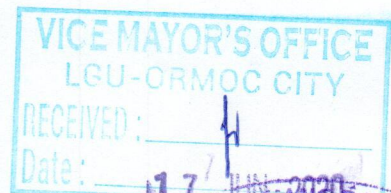
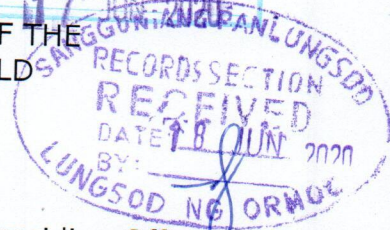


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
FIFTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL
ON JUNE 16, 2020



PRESENT:

Leo Carmelo L. Locsin, 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,
Esteban V. Laurente,

City Vice Mayor & Presiding Officer
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
SP Member
Ex-Officio SP Member, Chapter President,
Liga ng mga Barangay ng Ormoc
Ex-Officio SP Member, Chapter President,
Panlungsod na Pederasyon ng mga Sangguniang Kabataan ng Ormoc

ON LEAVE:

Benjamin S. Pongos, Jr.,

SP Member, Majority Floor Leader

RESOLUTION 2020-172

A RESOLUTION DECLARING THAT THE BARANGAY ORDINANCE NO. 02 S. 2020 OF MABATO, ENTITLED: "AN ORDINANCE AUTHORIZING THE CITY OF ORMOC TO ISSUE BARANGAY CLEARANCE AND COLLECT CORRESPONDING BARANGAY CLEARANCE FEE IN THE APPLICATION FOR ANY BUSINESS-RELATED TRANSACTIONS SUBJECT TO THE REMITTANCE OF THE AFORESAID FEES TO THE BARANGAY AND THE CONDITIONS HEREUNDER" UNDER REVIEW HAS BEEN FOUND TO BE IN CONFORMITY WITH EXISTING LAWS AND ORDINANCES, AND INTERPOSING NO OBJECTION TO ITS IMPLEMENTATION.

WHEREAS, the Fifteenth Sangguniang Panlungsod ng Ormoc received a copy of the Ordinance from Barangay Mabato, entitled: "AN ORDINANCE AUTHORIZING THE CITY OF ORMOC TO ISSUE BARANGAY CLEARANCE AND COLLECT CORRESPONDING BARANGAY CLEARANCE FEE IN THE APPLICATION FOR ANY BUSINESS-RELATED TRANSACTIONS SUBJECT TO THE REMITTANCE OF THE AFORESAID FEES TO THE BARANGAY AND THE CONDITIONS HEREUNDER". The copy of the Ordinance together with its attachments are hereto attached and made an integral part hereof;

WHEREAS, the ordinance was submitted to this Sanggunian pursuant to its review powers over enacted ordinances of all barangays within its territory as provided for in Section 57 and 458 of Republic Act No. 7160, otherwise known as the "Local Government Code of 1991" (LGC) in order to find out whether the subject Ordinances approved by the respective Sangguniang Barangays are within the scope of its prescribed powers and also whether the same are in conformity with law and city ordinances;

WHEREAS, the enactment of the subject barangay ordinance by the concerned barangay is pursuant to EODB ACT of 2018 or Republic Act 11032, otherwise known as "An act Promoting Ease of Business and Efficient Delivery of Government Services, amending for the purpose of Republic Act No. 3485";

WHEREAS, Section 11 (f) of the above-mentioned Republic Act duly amended the Section 152 (c) of the Local Government Code and provides that "Barangay Clearances and Permits related to doing business shall be applied, issued and collected at the City/Municipality in accordance with the prescribed processing time of the said act. Provided, that the share in the collection shall be remitted to respective Barangays;

WHEREAS, this Sanggunian, in the exercise of its review powers, and after thorough examination of the aforesaid Barangay Ordinance, finds that the same was enacted for the purpose of raising revenues for the Barangay, which will in turn be utilized to deliver basic services and promote the general welfare and convenience of the Barangay constituents;

WHEREAS, this Sanggunian, finally finds that the Ordinance is valid and lawful and within the scope and authority of the Barangays, and therefore, manifests herein no objections to its implementation, and even urges that they be implemented immediately in order to speedily further the noble ends they seek for welfare of the Barangays;

WHEREFORE, on motion of SP Member Nolito M. Quilang, Vice-Chairman, Committee on Laws and Ordinances, severally seconded by Honorable SP Members Roiland H. Villasencio, Tomas R. Serafica, Vincent L. Rama, Gregorio G. Yrastorza III, Lalaine A. Marcos, Esteban V. Laurente and Joan Marbie C. Simbajan; be it

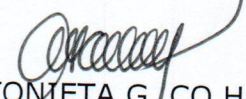
RESOLVED, AS IT IS HEREBY RESOLVED, to pass A RESOLUTION DECLARING THAT THE BARANGAY ORDINANCE No. 02 OF MABATO, ENTITLED: "AN ORDINANCE AUTHORIZING THE CITY OF ORMOC TO ISSUE BARANGAY CLEARANCE AND COLLECT CORRESPONDING BARANGAY CLEARANCE FEE IN THE APPLICATION FOR ANY BUSINESS-RELATED TRANSACTIONS SUBJECT TO THE REMITTANCE OF THE AFORESAID FEES TO THE BARANGAY AND THE CONDITIONS HEREUNDER" UNDER REVIEW HAS BEEN FOUND TO BE IN CONFORMITY WITH EXISTING LAWS AND ORDINANCES, AND INTERPOSING NO OBJECTION TO ITS IMPLEMENTATION;

ADOPTED, June 16, 2020.


RESOLVED, FURTHER, to furnish copies of this resolution each to the City Mayor of Ormoc Richard I. Gomez; the City Administrator, Vincent L. Emnas; the City Legal Officer, Atty. Josephine Mejia-Romero; the Office of the Liga ng mga Barangay ng Ormoc; the Sangguniang Barangay of Mabato; the City Local Government Operations Officer-DILG; and other offices for their information and guidance;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

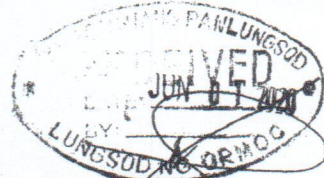

MARIA ANTONIETA G. CO HAT
Secretary to the
Sangguniang Panlungsod

ATTESTED:


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



Republic of the Philippines
OFFICE OF THE SANGGUNIANG BARANGAY
Barangay MABATO
Ormoc City



EXCERPTS FROM THE MINUTES ,OF THE REGULAR SESSION OF THE SANGGUNIANG BARANGAY OF BARANGAY MABATO, ORMOC CITY HELD AT THE BARANGAY SESSION HALL ON JANUARY 15, 2020 AT 1:30 O'CLOCK IN THE AFTERNOON
PRESENT:

HON.VICTORINO L. VILLACENCIO	- Punong Barangay
HON. WILSON M. VILLASENCIO	- Sangguniang Barangay Member
HON. LUCIA S. DAGAYLOAN	- Sangguniang Barangay Member
HON. JUDITH C. SIGA	- Sangguniang Barangay Member
HON. MAYLYN F. VILLASENCIO	- Sangguniang Barangay Member
HON. CIRILO A. GAZO	- Sangguniang Barangay Member
HON. ERLINDA D. PARRILLA	- Sangguniang Barangay Member
HON. EGLEND A. LABADOR	- Sangguniang Barangay Member
HON. AIRIESIE S. DELIMA	- SK Chairperson

BARANGAY ORDINANCE NO. 02
Series of 2020

AN ORDINANCE AUTHORIZING THE CITY / MUNICIPALITY OF ORMOC TO ISSUE BARANGAY CLEARANCE AND COLLECT CORRESPONDING BARANGAY CLEARANCE FEE IN THE APPLICATION FOR ANY BUSINESS RELATED TRANSACTIONS SUBJECT TO THE REMITTANCE OF THE AFORESAID FEES TO THE BARANGAY AND THE CONDITIONS HEREUNDER.

WHEREAS, under Section 152 (C) of the Local Government CODE states that:

"(c) Barangay Clearance- No city or municipality may issue any license or permit for any business or activity unless a clearance is first obtained from the barangay where such business or activity is located or conducted. For such clearance, the Sangguniang Barangay may impose a reasonable fee. The application for clearance shall be acted upon within seven (7) working days from the filing thereof. In the event that the clearance is not issued within the said period the city of municipality may issue the said license permit.

WHEREAS, the EODB ACT of 2018 or Republic Act 11032, otherwise known as "An Act Promoting ease of doing business and Efficient delivery of Government Services, Amending the purpose of Republic Act No. 9485" was duly enacted;

WHEREAS, Section 11(f) of the above-mentioned Republic Act duly amended the Section 152 (c) of the local government Code, and provides the "barangay clearance and permits related to doing business shall be applied, issued and collected at the City / Municipality in accordance with the prescribed processing time of said Act. Provided, that the share in the collection shall be remitted to respective Barangays; and;

WHEREAS, Barangay MABATO in accordance with the above provisions, and as an implementation of "one stop shop", hereby authorized the City / Municipality of Ormoc to issue barangay clearance and collect corresponding barangay clearance fee in the application for any business related transaction subject to the remittance of the aforesaid fees to the barangay and the condition hereunder.

NOW THEREFORE, be it **ORDAINED** as it is hereby **ORDAINED** by the Barangay Council of Barangay MABATO in a session duly assembled the following:

SECTION 1. Coverage. This policy applies only to the issuance of Barangay Clearance for business permit and locational clearance (as a requirement for the issuance of the building permit) by the city/Municipality. Other clearances for other purposes shall still be obtained at the barangay.

This Circular shall cover all City and Municipal Mayors, Punong Barangays, Concerned Local Officials, DILG Regional Directors BARM Minister of the local government and all other s concerned.

SECTION 2. Definition of Terms. The words and phrases used in this ordinance are hereby defined as follows.

Brangay Clearance - refers to any and all documents issued by the barangays with or without corresponding fees as defined in their ordinances relative to or in relation t the issuance of business permit and locational / zoning clearance by the City / Municipality or any other permit as may be required. (IRR OF RA 11032)

Barangay Clearance Fees- is an amount imposed by the barangays through ordinance and collected by the City / Municipality in relation to the issuance of business permit locational / zoning clearance by the City / Municipality.

Business Permit- is a document that must be secure from the city or municipal government usually through its business permit and licensing office (BPLO) , for business to legally operate in the locality.(IRR of RA 11032)

Locational Clearance- is a clearance issued by the zoning Administrator / Zoning officer to a project that is allowed under the provisions of an ordinance of a particular city/municipality. It is a requirement of a issuance of building permit. (House and Land Use Regulatory Broad Comprehensive Land Use Plan Guidebook)

SECTION 3. Authority to collect Barangay clearance of business related transactions- The City / Municipality of Ormoc is given to collect barangay clearance fees subject to remittance to the subject barangay.

SECTION 4. Rate of Barangay Clearance fee to be collected - The rate of Barangay Clearance fee to be collected by the city/Municipality for the issuance clearance shall be computed in accordance with the subject barangay revenue Ordinance herein attached as "Annex A", and made as an integral part hereof.

SECTION 5. Barangay Clearance Signature-Electronic signature of Punong Barangay concern shall appear in all barangay clearance issued.

SECTION 6. Reporting and Remittance- The City / Municipality shall remit the barangay clearance fee collected to the subject barangay not later than seven (7) working days of the ensuing month with the list of the issued building and business permit...

SECTION 7 . Separability Clause-If your own reason, a part of this ordinance is declared illegal or in valid other parts or provisions hereof which are not affected thereby shall remain valid and if full force and affect.


SECTION 8. Repealing Clause-All previous ordinance and rules / regulation which are inconsistent with the provisions of this ordinance are hereby deemed, modified or repealed accordingly.

SECTION 9. Effectivity clause- This ordinance shall take effect fifteen (15) days after its publication.


ENACTED.


January 15,2020


BARANGAY MABATO, ORMOC CITY



VICTORINO L. VILLACENCIO
PUNONG BARANGAY


SANGUNIANG BARANGAY MEMBERS:



HON. WILSON M. VILLASEÑICO
SB Member



HON. CIRILO A. GAZO
SB Member



HON. LUCIN S. DAGAYLOAN
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HON. ERLINDA D. PARRILLA
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HON. MAYLYN F. VILLASEÑICO
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HON. AIRTIE S. DELIMA
SK Chairperson