



Republic of the Philippines  
PROVINCE OF LEYTE  
City of Baybay  
-0000000-

## Office of the Sangguniang Panlungsod

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### 5<sup>th</sup> SANGGUNIANG PANLUNGSOD

#### CITY ORDINANCE NO. 05, SERIES 2020

#### **"AN ORDINANCE GIVING SPECIAL MEDICAL AND FINANCIAL ASSISTANCE AND BENEFITS TO BARANGAY ELECTED OFFICIALS AND APPOINTED BARANGAY WORKERS"**

Authored by: Hon. Jose Rommel A. Peñaranda

#### **PREFATORY STATEMENT**

WHEREAS, Section 387 of the Republic Act NO. 7160, otherwise known as the Local Government Code of 1991, provides the power of the sangguniang barangay to **"create such other positions or offices as may be deemed necessary to carry out the purposes of the barangay government"** in accordance with the needs of public service;

WHEREAS, Section 393 of the same Republic Act provides that **barangay officials, including barangay tanods and members of the lupong tagapamayapa, shall receive honoraria, allowances, and such other emoluments as may be authorized by law or barangay, municipal or city ordinance** in accordance with the provisions of this Code, but in no case shall it be less than One thousand pesos (P1,000.00) per month for the punong barangay and Six hundred pesos (P600.00) per month for the sangguniang barangay members, barangay treasurer, and barangay secretary, subject to the budgetary limitations prescribed by law;

WHEREAS, Section 394 and 395 of the Code gives the power of the punong barangay to appoint a barangay secretary and treasurer;

WHEREAS, Section 458(a)(1)(xiii) of the Code provides that the Sanggunian Panlungsod may provide for group insurance or additional insurance coverage for all barangay officials, including members of barangay tanod brigades and other service units, with public or private insurance companies, when the finances of the city government allow said coverage;

WHEREAS, the City understands the role, the risk and the responsibility of all elected and appointed barangay officials and workers in carrying out their mandate, ensuring the delivery of basic services and the promotion of peace and order in the barangay;

NOW THEREFORE, on motion of Honorable Atty. Jose Rommel A. Peñaranda and duly seconded by the majority of the council members present;



BE IT ORDAINED, as it is hereby ordained by the Sangguniang Panlungsod of the City of Baybay, Province of Leyte, in its Regular Session duly assembled that:

**Section 1. Title.** – This Ordinance shall be known as the Barangay Assistance Ordinance of 2020.

**Section 2. Definition of Terms.** – For purposes of this Ordinance, the following terms shall refer to and/or mean as hereunder defined;

- a. Appointed Barangay Workers – refers to the barangay secretary, barangay treasurer, barangay health workers, barangay tanods, lupon and pangkat members and such other workers appointed by the punong barangay.
- b. Special Medical Assistance – refers to monetary assistance for hospital expenses, medicines and other injury related expenses.
- c. Special Financial Assistance – refers to monetary assistance for loss of life.

**Section 3. Insurance benefits** – All barangay elected officials and appointed barangay workers shall be properly insured against accident or any contingency. The City shall secure insurance policy for all elected and appointed barangay officials and workers and pay the premiums thereof, in full or a portion thereof, subject to availability of funds.

**Section 4.** A special medical assistance, in addition to any medical assistance provided by any private or public entities, shall be given to any barangay elected officials and appointed barangay workers who sustain injuries in the line of his duty.

**Section 5.** A special financial assistance, in addition to any financial assistance provided by any private or public entities, shall also be given any barangay elected officials and appointed barangay workers who perish while in the line of his duty.

**Section 6.** A "Special Barangay Workers' Fund" shall be created in the City Mayor's Office (CMO) to be funded, wholly or partially, by the savings from the CMO and by the donations of charitable institutions to the local government unit. Provided that, within one (1) year from the approval of this ordinance, this fund shall constitute the initial reserve fund for its purpose.

**Section 7.** In the event that the barangay elected official and/or appointed barangay worker is wounded or injured while in the performance of his duties, the City, through the Special Barangay Workers' Fund, shall provide special medical assistance, the extent of assistance shall be determined by the Implementing Rules and Regulations of this Ordinance.

**Section 8.** In case of death to the barangay elected official and/or appointed barangay worker while in the line of duty, his compulsory heirs, as provided under Article 887 of the New Civil Code, shall receive special financial assistance in such amount as determined by the Implementing Rules and Regulations of this Ordinance.

**Section 9.** The Office of the City Mayor is responsible for the delivery of the amount to the heirs of the deceased barangay elected official and/or appointed barangay worker.

**Section 10.** The Office of the City Mayor shall promulgate the necessary Implementing Rules and Regulations of this Ordinance within sixty (60) days from its effectivity.



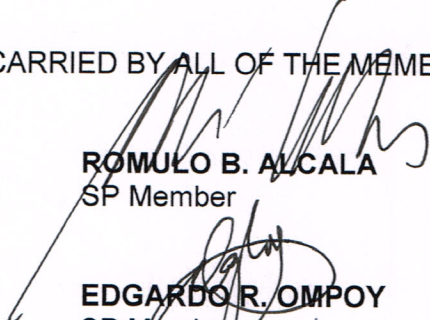
**Section 11. Separability Clause.** – If any provision of this Ordinance is held invalid or unconstitutional, the same shall not affect the validity and effectivity of the other provisions hereof.

**Section 12. Repealing Clause.** – Pertinent provisions of all other laws, decrees, executive orders and rules and regulations contrary to or inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

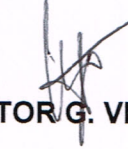
**Section 13. Effectivity Clause.** – This Ordinance shall take effect 15 days upon its publication or after due compliance with all the requirements provided under R.A. 7160, otherwise known as the Local Government Code of 1991.

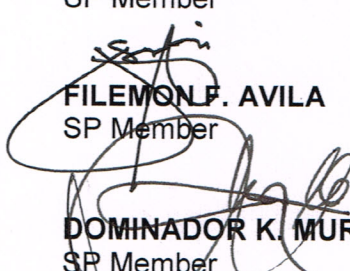
Enacted: January 30, 2020.  
Baybay City, Leyte, Philippines.

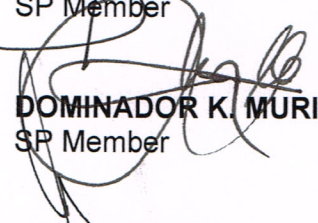
CARRIED BY ALL OF THE MEMBERS PRESENT:

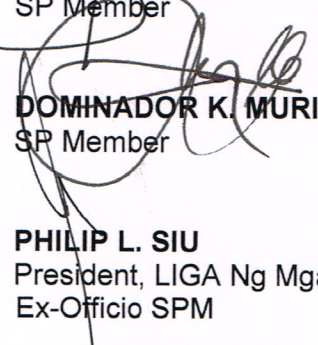
  
**ROMULO B. ALCALA**  
SP Member

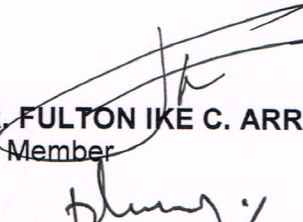
  
**EDGARDO R. OMPOY**  
SP Member

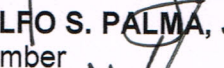
  
**VICENTE VICTOR G. VELOSO**  
SP Member

  
**FILEMON F. AVILA**  
SP Member

  
**DOMINADOR K. MURILLO, D.M.**  
SP Member

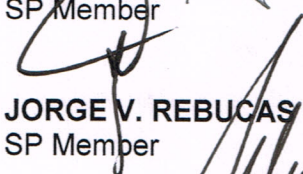
  
**PHILIP L. SIU**  
President, LIGA Ng Mga Barangay  
Ex-Officio SPM

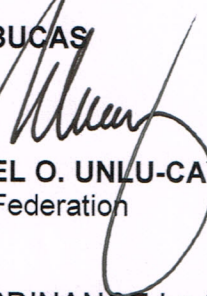
  
**DR. FULTON IKE C. ARRADAZA**  
SP Member

  
**RODULFO S. PALMA, JR.**  
SP Member

  
**ARTURO ELISA O. ASTORGA**  
SP Member

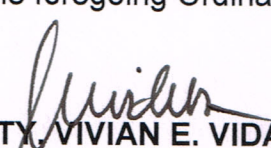
  
**ATTY. JOSE ROMMEL A. PEÑARANDA**  
SP Member

  
**JORGE V. REBUCAS**  
SP Member

  
**MARK MICHAEL O. UNLU-CAY**  
SK Chair, City Federation  
Ex-Officio SPM

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's office, CLGOO Estela I. Creer, and to all other offices/agencies/entities concerned for their information, guidance and appropriate action.

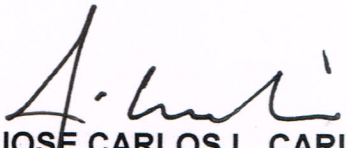
I HEREBY CERTIFY to the correctness of the foregoing Ordinance.

  
**ATTY. VIVIAN E. VIDALLON**  
Secretary to the Sangguniang Panlungsod

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: 6/01/20