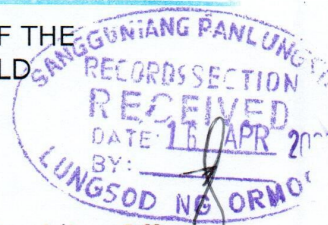


REPUBLICA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL
ON APRIL 14, 2020



PRESENT:

Leo Carmelo L. Locsin, Jr.
Benjamin S. Pongos, Jr.,
Roiland H. Villasencio,
Tomas R. Serafica,
Nolito M. Quilang,
Eusebio Gerardo S. Penserga,
Jasper M. Lucero,
Peter M. Rodriguez,
Vincent L. Rama,
Gregorio G. Yrastorza III,
Lalaine A. Marcos,
Joan Marbie C. Simbajon,

City Vice Mayor & Presiding Officer
SP Member, Majority Floor Leader
SP Member, 1st Asst. Majority Floor Leader
SP Member, Presiding Officer "Pro-Tempore"
SP Member, 2nd Asst. Majority Floor Leader

SP Member
SP Member
SP Member
SP Member
SP Member

Ex-Officio SP Member, Chapter President,
Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

ON OFFICIAL BUSINESS:

Esteban V. Laurente,

Ex-Officio SP Member, Chapter President,
Liga ng mga Barangay ng Ormoc

PREFATORY STATEMENT

WHEREAS, the World Health Organization (WHO) has declared COVID-19 as a pandemic;

WHEREAS, Article 2, Section 15 of the 1987 Philippine Constitution in relation to Section 16 of the Local Government Code (RA 7160), the LGUs are expressly mandated and charged with the promotion of health and safety within their respective territorial jurisdictions. As such, they must take the lead in the prevention, mitigation, preparedness for, and containment of, COVID-19 at the local level;

WHEREAS, on March 8, 2020 the President Duterte issued Presidential Proclamation No. 922 declaring the country in a State of Public Health Emergency and later on March 12, 2020 the President issued Proclamation 929 placing the entire Philippines under the state of calamity in relation to COVID-19;

WHEREAS, further President Rodrigo Duterte declared an "Enhanced Community Quarantine" over the entire Luzon including Metro Manila as part of a continuous push to contain the spread of the COVID-19;

WHEREAS, the City Government of Ormoc adopted strings of measures through the issuance of EOs' placing the City under "General Community Quarantine" which includes among others regulating the entry of individuals coming to Ormoc by land, air and sea travel to limit the movement of individuals to lessen the exposure to risks associated with the COVID-19, strict home quarantine is implemented in all households, closure of non-essential businesses, and only business providing essential goods and services are allowed to open;

WHEREAS, the community quarantine implemented by the City Government of Ormoc has greatly affected the City and cause disruption to the local economy as residents are strictly advised to stay at home and some business establishments were forced to shut down;

WHEREAS, Section 192 of RA 7160 otherwise known as the Local Government Code of 1991, provides that Local Government Units may, through a duly approved ordinance, grant tax exemptions, incentives or reliefs under such terms and conditions as they may deem necessary. The extension of time to accept payments of taxes or charges falls within the purview of reliefs;

WHEREAS, in DTI Memorandum Circular No. 20-12 s. 2020 issued on April 4, 2020, in relation to RA 11469 otherwise known as the "Bayanihan to Heal as One Act" provides the a minimum of thirty (30) days grace period shall be granted on commercial rentals on commercial rents without incurring interest, penalties, fees or other charges;

WHEREAS, the present circumstances and events brought about by COVID-19 pandemic make it necessary and appropriate the granting of extension of time for accepting payments of local taxes and charges by the City Government of Ormoc from the taxpayers, stallholders and lessors of local government properties without incurring interest, penalties, fees or other charges.

WHEREAS, the foregoing premises considered, this Sanggunian finds great merit in the City Mayor's request intended for the benefit of the City and to the community as a whole;

WHEREFORE, on joint motion of SP Member Jasper M. Lucero, Chairman, Committee on Economic Enterprise and SP Member Tomas R. Serafica, Chairman, Committee on Ways and Means, severally seconded by SP Members Benjamin S. Pongos, Jr., Vincent L. Rama, Peter M. Rodriguez, Gregorio G. Yrastorza III, Lalaine A. Marcos, Joan Marbie C. Simbajon and Roiland H. Villasencio; be it

RESOLVED AS IT IS HEREBY RESOLVED, to enact:

**ORDINANCE NO. 021
(Series of 2020)**

**AN ORDINANCE EXTENDING THE DEADLINE FOR THE
PAYMENTS OF LOCAL TAXES AND CHARGES
WITHOUT INCURRING INTERESTS, PENALTIES OR
SURCHARGES DUE TO THE NEW CORONAVIRUS
INFECTIOUS DISEASE (COVID-19) PANDEMIC.**

BE IT ENACTED by the 15th Sangguniang Panlungsod in its Regular Session duly assembled, that:

SECTION 1. The payment for Real Property Taxes due and payable to the City Government of Ormoc for the current year which is due to be paid on or before March 31, 2020 can be paid two (2) months after the lifting of the declaration of the state of health emergency or state of calamity whichever comes later without interest, penalties or surcharges.

SECTION 2. The 2nd Quarter payment for Business Taxes due and payable to the City Government of Ormoc for the current year which is due to be paid on or before April 20, 2020 can be paid two (2) months after the lifting of the declaration of the state of health emergency or state of calamity whichever comes later without interest, penalties or surcharges.

SECTION 3. The payment for Franchise Taxes of Privately Owned Terminals due and payable to the City Government of Ormoc for the current year which is due to be paid on or before April 20, 2020 can be paid two (2) months after the lifting of the declaration of the state of health emergency or state of calamity whichever comes later without interest, penalties or surcharges.

SECTION 4. The monthly payment for Amusement Taxes of Cinemas due and payable to the City Government of Ormoc for the current year which is due to be paid on or before every 10th day of the month during the period of the General Community Quarantine can be paid two (2) months after the lifting of the declaration of the state of health emergency or state of calamity whichever comes later without interest, penalties or surcharges. The taxpayers can still avail of the applicable discounts.

SECTION 5. The payment of monthly Rentals for Terminal and Market Stalls for the current year which is due to be paid on or before every 3rd day of the month, the Rentals for Superdome Commercial Spaces for the current year which is due to be paid on or before every 7th day of the month, the Rentals for the Old Legislative Building for the current year which is due to be paid on or before every 5th day of the month to the City Government of Ormoc during the period of the General Community Quarantine can be paid in the following:

- a. For Micro Enterprises – within six (6) months after the lifting of the declaration of the state of health emergency or state of calamity whichever comes later without interest, penalties, fees or other charges.
- b. For Small Enterprises – within two (2) months after the lifting of the declaration of the state of health emergency or state of calamity whichever comes later without interest, penalties, fees or other charges.
- c. For Medium Enterprises – within two (2) months after the lifting of the declaration of the state of health emergency or state of calamity whichever comes later without interest, penalties, fees or other charges.

For purposes of this Ordinance and in accordance with RA 6977, the business activity or enterprise shall be categorized as follows:

Micro	: not more than P3,000,000
Small	: P 3,000,001 - P15,000,000
Medium	: P15,000,001 - P100,000,000

SECTION 6. REPEALING CLAUSE – All Ordinances and or Resolutions, or portions thereof, inconsistent with this Ordinance are hereby repealed or modified accordingly.

SECTION 7. SEPARABILITY CLAUSE – If for any reason any provision of this Ordinance is declared unconstitutional or invalid by any competent court, the other parts or provisions hereof which are not affected thereby shall continue in full force and effect.

SECTION 8. EFFECTIVITY - This Ordinance shall take effect immediately upon approval and after compliance with necessary posting and publication requirements of Republic Act No. 7160, otherwise known as the Local Government Code of 1991.


ENACTED, April 14, 2020.

RESOLVED, FURTHER, to furnish copies of this Ordinance, one each to, the City Mayor; the City Administrator, the City Legal Officer, the City Treasurer, the City Accountant, the City Assessor, the City Auditor, the Liga ng mga Barangay President, the City Local Government Operations Officer-DILG, and others concerned for their information and reference.


Ord. No. 021, S. 2020

CARRIED UNANIMOUSLY.


I HEREBY CERTIFY to the correctness of the foregoing Ordinance.


MARIA ANTONIETA G. CO HAT
Secretary to the
Sangguniang Panglungsod

ATTESTED:


LEO CARMELO L. LOCSIN, JR.
City Vice Mayor & Presiding Officer

APPROVED:


RICHARD I. GOMEZ
City Mayor

16 APR 2020
(Date)