



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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PROVINCIAL LEGAL OFFICE

Item No.: 06

Date: 06 2026 OCT

PROVINCE OF LEYTE
LEGAL OFFICE

RELEASED

By: [Signature]
Date: 10-02-26 Time: 3:00 pm

2nd INDORSEMENT

October 1, 2026

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 8 of the Sangguniang Bayan of Capoocan, Leyte.

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

- Ordinance No. 8 entitled: “**Anti-Public Drinking Ordinance of the Municipality of Capoocan , Leyte**”

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office opines that the subject Ordinance is, in general, within the legislative authority of the Sangguniang Bayan under Section 447(a)(1)(v)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 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 (v) Enact ordinances intended to prevent, suppress and impose appropriate penalties for habitual drunkenness in public places, vagrancy, mendicancy, prostitution, establishment and maintenance of houses of ill repute, gambling and other prohibited games of chance, fraudulent devices and ways to obtain money or property, drug addiction, maintenance of drug dens, drug pushing, juvenile delinquency, the printing, distribution or exhibition of obscene or pornographic materials or publications, and such other activities inimical to the welfare and morals of the inhabitants of the municipality;

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Palo, Leyte
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OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
29 September 2026

PROVINCE OF LEYTE
LEGAL OFFICE
RECEIVED
By: 
Date: 9, 30, 26 Time: 9:14

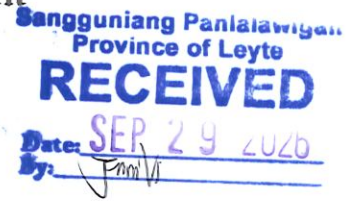
The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 8, series of 2026 of the Municipality of Capoocan, Leyte, entitled: An Ordinance banning drinking of liquor and intoxicating beverages in public areas of the Municipality of Capoocan, Leyte.**


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Capoocan
Office of the Sangguniang Bayan

✉ sbcapoocan@gmail.com / sbcapoocan@yahoo.com
☎ 09976874138



September 28, 2026

THE HONORABLE BODY

Sangguniang Panlalawigan
4th Floor, Provincial Government Complex
West Bypass Road, Campetic
Palo, Leyte

Dear Gentlemen / Mesdames:

Good Day!

Submitting **Municipal Ordinance No. 8, Series of 2026** of the Sangguniang Bayan of Capoocan, Leyte entitled, **"AN ORDINANCE BANNING DRINKING OF LIQUOR AND INTOXICATING BEVERAGES IN PUBLIC AREAS OF THE MUNICIPALITY OF CAPOOCAN, LEYTE,"** for review of the Honorable Body.

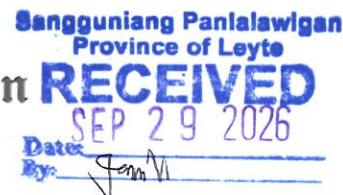
Earliest and favorable action shall be gratefully acknowledged.

Respectfully yours,


JUDE R. DELA TORRE
Secretary to the Sanggunian



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Capoocan
Office of the Sangguniang Bayan
✉ sbcapoocan@gmail.com / sbcapoocan@yahoo.com
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SANGGUNIANG BAYAN OF THE MUNICIPAL GOVERNMENT OF CAPOOCAN, LEYTE IN ITS 60th REGULAR
SESSION HELD ON AUGUST 25, 2026 AT THE MUNICIPAL SESSION HALL LEGISLATIVE BUILDING

MUNICIPAL ORDINANCE NO. 8, Series of 2026

AN ORDINANCE BANNING DRINKING OF LIQUOR AND INTOXICATING BEVERAGES IN PUBLIC AREAS OF THE MUNICIPALITY OF CAPOOCAN, LEYTE

SPONSOR: HONORABLE FEDERICO P. CAROLINO, JR.

WHEREAS, Section 16 of the Local Government Code of 1991 states that “every local government unit shall exercise the 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 the general welfare. Within their respective territorial jurisdictions, local government units shall maintain peace and order, protect life, liberty and property, promote the general welfare and preserve the comfort and convenience of their inhabitants;

WHEREAS, one of the objectives of the Safer Cities is to make communities safer, wherein people may freely go about their daily lives without fear of being harmed;

WHEREAS, the Sangguniang Bayan recognizes the importance of keeping the general public safe from harm through the enactment of measures aimed at curbing criminality, disorder, and immorality;

WHEREAS, it is observed that the consumption of alcoholic beverages in parks, streets, sidewalks and other public places contributes to public disturbances, accidents, and unruly behavior;

WHEREAS, it is recognized that communities become ultimately safer when public roads are clear of intoxicated persons, and disorderly gatherings causing disturbance to public order;

NOW THEREFORE, BE IT ENACTED AS IT IS HEREBY ENACTED by the Sangguniang Bayan of Capoocan, by virtue of the powers vested in it by law, in session assembled, that:

SECTION 1. DEFINITION OF TERMS.

- a) **Alcoholic beverages** – is any drink that contains alcohol, a central nervous system depressant. They are typically divided into three classes: *beers, wines, and spirits*; with alcohol content typically between 3% and 50%.
- b) **Intoxicating beverages** – is any beverage containing alcohol that, when consumed, causes physical and mental impairment, leading to a loss of normal inhibitions, coordination, or control.

- c) **Public Places** – refer to places generally open and accessible to the public, such as, but not limited to, streets, roads, alleys, highways, playgrounds, plazas, parks, open spaces, recreation centers, churches, malls, public offices, and “other similar public places”.
- d) **Other similar public places** – shall include those privately owned compounds without any fence and visible outside public view.

SECTION 2. No person shall drink, partake or otherwise drink beer, liquor or other alcoholic or intoxicating beverages in “Sari-sari” stores, public streets, sidewalks, parks, plazas, squares, parkways, alleys, “callejon”, or other similar public places.

SECTION 3. In celebration of public events like Independence Day, Liberation Day, or other similar public occasions, persons or groups of persons may drink, partake or other imbibe beer, liquor or other alcoholic intoxicating beverages in a public park, plaza, square or similar public places provided that a previous permit shall have been first applied for and issued by the Mayor or his duly authorized representative for the use of such public place or places for the celebration of said public events; the permit is only up to ten (10) o'clock in the evening.

SECTION 4. On the occasion of family celebrations like weddings, birthdays, anniversaries, reunion or other similar family gatherings, as well as funeral wakes or vigils, a portion of the sidewalk or public place adjacent to the house/place where the celebration is being observed may be used/ and beer, liquor or other alcoholic or intoxicating beverages may be served without incurring any liability whatsoever under the provisions of this ordinance, provided however, that a prior permit shall be applied for an and **issued by the Barangay Chairman** or duly authorized representative for the use of such sidewalk or public place;

SECTION 5. Exemptions. The following public occasions are exempted from this ordinance:

1. **Capoocan Town Fiesta.** *One (1) week within the fiesta week, with covered dates to be determined by the Local Government Unit of Capoocan.*
2. **Capoocan Founding Anniversary.** *One (1) week within the founding anniversary week, with covered dates to be determined by the Local Government Unit of Capoocan.*
3. **Barangay Fiestas.** *One (1) week within the fiesta week, with covered dates to be determined by the Barangay Local Government Units concerned.*

SECTION 6. It is unlawful that any person found drinking, partaking or otherwise imbibing beer, liquor or other alcoholic or intoxicating beverages on 'sari-sari' store, public street, sidewalk, park, plaza, square, parkway, alley, “callejon”, or other similar public places without falling under the exceptions provided for in Section 3, 4 and 5 hereof, shall be penalized.

SECTION 7. Establishments like restaurants, diners, bars, pubs, and the likes, shall secure from the **Business Permit and Licensing Office (BPLO)** a “**Special/Specific Permit to Sell and Consume**” liquor in their establishment to be exempted from this Ordinance. And if the drinking area of the establishment is an open space, it should be fenced.

SECTION 8. IMPLEMENTING AUTHORITY. The Capoocan Traffic Management Unit, the Philippine National Police (PNP) of Capoocan, Leyte and the Barangay Officials/Enforcers, are hereby assigned to implement this Ordinance.

SECTION 9. PENAL PROVISIONS AND CITATION TICKETS.

Citation Tickets. For violation of this ordinance, the offender will be issued a Citation Ticket by any of the implementing authority as stated in Section 7. Said offender will be directed to personally report and appear before the Capoocan Municipal Police Station Chief of Police within seventy-two (72) hours or three (3) days from the date of issue of the citation ticket. Their personal data will be recorded and entered into the Capoocan MPS's system, then the offender will be directed to pay the corresponding fine at the LGU's Municipal Treasurer's Office.

First Offense	- Five Hundred Pesos (₱500.00) fine
Second Offense	- One Thousand Pesos (₱1,000.00) fine
Third Offense	-Two Thousand and Five Hundred Pesos (₱2,500.00) fine or imprisonment for a period not exceeding six (6) months, or both, at the discretion of the court.

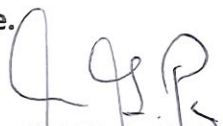
SECTION 10. PROCEEDS. Proceeds from fines collected shall accrue to the municipal government and barangay concerned. **Forty (40%) percent to the municipal government and sixty (60%) percent to the barangay** where arrest/apprehension of violators occurred.

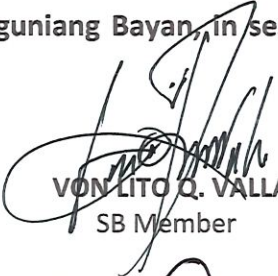
SECTION 11. SEPARABILITY CLAUSE. If, for any reason, any part or provisions of this ordinance shall be held to be unconstitutional or invalid other parts or provisions hereof which are not affected hereby shall continue to be in full force and effect.

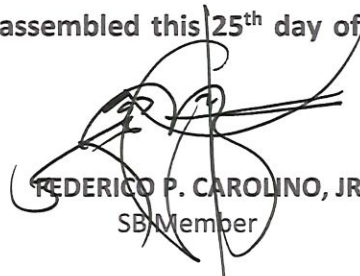
SECTION 12. REPEALING CLAUSE. All previous ordinance inconsistent with this ordinance shall be deemed repealed or modified accordingly.

SECTION 13. EFFECTIVITY CLAUSE. This ordinance shall take effect after its approval and compliance to the posting and publication requirements prescribed in Republic Act 7160.

ENACTED by the Sangguniang Bayan, in session assembled this 25th day of AUGUST 2026 at Capoocan, Leyte.


GRACIA G. PIGAR
SB Member


VON LITO Q. VALLAR
SB Member


FEDERICO P. CAROLINO, JR.
SB Member


JAIME A. DALDE, JR.
SB Member


ARNOLD A. CAING
SB Member


LANDER JAKE D. ABILLAR
SB Member


TERESA C. BALQUIN
SB Member


JOJO N. NEPOMUCENO
SB Member


FLORENCE R. CAROLINO-MISAGAL
Ex-Officio Member
Municipal Chapter President
Liga ng mga Barangay


DAVE A. INDERA
Ex-Officio Member
President
Pambayang Pederasyon ng mga Sangguniang Kabataan

I HEREBY CERTIFY to the correctness of the foregoing Ordinance of the Sangguniang Bayan Capoocan, Leyte.


JUDE R. DELA TORRE
Secretary to the Sanggunian

ATTESTED:


ATTY. FE CLAIRE P. CAROLINO-PARAGATOS
Municipal Vice-Mayor/Presiding Officer

APPROVED:


ATTY. FEDERICO H. CAROLINO, SR.
Municipal Mayor

Date: 9/28/26



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Capoocan
Office of the Sangguniang Bayan

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MINUTES OF THE SANGGUNIANG BAYAN OF CAPOOCAN, LEYTE IN ITS PUBLIC HEARING HELD
ON AUGUST 7, 2026 AT THE CAPOOCAN MULTI-PURPOSE SPORTS CENTER

PRESENT:

- | | |
|---|---|
| 1. Hon. Fe Claire P. Carolino-Paragatos | Municipal Vice-Mayor/Presiding Officer |
| 2. Hon. Gracia G. Pigar | Sangguniang Bayan Member |
| 3. Hon. Von Lito Q. Vallar | Sangguniang Bayan Member |
| 4. Hon. Federico P. Carolino, Jr. | Sangguniang Bayan Member |
| 5. Hon. Jaime A. Dalde, Jr. | Sangguniang Bayan Member |
| 6. Hon. Arnold A. Caing | Sangguniang Bayan Member |
| 7. Hon. Lander Jake D. Abillar | Sangguniang Bayan Member |
| 8. Hon. Teresa C. Balquin | Sangguniang Bayan Member |
| 9. Hon. Florence R. Carolino-Misagal | Ex-Officio Member
Municipal Chapter President - Liga ng mga Barangay |
| 10. Hon. Dave A. Nidera | Ex-Officio Member
President-Pambayang Pederasyon ng mga Sangguniang Kabataan |
| 11. Mr. Jude R. dela Torre | Secretary to the Sanggunian |

ABSENT:

- | | |
|----------------------------|--------------------------|
| 1. Hon. Jojo N. Nepomuceno | Sangguniang Bayan Member |
|----------------------------|--------------------------|

GUESTS:

- | | |
|---|--------------------------------|
| 1. LGU Department Heads, Unit Heads and employees | |
| 2. Mr. Rolando P. Susaya | Capoocan I District Supervisor |
| 3. PEMS Enrique O. Delgado | Capoocan MPS |
| 4. SFO1 Gil M. Demillones, Jr. | Capoocan BFP |
| 5. FO2 Vivencio Dabocol | Capoocan BFP |
| 6. RMFB 8 | Refer to Attendance Sheet |
| 7. CSO representatives | Refer to Attendance Sheet |
| 8. Barangay Officials | Refer to Attendance Sheet |
| 9. Barangay Tanods | Refer to Attendance Sheet |
| 10. PUBLIC | Refer to Attendance Sheet |

The Public Hearing commenced by an invocation, singing of the Pambansang Awit, singing of the Bagong Pilipinas Hymn, and singing of the Capoocan Hymn.

Honorable Arnold A. Caing welcomed the participants of the public hearing. It was followed by messages from the Municipal Vice-Mayor, Honorable Fe Claire P. Carolino-Paragatos, and from the Municipal Mayor, Honorable Federico H. Carolino, Sr. Then the participants were presented and acknowledged by Honorable Lander Jake D. Abillar.

PRESENTATION AND OVERVIEW OF THE PROPOSED ORDINANCES

- A. MUNICIPAL ORDINANCE NO. 2, SERIES OF 2026, "AN ORDINANCE ADOPTING THE NEW OFFICIAL SEAL OF THE MUNICIPALITY OF CAPOOCAN, LEYTE, DEFINING ITS SYMBOLISM, PRESCRIBING ITS USE, AND IMPOSING PENALTIES FOR UNAUTHORIZED OR IMPROPER USE THEREOF".

SECTION 6. IMPLEMENTING AUTHORITY - The Capooacan Traffic Management Unit, the Philippine National Police (PNP) of Capooacan, Leyte and the Barangay Officials/Enforcers, are hereby assigned to implement this Ordinance.

SECTION 7. PENAL PROVISIONS AND CITATION TICKETS.

Citation Tickets. For violation of this ordinance, the offender will be issued a Citation Ticket by any of the implementing authority as stated in Section 6. Said offender will be directed to personally report and appear before the Capooacan Municipal Police Station Chief of Police within seventy-two (72) hours or three (3) days from the date of issue of the citation ticket. Their personal data will be recorded and entered into the Capooacan MPS's system, then the offender will be directed to pay the corresponding fine at the LGU's Municipal Treasurer's Office.

First Offense - Five Hundred Pesos (P500.00) fine

Second Offense - One Thousand Pesos (P1,000.00) fine

Third Offense- Two Thousand and Five Hundred Pesos (P2,500.00) fine or imprisonment for a period not exceeding six (6) months, or both, at the discretion of the court.

SECTION 8. SEPARABILITY CLAUSE - If, for any reason, any part or provisions of this ordinance shall be held to be unconstitutional or invalid other parts or provisions hereof which are not affected hereby shall continue to be in full force and effect.

SECTION 9. REPEALING CLAUSE - All previous ordinance inconsistent with this ordinance shall be deemed repealed or modified accordingly.

SECTION 10. EFFECTIVITY CLAUSE - This ordinance shall take effect after its approval and compliance to the posting and publication requirements prescribed in Republic Act 7160.

The following suggestions were agreed to be considered in the second reading of the proposed ordinance:

1. Add in the definition of terms in the meaning of "see-through clothing", and if it will be considered a violation or an exemption.
2. Creation of Technical Working Group for the implementation of the ordinance.
3. Expand and specify the meaning of "work-related activities", especially in coastal areas.
4. Distance from beach resorts and rivers to be considered where being topless still can't be considered a violation. One suggested that the distance from the river should be 10 meters.
5. But, it was also suggested that since beach resorts have shower areas where they can change clothes, exemption should only be within the perimeters of the resort.

C. MUNICIPAL ORDINANCE NO. 8, SERIES OF 2026, "AN ORDINANCE BANNING DRINKING OF LIQUOR AND INTOXICATING BEVERAGES IN PUBLIC AREAS OF THE MUNICIPALITY OF CAPOOCAN, LEYTE".

Honorable Federico P. Carolino, Jr. presented MUNICIPAL ORDINANCE NO. 8, SERIES OF 2026, "AN ORDINANCE BANNING DRINKING OF LIQUOR AND INTOXICATING BEVERAGES IN PUBLIC AREAS OF THE MUNICIPALITY OF CAPOOCAN, LEYTE".

WHEREAS, Section 16 of the Local Government Code of 1991 states that every local government unit shall exercise the 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 the general welfare. Within their respective territorial jurisdictions, local government units shall maintain peace and order, protect life, liberty and property, promote the general welfare and preserve the comfort and convenience of their inhabitants;

1 **WHEREAS**, one of the objectives of the Safer Cities is to make communities safer, wherein people
2 may freely go about their daily lives without fear of being harmed;

3
4 **WHEREAS**, the Sangguniang Bayan recognizes the importance of keeping the general public safe
5 from harm through the enactment of measures aimed at curbing criminality, disorder, and immorality;

6
7 **WHEREAS**, it is observed that the consumption of alcoholic beverages in parks, streets, sidewalks
8 and other public places contributes to public disturbances, accidents, and unruly behavior;

9
10 **WHEREAS**, it is recognized that communities become ultimately safer when public roads are clear
11 of intoxicated persons, and disorderly gatherings causing disturbance to public order;

12
13 **NOW THEREFORE, BE IT ENACTED AS IT IS HEREBY ENACTED** by the Sangguniang Bayan
14 of Capoocan, by virtue of the powers vested in it by law, in session assembled, that:

15 **SECTION 1. DEFINITION OF TERMS:**

- 16 a) **Alcoholic beverages** - is any drink that contains alcohol, a central nervous system
17 depressant. They are typically divided into three classes: beers, wines, and spirits; with
18 alcohol content typically between 3% and 50%.
- 19
20 b) **Intoxicating beverages** - is any beverage containing alcohol that, when consumed, causes
21 physical and mental impairment, leading to a loss of normal inhibitions, coordination, or
22 control.
- 23
24 c) **Public Places** - refer to places generally open and accessible to the public, such as, but not
25 limited to, streets, roads, alleys, highways, playgrounds, plazas, parks, open spaces,
26 recreation centers, churches, malls, public offices, and "other similar public places".
- 27
28 d) **Other similar public places** - shall include those privately owned compounds without any
29 fence and visible outside public view.

30 **SECTION 2.** No person shall drink, partake or otherwise drink beer, liquor or other alcoholic or
31 intoxicating beverages in "Sari-sari" stores, public streets, sidewalks, parks, plazas, squares, parkways,
32 alleys, "callejon", or other similar public places.

33
34 **SECTION 3.** In celebration of public events like Independence Day, Liberation Day, Barangay Day,
35 feasts or other similar public occasions, persons or groups of persons may drink, partake or other imbibe
36 beer, liquor or other alcoholic intoxicating beverages in a public park, plaza, square or similar public places
37 provided that a previous permit shall have been first applied for and issued by the Mayor or his duly
38 authorized representative for the use of such public place or places for the celebration of said public events;
39 the permit is only up to ten (10) o'clock in the evening.

40
41 **SECTION 4.** On the occasion of family celebrations like weddings, birthdays, anniversaries, reunions,
42 or other similar family gatherings, as well as funeral wakes or vigils, a portion of the sidewalk or public place
43 adjacent to the house/place where the celebration is being observed may be used/ and beer, liquor or other
44 alcoholic or intoxicating beverages may be served without incurring any liability whatsoever under the
45 provisions of this ordinance, provided however, that a prior permit shall be applied for and issued by the



Mayor, Barangay Chairman or duly authorized representative for the use of such sidewalk or public place; permit to be issued shall only be until ten (10) o'clock in the evening.

SECTION 5. It is unlawful that any person found drinking, partaking or otherwise imbibing beer, liquor or other alcoholic or intoxicating beverages on 'sari-sari' store, public street, sidewalk, park, plaza, square, parkway, alley, "callejon", or other similar public places without falling under the exceptions provided for in Section 2 and 3 hereof, shall be penalized.

SECTION 6. Establishments like restaurants, diners, bars, pubs, and the likes, who are licensed by the Business Permit and Licensing Office (BPLO) to sell and consume the liquor in their establishment is exempted from this Ordinance.

SECTION 7. IMPLEMENTING AUTHORITY – The Capoocan Traffic Management Unit, the Philippine National Police (PNP) of Capoocan, Leyte and the Barangay Officials/Enforcers, are hereby assigned to implement this Ordinance.

SECTION 8. PENAL PROVISIONS AND CITATION TICKETS.

Citation Tickets. For violation of this ordinance, the offender will be issued a Citation Ticket by any of the implementing authority as stated in Section 7. Said offender will be directed to personally report and appear before the Capoocan Municipal Police Station Chief of Police within seventy-two (72) hours or three (3) days from the date of issue of the citation ticket. Their personal data will be recorded and entered into the Capoocan MPS's system, then the offender will be directed to pay the corresponding fine at the LGU's Municipal Treasurer's Office.

First Offense - Five Hundred Pesos (P500.00) fine

Second Offense - One Thousand Pesos (P1,000.00) fine

Third Offense-Two Thousand and Five Hundred Pesos (P2,500.00) fine or imprisonment for a period not exceeding six (6) months, or both, at the discretion of the court

SECTION 9. SEPARABILITY CLAUSE - If, for any reason, any part or provisions of this ordinance shall be held to be unconstitutional or invalid other parts or provisions hereof which are not affected hereby shall continue to be in full force and effect.

SECTION 10. REPEALING CLAUSE - All previous ordinance inconsistent with this ordinance shall be deemed repealed or modified accordingly.

SECTION 11. EFFECTIVITY CLAUSE - This ordinance shall take effect after its approval and compliance to the posting and publication requirements prescribed in Republic Act 7160.

The following suggestions were agreed to be considered in the second reading of the proposed ordinance:

1. Establishments should secure a "Permit to Sell and Consume" to be exempted in this ordinance. It should be a "Special Permit" or a "Specific Permit", according to the BPLO representative.
2. The drinking area of the establishment if in open space, it should be fenced.
3. Verify Section 4, use of public roads might be inconsistent with the road clearing memorandum of the DILG.

4. In Section 3, during Town Fiesta and the Founding Anniversay, drinking of liquor and intoxicating beverages in public may be allowed, provided Mayor's Permit will be secured.

D. MUNICIPAL ORDINANCE NO. 9, SERIES OF 2026, "AN ORDINANCE REGULATING THE USE OF VIDEOKE MACHINES AND OTHER AMPLIFIED AUDIO DEVICES OF THE MUNICIPALITY OF CAPOOCAN, LEYTE".

Honorable Federico P. Carolino, Jr. presented MUNICIPAL ORDINANCE NO. 9, SERIES OF 2026, "AN ORDINANCE REGULATING THE USE OF VIDEOKE MACHINES AND OTHER AMPLIFIED AUDIO DEVICES OF THE MUNICIPALITY OF CAPOOCAN, LEYTE".

WHEREAS, Section 16 of the Local Government Code of 1991 partly provides that "Every local government unit shall exercise the powers expressly granted, those necessary implied therefrom, as well as powers necessary, appropriate, incidental for the efficient and effective governance, and those which are essential to the promotion of the general welfare";

WHEREAS, Republic Act No. 386, An Act to Ordain and Institute the Civil Code of the Philippines, Preliminary Title Chapter 1 Article 26 says: Every person shall respect the dignity, personality, privacy and peace of mind of his neighbors and other persons. The following and similar acts, though they may not constitute a criminal offense, shall produce a cause of action for damages, prevention and other relief;

WHEREAS, the excessive, unnecessary or usually loud sound from the said audio device beyond the limit of acceptable level within residences and on the streets, is deemed as noise pollution and cause annoyances, and disturbances, and injures and endangers the comfort, health, peace and safety of others within the municipality;

WHEREAS, students now have blended learning modalities such as in person instruction, online classes, and modular learning from the comforts of their home thus necessitating a quite surrounding that is conducive to their new learning experience.

NOW THEREFORE, BE IT ORDAINED, AS IT IS HEREBY ORDAINED, by the Sangguniang Bayan of Capoocan, Leyte in session assembled that;

SECTION 1. SHORT TITLE - This Ordinance shall be known as the "Videoke Machines and another Amplified Audio Devices Regulation Ordinance of the Municipality of Capoocan, Leyte".

SECTION 2. DEFINITION OF TERMS - For the purpose of interpretation of this ordinance, the following terms shall be defined as follows:

(a) Videoke/Karaoke – an audio-visual device or machine popular in clubs, at parties, etc., in which the user sings along to pre-recorded instrumental versions of popular songs the price of which are displayed for the singer on a screen in time with the music.

(b) Noise pollution – also known as noise disturbance; is the disturbing excessive noise level and that which can still be heard after a distance of at least 50 meters from the source.



(3) days from the date of issue of the citation ticket. Their personal data will be recorded and entered into the Capoocan MPS's system, then the offender will be directed to pay the corresponding fine at the LGU's Municipal Treasurer's Office.

First Offense - Five Hundred Pesos (P500.00) fine

Second Offense - One Thousand Pesos (P1,000.00) fine

Third Offense - Two Thousand and Five Hundred Pesos (P2,500.00) fine or imprisonment for a period not exceeding six (6) months, or both, at the discretion of the court.

Any business found violating the provisions under Section 6 will be penalized as follows:

1st Offense - A fine of Five Hundred Pesos (PhP500.00) per day until compliance

2nd Offense - Seven (7) days business suspension

3rd Offense - Revocation of business permits upon failure to comply with such requirements.

SECTION 10. SEPARABILITY CLAUSE - If, for any reason, any part or provisions of this ordinance shall be held to be unconstitutional or invalid other parts or provisions hereof which are not affected hereby shall continue to be in full force and effect.

SECTION 11. REPEALING CLAUSE - All previous ordinance inconsistent with this ordinance shall be deemed repealed or modified accordingly.

SECTION 12. EFFECTIVITY CLAUSE - This ordinance shall take effect after its approval and compliance to the posting and publication requirements prescribed in Republic Act 7160.

The following suggestions were agreed to be considered in the second reading of the proposed ordinance:

1. Put tarpaulin in every barangay, and there should be a waray-waray and Cebuano version of the ordinance. The ordinance shall also be tackled during barangay assemblies.
2. Ambulant "malunggay pandesal" vendors will be allowed, provided they have secured the necessary permit.
3. Proceeds from fines collected shall accrue to the municipal government and barangay concerned. Forty (40%) percent to the municipal government and sixty (60%) percent to the barangay where arrest/apprehension of violators occurred.

There being no more matters to be discussed, Honorable Jaime A. Dalde, Jr. delivered his closing remarks, and the public hearing was adjourned at 12:45 PM.

ATTESTED:

ATTY. FE CLAIRE P. CAROLINO-PARAGATOS
Vice-Mayor / Presiding Officer

JUDE K. DELA TORRE
Secretary to the Sanggunian



GRACIA G. PIGAR
SB Member

VON LITO Q. VALLAR
SB Member

FREDERICO R. CAROLINO, JR.
SB Member

JAIME A. DALDE, JR
SB Member

ARNOLD A. CAING
SB Member

LANDER JAKE D. ABILLAR
SB Member

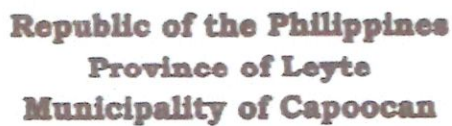
TERESA C. BALQUIN
SB Member

JOJO N. NEPOMUCENO
SB Member
(absent)

FLORENCE R. CAROLINO MISAGAL
Ex-Officio Member
Municipal Chapter President
Liga ng mga Barangay

DAVE A. NIDERA
Ex-Officio Member
President
Pambayang Pederasyon ng mga Sangguniang Kabataan





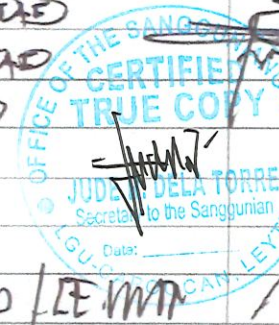
NAME	ADDRESS/OFFICE	SIGNATURE
1. HON. FEDERICO H. CAROLINO JR.	MAYOR	
2. HON. FELICIA CAROLINO-PATRACATOS	SB - member V - Mayor	
3. HON. GRACIA G. PICAR	SB - member	
4. HON. VON LITO VALAR	SB - member	
5. HON. FEDERICO CAROLINO JR.	SB - member	
6. HON. JAMES DADE	SB - member	
7. HON. ARNOLD CHING	SB - member	
8. HON. LANDER JAKE ABILAR	SB - member	
9. HON. TERESA BALWIN	SB - member	
10. - - - - -	-	
11. HON. FLORENCE CAROLINO - MISALAN	Amc Pres	
12. HON. DAVE NIDERA	SK Fed Pres	
13. Alexander Babat	CHIEF TAPAO / POTOT	
14. Mendric M. fobru	Council / potit	
15. Jemito m. Ticoy	PIB	
16. Christian m. Villam	Barangay Secretary	
17. NOEL T. BERSALES	TOLIBAO	
18. JERRY N. MATHEW	PRATA PRATA CAYAO	
19. ALONSO D. BUNGA, JR.	MC MELGAR ST. (POT). CHAT	
20. Jogie B. Pacana	CACATOA	
21. MELBA N. ALONSO	SD	
22. HESTONI ABILAN	SAN JOAQUIN / KAGAWAD	
23. ANA ROSE T. MHA	SAN JOAQUIN / SECRETARY	
24. WARICO M. TUDOS	SAN JOAQUIN	
25. PEDRO M. BLANKER	STO MIND KALAWAS	
26. JOSEPH D. OMPAG	GAYAD	
27. LORIE LORAN	GUINADIGAN	
28. LEROY LUWATON	GUINADIGAN	
29. JOVENCIO F. DELIMA JR.	POB-1 CARDOCA, 15/15	
30. LIZIL A. DELIMA	Liber tad	
31. ALONSO N. PIANGRO	BLU CANO	
32. JAMICA C. CANAMAGUE	Piramopon	
33. FELICISIMO X. CRUPO	STO MIND	
34. LIZ N. CABILTES	Piramopon	
35. PEDRALDO E. PULAN	IT	
36. LARA V. PANDUA	MANROY	
37. CASTULO O. JUNE	TOLIBA	
38. EDSON A. PERUDA	TOLIBAO	
39. JOMES ENRIQUE O. DELGADO	PNP	
40. ROMELLA T. PLOMILLO	Put .	



Republic of the Philippines
Province of Leyte
Municipality of Capocan

PUBLIC HEARING ATTENDANCE (AUGUST 7, 2026)

NAME	ADDRESS/OFFICE	SIGNATURE
41. PSSG JONEL G BENJAMIN	PNP RMFB 8	
42. PNT REGINE B SUMATAN	PNP / RMFB 8	
43. PAT LARRY PRUEN S YANSANG	PNP RMFB 8	
44. TANCIO P. NEDRIDA	P/B MANGOT	
45. Eljane Iles Santos	Guindangan	
46. EMELYN HALDO	SEC. TOLIBAO	
47. ROBERT PAUL CAMORANOS	SBM	
48. LEONORA MI. ESCOTON	BAHUGO	
49. SANTOS O-DELA PERA UR.	PINAMORAN / SBM	
50. RONALD N. ALIBATA	KAPICAN	
51. MENCOLITA, DAN T	GILAST-AN	
52. REYMAN TABERAZA	CATAN-AN	
53. SAMUEL P. STRAINE	CATAN-AN	
54. MICHAEL D. TORTUNA	CATAN-AN	
55. CRISTO R. LUCAS	BACURAN	
56. JAMES D. TAGLATO	MAHURAN	
57. ROSIE G. PAYAO	STO. NIÑO - SECRETARY	
58. ROSIE Q. QUILIB	San Juanin / PB	
59. Oscar T. Redonda	Balunogad	
60. MANDIE P. NICOL	POD.	
61. MA-TERESA G. MAGSINO	GAYAD / SECRETARY	
62. WILMA G. ANDRINO	BRGY. CAIRO	
63. JAMIS P. ORINO	ULAGAN / SECRETARY	
64. STOL GIL M. Camillones Jr	BTP	
65. FOR VIVENCIO DABOUL	BTP	
66. ROLANDO P. SUBATA	Capocan I District	
67. MARINHO, MAMUL M.	Dagay	
68. DENNIS R. MISAGAL	NAUGISAN BRGY. KACORAN	
69. MAXIMILIO P. QUILIB JR	VIKAS BRGY. KACORAN	
70. SANHYBOY D. NACHA	Brgy Balugo clif road	
71. Anita P. Niema	Brgy Cabalan	
72. ANITA V. CRUZ	Br. and I Capocan Leyte	
73. ROSALITO S. ARORO	Brgy Guindangan	
74. JOEL V. SEBERRE	BRGY LIBERTAS	
75. ROMEO R. ROSA	BRGY LIBERTAS	
76. ELMANNO N. ARANOS	MO	
77. ARNOLD G. OLIVERA	MO	
78. DENNIS TABLATE	MO	
79. ROGER AUPERO PANGESTOR	BPO	
80. MAJORY D. MERTAN	KACORAN / E.M.A	





Republic of the Philippines
Province of Leyte
Municipality of Capocoran

PUBLIC HEARING ATTENDANCE (AUGUST 7, 2026)

NAME	ADDRESS/OFFICE	SIGNATURE
81. JUDITH C. DACHEN	LAYON / KAGAWAD	
82. Criselda E. Delantar	UKAPAS - Sec	
83. Emma J. Mercosito	Balugo / PB	
84. Annawic H. Petalana	PBSO	
85. CELESTIA Q. PERDOSA	LGU / MPDO	
86. Harzer Jane L. Carrasol	Pob. Zone II / Cpl.	
87. Joy P. HERRI	Pob II / KAGAWAD	
88. Jenny Rose Macaron	Baluga	
89. Malet Terrado	Pob I / SBO	
90. FREDERICK NAADAT	Pob I / PB	
91. JOY TABERARA	SBO	
92. Wenefely M. Pilande	SBO	
93. DARRIN M. ALZATE	SBO	
94. JENNIFER C. KAGANOT	SBO	
95. RYAN BAKREV	SBO	
96. JULIAN R. MAFON	SBO	
97. Ken Alexis B. Baagas	SBO	
98. Gabriel Nepomuceno	SBO	
99. BORREL, ROCKY	SBO	
100. SIXCARLO R. DE LA TORRE	SBO	
101. Kyla Marie Sibrio	SBO	
102. Aiza Sigman	SBO	
103. Louisa Balala	Nanguasan	
104. REJIZ ARANZADO	CAN JACOBIN	
105. Diana Jane Oalde	MA	
106. Maribel S. Astorga	MA	
107. Edwin O. Pigeal	MPDO	
108. Helen Clara	SKW	
109. BITO L. LAZO	BAHICAHAD	
110. Luzviminda Lantosi	Carbul-an	
111. JUDE R. ORO TUNE	SBO SEC	
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Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Capoocan
Office of the Sangguniang Bayan
✉ sbcapoocan@gmail.com / sbcapoocan@yahoo.com
☎ 09976874138

CERTIFICATE OF POSTING

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY THAT COPIES OF **MUNICIPAL ORDINANCE NO. 8, Series of 2026**, "AN ORDINANCE BANNING DRINKING OF LIQUOR AND INTOXICATING BEVERAGES IN PUBLIC AREAS OF THE MUNICIPALITY OF CAPOOCAN, LEYTE", WERE **POSTED** AT THE **FOLLOWING LOCATIONS IN THE MUNICIPALITY**:

1. **Capoocan Municipal Hall Bulletin Board**
Municipal Lobby
2. **Pinamopoan Fish Port**
Barangay Pinamopoan, Capoocan, Leyte
3. **Waiting Shed**
Barangay Balud, Capoocan, Leyte
4. **Waiting Shed**
Market Place, Poblacion Zone II, Capoocan, Leyte

This certifies further that notice of public hearing were also sent to the different barangays of the Municipality of Capoocan, Leyte for proper and effective information dissemination.

Done this 21st Day of September 2026.


JUDE R. DELA TORRE
Secretary to the Sanggunian

Noted by:


ATTY. FE CLAIRE P. CAROLINO-PARAGATOS
Municipal Vice-Mayor



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Capoocan
Office of the Sangguniang Bayan

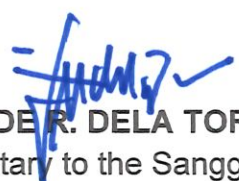
✉ sbcapoocan@gmail.com / sbcapoocan@yahoo.com
☎ 09976874138

CERTIFICATION

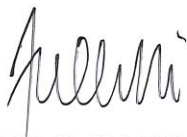
TO WHOM IT MAY CONCERN:

This is to certify that a Public Hearing was conducted last **August 7, 2026** at the **Capoocan Multi-Purpose Sports Center** regarding MUNICIPAL ORDINANCE NO. 8, Series of 2026, "AN ORDINANCE BANNING DRINKING OF LIQUOR AND INTOXICATING BEVERAGES IN PUBLIC AREAS OF THE MUNICIPALITY OF CAPOOCAN, LEYTE."

Done this 21st day of September 2026.


JUDE R. DELA TORRE
Secretary to the Sanggunian

Noted by:



ATTY. FE CLAIRE P. CAROLINO-PARAGATOS
Municipal Vice-Mayor

OFFICE OF THE SANGGUNIANG BAYAN



NOTICE OF PUBLIC HEARING



 **AUGUST 7, 2026**

 **9:00A.M.**

 **CAPOOCAN SPORTS CENTER**

MUNICIPAL ORDINANCE

**NO. 2, S.
2026**



MUNICIPAL ORDINANCE NO. 2, S. 2026, "AN ORDINANCE ADOPTING THE NEW OFFICIAL SEAL OF THE MUNICIPALITY OF CAPOOCAN, LEYTE, DEFINING ITS SYMBOLISM, PRESCRIBING ITS USE AND IMPOSING PENALTIES FOR UNAUTHORIZED OR IMPROPER USE THEREOF.."

MUNICIPAL ORDINANCE

**NO. 7, S.
2026**



MUNICIPAL ORDINANCE NO. 7, S. 2026, "AN ORDINANCE PROHIBITING THE ACT OF BEING TOPLESS OR HALF-NAKED IN PUBLIC PLACES OF THE MUNICIPALITY OF CAPOOCAN, LEYTE".

Sponsored by: Hon. Federico P. Carolino, Jr.

MUNICIPAL ORDINANCE

**NO. 8, S.
2026**



MUNICIPAL ORDINANCE NO. 8, S. 2026, "AN ORDINANCE BANNING DRINKING OF LIQUOR AND INTOXICATING BEVERAGES IN PUBLIC AREAS OF THE MUNICIPALITY OF CAPOOCAN, LEYTE".

Sponsored by: Hon. Federico P. Carolino, Jr.

MUNICIPAL ORDINANCE

**NO. 9, S.
2026**



MUNICIPAL ORDINANCE NO. 9, S. 2026, "AN ORDINANCE REGULATING THE USE OF VIDEOKE MACHINES AND OTHER AMPLIFIED AUDIO DEVICES OF THE MUNICIPALITY OF CAPOOCAN, LEYTE".

Sponsored by: Hon. Federico P. Carolino, Jr.



Your voice matters. Be heard. Be involved.