



PRESENT

Hon. Benjamin F. Tugonon,  
Hon. Sotero M. Pepito,  
Hon. Celso P. Adolfo,  
Hon. Sixto T. Pongos,  
Hon. Benjamin B. Lladoc,  
Hon. Mariano Y. Corro,  
Hon. Nestor C. Penserga,  
Hon. Claudio P. Larrazabal,  
Hon. Jose C. Alfaro, Jr.,  
Hon. Alfredo F. Capahi,  
Hon. Fernando P. Parrilla,  
Hon. Angelyn R. Paca.

Vice-Mayor & Presiding Officer  
Majority Floor Leader, Kapawad

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ABC President, Ex-Officio, Kagawad  
SK Fed. Pres., Ex-Officio. Kagawad

ABSENT

Hon. Jose B. Conejos, (Force Leave), Asst. Maj. Flr. Leader, Kagawad

## RESULTS

WHEREAS, pursuant to the Local Government Code, Section 450, paragraph 3, and sub-paragraph (vii) of paragraph 3, giving authority to the Sangguniang Panlungsod to pass an Ordinance granting franchise;

WHEREAS, the Sangguniang Panlungsod deems it necessary to issue standard and guidelines on the required documents and pertinent papers prior to the granting of franchise;

NOW, THEREFORE, on joint motion of the Honorable Chairman and the Members of the Committee on Transportation and Communications, jointly seconded by mga Kagawad Claudio P. Larrazabal and Alfredo F. Capahi; be it

**RESOLVED**, to adopt:

## ORDINANCE NO. 41

AN ORDINANCE ESTABLISHING GUIDELINES, STANDARDS AND REQUIREMENTS  
FOR THE APPLICATION AND THE GRANT OF FRANCHISE WITHIN THE CITY  
OF ODMOC.

BE IT ENACTED, by the Sixth Sangguniang Panlungsod ng Ormoc, That:

SECTION 1. Any applicant for franchise shall write a letter of intent containing the following:

- a) Name of applicant (s);
- b) List of Officers of the Corporation/Cooperative/  
Partnership/Single-Proprietorship;
- c) Nature of business for which the franchise is applied;



- d) List of services to be offered and their corresponding rates as approved by the appropriate regulatory agency; or as proposed to the said regulatory agency.

SECTION 2. The applicant shall submit the following documents together with the above letter of intent:

- a) Security and Exchange Commission (SEC)/Cooperative Development Authority (CDA) registration, whenever applicable;
- b) Articles of Incorporation and by laws, whenever applicable;
- c) In case of a Corporation or a Cooperative, a Board resolution authorizing the application of the said franchise;
- d) Authority or license to operate from the regulatory agency concerned (e.g. NTC, LTO, MARINA or any other appropriate agencies);
- e) Clearance from the DTI in connection with a franchise applied for by the said corporation, cooperative or partnership;
- f) Outside plant lay-out and or structural design as the case maybe when pertinent to the franchise applied for;
- g) Other relevant papers as maybe required by the Sangguniang Panlungsod;

The above documents and pertinent papers shall be submitted in fifteen (15) copies except the by laws which if it exceeds ten (10) pages it shall be submitted in five (5) copies only;

SECTION 3. Within fifteen (15) days after the submission and completion of said application the same shall be heard by the Members of the Sangguniang Panlungsod sitting en banc for appropriate action.

Prior to the hearing thereof, all interested parties shall be properly notified and invited.

SECTION 4. The Secretariat of the Sangguniang Panlungsod shall be responsible for the serving of notices and invitations to the interested parties, and the posting of the application at the Bulletin Board of the City Hall and the Sangguniang Panlungsod.

SECTION 5. A fee of one-tenth (1/10) of one per centum of the amount invested shall be paid for the said application, but in no case shall said application fee be less than One Thousand Pesos (P1,000.00) nor more than Ten Thousand Pesos (P10,000.00); Provided, that, should said application for franchise be disapproved for whatever reason, fifty percent (50%) of the aforementioned application fee shall be refundable.

SECTION 6. Effectivity. This Ordinance shall take effect immediately upon its approval.

RESOLVED, FURTHER, to furnish copies of this resolution-ordinance each to His Honor, the City Mayor; the City Administrator, the City Treasurer, the City Legal Officer, and the Department of Trade and Industry-all in Ormoc City;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution-ordinance.

BENJAMIN M. TUGONON  
Vice-Mayor & Presiding Officer

ATTESTED:

OSCAR M. LASAM  
City Secretary

APPROVED:

EUFROCINO M. CODILLA, SR.  
City Mayor

3/14/94  
(Date)