 3(a) and Section 11 of Municipal Ordinance no. 2025-02"

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office opines that the subject Ordinance is, in general, within the legislative authority of the Sangguniang Bayan to repeal/amend its prior acts either expressly or by the passage of an essentially inconsistent resolution¹. 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 (Constantino vs. Desierto, 288 SCRA 654) April 13, 1998

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte
-o0o-

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
08 May 2026

LEGAL OFFICE
RECEIVED
By: 
Date: 5.8.26 Time: 9:00

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Ordinance No. 2026-04** of the **Municipality of Albuera, Leyte**, entitled: **An Ordinance amending Section 3(A) and Section 11 of Municipal Ordinance No. 2025-02, entitled: "An Ordinance imposing curfew hours in the Municipality of Albuera, Leyte, as amended"**.


FLORINDA ULL S. UYVICO
Secretary to the Sangguniang



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Albuera

OFFICE OF THE SANGGUNIANG BAYAN SECRETARIAT

TRANSMITTAL

May 6, 2026

Hon. Leonardo Javier, Jr.
Vice-Governor
Province of Leyte
Palo, Leyte



Thru: Florinda Jill S. Uyvico
Secretary to the Sanggunian
Province of Leyte

Dear Vice Governor Javier:

Respectfully transmitting herein **Municipal Ordinance No. 2026-04**, An Ordinance Amending Section 3(A) and Section 11 of Municipal Ordinance No. 2025-02 entitled: "An Ordinance Imposing Curfew Hours in the Municipality of Albuera, Leyte, as Amended."

Please acknowledge receipt hereof.

Very truly yours,


PAMELA M. BOHOLST, MPA
Secretary to the Sangguniang Bayan I



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Albuera

OFFICE OF THE SANGGUNIANG BAYAN

CERTIFICATION

TO THE CONCERNED:

THIS IS TO CERTIFY that **Municipal Ordinance No. 2026-04, An Ordinance Amending Section 3(A) and Section 11 of Municipal Ordinance No. 2025-02** entitled: **"An Ordinance Imposing Curfew Hours in the Municipality of Albuera, Leyte, as Amended,"** has been posted in the bulletin board of the Sangguniang Bayan of Albuera, Leyte on May 4, 2026 and shall remain posted until a period of two (2) consecutive weeks thereof.

ISSUED this 5th day of May 2026 at Albuera, Leyte, Philippines.

PAMELA M. BOHOLST, MPA
Secretary to the Sangguniang Bayan I



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Albuera

OFFICE OF THE SANGGUNIANG BAYAN

SANGGUNIANG PANLALAWIGAN
RECEIVED
07 MAY 2026
Diliman
PROVINCE OF LEYTE

EXCERPT FROM THE MINUTES OF THE 40TH REGULAR SESSION OF THE 12TH SANGGUNIANG BAYAN HELD AT THE SESSION HALL ON APRIL 20, 2026

MUNICIPAL ORDINANCE NO. 2026-04

AN ORDINANCE AMENDING SECTION 3(A) AND SECTION 11 OF MUNICIPAL ORDINANCE NO. 2025-02 ENTITLED: "AN ORDINANCE IMPOSING CURFEW HOURS IN THE MUNICIPALITY OF ALBUERA, LEYTE, AS AMENDED"

Introduced by: HON. ROLANDO M. EBCAS, JR.

Sponsored by: COMMITTEE ON PUBLIC ORDER, SAFETY & HUMAN RIGHTS

- HON. JOJE B. YBAÑEZ
- HON. ROBERTO C. COLASITO

WHEREAS, the Sangguniang Bayan of Albuera, Leyte enacted Municipal Ordinance No. 2025-02, entitled: "An Ordinance Imposing Curfew Hours in the Municipality of Albuera, Leyte, as Amended;"

WHEREAS, the Sangguniang Panlalawigan of Leyte, passed Resolution No. 2025-572 entitled, "An Ordinance Returning to the Sangguniang Bayan of Origin Municipal Ordinance No. 2025-02 of Albuera, Leyte, for further review;"

WHEREAS, pursuant to the observation of the Provincial Legal Office, it behooves this august body to amend the entire Section 3 (a) and Section 11.1 of Municipal Ordinance No. 2025-02;

NOW, THEREFORE, be it ordained by the Sangguniang Bayan of Albuera, Leyte, in a session duly assembled, that:

SECTION 1. TITLE – This ordinance shall be known as the "AN ORDINANCE AMENDING SECTION 3(A) AND SECTION 11 OF MUNICIPAL ORDINANCE NO. 2025-02 ENTITLED: "AN ORDINANCE IMPOSING CURFEW HOURS IN THE MUNICIPALITY OF ALBUERA, LEYTE, AS AMENDED."

SECTION 2. AMENDMENT – The following forms part of Municipal Ordinance No. 2025-02, entitled, "An Ordinance Imposing Curfew Hours in the Municipality of Albuera, Leyte, as Amended," to wit:

FROM (OLD PROVISION):

"SECTION 3. Imposition.

a. For Minors - Curfew hours for Minors shall be imposed within the territorial jurisdiction of this municipality, from 8:00 P.M. to 5:00 A.M. for all the days of the week."

"SECTION 11. Penal Provisions...

11.1 For minors violating Section 3 hereof:

ALBERTO D. SUMALJAG
ROBERTO C. COLASITO
ROMED M. JUNCO
ANDRES C. TUDIO
DELMAR E. BATISTIS
BERNARD JOEY D. MESTULA
PAMELA M. BOHOLST

ROLAN E. ESPINOSA
MARIEL E. MARINAY
CARL KEVIN E. BATISTIS
ROLANDO M. EBCAS, JR.
JOJE B. YBAÑEZ
RODOLFO S. BILBAO, JR.

11.1.1 First Offense – admonition and warning;

11.1.2 Second Offense – summon the parents/guardians and reprimand, and a fine of THREE HUNDRED (P 300.00) PESOS or one (1) day of community service;

11.1.3 Third Offense – referral of minors and parents to MSWDO for appropriate counseling, and a fine of FIVE HUNDRED FIFTY (P 550.00) PESOS or two (2) days of community service;

11.1.4 Fourth Offense – Fine of ONE THOUSAND (P 1,000.00) PESOS or seven (7) days of community service with stern warning; and

11.1.5 Fifth and Succeeding Offense – commitment to Department of Social Welfare and Development (DSWD) for custody and rehabilitation under which the concerned minor may be released from custody at the sound discretion of the department.”

TO (AMENDMENT):

“SECTION 3. Imposition.

a. For Minors - Curfew hours for Minors shall be imposed within the territorial jurisdiction of this municipality, from 10:00 P.M. to 4:00 A.M. for all the days of the week.”

“SECTION 11. Penal Provisions...

11.1 For minors violating Section 3 hereof:

VIOLATION	PENALTY
First (1st)	Admonition
Second (2nd) and Succeeding Violations	Non-punitive sanctions consisting of intervention programs pursuant to R.A. No. 9144, as amended, and its implementing rules and regulations

SECTION 3. SEPARABILITY CLAUSE – If, for any reason, any provision of this Ordinance is declared invalid or ultra-vires, other provision hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 4. REPEALING CLAUSE – All Ordinances and Rules inconsistent with the provision of this Ordinance are hereby deemed modified or repealed accordingly.

SECTION 5. EFFECTIVITY CLAUSE. This ordinance shall take effect immediately upon approval.


APPROVED.


ENACTED BY THE 12th SANGGUNIANG BAYAN OF ALBUERA, LEYTE DURING ITS 40th REGULAR SESSION HELD ON APRIL 20, 2026 AT THE SANGGUNIANG BAYAN SESSION HALL, ALBUERA, LEYTE.

ALBERTO D. SUMALJAG
ROBERTO C. COLASITO
ROMEO M. JUNCO
ANDRES C. TUDIO
DELLA EL BASTIS
BERNARD JOSE D. MESTULA
PAMELA M. BOHOLST


ROLAN E. ESPINDOSA
MARIEL E. MARINAY
CARLEKEMINE BAPTISTIS
ROLANDO M. EBCAS, JR.
JOSE B. YBANEZ
RODOLFO S. BILBAO, JR.


ATTESTED AND CERTIFIED TO BE DULY ADOPTED:



CARL KEVIN E. BATISTIS
SB Member I


ALBERTO C. SUMALJAG
SB Member I

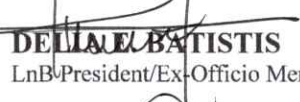

ROLANDO M. EBCAS, JR.
SB Member I


ROMEO M. JUNCO
SB Member I

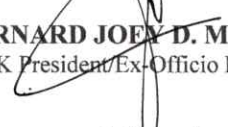

JOJE B. YBAÑEZ
SB Member I


ANDRES C. TUDIO
SB Member I



RODOLFO S. BILBAO, JR.
SB Member


DELLA E. BATISTIS
LnB President/Ex-Officio Member



ROBERTO C. COLASITO
SB Member I


BERNARD JOEN D. MESTULA
PPSK President/Ex-Officio Member

I HEREBY CERTIFY that this is a true and accurate copy of the ordinance duly enacted by the 12TH Sangguniang Bayan of Albuera, Leyte on its 40th Regular Session on April 20, 2026 at the Sangguniang Bayan Session Hall.


PAMELA M. BOHOLST, MPA
Secretary to the Sangguniang Bayan I


MARIEL E. MARINAY
Municipal Vice Mayor I/Presiding Officer

APPROVED:

ROLAN E. ESPINOSA
Municipal Mayor
Date: APR 20 2026



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Albuera

OFFICE OF THE SANGGUNIANG BAYAN
ATTENDANCE SHEET

40th REGULAR SESSION
of the 12th Sangguniang Bayan

SB Session Hall
Venue

April 20, 2026

No.	Name & Designation	Signature
1	Hon. MARIEL E. MARINAY Mun. Vice Mayor / Presiding Officer	
2	Hon. CARL KEVIN E. BATISTIS SB Member	
3	Hon. ROLANDO M. EBCAS JR. SB Member	
4	Hon. JOJE B. YBAÑEZ SB Member	
5	Hon. RODOLFO S. BILBAO JR. SB Member	
6	Hon. ALBERTO C. SUMALJAG SB Member	
7	Hon. ROBERTO C. COLASITO SB Member	
8	Hon. ROMEO M. JUNCO SB Member	
9	Hon. ANDRES C. TUDIO SB Member	
10	Hon. DELIA E. BATISTIS ABC President, Ex-Officio	
11	Hon. BERNARD JOEY D. MESTULA SK Federation President, Ex-Officio	

CERTIFICATION

I hereby certify that those who have affixed their signatures above, have actually attended the 40th Regular Session of the 12th Sangguniang Bayan of Albuera, Leyte, held at the SB Session Hall on April 20, 2026

PAMELA M. BOHOLST
Secretary to the Sangguniang Bayan