



Office of the Sangguniang Panlungsod

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5TH SANGGUNIANG PANLUNGSOD

CITY ORDINANCE NO. 05, S. 2019

**“AN ORDINANCE PRESCRIBING THE CODE OF NATIONAL FLAG,
CITY SEAL, CITY HYMN, MOTTO AND OTHER HISTORICAL
ITEMS AND DEVICES OF BAYBAY CITY”**

(Authored by: Hon. Jose Rommel A. Peñaranda)

On motion of Honorable Atty. Jose Rommel A. Peñaranda, and duly seconded by the majority of the council members.

BE IT RESOLVED, as it hereby does RESOLVE, to pass and enact and ordinance in this chamber, on October 16, 2019, at Baybay City, Leyte.

Section 1. Short Title — This Ordinance shall be known as the “Seal and Other Historical Devices of Baybay City.”

Section 2. Declaration of Policy – Reverence and respect shall at all times be accorded the flag, city seal, hymn and other city symbols which embody the local ideals and traditions and which expresses the principles of sovereignty, patriotism, and solidarity. The historical items and devices shall seek to manifest the local virtues and to inculcate in the minds and hearts of our people a just pride in their native land, fitting respect and affection for the flag, seal, hymn, and other items and devices of historical importance in the history of the City.

**CHAPTER 1
The National Flag and National Anthem**

Section 3. The use of the national flag shall be in accordance with Republic Act 8491 and its implementing rules and regulations.

Section 4. The flag shall be displayed in all public buildings including barangay halls, health centers and gymnasiums, official residences, public plazas, and institutions of learning everyday throughout the year.

Section 5. All government offices and educational institutions shall henceforth observe the flag-raising ceremony every Monday morning and the flag lowering ceremony every Friday afternoon. The ceremony shall be simple and dignified and shall include the playing or singing of the Philippine National Anthem.

Section 6. The National Anthem is entitled *Lupang Hinirang*. The National Anthem shall always be sung in the national language within or without the country. The lyrics of the National Anthem shall be in accordance with Section 36 of the Republic Act 8491.

Section 7. It shall be prohibited

- a. To mutilate, deface, defile, trample, on or cast contempt any act or omission casting dishonor or ridicule upon the flag over its surface;
- b. To dip the flag to any person or object by way of compliment or salute;
- c. To use the flag:
 1. As a drapery, festoon, tablecloth
 2. As covering for ceilings, walls, statues or other objects
 3. As a pennant in the hood, side, back and top of motor vehicles;
 4. As a staff or whip;
 5. For unveiling monuments or statues; and
 6. As trademarks or for industrial, commercial or agricultural labels or designs.
- d. Display the flag:
 1. Under any painting or picture;
 2. Horizontally face-up. It shall always be hoisted aloft and be allowed to fall freely;
 3. Below any platform; or
 4. In discotheques, cockpits, night and day clubs, casinos, gambling joints and places of vice or where frivolity prevails.
- e. To wear the flag in whole or in part as a costume or uniform;
- f. To add any word, figure, mark, picture, design, drawings, advertisements, or imprint of any nature on the flag;
- g. To print, paint or attach representation of the flag on handkerchiefs, napkins, cushions, and other articles of merchandise;
- h. To display in public any foreign flag, except in embassies and other diplomatic establishments, and in offices of international organizations.
- i. To use, display or be part of any advertisement of infomercial; and
- j. To display the flag in front of buildings or offices occupied by aliens.

Any violations of these prohibited acts shall be punished in accordance with Chapter VII of Republic Act 8491.

CHAPTER 2
The City Seal

Section 8. The City Seal shall be circular in form. Central to the Logo is the Rizal Monument, Baybay's landmark, which symbolizes Baybay itself owing to the fact that it is unique compared to other monument created in other places. Spreading out of the monument are rice fields and rays of development and success, as Baybay is the mother who provides for her children. Flying above the monument is a dove which symbolizes peace, the state that Baybayanon's seek and sustain. It also symbolizes hope for the fulfillment of their dreams and aspirations. The coconut and the abaca at the left represent the major trades of the City. Aside from farming, many Baybayanons also earn their living by fishing. Local fisher folks are represented by the lone fisherman sailing towards the dove and the monument, hoping for fulfillment and success. Above the sea is an abstract drawing symbolizing the ideal serenity and progress of Baybay. Another bulwark of the City is Mount Pangasugan at the background of the logo. It represents the richness of Baybay's natural resources and the greatness of Baybayanon's dreams and visions. Flowing from the mountain are the waterfalls and the river representing the source of life of the people of Baybay. The dots that surround the logo represent the 92 barangays of the City.



Section 9. The City Seal shall be affixed to or placed upon all official documents and papers of the City. It shall also be placed on all local government buildings and offices, including, but not limited to, barangay halls, health centers and gymnasiums.

The City Seal shall be used for official or authorized purposes only.

CHAPTER 3 The City Hymn

Section 10. The City Hymn shall always be sung in local language. The following shall be the lyrics of the City Hymn:

*Namidpid sa kadagatan ang Baybay
Gui-landongan sa daghang mga kakahoyan
Ang silaw sa sayong kabuntagon
May paglaum nga kita magmauswagon
Ang mga kabukiran
Nagdalag kabugnaw sa atong dakbayan
Ang kasadpan bulawanong naga-awhag
Sa hugot natong pagtinabangay
Kalihukan gipaabot sa dakbayan
Labi na sa mga kabataan
Kitang tanan maghi-usa
Pag-alagad sa kataw-han
Maghi-usa kitang tanan
Pag-atiman sa kina-iyahan
Mag-alayon og pananom
Pagpalambo sa kanayonan
Kalihokan gipaabot sa dakbayan
Labi na sa mga kabataan
Kitang tanan maghi-usa
Pag-alagad sa kataw-han
Pasidunggan ta ang dakbayan sa Baybay
Kalinawan og kalambuan sa tanan
Manunubos nag-abay kanato
Mabuhi ang Baybay
Manunubos nag-abay kanato
Mabuhi ang Baybay*

Section 11. When the City Hymn is played at a public gathering, whether by a band or by singing or both, or reproduced by any means, the attending public shall sing the hymn. The singing must be done with fervor. As a sign of respect, all persons shall stand at attention and face the Philippine flag, if there is one displayed, and if there is none, they shall face the projector, band or the conductor.

The hymn shall not be played and sung for mere recreation, amusement or entertainment purposes except on the following occasions:

- a. City functions and events
- b. School functions and events
- c. Other occasions as may be prescribed by the City Mayor.

CHAPTER 4 **The City Motto**

Section 12. The City may adopt a Motto which shall reflect the values, culture and tradition of its people. The motto shall be all-encompassing depicting the true character of the Baybayans regardless of race and religion.

CHAPTER 5 **Other Historical Items and Devices**

Section 13. Historical items and devices that may be discovered hereinafter shall be properly registered with the Office of the City Mayor. The City Mayor shall constitute a committee who shall evaluate the historical importance of the items and devices as to precedence, design, custom and tradition. Once it will be found out that such items and devices has significant importance to the history of the city, the same shall be confiscated by the city and shall be kept and preserve.

Section 14. All historical items and devices shall be put on display in the city museum, if one will be built.

Section 15. For this purpose, a city museum shall be established.

CHAPTER 6 **Common Provisions**

Section 16. The Office of the City Mayor shall issue the necessary rules and regulations to implement the provisions of this Ordinance within ninety (90) days after effectivity.

Section 17. Failure or refusal to observe the provisions of Chapter 2, 3 and 4 hereof; and any violation of the corresponding rules and regulations issued by the Office of City Mayor shall, after proper notice, be penalized by public censure or suspension for not more than five (5) working days for local public officials and employees.

Section 18. Separability Clause. – If any provision of this Act is held invalid or unconstitutional, the same shall not affect the validity and effectivity of the other provisions hereof.

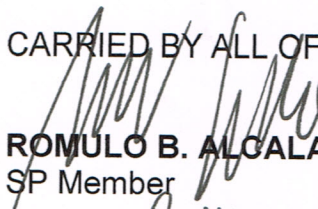
Section 19. Repealing Clause. – Pertinent provisions of all other laws, ordinances, executive orders and rules and regulations contrary to or inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.


Section 20. Effectivity.

This Ordinance shall take effect 15 days upon its publication or after due compliance with all the requirements provided under R.A. 7160, otherwise known as the Local Government Code of 1991.

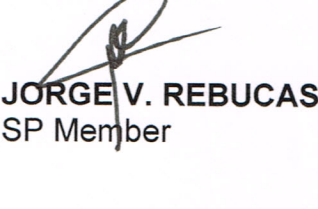
Enacted: October 16, 2019
Baybay City, Leyte, Philippines.


CARRIED BY ALL OF THE MEMBERS PRESENT:

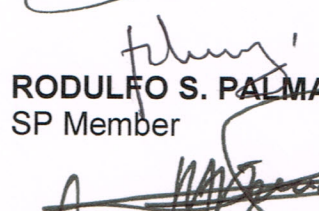

ROMULO B. ALCALA
SP Member


EDGARDO R. OMPOY
SP Member

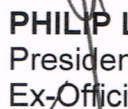

VICENTE VICTOR G. VELOSO
SP Member

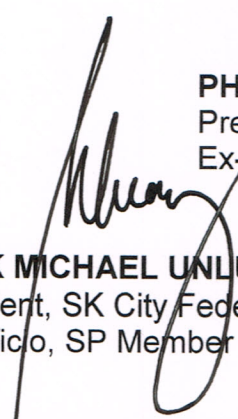

JORGE V. REBUCAS
SP Member



FULTON IKE C. ARRADAZA
SP Member


RODULFO S. PALMA, JR.
SP Member


ATTY. JOSE ROMMEL A. PEÑARANDA
SP Member

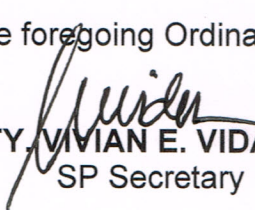

PHILIP L. SIU
President, LIGA Ng Mga Barangay
Ex-Officio, SP Member


MARK MICHAEL UNLU-CAY
President, SK City Federation,
Ex-Officio, SP Member

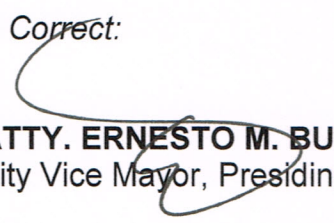
 RESOLVED FURTHER, that certified copies of this ORDINANCE be furnished to the City Mayor Honorable Jose Carlos L. Cari, City Administrator Deogracias E. Pernitez; City Legal Officer, Atty. Avito C. Cahig, Jr.; City Budget Officer, Raul Mabini; City Accountant Evelinda A. Oppus; City Treasurer Evelyn P. Relente, CLGOO Estela I. Creer, and to all other offices/agencies/entities concerned for their information, guidance and appropriate action.

CARRIED UNANIMOUSLY.

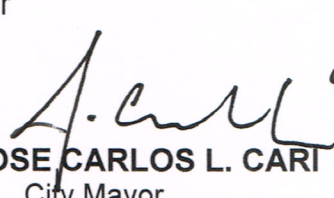
I HEREBY CERTIFY to the correctness of the foregoing Ordinance.


ATTY. VIVIAN E. VIDALLON
SP Secretary


Attested & Certified True & Correct:


ATTY. ERNESTO M. BUTAWAN
City Vice Mayor, Presiding Officer

Approved by His Honor:


HON. JOSE CARLOS L. CARI
City Mayor

Date Approved: _____