



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT

August 30, 2026

Item No.: 24

Date: 03 2026 NOV

PROVINCE OF LEYTE
LEGAL OFFICE

RELEASED

By: [Signature]
Date: 10.20.24 Time: 9:24

Sangguniang Panlalawigan
Province of Leyte

RECEIVED

Date: OCT 26 2026
By: [Signature]

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 2026-07 of the Sangguniang Bayan of Bato, Leyte.

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

- Ordinance No. 2026-07 entitled: **“An Ordinance approving and ratifying the Loan Agreement, etc.”**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance with its power under Section 297(a)¹ of the Local Government Code of 1991 (R.A 7160) subject to the availability of funds and to regular accounting and auditing procedures. 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 (a) A local government unit may contract loans, credits, and other forms of indebtedness with any government or domestic private bank and other lending institutions to finance the construction, installation, improvement, expansion, operation, or maintenance of public facilities, infrastructure facilities, housing projects, the acquisition of real property, and the implementation of other capital investment projects, subject to such terms and conditions as may be agreed upon by the local government unit and the lender. The proceeds from such transactions shall accrue directly to the local government unit concerned.

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte
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OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
26 August 2026

By: 
Date: 8.27.26 Time: 9:25

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed Appropriation Ordinance No. 2026-07 of the Municipality of Bato, Leyte, entitled: **Approving and ratifying the Loan Agreement, Promissory Note with Security Agreement of Internal Revenue Allotment (NTA), and other legal documents, authorizing the Municipal Mayor of the Municipality of Bato, Leyte, Hon. Bryan Nile A. Gertos, to execute, for and on behalf of the Municipality, all documents pertaining to the loan facility between the Local Government Unit of Bato, Leyte and Land Bank of the Philippines, presented by Andrew Regalado B. Gomez, Head of the Southern Leyte Lending Center, in the amount of Thirty-Four Million Pesos only (P34,000,000.00), for the acquisition of a parcel of land for the establishment of a permanent evacuation center or facility.**


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

MUNICIPALITY OF BATAAN
PROVINCE OF LEYTE
Republic of the Philippines

8/25/26
4:00pm



Republic of the Philippines
SANGGUNIANG BAYAN
Bato, Leyte

August 25, 2026

**THE HONORABLE MEMBERS OF THE
SANGGUNIANG PANLALAWIGAN**
Province of Leyte
Tacloban City

Gentlemen and ladies:

Respectfully transmitting to the Leyte Provincial Board the herein **Appropriation Ordinance No. 2026-07 re: Ratifying loan agreement with LandBank** of this municipality for perusal and review by the august body.

It is sincerely prayed that the Provincial Board could pass a resolution stipulating your action on the matter and furnish this Sanggunian with the same.

I thank you in advance and look forward to your granting this request.

Respectfully,


PORFERIO M. PITOGO II
Secretary to the Sanggunian



Republic of the Philippines
SANGGUNIANG BAYAN
Bato, Leyte

Appropriation Ordinance No. 2026-07

APPROVING AND RATIFYING THE LOAN AGREEMENT, PROMISSORY NOTE WITH SECURITY AGREEMENT OF INTERNAL REVENUE ALLOTMENT (NTA), AND OTHER LEGAL DOCUMENTS; AUTHORIZING THE MUNICIPAL MAYOR OF THE MUNICIPALITY OF BATO, LEYTE, HON. BRYAN NILE A. GERTOS, TO EXECUTE, FOR AND ON BEHALF OF THE MUNICIPALITY, ALL DOCUMENTS PERTAINING TO THE LOAN FACILITY BETWEEN THE LOCAL GOVERNMENT UNIT OF BATO, LEYTE AND LAND BANK OF THE PHILIPPINES, REPRESENTED BY ANDREW REGALADO B. GOMEZ, HEAD OF THE SOUTHERN LEYTE LENDING CENTER, IN THE AMOUNT OF THIRTY FOUR MILLION PESOS ONLY (P34,000,000.00), FOR THE ACQUISITION OF A PARCEL OF LAND FOR THE ESTABLISHMENT OF A PERMANENT EVACUATION CENTER OR FACILITY.

WHEREAS, Section 16 of the Local Government Code of 1991 (R.A. 7160) states that every local government unit shall exercise the powers necessary for its governance and for the promotion of the general welfare, including the provision of basic services and facilities;

WHEREAS, the Municipality of Bato, Leyte intends to acquire a 3,588 square meter land located in Brgy. Bagongbayan, Bato, Leyte for the establishment of a permanent evacuation center or facility;

WHEREAS, the Land Bank of the Philippines has approved the loan application of the Municipality of Bato, Leyte in the amount of THIRTY FOUR MILLION PESOS ONLY (P34,000,000.00) to finance the said land acquisition;

WHEREFORE, on joint motions of Hon. Arnulfo B. Taneo and Hon. Mark S. Salvatierra, and mass seconded;

BE IT ENACTED, AS THE SANGGUNIANG IN SESSION HEREBY ENACTS, that:

Section 1. Title. This Ordinance shall be known and cited as "An Ordinance approving and ratifying the Loan Agreement, Promissory Note with Security Agreement of Internal Revenue Allotment (NTA), and other legal documents; authorizing the Municipal Mayor of the Municipality of Bato, Leyte, Hon. Bryan Nile A. Gertos, to execute, for and on behalf of the Municipality, all documents pertaining to the loan facility between the Local Government Unit of Bato, Leyte and Land Bank of the Philippines, represented by Andrew Regalado B. Gomez, Head of the Southern Leyte Lending Center, in the amount of THIRTY

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FOUR MILLION PESOS ONLY (P34,000,000.00), for the acquisition of a parcel of land for the establishment of a permanent evacuation center or facility."

Section 2. Approval and Ratification. The Loan Agreement, Promissory Note with Security Agreement of Internal Revenue Allotment (NTA), and other supporting documents pertaining to the loan from Land Bank of the Philippines in the principal amount of THIRTY FOUR MILLION PESOS ONLY (P34,000,000.00) for the acquisition of a parcel of land are hereby approved, ratified, and confirmed in all aspects. All previous representations, acts, warranties and all other terms and conditions of the aforesaid loan are likewise hereby approved.

Section 3. Assignment of NTA and Other Income. Authorization of assignment of the NTA and other income, revenues and collections as collateral/security to the loan obtained and declaring them to be available and not restricted by law or its other obligations – The assignment of the NTA and other income, revenues and collections as collateral/security to the loan obtained is hereby authorized and declared to be available and not restricted by law or its other obligations.

Section 4. Treasurer and Accountant. The municipal treasurer and the municipal accountant are hereby directed to enter the loan in the appropriate books of the LGU.

Section 5. Appropriation. The Local Government of Bato, Leyte hereby appropriates the amounts for the repayment of the loan, interests and other charges in the annual budget of the LGU, until full payment thereof.

Section 6. Authority to Debit. Land Bank of the Philippines is hereby authorized to deduct for set-off or deduct amounts from any deposits or funds of the LGU with LANDBANK and apply the same to the payment of the loan, interest and other amounts due thereon as may deemed necessary by the Bank.

Section 7. Waiver of Confidentiality. The Local Government of Bato, Leyte hereby waives the confidentiality of information on investment/bank deposit.

Section 8. Separability Clause. If, for any reason or reasons, any part or provision of this Ordinance shall be held unconstitutional or invalid, other parts or provisions hereof, which are not affected thereby, shall continue to be in full force and effect.

Section 9. Repealing Clause. All ordinances, rules or regulations in conflict with the provisions of the Ordinance are hereby repealed; Provided, that the rights already vested under those ordinances, rules or regulations shall not be impaired.

Section 10. Effectivity. This ordinance shall take effect immediately upon approval.

ENACTED this 17th day of August 2026 during the Sangguniang Bayan Regular Session held at the SB Session Hall, Balay Lungsod, Bato, Leyte.



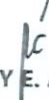
CONCURRED IN BY THE HONORABLE MEMBERS OF THE SANGGUNIAN:


RYAN NILE A. GERTOS


ANTHONY S. ECHEVARRE


RAUL M. ACENAS


MARISSA M. ROJAS


GERRY E. AUREO


MARK S. SALVATIERRA

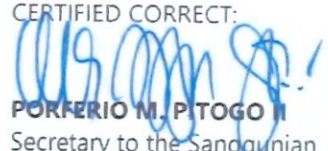

HERBERT B. SALAZAR


ARNULFO B. Taneo


MARISSA C. GERTOS


JIA MARIEL L. ADLAWON

CERTIFIED CORRECT:


PORTERIO M. PITOGO II
Secretary to the Sanggunian

ATTESTED TO BE ADOPTED:


HON. NATHANIEL B. GERTOS
Presiding Officer/Municipal Vice Mayor

APPROVED:


HON. BRYAN NILE A. GERTOS
Municipal Mayor
Date: 8/24/2026