

Item No.: 14
Date: 16 2026 JUN



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

PROVINCE OF LEYTE
LEGAL OFFICE
RELEASED
By: [Signature]
Date: 6-11-26 Time: 9:20

-oOo-

Sangguniang Panlalawigan
Province of Leyte
RECEIVED
Date: JUN 11 2026
By: [Signature]

PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT

[Signature] 27, 2026

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 2026-054 of the Sangguniang Bayan of Carigara, Leyte.

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

- Ordinance No. 2026-054 entitled: “ **An Ordinance revoking and cancelling Municipal Ordinance No. 2022-133 etc.**”

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance with its power under 447(a)(3)(v)¹ of the Local Government Code of 1991 (R.A 7160), pursuant to PD 449², as amended. 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.

[Signature]
ATTY. JOSE RAYMUND A. ACOL
Provincial Legal Office

¹ (v) Any law to the contrary notwithstanding, authorize and license the establishment, operation, and maintenance of cockpits, and regulate cockfighting and commercial breeding of gamecocks: Provided, That existing rights should not be prejudiced;

² Cockfighting Law of 1974

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Palo, Leyte
-000-

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

PROVINCE OF LEYTE
LEGAL OFFICE

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1ST INDORSEMENT
05 May 2026

By: 
Date: 5-6-20 Time: 9:21

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 2026-054** of the **Municipality of Carigara, Leyte**, entitled: **An Ordinance revoking or cancelling Municipal Ordinance No. 2022-133** entitled: **“An Ordinance granting a cockpit franchise to Mr. Patrick V. Makabenta to establish, operate, and maintain a cockpit arena in the Municipality of Carigara, Leyte.**



FLORINDA JILL S. UYVICO
Secretary to the Sanggunian



REPUBLIC OF THE PHILIPPINES
PROVINCE OF LEYTE
MUNICIPALITY OF CARIGARA
-oOo-

OFFICE OF THE SANGGUNIANG BAYAN

Telephone No. (053) 530-5144 E-mail Address: sangguniang bayancarigara@gmail.com



BAGONG PILIPINAS

1ST Indorsement
May 4, 2026


Sangguniang Panlalawigan
Province of Leyte

RECEIVED

Date: MAY 04 2026
By: Alone 10:19am

Respectfully forwarded to the Honorable Members of the Sangguniang Panlalawigan of Leyte, thru the Provincial Board Secretary, Florinda Jill S. Uyvico, the herein **Municipal ORDINANCE NO. 2026-054** - *“AN ORDINANCE REVOKING OR CANCELLING MUNICIPAL ORDINANCE NO.2022-133, ENTITLED- “AN ORDINANCE GRANTING A COCKPIT FRANCHISE TO MR. PATRICK V. MAKABENTA, TO ESTABLISH, OPERATE AND MAINTAIN A COCKPIT ARENA IN THE MUNICIPALITY OF CARIGARA, LEYTE”.*

For your consideration and appropriate action.


PAULINO T. MARQUEZ
Legal Assistant I
OIC-Secretary to the Sanggunian



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BAGONG PILIPINAS

EXCERPT FROM THE MINUTES/JOURNAL OF THE 38TH REGULAR SESSION OF THE 20TH COUNCIL OF THE SANGGUNIANG BAYAN OF CARIGARA HELD AT THE SB SESSION HALL, LEGISLATIVE BLDG. CARIGRA LEYTE ON MARCH 26, 2026

**Sangguniang Panlalawigan
Province of Leyte**

RECEIVED

Date: MAY 04 2026
By: June 10:19am

* * * * *

PRESENT:

- | | | |
|----------------------------|-------|-----------------------------------|
| Hon. Jimmy A. Camposano | ----- | Mun. Vice Mayor/Presiding Officer |
| Hon. Fernando N. Moriel | ----- | SB Member |
| Hon. Vilma M. Domus | ----- | SB Member |
| Hon. Mildred C. Modesto | ----- | SB Member |
| Hon. Carlo Angelo B. Go | ----- | SB Member |
| Hon. Joenlee C. Larraga | ----- | SB Member |
| Hon. Myla L. Aguilar | ----- | SB Member |
| Hon. Guillermo I. Panal | ----- | SB Member |
| Hon. Arvin N. Urmeneta | ----- | SB Member-LnB President |
| Hon. Daniel N. Ariaso, Jr. | ----- | SB Member-SK Fed. Pres. |

ABSENT:

- | | | |
|----------------------------|-------|------------------------|
| Hon. Ulpiano U. Arpon, Jr. | ----- | SB Member-Forced Leave |
|----------------------------|-------|------------------------|

MUNICIPAL ORDINANCE NO. 2026-054
Series of 2026

AN ORDINANCE REVOKING OR CANCELLING MUNICIPAL ORDINANCE NO. 2022-133 entitled "AN ORDINANCE GRANTING A COCKPIT FRANCHSIE TO MR. PATRICK V. MAKABENTA TO ESTABLISH, OPERATE, AND MAINTAIN A COCKPIT ARENA IN THE MUNICIPALITY OF CARIGARA, LEYTE"

Authored by: Hon. Fernando N. Moriel

WHEREAS, the Sangguniang Bayan of Carigara enacted Municipal Ordinance No. 2022-133 granting a cockpit franchise to Mr. Patrick Makabenta to operate a cockpit within the Municipality of Carigara, Leyte;



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Page 2 Ord. No. 2026-054 dated March 26, 2026

“AN ORDINANCE REVOKING OR CANCELLING MUNICIPAL ORDINANCE NO. 2022-133...”

WHEREAS, under Presidential Decree No. 449, otherwise known as the Cockfighting Law of 1974, and existing municipal ordinances regulating cockfighting activities, the franchise holder is required to strictly comply with all laws, rules, and conditions imposed therein;

WHEREAS, the Sangguniang Bayan, in the exercise of its regulatory and police power under the Local Government Code (RA 7160), has the authority to regulate cockpits and revoke franchises when the franchisee violates the conditions thereof;

WHEREAS, after due notice and opportunity to explain, the Sangguniang Bayan as described in SB Resolution No. 2026-102 found sufficient grounds to revoke the cockpit franchise granted to the franchise grantee to protect public interest and ensure compliance with existing laws and regulations;

WHEREAS, the Sangguniang Bayan, after due consideration and deliberation, resolved for the revocation and/or cancellation of the cockpit franchise granted to Mr. Patrick V. Makabenta under SB Resolution No. 2026-115 as a mandatory act under Section 7 of Municipal Ordinance 2022-133 upon showing of non-compliances or violations to relevant laws;

NOW, THEREFORE, BE IT ORDAINED by the Sangguniang Bayan of Carigara, Leyte, in session duly assembled:

Section 1. **REVOCATION OF MUNICIPAL ORDINANCE No. 2022-133.** The Municipal Ordinance No. 2022-133 that granted a cockpit franchise to Mr. Patrick Makabenta to establish, operate, and maintain a cockpit arena in the Municipality of Carigara, Leyte is hereby **REVOKED** and/or **CANCELLED** for violations of the provisions of the Municipal Ordinance No. 2022-133, relevant municipal ordinances, and Presidential Decree No. 449 as described in SB Resolution No. 2026-102 and as resolved in SB Resolution No. 2026-115;



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Page 3 Ord. No. 2026-054 dated March 26, 2026

“AN ORDINANCE REVOKING OR CANCELLING MUNICIPAL ORDINANCE NO. 2022-133...”

Section 2. **CESSATION OF OPERATIONS.** By virtue of this Ordinance, all cockpit operations conducted under the authority of Municipal Ordinance No. 2022-133 shall immediately cease upon effectivity hereof.

Section 3. **AUTHORITY TO ENFORCE.** The Local Chief Executive is mandated under RA 7160 to implement Section 1 hereof, through the Philippine National Police, Municipal Treasurer, and all other concerned offices, including the implementation of the immediate closure and cessation of the cockpit operations per SB Resolution No. 2026-115 and consistent with the applicable laws and regulations.

Section 4. **REPEALING CLAUSE.** All ordinances, resolutions, rules, and regulations, or part thereof, inconsistent with any provision of this Ordinance are hereby repealed or modified accordingly.

Section 5. **EFFECTIVITY.** This Ordinance shall take effect immediately upon approval and compliance with the posting and publication requirements prescribed under the Local Government Code of 1991.

APPROVED this 26th day of March 2026 at the Sangguniang Bayan Session Hall, Carigara, Leyte

Voting on the foregoing Ordinance was as follows:

AYES (Favor) : Hon. Fernando N. Moriel, Hon. Vilma M. Domus, Hon. Mildred C. Modesto, Hon. Myla L. Aguilar, Hon. Arvin N. Urmeneta, and Hon. Daniel N. Ariaso, Jr.

NAYS (Against): Hon. Carlo Angelo B. Go and Hon. Joenlee C. Larraga

INHIBIT: Hon. Guillermo I. Panal

* * * * *



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Page 4 Ord. No. 2026-054 dated March 26, 2026


“AN ORDINANCE REVOKING OR CANCELLING MUNICIPAL ORDINANCE NO. 2022-133...”

I HEREBY CERTIFY to the correctness of the foregoing excerpt.

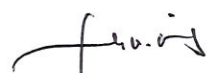

PAULINO T. MARQUEZ
Legal Assistant I

OIC-Secretary to the Sanggunian

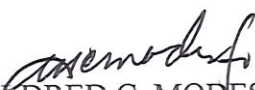
Attested:


JIMMY A. CAMROSANO
Municipal Vice Mayor/Presiding Officer

Concurred:


FERNANDO N. MORIEL
SB Member


VILMA M. DOMUS
SB Member


MILDRED C. MODESTO
SB Member

CARLO ANGELO B. GO
SB Member (*No*)



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BAGONG PILIPINAS

Page 5 Ord. No. 2026-054 dated March 26, 2026


“AN ORDINANCE REVOKING OR CANCELLING MUNICIPAL ORDINANCE NO. 2022-133...”

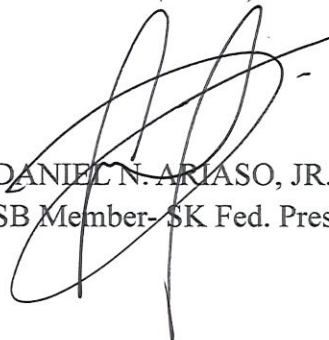
ULPIANO U. ARPON, JR.
SB Member (*Absent-Forced Leave*)

JOENLEE C. LARRAGA
SB Member (No)


MYLA L. AGUILAR
SB Member *3/26/26 nak agpis*

GUILLERMO I. PANAL
SB Member (*Inhibit*)


ARVIN N. URMENETA
SB Member-LnB President


DANIEL N. ARIASO, JR.
SB Member- SK Fed. Pres.

Approved:

EDUARDO T. ONG, JR.
Municipal Mayor

Date Approved:



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-oOo-

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BAGONG PILIPINAS

CERTIFICATION

THIS IS TO CERTIFY that **MUNICIPAL ORDINANCE NO. 2026-054** - *“AN ORDINANCE REVOKING OR CANCELLING MUNICIPAL ORDINANCE NO. 2022-133, ENTITLED- “AN ORDINANCE GRANTING A COCKPIT FRANCHISE TO MR. PATRICK V. MAKABENTA, TO ESTABLISH, OPERATE AND MAINTAIN A COCKPIT ARENA IN THE MUNICIPALITY OF CARIGARA, LEYTE”*, has been posted this May 4, 2026 in accordance with Sections 59 and 511, R.A. 7160 otherwise known as the Local Government Code of 1991.

ISSUED this 4th day of May, 2026.


PAULINO T. MARQUEZ
Legal Assistant I
OIC-Secretary to the Sanggunian



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BAGONG PILIPINAS

CERTIFICATION

TO ALL WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY that the Municipal Mayor, Hon. Eduardo T. Ong, Jr., failed to sign/or veto **MUNICIPAL ORDINANCE NO. 2026-054** - *“AN ORDINANCE REVOKING OR CANCELLING MUNICIPAL ORDINANCE NO. 2022-133, ENTITLED- “AN ORDINANCE GRANTING A COCKPIT FRANCHISE TO MR. PATRICK V. MAKABENTA, TO ESTABLISH, OPERATE AND MAINTAIN A COCKPIT ARENA IN THE MUNICIPALITY OF CARIGARA, LEYTE”*, within the period prescribed by law thus the same is deemed valid and effective pursuant to Sec. 54 (a)(b) of the Local Government Code of 1991 (RA 7160).

ISSUED this 4th day of May, 2026 at Carigara, Leyte.


PAULINO T. MARQUEZ
Legal Assistant I

OIC-Secretary to the Sanggunian

Attested by:


JIMMY A. CAMPOSANO
Mun. Vice Mayor/Presiding Officer