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Republic of the Philippines
PROVINCE OF LEYTE
Tacloban City

Item No.: 16
Date: 04 NOV 2022

PROVINCIAL LEGAL OFFICE

SP Records
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PROVINCE OF LEYTE

2nd Indorsement
October 17, 2022

Province of Leyte
Legal Office
Date: 10-19-22

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 22-10 of the SB of Inopacan, Leyte, recommending for the declaration of validity pursuant to its power under Section 56 (c) of R.A 7160, the same being, to the opinion of the Provincial Legal Office (PLO), in compliance with the mandate of R.A. 11032 otherwise known as " An act Promoting Ease of Doing Business and efficiency of Delivery of Government Service", mentioned in the ordinance.

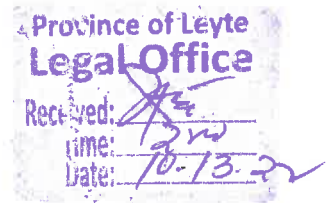
ATTY. JOSE RAYMUND A. ACOL
Asst. Provincial Legal Officer



Republic of the Philippines
PROVINCE OF LEYTE
Tacloban City

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
13 October 2022



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **ORDINANCE NO. 22-10** of the **MUNICIPALITY OF INOPACAN, LEYTE, ENTITLED: AN ORDINANCE AUTHORIZING THE LOCAL GOVERNMENT UNIT OF INOPACAN TO COLLECT THE CORRESPONDING BARANGAY CLEARANCE FEE IN THE APPLICATION FOR ANY BUSINESS-RELATED TRANSACTIONS IN COMPLIANCE TO THE "ONE STOP SHOP" AND "EASE OF DOING BUSINESS" IN THE MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE.**


FLORINDA JILLY S. UYVICO
Provl. Govt Dept Head
(SP Secretary)



Republic of the Philippines
Province of Leyte
Municipality of Inopacan

15TH SANGGUNIANG BAYAN

13 October 2022

Honorable Leonardo Javier Jr.
Vice Governor/Presiding Officer
Sangguniang Panlalawigan of Leyte
Provincial Government Complex
Campetic, Palo, Leyte

Thru:


Ms. Florinda Jill S. Uyvico
Secretary to the Sanggunian
Sangguniang Panlalawigan of Leyte
Provincial Government Complex
Campetic, Palo, Leyte

Honorable Javier Jr.:

Forwarding herewith copies of Ordinance No. 22-10 of the 15th Sangguniang Bayan of the Municipality of Inopacan, Province of Leyte, entitled, **"AN ORDINANCE AUTHORIZING THE LOCAL GOVERNMENT UNIT OF INOPACAN TO COLLECT THE CORRESPONDING BARANGAY CLEARANCE FEE IN THE APPLICATION FOR ANY BUSINESS-RELATED TRANSACTIONS IN COMPLIANCE TO THE "ONE STOP SHOP" AND "EASE OF DOING BUSINESS" IN THE MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE"**, for consideration by the Sangguniang Panlalawigan of Leyte.

Attached herewith is the Certification of Posting.

Sincerely,


MELANIE M. MATIN-AO
Secretary to the Sanggunian



Republic of the Philippines
 Province of Leyte
 Municipality of Inopacan
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15TH SANGGUNIANG BAYAN

SANGGUNIANG PANLALAWIGAN
 PROVINCE OF LEYTE
 10/13/22

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
 15th SANGGUNIANG BAYAN OF INOPACAN, LEYTE HELD ON
 OCTOBER 4, 2022 AT THE SB SESSION HALL

PRESENT:

- | | |
|-------------------------------|---------------------------------|
| Hon. Sanders C. Lumarda | - Vice Mayor, Presiding Officer |
| Hon. Fernando B. Rulete | - SB Member |
| Hon. Andrew B. Dedal | - SB Member |
| Hon. Zenaida G. de los Santos | - SB Member |
| Hon. Joel D. Bernales | - SB Member |
| Hon. Alfie Jian B. Yamson | - SB Member |
| Hon. Daria D. Malanguis | - SB Member |
| Hon. Rowena K. Madrazo | - SB Member |
| Hon. Diosdado P. Siao | - SB Member |
| Hon. Arnilo J. Polo | - SB Member (LnB Pres) |
| Hon. Marianne B. Boldios | - SB Member (PSK Pres.) |

ABSENT:

None

AUTHOR: HON. DARIA D. MALANGUIS

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" was signed into law seeks to make the process of putting up and running a business in the Philippine easier and more efficient;

WHEREAS, Section 11 (f) of RA 11032 provides that Barangay Clearance and permits related to doing business shall be applied, issued and collected at the Municipality in accordance with the prescribed processing time of said Act, provided that the share in collections shall be remitted to the respective barangays;

WHEREAS, there is a need to streamline/simplify the process of business registration in the Municipality of Inopacan to provide a more efficient and effective revenue collection and to promote a friendlier atmosphere for taxpayers and investors;

WHEREAS, when regulations are simple and transparent entrepreneur need not to suffer from red tape and time-consuming transaction;

WHEREAS, to establish a "One-Stop-Shop" transactions is deemed necessary to collect the corresponding Barangay Clearance fee in applying for any business-related transactions;

NOW, THEREFORE, the Sangguniang Bayan of Inopacan, Leyte in session assembled hereby enact the following

RESOLVED, as it is hereby RESOLVED, to enact the following:

ORDINANCE NO. 22-10

AN ORDINANCE AUTHORIZING THE LOCAL GOVERNMENT UNIT OF INOPACAN TO COLLECT THE CORRESPONDING BARANGAY CLEARANCE FEE IN THE APPLICATION FOR ANY BUSINESS - RELATED TRANSACTIONS IN COMPLIANCE TO THE "ONE STOP SHOP" AND "EASE OF DOING BUSINESS" IN THE MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE



(ordinance no. 22-10 of the sangguniang bayan of inopacan, leyte dated october 4, 2022, continued)

BE IT ORDAINED by the 15TH Sangguniang Bayan of Inopacan, Leyte that;

SECTION 1. This ordinance shall be known as the "Barangay Clearance Collection Fee Ordinance of the Municipality of Inopacan".

SECTION 2. Definition of terms – For the purpose of this Ordinance, the following terms shall mean and construed as:

2.1. Barangay 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 to the issuance of business permit and location/zoning clearance in our Municipality or any other permit and locational clearance by the Municipality.

2.2. Barangay Clearance Fees – is an amount imposed by the barangays through an Ordinance and collected by the Municipality in relation to the issuance of business permit and locational clearance by the Municipality.

2.3 Business Permit – is a document that must be secured from the municipal government usually through its Business Permits and Licensing Office (BPLO), for a business to legally operate in the locality.

2.4 Locational Clearance – is a clearance issued by the Municipal Planning and Development Office to a project that is allowed under the provisions of the existing Ordinance in our municipality. It is a requirement for the issuance of Building Permit in accordance of the Comprehensive Land Use Plan.

SECTION 3. Scope and Coverage.

This Ordinance shall apply to the issuance of Barangay Clearance for Business Permit as well as locational clearance within the jurisdiction of the Municipality of Inopacan.

SECTION 4. Authority to Collect Barangay Clearance Fee of Business-Related Transactions.

The Local Government Unit of Inopacan shall be given the authority to collect Barangay Clearance Fee subject to the remittance to the subject Barangay.

SECTION 5. Barangay Collection Fee.

The Barangay Clearance Fee to be collected by the Municipal Government thru the Municipal Treasurer for the issuance of clearance shall be with the existing Barangay Revenue Ordinance in their respective barangays.

SECTION 6. Barangay Clearance Signatory.

Electronic Signature of Punong Barangay concerned shall appear in all barangay clearance issued.

SECTION 7. Reporting and Remittance.

The Municipal Treasurer shall remit the Barangay Clearance Fee collected to their respective Barangays not later than seven (7) working days of the ensuing months with the list of the issued Building and Business Permit.

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(ordinance no. 22-10 of the sangguniang bayan of inopacan, leyte dated october 4, 2022, continued)

SECTION 8. Prohibited Acts.

Non-compliance of the Barangay Treasurer to give authority to municipal treasurer's office.

SECTION 9. Penalty Clause. The following administrative penalties shall be imposed to the Barangay Treasurer for violation of this Ordinance.

1 st Offense	-	Php 500.00
2 nd Offense	-	Php 1,000.00
3 rd and succeeding offense	-	Php 2,500.00

SECTION 10. Repealing Clause. All Ordinances, Local Chief Executive Order and/or Rules and Regulations inconsistent herewith are hereby repealed and modified accordingly.

SECTION 11. Separability Clause. If for any reason or reasons, any Section or Provision of this Ordinance will be declared by the court unconstitutional or invalid, other Sections or Provisions not affected thereby shall continue to be in full force and in effect.

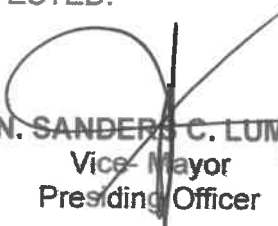
SECTION 10. Effectivity Clause. This ordinance shall take effect after three (3) consecutive weeks of publication by way of posting copies in conspicuous place in the Municipal Building, Public Market and in all Barangay Halls of Inopacan.

ENACTED this 4th day of October 2022 at Inopacan, Leyte.

I HEREBY CERTIFY to the correctness of the foregoing Ordinance and that the same was enacted on the date above stated.


MELANIE M. MATIN-AO
Secretary to the Sanggunian

ATTESTED:


HON. SANDERS C. LUMARDA,
Vice-Mayor
Presiding Officer

APPROVED:


HON. ROGELIO D. PUA, JR.
Municipal Mayor

Date 10-12-22





















**Republic of the Philippines
Province of Leyte
Municipality of Inopacan**

15TH SANGGUNIANG BAYAN


CERTIFICATE OF POSTING

TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY that right after the approval by the Municipal Mayor of Ordinance No. 22-10 of the 15th Sangguniang Bayan of the Municipality of Inopacan, Province of Leyte, entitled, **“AN ORDINANCE AUTHORIZING THE LOCAL GOVERNMENT UNIT OF INOPACAN TO COLLECT THE CORRESPONDING BARANGAY CLEARANCE FEE IN THE APPLICATION FOR ANY BUSINESS-RELATED TRANSACTIONS IN COMPLIANCE TO THE “ONE STOP SHOP” AND “EASE OF DOING BUSINESS” IN THE MUNICIPALITY OF INOPACAN, PROVINCE OF LEYTE,** copies of the same have been posted in the bulletin board in the municipal hall/building and in conspicuous place in the public terminals of this Municipality and copies will be posted also in all the Barangay Halls of this Municipality.

This Certification is being made to facilitate consideration of the above-mentioned Municipal Ordinance by the Sangguniang Panlalawigan of Leyte.

Done this 13th day of October 2022, at Inopacan, Leyte.


MELANIE M. MATIN-AO
Secretary to the Sanggunian