



Republic of the Philippines
Region IX
Province of Zamboanga del Sur
MUNICIPALITY OF DUMALINAO



OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE 35TH REGULAR SESSION OF THE 12TH SANGGUNIANG BAYAN OF DUMALINAO, ZAMBOANGA DEL SUR, HELD AT SB SESSION HALL ON MAY 22, 2023.

Present:

HON. LORENZO S. ALCANTARA	- Municipal Vice Mayor
HON. RONALDO D. ENCABO	- SB Member
HON. FREDERICK R. BALANDRA	- SB Member
HON. HERMES B. CABALES	- SB Member
HON. MA. GEMMA C. ALBISO	- SB Member
HON. RHOLLY A. LABANG	- SB Member
HON. ROMEO G. LIGAN	- SB Member
HON. JELITO R. PEÑONAL	- SB Member
HON. JEZIEL R. DAGUPAN	- SKF President
HON. ROMEO D. PARILA	- IPMR

Absent:

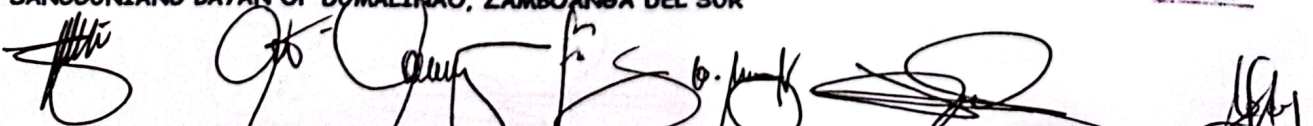
HON. ARNOLD L. FLORES	- SB Member – Sick Leave
HON. JESSIE NIEL C. PAULO	- ABC President – O.B

ORDINANCE NO. 2023-05-484

AN ORDINANCE PRESCRIBING A CENTRALIZED ISSUANCE OF BARANGAY CLEARANCE AND THE COLLECTION OF THE CORRESPONDING BARANGAY CLEARANCE FEE BY THE MUNICIPAL GOVERNMENT OF DUMALINAO, ZAMBOANGA DEL SUR, IN THE APPLICATION FOR ANY BUSINESS-RELATED TRANSACTIONS, SUBJECT TO THE REMITTANCE OF THE AFORESAID FEES TO THE BARANGAYS CONCERNED AND THE CONDITIONS HEREUNDER, AND FOR OTHER PURPOSES.

WHEREAS, presented for consideration and appropriate action is the proposed ordinance authored by Hon. Arnold L. Flores, prescribing a Centralized Issuance of Barangay Clearance and Collection in the locality;

SANGGUNIANG BAYAN OF DUMALINAO, ZAMBOANGA DEL SUR





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

WHEREAS, it has been a declared policy of the Municipal Government of Dumalinao, Zamboanga del Sur, to make regulations simple and transparent, streamline transactions and eliminate red tape to facilitate business processing and licensing;

WHEREAS, Republic Act No. 11032, otherwise known as 'An Act Promoting Ease of Doing Business and Efficient Delivery of Government Services', or the EODB Act of 2018, was signed into law to make the process of putting up and running a business in the Philippines easier and more efficient;

WHEREAS, Section 11 of RA No. 11032 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 said Act. Provided, that the share in the collections shall be remitted to the respective Barangays and;

WHEREAS, the component barangays of this municipality enacted their respective Barangay Ordinances to authorize the Municipal Government of Dumalinao to issue Barangay clearance and collect corresponding barangay clearance fee in the application for any business-related transactions subject to the remittance of the foresaid fees to the barangay and the condition hereunder, and for other purposes;

WHEREAS, after careful review and exhaustive deliberation, and after finding the same to be proper and order;

NOW THEREFORE, on motion by **HON. MA. GEMMA C. ALBISO** and duly seconded by **HON. ROMEO D. PARILA**;

BE IT ORDAINED by the 12th Sangguniang Bayan of Dumalinao, Zamboanga del Sur, in session assembled that:

SECTION I. COVERAGE. This Ordinance shall apply only to the issuance of Barangay Clearance as a requirement for application for business permits. This shall be also applied to the issuance of locational clearances, when the purpose of the locational clearance is as a requirement for the application of building permit. Other barangay clearances for other purposes shall still be applied for and secured from the barangay concerned.

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SECTION II. Definition of Terms. The words and phrases used in this Ordinance are hereby defined as follows:

Barangay Clearance – refers to any and all documents issued by the barangays with or without corresponding fees as defined in their respective ordinance relative to or in relation to the application for and issuance of business permits and locational/zoning clearances by the Municipal Government or any other permit as may be required. (IRR of No. 11032);

Barangay Clearance Fee – is an amount imposed by the barangay, through an ordinance, and collected by the Municipal Government in relation to the issuance of business permit and locational clearance by the Municipal Government;

Business Permit – is a document that must be secured from the Municipal Government, through the Municipal Business Permits and Licensing Office (BPLO), for a business to legally operate within the locality. (IRR of RA No. 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 this Municipality, when such locational clearance is secured as a requirement in the application for and the issuance of Building Permit.

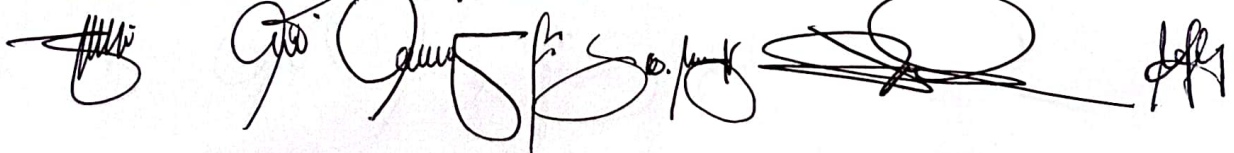
SECTION III. AUTHORITY TO COLLECT BARANGAY CLEARANCE FEE OF BUSINESS-RELATED TRANSACTIONS. The Municipal Government of Dumalinao shall henceforth collect Barangay Clearance Fee, pursuant to and as prescribed in the respective barangay ordinances and/or barangay revenue codes of the barangays concerned, subject to the remittance of the total amount thus collected to the barangay concerned.

SECTION IV. RATE OF BARANGAY CLEARANCE FEE TO BE COLLECTED. The rate of Barangay Clearance Fee to be collected by the Municipal Government for the issuance of the corresponding barangay clearance, shall be pursuant to and as prescribed in, and computed in accordance with the respective barangay ordinances and/or barangay revenue codes or ordinances of the barangays concerned.

SECTION V. APPLICATION FOR BARANGAY CLEARANCE. The Barangay clearance contemplated in this Ordinance shall be applied in and secured from the Municipal Business Permits and Licensing Office (BPLO).

SECTION VI. BARANGAY CLEARANCE SIGNATORY. The barangay clearance shall be issued by the Municipal Business Permits and Licensing Office (BPLO),

SANGGUNIANG BAYAN OF DUMALINAO, ZAMBOANGA DEL SUR





and shall bear the digital and/or electronic signature of the Punong Barangay concerned, duly authenticated and countersigned by the head of the Municipal Business Permits and Licensing Office (BPLO).

SECTION VII. REPORTING AND REMITTANCE. The Municipal Government shall remit the Barangay Clearance Fees collected to the barangays concerned within the first seven (7) working days of the ensuing month together with the list of the issued business permits and building permits pertaining to the barangays concerned.

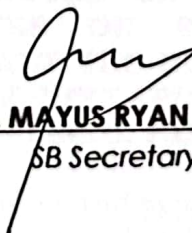
SECTION VIII. SEPARABILITY CLAUSE. If for any reason, a part of this Ordinance is declared unconstitutional, ultra vires, inoperative, or otherwise illegal or invalid, other parts or provisions hereof that are affected thereby shall remain valid and full force and effect.

SECTION IX. REPEALING CLAUSE. All previous ordinances, executive orders, rules and regulations, which are inconsistent with the provisions of this Ordinance, are hereby deemed amended, modified or repealed accordingly.


SECTION X. EFFECTIVITY CLAUSE. This Ordinance shall take effect immediately upon its approval.

ENACTED this **22ND** day of **MAY 2023** at Dumalinao, Zamboanga del Sur.

I HEREBY CERTIFY to the correctness of the foregoing Ordinance.


ATTY. MAYUS RYAN D. ANDO
SB Secretary

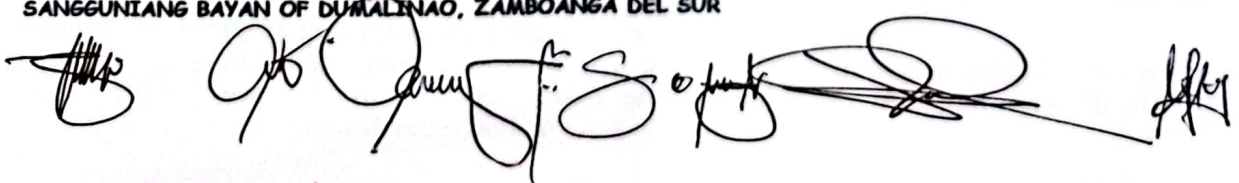
Attested by:


LORENZO S. ALCANTARA
Vice Mayor - Presiding Officer

Approved by:


JUNAFIOR S. CERILLES, RMT, MAGD
Municipal Mayor

SANGGUNIANG BAYAN OF DUMALINAO, ZAMBOANGA DEL SUR







Republic of the Philippines
 PROVINCE OF ZAMBOANGA DEL SUR
 SANGGUNIANG PANLALAWIGAN
 OFFICE OF THE SECRETARY TO THE SANGGUNIANG PANLALAWIGAN
 Pagadian City



EXCERPT FROM THE MINUTES OF THE 61ST REGULAR SESSION OF THE 11TH PROVINCIAL BOARD, SANGGUNIANG PANLALAWIGAN OF ZAMBOANGA DEL SUR, HELD AT THE SP LEGISLATIVE BUILDING, PROVINCIAL GOVERNMENT CENTER, BARANGAY DAO, PAGADIAN CITY ON NOVEMBER 30, 2023 AT 9:10 A.M.

<u>Sanggunian Officials</u>	<u>Positions/Designations</u>	<u>Present</u>	<u>Absent</u>	<u>Remarks</u>
HON. ROSELLER L. ARIOSIA	Vice Governor	√		
HON. CESAR C. DACAL, JR.	Chairman Pro Tempore	√		
HON. FRANCISVIC S. VILLAMERO	Floor Leader	√		
HON. JUAN C. REGALA	Assistant Floor Leader	√		
HON. BIENVENIDO L. EBARLE, JR.	SP Member	√		
HON. ROGELIO J. SANIEL	SP Member	√		
HON. MAPHILINDO Q. OBAOB	SP Member	√		
HON. JENIFER B. DIN-MARIANO	SP Member	√		
HON. RONALDO C. POLOYAPOY	SP Member	√		
HON. MARILOU V. ABRENICA	SP Member	√		
HON. HERNAN P. DELA CRUZ	SP Member	√		
HON. MONIQUE SHAIRA Y. TO	Ex-officio Member, PCL			OB
HON. ALVIN M. LAMOSA	Ex-officio Member, LnB	√		
HON. VERGEL B. PILAR	Ex-officio Member, SKF	√		

Resolution No. 1344-2023

A RESOLUTION ADOPTING AND APPROVING THE FINDINGS AND RECOMMENDATION OF THE COMMITTEE ON RULES, LAWS AND PRIVILEGES AND THE COMMITTEE ON BARANGAY AFFAIRS DEVELOPMENT IN THEIR JOINT COMMITTEE REPORT NO. 733-2023 DATED 29 NOVEMBER 2023, THEREBY, DECLARING VALID MUNICIPAL ORDINANCE NO. 2023-05-484 OF DUMALINAO, ZAMBOANGA DEL SUR

WHEREAS, presented for consideration and appropriate action is Joint Committee Report No. 733-2023 dated 29 November 2023 of the Committee on Rules, Laws and Privileges and the Committee on Barangay Affairs Development which recommended that Municipal Ordinance No. 2023-05-484 dated 22 May 2023 of Dumalinao, Zamboanga del Sur entitled “*AN ORDINANCE PRESCRIBING A CENTRALIZED ISSUANCE OF BARANGAY CLEARANCE AND THE COLLECTION OF THE CORRESPONDING BARANGAY CLEARANCE FEE BY THE MUNICIPAL GOVERNMENT OF DUMALINAO, ZAMBOANGA DEL SUR, IN THE APPLICATION FOR ANY BUSINESS-RELATED TRANSACTIONS, SUBJECT TO THE REMITTANCE OF THE AFORESAID FEES TO THE BARANGAYS CONCERNED AND THE CONDITIONS HEREUNDER, AND FOR OTHER PURPOSES*” be declared valid;

WHEREAS, after a careful and exhaustive review of the subject Municipal Ordinance of Dumalinao, the Joint Committee concerned, as hereinafter copied *in toto*, have the following pertinent findings and remarks, *to wit*:

“The Sangguniang Bayan can pass and approve ordinance for the general welfare (Section 447. 2 (ii) of the Local Government Code). Enact ordinances levying taxes, fees and charges, and prescribing the rate thereof for general and specific purposes not contrary to law. This is also in compliance with Section 11 of R.A. No. 11032 or Ease of Doing Business and Efficient Government Service Delivery Act of 2018.”

A/W

WHEREAS, after a careful perusal, it is found that Joint Committee Report No. 733-2023 of said Joint Committee is proper and in order, thus, this 11th Sangguniang Panlalawigan adopts the findings and recommendation contained therein;

NOW, THEREFORE, upon motion of Honorable Jenifer B. Din-Mariano, duly seconded,

BE IT RESOLVED, as it is hereby resolved to adopt and approve the findings and recommendation of the Committee on Rules, Laws and Privileges and the Committee on Barangay Affairs Development in their Joint Committee Report No. 733-2023 dated 29 November 2023, thereby, **DECLARING** valid Municipal Ordinance No. 2023-05-484 dated 24 May 2023 of Dumalinao, Zamboanga del Sur;

APPROVED UNANIMOUSLY.

VERIFIED:



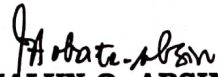
FRANCISVIC S. VILLAMERO
Floor Leader

ATTESTED:



ROSELLER L. ARIOSA
Presiding Officer/Vice Governor

I HEREBY CERTIFY that the foregoing Resolution is true and correct:



ANNALYN O. ABSIN, RN, CESE
Secretary to the Sangguniang Panlalawigan