

Item No.: 16
Date: 28 2026 JUL



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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PROVINCIAL LEGAL OFFICE

PROVINCE OF LEYTE
LEGAL OFFICE

RELEASED

By: [Signature]
Date: 7-7-26 Time: 9:24

Sangguniang Panlalawigan
Province of Leyte
RECEIVED
JUL 7 2026
Date: 7-7-26
By: [Signature]

2nd INDORSEMENT

June 20, 2026

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 4 of the Sangguniang Bayan of Barugo, Leyte.

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

- Ordinance No. 4 entitled: "An Ordinance to amending Section 14 and 19 of Ordinance Municipal Ordinance No. 6 s 2018 etc.,."

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
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PROVINCE OF LEYTE
LEGAL OFFICE
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By: fm
Date: 6/8/26 Time: 1:35 pm

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
05 June 2026

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Ordinance No. 04, series of 2026** of the **Municipality of Barugo, Leyte**, entitled: **An Ordinance amending Section 14 and 19 of Ordinance No. 06, s. 2018 entitled: An Ordinance strengthening the operation of tricycle-for-hire and repealing or amending any existing Ordinances inconsistent thereto and providing penalties thereof, adjusting the fare rates for tricycles for hire.**


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian



OFFICE OF THE SANGGUNIAN BAYAN

June 05, 2026

HON. LEONARDO "SANDY" JAVIER, JR.
Vice-Governor/Presiding Officer
Sanggunian Panlalawigan
Province of Leyte

Sangguniang Panlalawigan
Province of Leyte

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Date: JUN -05 2026
By: *[Signature]* 10:30am

THRU: FLORINDA JILL S. UYVICO
Secretary to the Sanggunian
Province of Leyte

Sir:

Respectfully submitted to your good office for review the herein ORDINANCE NO. 04, S. 2026 ENTITLED "AN ORDINANCE AMENDING SECTION 14, AND 19 OF ORDINANCE NO. 06 S. 2018 TITLED: AN ORDINANCE STRENGTHENING THE OPERATION OF TRICYCLE FOR HIRE AND REPEALING OR AMENDING ANY EXISTING ORDINANCES INCONSISTENT THERETO AND PROVIDING PENALTIES THEREOF", ADJUSTING THE FARE RATES FOR TRICYCLES FOR HIRE.

Anticipating your favorable action on this matter.

Very respectfully yours,

[Signature]
DANILO V. AVORQUE
SB Secretary

Barugo Padayon An Gugma!

Municipal Hall, Burgos St. Poblacion District I Barugo, Leyte

☎ 0960-294-93422

Y! lgv.barugo@yahoo.com

f Municipality of Barugo, Leyte

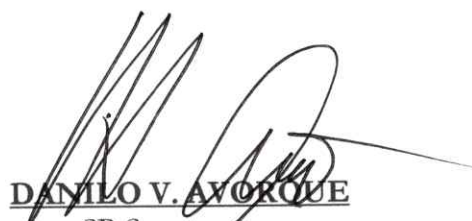


OFFICE OF THE SANGGUNIANG BAYAN

CERTIFICATION OF PUBLIC HEARING

THIS IS TO CERTIFY that on March, 2026, a Public Hearing was conducted relative to the proposal to pass an Ordinance, ENTITLED "AN ORDINANCE AMENDING SECTION 14, AND 19 OF ORDINANCE NO. 06 S. 2018 TITLED: AN ORDINANCE STRENGTHENING THE OPERATION OF TRICYCLE FOR HIRE AND REPEALING OR AMENDING ANY EXISTING ORDINANCES INCONSISTENT THERETO AND PROVIDING PENALTIES THEREOF", ADJUSTING THE FARE RATES FOR TRICYCLES FOR HIRE.

This certification is issued this 5th day of June 2026 for whatever legal purpose it may serve.


DANILO V. AVOROU
SB Secretary

Barugo Padayon An Gugma!

Municipal Hall, Burgos St. Poblacion District I Barugo, Leyte



OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE MEETING OF THE 12TH SANGGUNIANG BAYAN OF BARUGO, LEYTE ON ITS 11TH REGULAR SESSION HELD ON THE 31ST DAY OF MARCH, 2026, AT THE MUNICIPAL SESSION HALL, LEGISLATIVE BUILDING, BARUGO, LEYTE.

Present: Atty. Jesus B. Cabanacan Municipal Vice Mayor
Presiding Officer
Hon. Felix A. Diloy SB Member
Hon. Josephine C. Tiu SB Member
Hon. Roselyn L. Baltar SB Member
Hon. Nikkos Rhet V. Astorga SB Member
Hon. Sonia A. Cañeda SB Member
Hon. Charee Mae M. Avila SB Member
Hon. Eduardo C. Calzita SB Member
Atty. Harold Edgar C. Apostol SB Member
Hon. Joemar Q. Acebo Liga Ng Mga Barangay President
Hon. Eric C. Hingpis Pederasyon Ng Mga Sangguniang Kabataan

Sangguniang Panlalawigan
Province of Leyte
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Date: JUN 05 2026
By: [Signature] 10:13am

Absent:

ORDINANCE NO. 04, S. 2026

AN ORDINANCE AMENDING SECTION 14, AND 19 OF ORDINANCE NO. 06 S. 2018 TITLED: AN ORDINANCE STRENGTHENING THE OPERATION OF TRICYCLE FOR HIRE AND REPEALING OR AMENDING ANY EXISTING ORDINANCES INCONSISTENT THERETO AND PROVIDING PENALTIES THEREOF", ADJUSTING THE FARE RATES FOR TRICYCLES FOR HIRE.

Sponsor Author: SBM Roselyn L. Baltar

WHEREAS, Section 14, of Ordinance No. 6, s. of 2018 Titled: An ordinance Strengthening the operation of Tricycle for hire and repealing or amending any existing ordinances inconsistent thereto and providing penalties in violation thereof provides as follows;

Section 14. FARE RATE.

(a) The minimum fare for motorized tricycle for hire in the Municipality of Barugo, Leyte shall be P12.00 for the first 4 kilometers and an additional P1.50 for each kilometer succeeding.

(b) The following matrix/table shall govern the fare for the operation of motorized tricycle for hire in the Municipality of Barugo, Leyte.

	<u>Regular Rates</u>	<u>Discounted Rates for SC/PWDs/Students</u>
Poblacion to Brgy. Canomantag/		
Brgy. Minuhang/Brgy. Calingcaguig	P 12.00	P 9.50
Poblacion to Fisheries/Brgy. San Roque	P 13.50	P 10.50
Poblacion to Carigara/Brgy. Hinugayan	P 15.00	P 12.00
Poblacion to Dalikyat	P 16.50	P 13.00
Poblacion to Brgy. Sta. Rosa	P 18.00.00	P 14.00
(Butnga and Suksukon)		

(c) Fare rate from any point of loading and/or destination within the Municipality of Barugo, Leyte shall be computed in accordance with the minimum fare of P12.00 for the first 4 kilometers and an additional P1.50 for each kilometer succeeding.

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Municipal Hall, Burgos St. Poblacion District I Barugo, Leyte



OFFICE OF THE SANGGUNIANG BAYAN

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Ordinance No. 04, 2026

(d) No adjustment on the prescribed fare rates shall be made without the approval from the Sangguniang Bayan of the Municipality of Barugo and unless a public hearing on the matter shall have been conducted.

WHEREAS, Section 19, PARKING AREA, The New Barugo Terminal Eco Terminal located at the Core Shelter area, Población District 1, is hereby designated as the Parking Area for Public Utility Vehicles.

Whereas, Section 16 of Republic Act 7160, otherwise known as the Local Government Code 1991, provides that every local government unit shall exercise powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those essential to the promotion of general welfare;

WHEREAS, with the enactment of the said Local Government Code certain powers, functions and responsibilities were devolved to the support programs of the Municipalities/Cities. As provided in Section 447 (a) (3) (vi), the Sangguniang Bayan, as the legislative body of the municipality, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the municipality and its inhabitants and shall grant franchises, enact ordinances authorizing the issuance of permits or licenses, or enact ordinances, and subject to the guidelines prescribed by the Department of Transportation and Communications, regulate the operation of tricycles and grant franchises for the operation thereof within the territorial jurisdiction of the municipality;

WHEREAS, the rising prices of fuel due to the on-going war at the middle east, cost of commodities and maintenance of motorized vehicles, and even rise in boundary rates for tricycles has economically affected the drivers/operators of public motorcycles plying the different route within the Municipality;

WHEREAS, in a series of consultations with the different sectors of our community including associations of tricycle operators and drivers in the Municipality, the Liga ng mga Barangays and the general public it was ascertained that there is a need to grant fare increase which is acceptable and fair to all sectors concerned in order for the tricycle industry to cope with the rising prices of fuel and other commodities;

Now Therefore, On Motion of Hon. Roselyn L. Baltar unanimously seconded by All SB Members present.

Be it ordained by the Sanggunian Bayan in session assembled, That:

Section 1. TITLE. This Ordinance shall be known as an ordinance amending Section 14, and 19 of Ordinance No. 06 s. 2018 *"An Ordinance Strengthening the Operation of Motorized Tricycles for Hire, Repealing or Amending any existing ordinances inconsistent thereto, and Providing Fees and Penalties for Violation therefore."*

Section 2. Section 14, Fare Rates is hereby amended as follows:

	<u>Amended rates</u>	<u>Discounted Rates for SC/PWDs/Students</u>
Poblacion to Brgy. Canomantag/ Brgy. Minuhang/Brgy. Calingcaguig	P 25.00	P 20.00
Poblacion to Fisheries/Brgy. San Roque	P 25.00	P 20.00
Poblacion to Carigara/Brgy. Hinugayan	P 25.00	P 20.00
Poblacion to Dalikyat	P 30.00	P 25.00
Poblacion to Brgy. Sta. Rosa (Butnga and Suksukon)	P 30.00	P 25.00
Poblacion-Busay (Pabahay)	P35.00	P30.00

Barugo Padayon An Gugma!

Municipal Hall, Burgos St. Poblacion District I Barugo, Leyte

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Municipality of Barugo, Leyte



OFFICE OF THE SANGGUNIANG BAYAN

Page 3

Ordinance No. 04, 2026

Section 3, Section 19 of Ordinance No. 6 s. 2018 Parking Area is hereby amended as follows;

Section 19, Parking Area- The old Barugo Terminal (near Andok's) located in Población District 3, Barugo, Leyte is hereby designated as the parking area for all public utility vehicles.

Section 4. REPEALING CLAUSE. All other existing ordinances, rules and regulations, or parts thereof inconsistent with or contrary to the provisions of this ordinance are hereby repealed or modified accordingly.

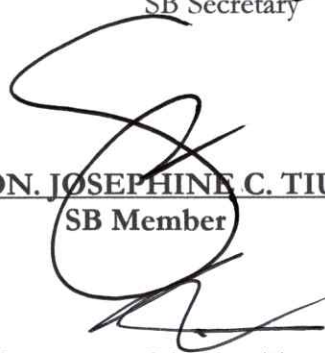
Section 5. SEPARABILITY CLAUSE. If any part or provisions of this Ordinance is declared unconstitutional or invalid by final judgment as promulgated by any Court of competent jurisdiction, other parts, sections or provisions thereof which are not affected shall continue to be in full force and effect.

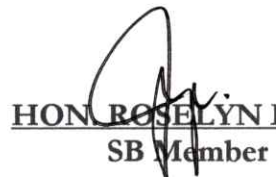
Section 6. EFFECTIVITY. This Ordinance shall take effect after its approval and posting of the copy of the approved Ordinance in the Municipal Hall and other conspicuous places in the Municipality of Barugo.

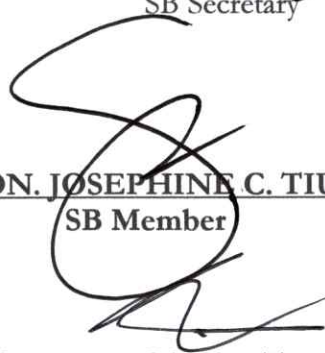
I HEREBY CERTIFY to the correctness of the foregoing ordinance.


DANILO V. AVORQUE
SB Secretary


HON. FELIX A. DILOY
SB Member


HON. JOSEPHINE C. TIU
SB Member

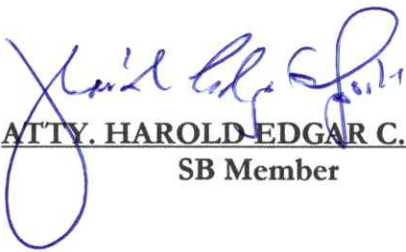

HON. ROSELYN L. BALTAR
SB Member


HON. NIKKOS RHET V. ASTORGA
SB Member


HON. SONIA A. CAÑEDA
SB Member


HON. CHAREE MAE M. AVILA
SB Member


HON. EDUARDO C. CALZITA
SB Member


ATTY. HAROLD EDGAR C. APOSTOL
SB Member

Barugo Padayon An Gugma!

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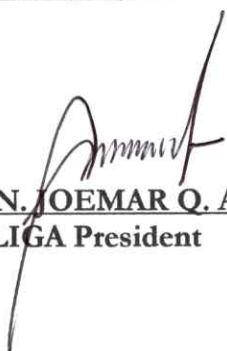




OFFICE OF THE SANGGUNIANG BAYAN

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Ordinance No. 04, 2026


HON. JOEMAR Q. ACEBO
LIGA President


HON. ERIC C. HINGPIS
Pederasyon ng mga Sanggunian Kabataan

ATTESTED BY:


ATTY. JESUS B. CABANACAN
Municipal Vice Mayor
Presiding Officer

APPROVED BY:


HON. ARON C. BALALA, MD, FPCEM
Municipal Mayor





OFFICE OF THE SANGGUNIANG BAYAN

CERTIFICATION OF POSTING

THIS IS TO CERTIFY that ORDINANCE NO. 04, S. 2026 ENTITLED **"AN ORDINANCE AMENDING SECTION 14, AND 19 OF ORDINANCE NO. 06 S. 2018 TITLED: AN ORDINANCE STRENGTHENING THE OPERATION OF TRICYCLE FOR HIRE AND REPEALING OR AMENDING ANY EXISTING ORDINANCES INCONSISTENT THERETO AND PROVIDING PENALTIES THEREOF", ADJUSTING THE FARE RATES FOR TRICYCLES FOR HIRE,** was posted in 'three (3) conspicuous places in the Municipality of Barugo, Leyte in compliance with the provisions of RA 7160, otherwise known as Local Government Code of 1991.

This certification is issued this 5^h day of June 2026, for whatever legal purpose this may serve.


DANILO V. AVOROU
SB Secretary

Barugo Padayon An Gugma!

Municipal Hall, Burgos St. Poblacion District I Barugo, Leyte