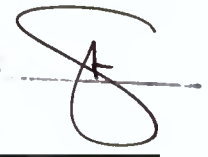


**NINETEENTH CONGRESS OF THE
REPUBLIC OF THE PHILIPPINES**
First Regular Session



23 FEB -6 P4 :02

SENATE
S. B. No. 1837

RECEIVED BY: 

Introduced by Senator SONNY ANGARA

AN ACT
**CONVERTING THE MUNICIPALITY OF UBAY IN THE PROVINCE OF BOHOL
INTO A COMPONENT CITY TO BE KNOWN AS THE SCIENCE CITY OF UBAY**

EXPLANATORY NOTE

This proposed bill aims the conversion of the Municipality of Ubay into a component city of the Province of Bohol to be known as the Science City of Ubay.

The Municipality of Ubay is a first-class municipality located about 124 kilometers northeast from Tagbilaran City. The town has 44 barangays and a total population of 85,799 people, making it not only the largest but also the most populated municipality in the island. Its land size spans approximately 335 square kilometers, with about 61 kilometers of coastline.

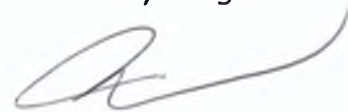
On January 15, 1876, the Spanish government proclaimed Ubay as a town. Since then, Ubay has progressed rapidly into a flourishing city which features shopping malls, banking institutions, telecommunication systems, satellite cable systems, adequate roads, markets, public transport systems, sports entertainment facilities, and an ISO-certified hospital. It also features two seaports, the Ubay Port, which connects to major port destinations in the provinces of Samar and Cebu, and the Tapal Wharf, which serves the President Carlos P. Garcia-Ubay route. The municipality also has an airport that was built by the Americans prior to World War II.

The town of Ubay also has a lot of research centers and agencies. One of these research centers is the Philippine Carabao Center-Ubay which is the largest and oldest government livestock and research facility for cows, carabaos, sheep, and goats in the country. Additionally, it is home to a number of notable institutions dedicated to research and development which includes the Bohol Experimental Station for rice research, the Sinandigan Multi-Species Hatchery of the Bureau of Fisheries and

Aquatic Resources, and the Ubay Green Park and Techno Center. With these, Ubay is considered a center of scientific and technological innovation in the province of Bohol.

Approval of this measure would mean that the local government of Ubay will have more local autonomy, less bureaucracy, and a greater share of the financial resources that can be used to expand the city's social services. This would be a huge step forward for the city and its residents.


In view of the foregoing, the passage of this bill is earnestly sought.

A handwritten signature in black ink, appearing to read 'SONNY ANGARA', with a long, sweeping flourish extending to the right.

SONNY ANGARA

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AN ACT
CONVERTING THE MUNICIPALITY OF UBAY IN THE PROVINCE OF BOHOL
INTO A COMPONENT CITY TO BE KNOWN AS THE SCIENCE CITY OF UBAY

Be it enacted by the Senate and House of Representative of the Philippines in Congress assembled:

ARTICLE I

GENERAL PROVISIONS

SECTION 1. Short Title. – This Act shall be known as the "Charter of the Science City of Ubay."

SEC. 2. Science City of Ubay. – The Municipality of Ubay in the Province of Bohol shall be converted into a component city to be known as the Science City of Ubay, hereinafter referred to as the *City*, which shall comprise the present territory of the Municipality of Ubay.

The territorial jurisdiction of the City shall be within the present metes and bounds of the Municipality of Ubay.

The foregoing provision shall be without prejudice to the resolution by the appropriate agency or forum of any boundary dispute or case involving questions of territorial jurisdiction between the Science City of Ubay and the adjoining local government units (LGUs): *Provided*, That the territorial jurisdiction of the disputed area or areas shall remain with the local government unit which has existing administrative supervision over said area or areas until the final resolution of the case.

SEC. 3. Corporate Powers. – The City constitutes a political body corporate and as such is endowed with the attributes of perpetual succession and possessed of the

1 powers which pertain to a municipal corporation to be exercised in conformity with
2 the provisions of this charter. The City shall have the following corporate powers:

- 3 a) To have a continuous succession in its corporate name;
- 4 b) To sue and be sued;
- 5 c) To have and use a corporate seal;
- 6 d) To acquire, hold and convey real or personal property;
- 7 e) To enter into any contract and agreement; and
- 8 f) To exercise such other powers, prerogatives or authority subject to the
9 limitations provided in this Act or other laws.

10 **SEC. 4. General Powers.** – The City shall have a common seal and may alter
11 the same at pleasure: *Provided*, That any change of Corporate seal shall be registered
12 with the Department of the Interior and Local Government (DILG). It shall exercise
13 the powers to levy taxes, fees and charges; to close and open roads, streets, alleys,
14 parks or squares; to take, purchase, receive, hold, lease, convey and dispose of real
15 and personal property for the general interests of the City; to expropriate or condemn
16 private property for public use; to contract and to be contracted with; to sue and be
17 sued; to prosecute and defend until final judgment and execution, suits wherein the
18 City is involved or interested in; and to exercise all the powers as are granted to
19 corporations or as hereinafter conferred.

20 **SEC. 5. Liability for Damages.** – The City and its officials shall not be exempt
21 from liability for death or injury to persons or damage to property.

22 **SEC. 6. Jurisdiction.** – The jurisdiction of the City, for police purposes only,
23 shall be coextensive with its territorial jurisdiction and, for the purpose of protecting
24 and ensuring the purity of the water supply of the City, such police jurisdiction shall
25 also extend over all the territory within the drainage area of such water supply, or
26 within one hundred (100) meters of any reservoir, conduit, canal, aqueduct or
27 pumping station used in connection with the city water service.

28 The city court of the Science City of Ubay shall have concurrent jurisdiction with
29 the city or municipal court of the adjoining municipalities or cities, to try crimes and
30 misdemeanors committed within said drainage area or within said spaces of one
31 hundred (100) meters.

1 The court first taking cognizance of such an offense shall have jurisdiction to
2 try cases to the exclusion of others. The police forces of several municipalities and
3 cities concerned shall have concurrent jurisdiction with the police forces of the City for
4 the maintenance of good order and the enforcement of ordinances throughout said
5 zone, area or space. But any license that maybe issued within said zone, area or space
6 shall be granted by the proper authorities of the city or municipality concerned, and
7 the fees arising therefrom shall accrue to the treasury of the said city or municipality
8 concerned and not to the City.

9 **ARTICLE II**

10 **CITY OFFICIALS IN GENERAL**

11 **SEC. 7.** *Officials of the Science City of Ubay.* – a) There shall be in the Science
12 City of Ubay: a City Mayor, a City Vice Mayor, *Sangguniang Panlungsod* members, a
13 secretary to the *Sangguniang Panlungsod*, a city treasurer, a city assessor, a city
14 accountant, a city budget officer, a city planning and development officer, a city
15 engineer, a city health officer, a city civil registrar, a city administrator, a city legal
16 officer, a city social welfare and development officer, a city veterinarian and a city
17 general services officer.

18 b) In addition thereto, the City Mayor may appoint a city environment and natural
19 resources officer, a city architect, a city information officer, a city cooperatives officer,
20 a city population officer and a city agriculturist.

21 c) There shall be established in the City a city fire station to be headed by a city
22 fire marshal, a city jail to be headed by a city jail warden, a city schools division to be
23 headed by a city schools division superintendent and a city prosecution service to be
24 headed by a city prosecutor.

25 d) The *Sangguniang Panlungsod* may:

- 26 1. Maintain existing offices not mentioned in subsections (a) and (b)
27 hereof;
- 28 2. Create such other offices as may be necessary to carry out the purposes
29 of the City;
- 30 3. Consolidate the functions of any office with those of another in the
31 interest of efficiency and economy.

1 e) Unless otherwise provided herein, heads of departments and offices shall be
2 appointed by the City Mayor with the concurrence of the majority of all the
3 *Sangguniang Panlungsod* members, subject to civil service laws, rules and regulations.
4 The *Sangguniang Panlungsod* shall act on the appointment within fifteen (15) days
5 from the day of its submission, otherwise the same shall be deemed confirmed.

6 f) Elective and appointive city officials shall receive such compensation,
7 allowances and other emoluments as may be determined by law or ordinance, subject
8 to the budgetary limitations on personal services prescribed under Title Five, Book 11
9 of the Local Government Code of 1991, as amended: *Provided*, That no increase in
10 compensation of the City Mayor, City Vice Mayor and *Sangguniang Panlungsod*
11 member shall take effect until after the expiration of the full term of the local officials
12 approving the increase.

13 **ARTICLE III**

14 **CITY MAYOR AND CITY VICE MAYOR**

15 **SEC. 8. City Mayor.** – a) The City Mayor shall be the chief executive of the City
16 and shall be elected at large by the qualified voters of the City. No person shall be
17 eligible for the position of City Mayor unless, at the time of the election, that person
18 is a citizen of the Philippines, at least twenty-one (21) years of age, a resident of the
19 City for at least one (1) year prior to election and a qualified voter therein, and able
20 to read and write Filipino or any other local language or dialect. The City Mayor shall
21 hold office for three (3) years, unless sooner removed, but shall serve for not more
22 than three (3) consecutive terms in the same position. The City Mayor shall receive a
23 minimum monthly compensation corresponding to Salary Grade Thirty (30) as
24 prescribed under Republic Act No. 6758, otherwise known as the "Compensation and
25 Position Classification Act of 1989" and the implementing guidelines issued pursuant
26 thereto.

27 The City Mayor, as the chief executive of the city government, shall exercise such
28 powers and perform such duties and functions as provided herein.

29 b) For efficient, effective and economical governance, the purpose of which is
30 the general welfare of the City and its inhabitants, the City Mayor shall:

- 1 1. Exercise general supervision and control over all programs, projects,
2 services and activities of the city government, and in this connection,
3 shall:
- 4 (i) Determine the guidelines of city policies and be responsible to the
5 *Sangguniang Panlungsod* for the program of government;
- 6 (ii) Direct the formulation of the city development plan, with the
7 assistance of the city development council and, upon approval thereof
8 by the Sangguniang Panlungsod, implement the same;
- 9 (iii) Present the program of government and propose policies and
10 projects for the consideration of the *Sangguniang Panlungsod* at the
11 opening of the regular session of the *Sangguniang Panlungsod* every
12 calendar year and as often as may be deemed necessary as the general
13 welfare of the inhabitants and the needs of the city government may
14 require;
- 15 (iv) Initiate and propose legislative measures to the *Sangguniang*
16 *Panlungsod* and, as often as may be deemed necessary, provide such
17 information and data needed or requested by said *Sanggunian* in the
18 performance of its legislative functions;
- 19 (v) Appoint all officials and employees whose salaries and wages are
20 wholly or mainly paid out of city funds and whose appointments are not
21 otherwise provided for in this Act, and those whose appointment may
22 be authorized under other laws;
- 23 (vi) Represent the City in all its business transactions and sign on its
24 behalf all bonds, contracts and obligations, and other documents upon
25 the authority of the *Sangguniang Panlungsod* or pursuant to law or
26 ordinance;
- 27 (vii) Carry out emergency measures as may be necessary during and in
28 the aftermath of man-made and natural disasters and calamities;
- 29 (viii) Determine the time, manner and place of payment of salaries or
30 wages of the officials and employees of the City, in accordance with law
31 or ordinance;

- 1 (ix) Allocate and assign office space to the City and other officials and
2 employees who, by law or ordinance, are entitled to space in the city
3 hall and other buildings owned or leased by the city government;
- 4 (x) Ensure that all executive officials and employees of the City faithfully
5 discharge their duties and functions as provided for by law and the Local
6 Government Code of 1991, as amended, and cause to be instituted
7 administrative or judicial proceedings against any official or employee of
8 the City who may have committed an offense in the performance of
9 official duties;
- 10 (xi) Examine the books, records and other documents of all offices,
11 officials, agents or employees of the City and, in aid of executive powers
12 and authority, require all national officials and employees stationed in or
13 assigned to the City to make available books, records and other
14 documents in their custody, except those classified by law as
15 confidential;
- 16 (xii) Furnish copies of executive orders issued to the Provincial Governor
17 within seventy-two (72) hours after their issuance;
- 18 (xiii) Visit component barangays of the City at least once every six (6)
19 months to deepen understanding of the problems and conditions, listen
20 and give appropriate counsel to local officials and inhabitants, inform the
21 component barangay officials and inhabitants of general laws and
22 ordinances which especially concern them, and conduct visits and
23 inspections to ensure that the governance of the City will improve the
24 quality of life of the inhabitants;
- 25 (xiv) Act on leave applications of officials and employees appointed and
26 on the commutation of the monetary value of their leave credits in
27 accordance with law;
- 28 (xv) Authorize official trips of city officials and employees outside of the
29 City for a period not exceeding thirty (30) days: *Provided*, That the trips
30 abroad or for a longer period may be authorized in accordance with the
31 Local Government Code of 1991, as amended;
- 32

1 (xvi) Call upon any national official or employee stationed in or assigned
2 to the City for advice on matters affecting the City and to make
3 recommendations thereon; coordinate with the officials and employees
4 in the formulation and the implementation of plans, programs and
5 projects; and, when appropriate, initiate an administrative or judicial
6 action against a national government official or employee who may have
7 committed an offense in the performance of official duties while
8 stationed in or assigned to the City;

9 (xvii) Authorize payment for medical care, necessary transportation,
10 subsistence, hospital or medical fees of city officials and employees who
11 are injured while in the performance of their official duties and functions,
12 subject to the availability of funds;

13 (xviii) Solemnize marriages, any provision of law to the contrary
14 notwithstanding;

15 (xix) Conduct an annual *palarong panlungsod* which shall feature
16 traditional sports and disciplines included in national and international
17 games, in coordination with the Department of Education (DepEd); and

18 (xx) Submit to the provincial governor the following reports: an annual
19 report containing a summary of all matters pertinent to the
20 management, administration and development of the City and all
21 information and data relative to its political, social and economic
22 conditions; and supplemental reports when unexpected events and
23 situations arise at any time during the year, particularly when man-made
24 and natural disasters or calamities affect the general welfare of the City.

25 2. Enforce all laws and ordinances relative to the governance of the City and
26 in the exercise of its appropriate corporate powers provided for under the
27 Local Government Code of 1991, as amended, as well as implement all
28 approved policies, programs, services and activities of the City; and, in
29 addition, shall:

30 (i) Ensure that the acts of the City's component barangays and of its
31 officials and employees are within the scope of their prescribed powers,
32 duties and functions;

- 1 (ii) Call conventions, conferences, seminars or meetings of elective and
2 appointive officials of the City, including provincial officials and national
3 officials and employees stationed in or assigned to the City, at such time
4 and place and on subject as may be deemed important for the promotion
5 of the general welfare of the local government unit and its inhabitants;
6 (iii) Issue executive orders for the faithful and appropriate enforcement
7 and execution of laws and ordinances;
8 (iv) Be entitled to carry the necessary firearms within the territorial
9 jurisdiction;
10 (v) Act as the deputized representative of the National Police
11 Commission, formulate the peace and order plan of the City and, upon
12 its approval, implement the same, and as such, exercise general and
13 operational control and supervision over police forces in the City in
14 accordance with Republic Act No. 6975, otherwise known as the
15 "Department of the Interior and Local Government Act;" and
16 (vi) Call upon the appropriate law enforcement agencies to suppress
17 disorder, riot, lawless violence, rebellion, sedition, or apprehend
18 violators of the law when public interest so requires and the city police
19 forces are inadequate to cope with the situation or the violators.

20 3. Initiate and maximize the generation of resources and revenues, and
21 apply the same to the implementation of development plans, program
22 objectives and priorities, as provided for under the Local Government
23 Code of 1991, as amended, particularly those resources and revenues
24 programmed for agro- industrial development and countryside growth and
25 progress and, relative thereto, shall:

26 (i) Require each head of an office or department to prepare and submit
27 an estimate of appropriations for the ensuing calendar year, in
28 accordance with the budget preparation process enshrined under
29 Republic Act No. 7160, otherwise known as the "Local Government Code
30 of 1991," as amended;

31 (ii) Prepare and submit to the *Sanggunian* for approval the executive
32 and supplemental budgets of the City for the ensuing calendar year in

1 the manner provided for under the Local Government Code of 1991, as
2 amended;

3 (iii) Ensure that all taxes and other revenues of the City are collected,
4 and that city funds are applied to the payment of expenses and the
5 settlement of obligations of the City, in accordance with law or
6 ordinance;

7 (iv) Issue licenses and permits and suspend or revoke the same for any
8 violation of the conditions upon which the licenses or permits had been
9 issued, pursuant to law or ordinance;

10 (v) Issue permits, without need of approval therefor from any national
11 agency, for the holding of activities for any charitable or welfare
12 purpose, excluding prohibited games of chance or shows contrary to
13 law, public policy and public morals;

14 (vi) Require owners of illegally constructed houses, buildings or other
15 structures to obtain the necessary permits, subject to fines and penalties
16 as may be imposed by law or ordinance, or to make necessary changes
17 in the construction of the same when said construction violates any law
18 or ordinance, or to order the demolition or removal of house, building or
19 structure within the period prescribed by law or ordinance;

20 (vii) Adopt adequate measures to safeguard and conserve land, mineral,
21 marine, forest and other resources of the City;

22 (viii) Provide efficient and effective property and supply management in
23 the City and protect the funds, credits, rights and other properties of the
24 City; and

25 (ix) Institute or cause to be instituted administrative or judicial
26 proceedings for violation of ordinances in the collection of taxes, fees
27 and charges, and for the recovery of funds and property; and cause the
28 City to be defended against all suits to ensure that its interests,
29 resources and rights shall be adequately protected.

30 4. Ensure the delivery of basic services and the provision of adequate
31 facilities and, in addition thereto, shall:

1 (i) Ensure that the construction and repair of roads and highways funded
2 by the national government shall be carried out, as far as practicable, in
3 a spatially contiguous manner and in coordination with the construction
4 and repair of the roads and bridges of the City; and

5 (ii) Coordinate the implementation of technical services, including public
6 works and infrastructure programs, rendered by national and provincial
7 offices; and

8 5. Perform such other duties and functions and exercise such other powers
9 as provided for under the Local Government Code of 1991, as amended,
10 and those that are prescribed by law or ordinance.

11
12 c) During incumbency, the City Mayor shall hold office in the city hall.

13 **SEC. 9. City Vice Mayor.** – a) There shall be a City Vice Mayor who shall be
14 elected in the same manner as the City Mayor and shall, at the time of the election,
15 possess the same qualifications as the City Mayor. The City Vice Mayor shall hold office
16 for three (3) years, unless sooner removed, and shall receive a monthly compensation
17 corresponding to Salary Grade Twenty-six (26) as prescribed under the
18 "Compensation and Position Classification Act of 1989" and the implementing
19 guidelines issued pursuant thereto.

20 b) The City Vice Mayor shall:

- 21 1. Be the presiding officer of the *Sangguniang Panlungsod* and sign all
22 warrants drawn on the City Treasury for all expenditures appropriated for
23 the operation of the *Sangguniang Panlungsod*;
- 24 2. Subject to civil service law, rules and regulations appoint all officials and
25 employees of the *Sangguniang Panlungsod*, except those whose manner
26 of appointment is specifically provided for under the Local Government
27 Code of 1991, as amended;
- 28 3. Assume the office of the City Mayor for the unexpired term of the latter
29 in the event of permanent vacancy as provided for under the Local
30 Government Code of 1991, as amended;
- 31 4. Exercise the powers and perform the duties and functions of the City
32 Mayor in case of temporary vacancy as provided for under the Local
33 Government Code of 1991, as amended; and

1 these are within the scope of the prescribed powers of the *Sangguniang*
2 *Barangay* and of the *Punong Barangay*,

3 (ii) Maintain peace and order by enacting measures to prevent and
4 suppress lawlessness, disorder, riot, violence, rebellion or sedition and
5 impose penalties for the violation of ordinances;

6 (iii) Approve ordinances imposing a fine not exceeding five thousand
7 pesos (P5,000.00) or an imprisonment for a period not exceeding one
8 (1) year, or both, at the discretion of the court, for violation of a city
9 ordinance;

10 (iv) Adopt measures to protect the inhabitants of the City from the
11 harmful effects of man-made or natural disasters and calamities, and to
12 provide relief services and assistance to victims during and in the
13 aftermath of said disasters or calamities and in their return to productive
14 livelihood following said events;

15 (v) Enact ordinances intended to prevent, suppress and impose
16 appropriate penalties for habitual drunkenness in public places,
17 vagrancy, mendicancy, prostitution, the establishment and maintenance
18 of houses of ill-repute, gambling and other prohibited games of chance,
19 fraudulent devices and ways to obtain money or property, drug
20 addiction, maintenance of drug dens, drug pushing, juvenile
21 delinquency, the printing, distribution or exhibition of obscene or
22 pornographic materials or publications and such other activities inimical
23 to the welfare and morals of the inhabitants of the City;

24 (vi) Protect the environment and impose appropriate penalties for acts
25 which endanger the environment, including illegal logging, smuggling of
26 logs, smuggling of natural resources products and of endangered species
27 of flora and fauna, slash-and-burn farming and other activities which
28 result in pollution, acceleration of siltation of rivers and lakes or of
29 ecological imbalance;

30 (vii) Subject to the provisions of the Local Government Code of 1991, as
31 amended, and other pertinent laws, determine the powers and duties of
32 officials and employees of the City;

1 (viii) Determine the positions and the salaries, wages, allowances and
2 other emoluments and benefits of officials and employees paid wholly or
3 mainly from city funds and provide for expenditures necessary for the
4 proper conduct of programs, projects, services and activities of the city
5 government;

6 (ix) Authorize the payment of compensation to a qualified person not in
7 the government service who fills in a temporary vacancy or grant
8 honoraria to any qualified official or employee designated to fill in a
9 temporary vacancy in a concurrent capacity at the rate authorized by
10 law;

11 (x) Provide a mechanism and the appropriate funds therefor for the
12 safety and protection of all city government properties, public documents
13 or records such as those relating to property inventory, land ownership,
14 records of births, marriages, deaths, assessments, taxation, accounts,
15 business permits and such other records and documents of public
16 interest in the offices and departments of the city government;

17 (xi) When the finances of the city government allow, provide for
18 additional allowances and other benefits to judges, prosecutors, public
19 elementary and high school teachers, and other national government
20 employees stationed in or assigned to the City;

21 (xii) Provide legal assistance to barangay officials who, in the
22 performance of their official duties or on the occasion thereof, have to
23 initiate judicial proceedings or defend themselves against legal actions;
24 and

25 (xiii) Provide for group insurance or additional insurance coverage for all
26 barangay officials, including members of barangay tanod brigades and
27 service units, with public or private insurance companies, when the
28 finances of the city government allow coverage.

29 2. Generate and maximize the use of resources and revenues for the
30 development plans, program objectives and priorities of the City, with
31 particular attention to agro-industrial development and citywide growth
32 and progress and, relative thereto, shall:

- 1 (i) Approve the annual and supplemental budgets of the city government
2 and appropriate funds for specific programs, projects, services and
3 activities of the City, or for other purposes not contrary to law, in order
4 to promote the general welfare of the City and its inhabitants;
- 5 (ii) Subject to the provisions of Book II of the Local Government Code of
6 1991, as amended, and applicable laws and, upon the majority vote of
7 all the members of the *Sangguniang Panlungsod*, enact ordinances
8 levying taxes, fees and charges, prescribing the rates thereof for general
9 and specific purposes and granting tax exemptions, incentives or reliefs;
- 10 (iii) Subject to the provisions of Book II of the Local Government Code
11 of 1991, as amended, and upon the majority vote of all the members of
12 the *Sangguniang Panlungsod*, authorize the City Mayor to negotiate and
13 contract loans and other forms of indebtedness;
- 14 (iv) Subject to the provisions of Book II of the Local Government Code
15 of 1991, as amended, and applicable laws and, upon the majority vote
16 of all the members of the *Sangguniang Panlungsod*, enact ordinances
17 authorizing the floating of bonds or other instruments of indebtedness,
18 for, the purpose of raising funds to finance development projects;
- 19 (v) Appropriate funds for the construction and maintenance or the rental
20 of buildings for the use of the City and, upon the majority vote of all the
21 members of the *Sangguniang Panlungsod*, authorize the City Mayor to
22 lease to private parties such public buildings held in a proprietary
23 capacity, subject to existing laws, rules and regulations;
- 24 (vi) Prescribe reasonable limits and restraints on the use of property
25 within the jurisdiction of the City;
- 26 (vii) Adopt a comprehensive land-use plan for the City and ensure that
27 the formulation, adoption or modification of said plan shall be in
28 coordination with the approved provincial comprehensive land-use plan;
- 29 (viii) Reclassify lands within the jurisdiction of the City, subject to the
30 pertinent provisions of the Local Government Code of 1991, as amended;
- 31 (ix) Enact integrated zoning ordinances in consonance with the approved
32 comprehensive land-use plan, subject to existing laws, rules and

1 regulations; establish fire limits or zones, particularly in populous
2 centers; and regulate the construction, repair or modification of buildings
3 within said limits or zones in accordance with the provisions of the Fire
4 Code of the Philippines;

5 (x) Subject to national law, process and approve subdivision plans for
6 residential, commercial or industrial purposes and other development
7 purposes, and to collect processing fees and other charges, the proceeds
8 of which shall accrue entirely to the City: *Provided, however,* That where
9 approval of a national agency or office is required, said approval shall
10 not be withheld for more than thirty (30) days from receipt of the
11 application. Failure to act on the application within the period stated
12 above shall be deemed as approval thereof;

13 (xi) Subject to the provisions of Book 11 of the Local Government Code
14 of 1991, as amended, grant exclusive privilege of constructing fish
15 corrals or fish pens, or taking or catching of bangus fry, prawn fry or
16 kawag-kawag, or fry of any species or fish within the city waters;

17 (xii) With the concurrence of at least two-thirds (2/3) vote of all the
18 members of the *Sangguniang Panlungsod*, grant tax exemptions,
19 incentives or reliefs to entities engaged in community growth-inducing
20 industries, subject to the provisions of the Local Government Code of
21 1991, as amended;

22 (xiii) Grant loans or provide grants to other local government units or to
23 national, provincial and city charitable, benevolent or educational
24 institutions: *Provided,* That the institutions are operated and maintained
25 within the City;

26 (xiv) Regulate the numbering of residential, commercial and other
27 buildings; and

28 (xv) Regulate the inspection, weighing and measuring of articles of
29 commerce.

- 30 3. Subject to the provisions of Book 11 of the Local Government Code of
31 1991, as amended, enact ordinances granting franchises and authorizing
32 the issuance of permits or licenses, upon conditions and for purposes

1 intended to promote the general welfare of the inhabitants of the City
2 and, pursuant to this legislative authority, shall:

3 (i) Fix and impose reasonable fees and charges for all services rendered
4 by the city government to private persons or entities;

5 (ii) Regulate or fix license fees for any business or practice of profession
6 within the City and the conditions under which the license for the
7 business or practice of profession may be revoked, and enact ordinances
8 levying taxes thereon;

9 (iii) Provide for and set the terms and conditions under which public
10 utilities owned by the City shall be operated by the city government and
11 prescribe the conditions under which the same may be leased to private
12 persons or entities, preferably cooperatives;

13 (iv) Regulate the display of and fix the license fees for signs, signboards
14 or billboards at the place or places where the profession or business
15 advertised thereby is, in whole or in part, conducted;

16 (v) Any law to the contrary notwithstanding, authorize and license the
17 establishment, operation and maintenance of cockpits, and regulate
18 cockfighting and commercial breeding of gamecocks: *Provided*, That
19 existing rights should not be prejudiced;

20 (vi) Subject to the guidelines prescribed by the Department of
21 Transportation (DOTr), regulate the operation of tricycles and grant
22 franchises for the operation thereof within the territorial jurisdiction of
23 the City; and

24 (vii) Upon approval by a majority vote of all the members of the
25 *Sangguniang Panlungsod*, grant a franchise to any person, partnership,
26 corporation or cooperative to do business within the City; establish,
27 construct, operate and maintain ferries, wharves, markets or
28 slaughterhouses; or undertake other activities within the City as may be
29 allowed by existing laws: *Provided*, That cooperatives shall be given
30 preference in the grant of franchise.

1 4. Regulate activities relative to the use of land, buildings and structures
2 within the City in order to promote the general welfare and, for the said
3 purpose, shall:

4 (i) Declare, prevent or abate any nuisance;

5 (ii) Require that buildings and the premises thereof and any land within
6 the City be kept and maintained in a sanitary condition; impose penalties
7 for any violation thereof; or upon failure to comply with the said
8 requirement, have the work done at the expense of the owner,
9 administrator or tenant concerned; and require the filling up of any land
10 or premises to a grade necessary for proper sanitation;

11 (iii) Regulate the disposal of clinical and other wastes from hospitals,
12 clinics and other similar establishments;

13 (iv) Regulate the establishment, operation and maintenance of
14 restaurants, beerhouses, hotels, motels, inns, pension houses, lodging
15 houses and other similar establishments, including tourist guides and
16 transports;

17 (v) Regulate the sale, giving away or dispensing of any intoxicating malt,
18 vino, mixed or fermented liquors at any retail outlets;

19 (vi) Regulate the establishment and provide for the inspection of steam
20 boilers or any heating device in buildings and the storage of inflammable
21 and highly combustible materials within the City;

22 (vii) Regulate the establishment, operation and maintenance of
23 entertainment or amusement facilities, including theatrical performances,
24 circuses, billiard halls, public dancing schools, public dance halls, sauna
25 baths, massage parlors and other places for entertainment or amusement;
26 regulate such other events or activities for amusement or entertainment,
27 particularly those which tend to disturb the community or annoy the
28 inhabitants, or require the suspension or suppression of the same; or
29 prohibit certain forms of amusement or entertainment in order to protect
30 the social and moral welfare of the community;

31 (viii) Provide for the impounding of stray animals; regulate the keeping of
32 animals in homes or as part of a business, and the slaughter, sale or

- 1 disposition of the same; and adopt measures to prevent and penalize
2 cruelty to animals; and
- 3 (ix) Regulate the establishment, operation and maintenance of funeral
4 parlors and the burial or cremation of the dead, subject to existing laws,
5 rules and regulations.
- 6 5. Approve ordinances which shall ensure the efficient and effective delivery
7 of basic services and facilities as provided for under the Local Government
8 Code of 1991, as amended, and, in addition to said services and facilities,
9 shall:
- 10 (i) Provide for the establishment, maintenance, protection and
11 conservation of tree parks and greenbelts, mangroves, and other similar
12 forest development projects;
- 13 (ii) Establish markets, slaughterhouses or animal corrals and authorize the
14 operation thereof by the city government; and regulate the construction
15 and operation of private markets, talipapa or other similar buildings and
16 structures;
- 17 (iii) Authorize the establishment, maintenance and operation by the city
18 government of ferries, wharves, and other structures intended to
19 accelerate productivity related to marine and seashore or offshore
20 activities;
- 21 (iv) Regulate the preparation and sale of meat, poultry, fish, vegetables,
22 fruits, fresh dairy products and other foodstuffs for public consumption;
- 23 (v) Regulate the use of streets, avenues, alleys, sidewalks, bridges, parks
24 and other public places and approve the construction, improvement,
25 repair and maintenance of the same; establish bus and vehicle stops and
26 terminals or regulate the use of the same by privately-owned vehicles
27 which serve the public; regulate garages and the operation of
28 conveyances for hire; designate stands to be occupied by public vehicles
29 when not in use; regulate the putting up of signs, signposts, awnings and
30 awning posts on the streets; and provide for the lighting, cleaning and
31 sprinkling of streets and public places;

1 (vi) Regulate traffic on all streets and bridges, prohibit encroachments or
2 obstacles thereon and, when necessary, in the interest of public welfare,
3 authorize the removal of encroachments and illegal constructions in public
4 places;

5 (vii) Subject to existing laws, establish and provide for the maintenance,
6 repair and operation of an efficient waterworks system to supply water
7 for the inhabitants and to purify the source of the water supply; regulate
8 the construction, maintenance, repair and use of hydrants, pumps,
9 cisterns and reservoirs; protect the purity and the quantity of the water
10 supply of the City and, for this purpose, extend the coverage of
11 appropriate ordinances over all territories within the drainage area of said
12 water supply within one hundred (100) meters of the reservoir, canal,
13 conduit, aqueduct, pumping station or watershed used in connection with
14 the water service; and regulate the consumption, use or wastage of water
15 and fix and collect charges thereof;

16 (viii) Regulate the drilling and excavation of the ground for the laying of
17 water, gas, sewer and other pipes and the construction, repair and
18 maintenance of public drains, sewers, cesspools, tunnels and similar
19 structures; regulate the placing of poles and the use of crosswalks, curbs
20 and gutters; adopt measures to ensure public safety against open canals,
21 manholes, live wires and other similar hazards to life and property; and
22 regulate the construction and use of private water closets, privies and
23 other similar structures in buildings and homes;

24 (ix) Regulate the placing, stringing, attaching, installing, repair and
25 construction of all gas mains, electric telegraph and telephone wires,
26 conduits, meters and other apparatus; and provide for the correction,
27 condemnation or removal of the same when found to be dangerous,
28 defective or otherwise hazardous to the welfare of the inhabitants;

29 (x) Subject to the availability of funds and to existing laws, rules and
30 regulations, establish and provide for the operation of vocational and
31 technical schools and similar post-secondary institutions and, with the
32 approval of the Technical Education and Skills Development Authority

1 (TESDA), and subject to existing laws on tuition fees, fix and collect
2 reasonable tuition fees and other school charges in educational
3 institutions supported by the city government;

4 (xi) Establish a scholarship fund for the poor but deserving students in
5 schools located within its jurisdiction or for students residing within the
6 City;

7 (xii) Approve measures and adopt quarantine regulations to prevent the
8 introduction and the spread of diseases;

9 (xiii) Provide for an efficient and effective system of solid waste and
10 garbage collection and disposal and prohibit littering and the placing or
11 throwing of garbage, refuse and other filth and wastes;

12 (xiv) Provide for the care of persons with disabilities, paupers, the aged,
13 the sick, persons of unsound mind, abandoned minors, juvenile
14 delinquents, drug dependents, abused children and other needy and
15 disadvantaged persons particularly children and youth below eighteen
16 (18) years of age, and subject to the availability of funds, establish and
17 provide for the operation of centers and facilities for the said needy and
18 disadvantaged persons;

19 (xv) Establish and provide for the maintenance and improvement of jails
20 and detention centers, institute a sound jail management program and
21 appropriate funds for the subsistence of detainees and convicted prisoners
22 in the City;

23 (xvi) Establish a city council whose purpose is the promotion of culture
24 and the arts, coordinate with government agencies and nongovernmental
25 organizations and, subject to the availability of funds, appropriate funds
26 for the support and development of the same; and

27 (xvii) Establish a city council for the elderly and senior citizens which shall
28 formulate policies and adopt measures mutually beneficial to the elderly
29 and to the community; provide incentives for nongovernmental agencies
30 and entities and, subject to the availability of funds, appropriate funds to
31 support programs and projects for the benefit of the elderly.

1 **SEC. 13. Full Disclosure of Financial and Business Interests of Sangguniang**
2 *Panlungsod Members.* – a) Every *Sangguniang Panlungsod* member shall, upon
3 assumption to office, make a full disclosure of business and financial interests. They
4 shall also disclose any business, financial, professional relationship or any relation by
5 affinity or consanguinity within the fourth civil degree, which they may have with any
6 person, firm or entity affected by any ordinance or resolution under consideration by
7 the *Sanggunian* of which one is a member, which relationship may result in conflict of
8 interests. Such relationship shall include:

- 9 1. Ownership of stock or capital, or investment in the entity or firm to which
10 the ordinance or resolution may apply; and
- 11 2. Contracts or agreements with any person or entity which the ordinance
12 or resolution under consideration may affect. In the absence of a specific
13 constitutional or statutory provision applicable to this situation, "conflict
14 of interest" refers, in general, to one where it may be reasonably
15 deduced that a member of a *Sanggunian* may not act in the public
16 interest due to some private, pecuniary or other personal considerations
17 that may tend to affect the member's judgment to the prejudice of the
18 service or the public.

19 b) The disclosure required under this Act shall be made in writing submitted to
20 the secretary of the *Sanggunian* or the secretary of the committee of which the
21 *Sanggunian* is a member. The disclosure shall, in all cases, form part of the record of
22 the proceedings and shall be made in the following manner:

- 23 1. Disclosure shall be made before the member participates in deliberations
24 on the ordinance or resolution under consideration: *Provided*, That if the
25 member did not participate during the deliberations, the disclosure shall
26 be made before voting on the ordinance or resolution on second and
27 third readings; and
- 28 2. Disclosure shall be made when a member takes a position or makes a
29 privilege speech on a matter that may affect the business interest,
30 financial connection or professional relationship described herein.

31 **SEC. 14. Sessions.** – a) On the first day of the session immediately following
32 the election of its members, the *Sangguniang Panlungsod* shall, by resolution, fix the

1 day, time and place of its regular sessions. The minimum number of regular sessions
2 shall be once a week for the *Sangguniang Panlungsod*.

3 b) When the public interest so demands, special sessions may be called by the
4 City Mayor or by a majority of the members of the *Sanggunian*.

5 c) All *Sanggunian* sessions shall be open to the public unless a closed-door
6 session is ordered by an affirmative vote of the majority of the members present,
7 there being a quorum, in the public interest or for reasons of security, decency or
8 morality. No two (2) sessions, regular or special, may be held in a single day.

9 d) In the case of special sessions of the *Sanggunian*, a written notice to the
10 members shall be served personally at the members usual place of residence at least
11 twenty-four (24) hours before the special session is held.

12 Unless otherwise concurred in by two-thirds (2/3) vote of the Sanggunian
13 members present, there being a quorum, no other matter may be considered at a
14 special session except those stated in the notice.

15 e) The *Sangguniang Panlungsod* shall keep a journal and a record of its
16 proceedings, which may be published upon resolution of the majority of its members.

17 **SEC.15. Quorum.** – a) majority of all the members of the *Sanggunian* who have
18 been elected and qualified shall constitute a quorum to transact official business.
19 Should a question of quorum be raised during a session, the presiding officer shall
20 immediately proceed to call the roll of the members and thereafter announce the
21 result.

22 b) Where there is no quorum, the presiding officer may declare a recess until
23 such time a quorum is constituted, or a majority of the members present may adjourn
24 from day to day and may compel the immediate attendance of any member absent
25 without justifiable cause by designating a member of the *Sanggunian*, to be assisted
26 by a member or members of the police force assigned in the territorial jurisdiction of
27 the Science City of Ubay, to arrest the absent member and present the member at
28 the session.

29 c) If there is still no quorum despite the enforcement of the immediately
30 preceding subsection, no business shall be transacted. The presiding officer, upon
31 proper motion duly approved by the members present, shall then declare the session
32 adjourned for lack of quorum.

1 **SEC. 16. Approval of Ordinances.** – a) Every ordinance enacted by the
2 *Sangguniang Panlungsod* shall be presented to the City Mayor, if the City Mayor
3 approves the same, the signature shall be affixed on each and every page thereof;
4 otherwise, the ordinance shall be vetoed and returned with the statement on the
5 objections to the *Sanggunian*, which may proceed to reconsider the same. The
6 *Sanggunian* may override the veto of the City Mayor by two-thirds (2/3) vote of all its
7 members, thereby making the ordinance or resolution effective for all legal intents
8 and purposes.

9 b) The veto shall be communicated by the City Mayor to the *Sanggunian* within
10 ten (10) days, otherwise, the ordinance shall be deemed approved as if it had signed
11 it.

12 **SEC. 17. Veto Power of the City Mayor.** – a) The City Mayor may veto any
13 ordinance of the *Sangguniang Panlungsod* on the ground that it is *ultra vires* or
14 prejudicial to the public welfare, stating the reasons thereof in writing.

15 b) The City Mayor shall have the power to veto any particular item or items of
16 an appropriations ordinance, an ordinance or resolution adopting a local development
17 plan, any public investment program or an ordinance directing the payment of money
18 or creating liability. In such case, the vetoed item or items shall not affect the item or
19 items which are not objected to. The vetoed item or items shall not take effect unless
20 the *Sangguniang Panlungsod* overrides the veto in the manner herein provided;
21 otherwise, the item or items in the appropriations ordinance of the previous year
22 corresponding to those vetoed, if any, shall be deemed enacted.

23 c) The City Mayor may veto an ordinance or resolution only once. The
24 *Sanggunian* may override the veto of the City Mayor by two-thirds (2/3) vote of all its
25 members, thereby making the ordinance effective even without the approval of the
26 City Mayor.

27 **SEC. 18. Review of City Ordinances by the Sangguniang Panlalawigan.** – a)
28 Within three (3) days after approval, the secretary of the *Sangguniang Panlungsod*
29 shall forward to the *Sangguniang Panlalawigan* for review, copies of approved
30 ordinances and the resolutions approving the local development plans and the public
31 investment programs formulated by the local development councils.

1 b) Within thirty (30) days after receipt of copies of such ordinances and
2 resolutions, the *Sangguniang Panlalawigan* shall examine the documents or transmit
3 them to the provincial attorney or the provincial prosecutor for prompt examination.
4 The provincial attorney or the provincial prosecutor shall, within a period of ten (10)
5 days from receipt of the documents, inform the *Sangguniang Panlalawigan* in writing
6 of comments or recommendations which may be considered by the *Sangguniang*
7 *Panlalawigan* in making its decision.

8 c) If the *Sangguniang Panlalawigan* finds that such an ordinance or resolution
9 is beyond the power conferred upon the *Sangguniang Panlungsod* concerned, it shall
10 declare such ordinance or resolution invalid in whole or in part. The *Sangguniang*
11 *Panlalawigan* shall enter its action in the minutes and shall advise the corresponding
12 city authorities of the action it has taken.

13 d) If no action has been taken by the *Sangguniang Panlalawigan* within thirty
14 (30) days after submission of such an ordinance or resolution, the same shall be
15 presumed to be consistent with law and therefore valid.

16 **SEC. 19. Review of Barangay Ordinances by the Sangguniang Panlungsod. –**

17 a) Within ten (10) days after its enactment, the *Sangguniang Barangay* shall furnish
18 copies of all barangay ordinances to the *Sangguniang Panlungsod* for review as to
19 whether the ordinances are consistent with law or city ordinances.

20 b) If the *Sangguniang Panlungsod* fails to take action on barangay ordinances
21 within thirty (30) days from receipt thereof, the same shall be deemed approved.

22 c) If the *Sangguniang Panlungsod* finds the barangay ordinances inconsistent
23 with law or city ordinances, the *Sangguniang Panlungsod* shall, within thirty (30) days
24 from receipt thereof, return the same with its comments and recommendations to the
25 *Sangguniang Barangay* concerned for adjustment, amendment or modification; in
26 which case, the effectivity of the barangay ordinance is suspended until such
27 time as the revision called for is effected.

28 **SEC. 20. Enforcement of Disapproved Ordinances or Resolutions. – Any**

29 attempt to enforce any ordinance or any resolution approving the local development
30 plan and the public investment program after disapproval thereof, shall be sufficient
31 ground for the suspension or dismissal of the official or employee concerned.

1 (f) Permanent residents in a foreign country or those who have acquired the
2 right to reside abroad and continue to avail of the same right after the effectivity of
3 the Local Government Code of 1991, as amended; and

4 (g) The insane or feeble-minded.

5 **SEC. 23. *Permanent Vacancy in the Offices of the City Mayor and the City Vice***
6 *Mayor.* – a) If a permanent vacancy occurs in the office of the City Mayor, the City
7 Vice Mayor concerned shall become the City Mayor. If a permanent vacancy occurs in
8 the office of the City Vice Mayor, the highest ranking *Sangguniang Panlungsod*
9 member or, in case of permanent incapacity, the second highest ranking Sangguniang
10 *Panlungsod* member becomes the City Mayor or the City Vice Mayor, as the case may
11 be. Subsequent vacancies in the said offices shall be filled automatically by the other
12 *Sanggunian* members according to their ranking as defined herein.

13 b) A tie between or among the highest ranking *Sangguniang Panlungsod*
14 members shall be resolved by drawing of lots.

15 c) The successors as defined herein shall serve only the unexpired terms of
16 their predecessors.

17 d) For purposes of this Act, a permanent vacancy arises when an elective local
18 official fills in a higher vacant office, refuses to assume office, fails to qualify, dies, is
19 removed from office, voluntarily resigns or is otherwise permanently incapacitated to
20 discharge the functions of the office.

21 e) For purposes of succession as provided for in this Act, ranking in the
22 *Sanggunian* shall be determined on the basis of the proportion of votes obtained by
23 each winning candidate to the total number of registered voters in the City in the
24 immediately preceding local election.

25 **SEC. 24. *Permanent Vacancies in the Sangguniang Panlungsod.*** – Permanent
26 vacancies in the *Sangguniang Panlungsod* where automatic succession as provided
27 above does not apply shall be filled in by appointments in the following manner:

28 a) The provincial governor shall make the aforesaid appointments;

29 b) Only the nominee of the political party under which the *Sanggunian* member
30 concerned had been elected shall be appointed in the manner herein provided. The
31 appointee shall come from the same political party as that of the *Sanggunian* member
32 who caused the vacancy and shall serve the unexpired term of the vacant office.

1 In the appointment herein mentioned, a nomination and a certificate of
2 membership of the appointee from the highest official of the political party concerned
3 are conditions *sine qua non*, and any appointment without such nomination and
4 certification shall be null and *void ab initio* and shall be a ground for administrative
5 action against the official responsible therefor;

6 c) In case the permanent vacancy is caused by a *Sanggunian* member who
7 does not belong to any political party, the City Mayor shall, upon the recommendation
8 of the *Sangguniang Panlungsod*, appoint a qualified person to fill in the vacancy; and

9 d) In case of vacancy in the representation of the youth and the barangay in
10 the *Sangguniang Panlungsod*, said vacancy shall be filled in automatically by the
11 official next-in-rank of the organization concerned.

12 **SEC. 25. Temporary Vacancy in the Office of the City Mayor.** – a) When the
13 City Mayor is temporarily incapacitated to perform duties for physical or legal reasons,
14 such as, but not limited to, leave of absence, travel abroad and suspension from office,
15 the City Vice Mayor or the highest ranking *Sangguniang Panlungsod* member shall
16 automatically exercise the powers and perform the duties and functions of the City
17 Mayor, except the power to appoint, suspend or dismiss employees which can only be
18 exercised if the period of temporary incapacity exceeds thirty (30) working days.

19 b) Said temporary incapacity shall terminate upon submission to the
20 *Sangguniang Panlungsod* of a written declaration by the City Mayor of having reported
21 back to office. In case where the temporary incapacity is due to legal cause, the City
22 Mayor shall also submit the necessary documents showing that the said legal cause
23 no longer exists.

24 c) When the City Mayor is traveling within the country but outside the territorial
25 jurisdiction for a period not exceeding three (3) consecutive days, he or she may
26 designate in writing the officer-in-charge of the office.

27 The authorization shall specify the powers and functions that the local official
28 concerned shall exercise in the absence of the City Mayor, except the power to
29 appoint, suspend or dismiss employees.

30 d) In the event, however, that the City Mayor fails or refuses to issue such
31 authorization, the City Vice Mayor or the highest ranking *Sangguniang Panlungsod*
32 member, as the case may be, shall have the right to assume the powers, duties and

1 functions of the office on the fourth (4th) day of absence of the City Mayor, subject
2 to the limitations provided for in subsection (c) hereof.

3 e) Except as provided above, the City Mayor shall, in no case, authorize any
4 local official to assume the powers, duties and functions of the office other than the
5 City Vice Mayor or the highest-ranking member of the *Sangguniang Panlungsod*, as
6 the case may be.

7 **ARTICLE VII**

8 **APPOINTIVE OFFICIALS OF THE CITY**

9 **SEC. 26.** *Secretary to the Sangguniang Panlungsod.* – a) There shall be a
10 secretary to the *Sangguniang Panlungsod* who shall be a career official with the rank
11 and salary equal to a head of a department or office.

12 b) No person shall be appointed secretary to the *Sangguniang Panlungsod*
13 unless one is a citizen of the Philippines, a resident of the Science City of Ubay, of
14 good moral character, a holder of a college degree preferably in law, commerce or
15 public administration obtained from a recognized college or university and a first grade
16 civil service eligible or its equivalent.

17 The appointment of a secretary to the *Sanggunian* shall be mandatory.

18 c) The secretary to the *Sangguniang Panlungsod* shall take charge of the office
19 of the *Sangguniang Panlungsod*, and shall:

- 20 1. Attend sessions of the *Sangguniang Panlungsod* and keep a journal of
21 its proceedings;
- 22 2. Keep the seal of the City and affix it with one's signature to all
23 ordinances, resolutions and other official acts of the *Sangguniang*
24 *Panlungsod*, and present these for the signature of the presiding officer;
- 25 3. Forward to the City Mayor for approval, copies of ordinances enacted by
26 the *Sangguniang Panlungsod*, duly certified by the presiding officer;
- 27 4. Forward to the Department of Budget and Management (DBM) copies of
28 the appropriations ordinances passed by the *Sangguniang Panlungsod*
29 as provided for under Section 326, Book 11 of the Local Government
30 Code of 1991, as amended;

- 1 5. Forward to the *Sangguniang Panlalawigan* copies of duly approved
- 2 ordinances in the manner as provided for in Sections 56 and 57 of the
- 3 Local Government Code of 1991, as amended;
- 4 6. Furnish, upon the request of any interested party, certified copies of
- 5 records of public character in one's custody, upon payment to the City
- 6 Treasurer of such fees as may be prescribed by an ordinance;
- 7 7. Record in a book kept for the purpose, all ordinances and resolutions
- 8 enacted or adopted by the *Sangguniang Panlungsod*, with the dates of
- 9 passage and publication thereof;
- 10 8. Keep the office and all non-confidential records therein open to the
- 11 public during usual business hours;
- 12 9. Translate into the dialect used by the majority of the inhabitants, all
- 13 ordinances and resolutions immediately after their approval, and cause
- 14 the publication of the same together with the original version in the
- 15 manner provided under the Local Government Code of 1991, as
- 16 amended;
- 17 10. Take custody of the local archives and, where applicable, the local library
- 18 and annually account for the same; and
- 19 11. Perform such other duties and functions and exercise such other powers
- 20 as provided for under the Local Government Code of 1991, as amended,
- 21 and those that are prescribed by law or ordinance.

22 **SEC. 27. City Treasurer.** – a) The City Treasurer shall be appointed by the
23 Secretary of Finance from a list of at least three (3) ranking eligible recommendees of
24 the City Mayor, subject to civil service law, rules and regulations.

25 b) The City Treasurer shall be under the administrative supervision of the City
26 Mayor, to whom one shall report regularly on the tax collection efforts of the City.

27 c) No person shall be appointed City Treasurer unless one is a citizen of the
28 Philippines, a resident of the Science City of Ubay, of good moral character, a holder
29 of a college degree preferably in commerce, public administration or law obtained
30 from a recognized college or university, a first grade civil service eligible or its
31 equivalent and must have acquired experience in treasury or accounting service for at
32 least five (5) years.

1 The appointment of a City Treasurer shall be mandatory.

2 d) The City Treasurer shall receive compensation, emoluments and allowances
3 as may be determined by law.

4 e) The City Treasurer shall take charge of the City Treasury Office, and shall:

5 1. Advise the City Mayor, the *Sangguniang Panlungsod* and other local
6 government and national officials concerned regarding the disposition of
7 local government funds and on other matters relative to public finance;

8 2. Take custody of and exercise proper management of the funds of the
9 City;

10 3. Take charge of the disbursement of all funds of the City and other funds,
11 the custody of which may be entrusted by law or other competent
12 authority;

13 4. Inspect private commercial and industrial establishments within the
14 jurisdiction of the City in relation to the implementation of tax
15 ordinances, pursuant to the provisions of the Local Government Code of
16 1991, as amended;

17 5. Maintain and update the tax information system of the City; and

18 6. Perform other duties and functions and exercise such other powers as
19 provided for under the Local Government Code of 1991, as amended,
20 and those that are prescribed by law or ordinance.

21 **SEC. 28. City Assessor.** – a) The City Assessor must be a citizen of the
22 Philippines, a resident of the Science City of Ubay, of good moral character, a holder
23 of a college degree preferably in civil or mechanical engineering, commerce or any
24 other related course obtained from a recognized college or university, a licensed
25 appraiser under Republic Act No. 9646, otherwise known as "The Real Estate Service
26 Act of the Philippines" and a first grade civil service eligible or its equivalent and must
27 have acquired experience in real property assessment work or in any related field for
28 at least five (5) years immediately preceding the date of appointment.

29 The appointment-of a City Assessor shall be mandatory.

30 b) The City Assessor shall receive compensation, emoluments and allowances
31 as may be determined by law.

32 c) The City Assessor shall take charge of the City Assessor's Office, and shall:

- 1 1. Ensure that all laws and policies governing the appraisal and assessment
2 of real properties for taxation purposes are properly executed;
- 3 2. Initiate, review and recommend changes in policies and objectives, plans
4 and programs, techniques, procedures and practices in the evaluation
5 and assessment of real properties for taxation purposes;
- 6 3. Establish a systematic method of real property assessment;
- 7 4. Install and maintain real property identification and accounting systems;
- 8 5. Prepare. install and maintain a system of tax mapping, showing
9 graphically all properties subject to assessment and gather all data
10 concerning the same;
- 11 6. Conduct frequent physical surveys to verify and determine whether all
12 real properties within the City are properly listed in the assessment rolls;
- 13 7. Exercise the functions of appraisal and assessment primarily for taxation
14 purposes of all real properties in the City;
- 15 8. Prepare a schedule of the fair market value of the different classes of
16 real properties in accordance with the provisions of the Local
17 Government Code of 1991, as amended;
- 18 9. Issue, upon request of any interested party, certified copies of
19 assessment records of real properties and all other records relative to its
20 assessment, upon payment of a service charge or fee to the city
21 treasurer;
- 22 10. Submit every semester a report of all assessments, as well as
23 cancellations and modifications of assessments to the City Mayor and
24 the *Sangguniang Panlungsod*;
- 25 11. Attend personally or through an authorized representative all sessions of
26 the Local Board of Assessment Appeals whenever the assessment is the
27 subject of the appeal, and present or submit any information or record
28 as may be required by the Board; and
- 29 12. Perform such other duties and functions and exercise such other powers
30 as provided for under Republic Act No. 7160, otherwise known as the
31 "Local Government Code of 1991," as amended, and those that are
32 prescribed by law or ordinance.

1 **SEC. 29. City Accountant.** - (a) The City Accountant must be a citizen of the
2 Philippines, a resident of the Science City of Ubay, of good moral character, a certified
3 public accountant and must have acquired experience in the treasury or accounting
4 service for at least five (5) years immediately preceding the date of appointment.

5 The appointment of a City Accountant shall be mandatory.

6 b) The City Accountant shall receive compensation, emoluments and
7 allowances as may be determined by law.

8 c) The City Accountant shall take charge of both the Office of the City
9 Accounting and Internal Audit Services, and shall:

- 10 1. Install and maintain an internal audit system in the City;
- 11 2. Prepare and submit financial statements to the City Mayor and to the
12 *Sangguniang Panlungsod*;
- 13 3. Apprise the *Sangguniang Panlungsod* and other officials on the financial
14 condition and operations of the City;
- 15 4. Certify to the availability of budgetary allotment from which expenditures
16 and obligations may be properly charged;
- 17 5. Review supporting documents before the preparation of vouchers to
18 determine completeness of requirements;
- 19 6. Prepare statement of cash advances, liquidations, salaries, allowances,
20 reimbursements and remittances pertaining to the City;
- 21 7. Prepare statements of journal vouchers, their liquidations and other
22 adjustments related thereto;
- 23 8. Post individual disbursements to subsidiary ledgers and index cards;
- 24 9. Maintain individual ledgers for officials and employees of the City
25 pertaining to payrolls and deductions;
- 26 10. Record and post in index cards details of purchased furniture, fixtures
27 and equipment, including disposal thereof, if any;
- 28 11. Account for all issued requests for obligations and maintain and keep all
29 records and reports related thereto;
- 30 12. Prepare journals and the analysis of obligations and maintain and keep
31 all records and reports related thereto; and

1 13. Perform other duties and functions and exercise other powers as
2 provided for under the Local Government Code of 1991, as amended,
3 and those that are prescribed by law or ordinance.

4 **SEC. 30. City Budget Officer.** – a) The City Budget Officer must be a citizen of
5 the Philippines, a resident of the Science City of Ubay, of good moral character, holder
6 of a college degree preferably in accounting, economics, public administration or any
7 related course obtained from a recognized college or university, a first grade civil
8 service eligible or its equivalent, and must have acquired experience in government
9 budgeting or in any related field for at least five (5) years immediately preceding the
10 date of appointment.

11 The appointment of a City Budget Officer shall be mandatory.

12 b) The City Budget Officer shall take charge of the City Budget Office, and shall:

- 13 1. Prepare forms, orders and circulars embodying instructions on budgetary
14 and appropriation matters for the signature of the City Mayor;
- 15 2. Review and consolidate the budget proposals of different departments
16 and offices of the City;
- 17 3. Assist the City Mayor in the preparation of the budget and during and
18 after the budget hearings;
- 19 4. Study and evaluate budgetary implications of proposed legislations and
20 submit comments and recommendations thereon;
- 21 5. Submit periodic budgetary reports to the DBM;
- 22 6. Coordinate with the City Treasurer, the City Accountant and the City
23 planning and Development Officer for the purpose of budgeting;
- 24 7. Assist the *Sangguniang Panlungsod* in reviewing the approved budgets
25 of the component barangays;
- 26 8. Coordinate with the City planning and Development Office in the
27 formulation of the development plan of the City; and
- 28 9. Perform other duties and functions and exercise other powers as
29 provided for under the Local Government Code of 1991, as amended,
30 and those that are prescribed by law or ordinance.

31 c) The City Budget Officer shall receive such compensation, emoluments and
32 allowances as may be determined by law.

1 **SEC. 31. *City planning and Development Officer.*** – a) The City Planning and
2 Development Officer must be a citizen of the Philippines, a resident of the Science City
3 of Ubay, of good moral character, a holder of a college degree preferably in urban
4 planning, development studies, economics, public administration or in any related
5 course obtained from a recognized college or university, a first grade civil service
6 eligible or its equivalent, and must have acquired experience in development planning
7 or in any related field for at least five (5) years immediately preceding the date of
8 appointment.

9 The appointment of a City planning and Development Officer shall be
10 mandatory.

11 b) The City Planning and Development Officer shall receive compensation,
12 emoluments and allowances as may be determined by law

13 c) The City planning and Development Officer shall take charge of the City
14 Planning and Development Coordinating Office, and shall:

- 15 1. Formulate integrated economic, social, physical and other development
16 plans and policies for the consideration of the City Development Council;
- 17 2. Conduct continuing studies, researches and training programs necessary
18 to evolve plans and programs for implementation;
- 19 3. Integrate and coordinate all sectoral plans and studies undertaken by
20 the different functional groups or agencies;
- 21 4. Monitor and evaluate the implementation of the different development
22 programs, projects and activities in the City in accordance with the
23 approved development plan;
- 24 5. Prepare comprehensive plans and other development planning
25 documents for the consideration of the Local Development Council;
- 26 6. Analyze the income and expenditure patterns, and formulate and
27 recommend fiscal plans and policies for the consideration of the finance
28 committee of the *Sangguniang Panlungsod*;
- 29 7. Promote people's participation in development planning within the City;
- 30 8. Exercise supervision and control over the secretariat of the Local
31 Development Council; and

1 9. Perform such other duties and functions and exercise such other powers
2 as provided for under the Local Government Code of 1991, as amended,
3 and those that are prescribed by law or ordinance.

4 **SEC. 32. *City Engineer.*** – a) The City Engineer must be a citizen of the
5 Philippines, a resident of the Science City of Ubay, of good moral character, a licensed
6 civil engineer, and must have acquired experience in the practice of profession for at
7 least five (5) years immediately preceding the date of appointment.

8 The appointment of a City Engineer shall be mandatory.

9 b) The City Engineer shall receive compensation, emoluments and allowances
10 as may be determined by law.

11 c) The City Engineer shall take charge of the City Engineering Office, and shall:

- 12 1. Initiate, review and recommend changes in policies and objectives, plans
13 and programs, techniques, procedures and practices in infrastructure
14 development and public works in general of the City;
- 15 2. Advise the City Mayor on infrastructure, public-works and other
16 engineering matters;
- 17 3. Administer, coordinate, supervise and control the construction,
18 maintenance, improvement and repair of roads, bridges, other
19 engineering and public works projects of the City;
- 20 4. Provide engineering services to the City, including investigations and
21 surveys, engineering designs, feasibility studies and project
22 management; and
- 23 5. Perform other duties and functions and exercise other powers as
24 provided for under the Local Government Code of 1991, as amended,
25 and those that are prescribed by law or ordinance.

26 **SEC. 33. *City Health Officer.*** – a) The City Health Officer must be a citizen of
27 the Philippines, a resident of the Science City of Ubay, of good moral character, a
28 licensed medical practitioner, and must have acquired experience in the practice of
29 the profession for at least five (5) years immediately preceding the date of
30 appointment.

31 The appointment of a City Health Officer shall be mandatory.

1 b) The City Health Officer shall receive compensation, emoluments and
2 allowances as may be determined by law.

3 c) The City Health Officer shall take charge of the City Health Services Office,
4 and shall:

- 5 1. Supervise the personnel and staff of the said office, formulate program
6 implementation guidelines and rules and regulations for the operation of
7 the said office for the approval of the City Mayor in order to assist the
8 Mayor in the efficient, effective and economical implementation of health
9 service programs geared to implement health-related projects and
10 activities;
- 11 2. Formulate measures for the consideration of the *Sangguniang*
12 *Panlungsod* and provide technical assistance and support to the City
13 Mayor in carrying out activities to ensure the delivery of basic services
14 and the provision of adequate facilities relative to health services as
15 provided for under Section 17 of the Local Government Code of 1991,
16 as amended;
- 17 3. Develop plans and strategies and, upon approval thereof by the City
18 Mayor, implement the same, particularly those which have to do with
19 the health programs and projects which the City Mayor is empowered to
20 implement and which the *Sangguniang Panlungsod* is empowered to
21 provide for under the Local Government Code of 1991, as amended;
- 22 4. In addition to the foregoing duties and functions, the City Health Officer
23 shall:
 - 24 (i) Formulate and implement policies, plans and projects to promote the
25 health of the people in the City;
 - 26 (ii) Advise the City Mayor and the *Sangguniang Panlungsod* on matters
27 pertaining to health;
 - 28 (iii) Execute and enforce all laws, ordinances and regulations relating to
29 public health;
 - 30 (iv) Recommend to the *Sangguniang Panlungsod* through the local
31 health board, the passage of ordinance as may be deemed necessary for
32 the preservation of public health;

1 (v) Recommend the prosecution of any violation of sanitary laws,
2 ordinances or regulations;

3 (vi) Direct the sanitary inspection of all business establishments, stores
4 selling food items or providing accommodations such as hotels, motels,
5 lodging houses, pension houses and the like, in accordance with the
6 Sanitation Code of the Philippines;

7 (vii) Conduct health information campaigns and render health
8 intelligence services;

9 (viii) Coordinate with other government agencies and nongovernment
10 organizations involved in the promotion and delivery of health services;
11 and

12 (ix) Be in the frontline of the delivery of health services, particularly
13 during and in the aftermath of man-made and natural disasters or
14 calamities; and

15 5. Perform other duties and functions and exercise other powers as
16 provided for under the Local Government Code of 1991, as amended,
17 and those that are prescribed by law or ordinance.

18 **SEC. 34. City Civil Registrar.** - a) The City Civil Registrar must be a citizen of
19 the Philippines, a resident of the Science City of Ubay, of good moral character, a
20 holder of a college degree obtained from a recognized college or university, a first-
21 grade civil service eligible or its equivalent, and must have acquired experience in civil
22 registry work for at least five (5) years immediately preceding the date of
23 appointment.

24 The appointment of a City Civil Registrar shall be mandatory.

25 b) The City Civil Registrar shall receive compensation, emoluments and
26 allowances as may be determined by law.

27 c) The City Civil Registrar shall be responsible for the civil registration program
28 in the Science City of Ubay, pursuant to the Civil Registry Law, the Civil Code and
29 other pertinent laws, rules and regulations issued to implement them.

30 d) The City Civil Registrar shall take charge of the Office of the City Civil
31 Registry, and shall:

- 1 1. Develop plans and strategies and, upon approval thereof by the City
2 Mayor, implement the same, particularly those which have to do with
3 the civil registry programs and projects which the City Mayor is
4 empowered to implement and which the *Sangguniang Panlungsod* is
5 empowered to provide for under the Local Government Code of 1991,
6 as amended;
- 7 2. In addition to the foregoing duties and functions, the City Civil Registrar
8 shall;
 - 9 (i) Accept all registrable documents and judicial decrees affecting the
10 civil status of persons;
 - 11 (ii) File, keep and preserve in a secure place the books required by law;
 - 12 (iii) Transcribe and enter immediately upon receipt all registrable
13 documents and judicial decrees affecting the civil status of persons in
14 the appropriate civil registry books;
 - 15 (iv) Transmit to the Office of the Civil Registrar General, within the
16 prescribed period, duplicate copies of registered documents required by
17 law;
 - 18 (v) Issue certified transcripts or copies of any certificate or registered
19 documents upon payment of the required fees to the City Treasurer;
 - 20 (vi) Receive application for the issuance of a marriage license and, after
21 determining that the requirements and supporting certificates and
22 publication thereof for the prescribed period have been complied with,
23 issue the license upon payment of the authorized fee to the City
24 Treasurer; and
 - 25 (vii) Coordinate with the Philippine Statistics Authority (PSA) in
26 conducting educational campaigns for vital registration and assist in the
27 preparation of demographic and other statistics for the Science City of
28 Ubay; and
- 29 3. Perform such other duties, and functions and exercise such other powers
30 as provided for under the Local Government Code of 1991, as amended,
31 and those that are prescribed by law or ordinance.

1 **SEC. 35. *City Administrator.*** – a) The City Administrator must be a citizen of
2 the Philippines, a resident of the Science City of Ubay, of good moral character, a
3 holder of a college degree preferably in public administration, law or in any other
4 related course obtained from a recognized college or university, a first grade civil
5 service eligible or its equivalent, and must have acquired experience in management
6 and administrative work for at least five (5) years immediately preceding-the date of
7 appointment.

8 The appointment of a City Administrator shall be mandatory.

9 b) The term of the City Administrator is coterminous with that of the appointing
10 authority.

11 c) The City Administrator shall receive compensation, emoluments and
12 allowances as may be determined by law.

13 d) The City Administrator shall take charge of the Office of the City
14 Administrator, and shall:

- 15 1. Develop plans and strategies and, upon approval thereof by the City
16 Mayor, implement the same, particularly those which have to do with
17 the management and administration-related programs and projects
18 which the City Mayor is empowered to implement and which the
19 *Sangguniang Panlungsod* is empowered to provide for under the Local
20 Government Code of 1991, as amended;
- 21 2. Assist in the coordination of the work of all the officials of the local
22 government unit, under the supervision, direction and control of the City
23 Mayor, and for this purpose, convene the chiefs of offices and other
24 officials of the local government unit;
- 25 3. Establish and maintain a sound personnel program for the local
26 government unit designed to promote career development and uphold
27 the merit principle in the local government service;
- 28 4. Conduct a continuing organizational development of the local
29 government unit with the end in view of instituting effective
30 administrative reforms;

- 1 5. Be in the frontline of the delivery of administrative support services,
2 particularly those related to the situations during and in the aftermath of
3 man-made and natural disasters or calamities;
- 4 6. Recommend to the *Sangguniang Panlungsod* and advise the City Mayor
5 on all matters relative to the management and administration of the City;
6 and
- 7 7. Perform other duties and functions and exercise other powers as
8 provided for under the Local Government Code of 1991, as amended,
9 and those that are prescribed by law or ordinance.

10 **SEC. 36. City Legal Officer.** – a) The City Legal Officer must be a citizen of the
11 Philippines, a resident of the Science City of Ubay, of good moral character, a member
12 of the Philippine Bar, and must have practiced the profession for at least five (5) years
13 immediately preceding the date of appointment.

14 The appointment of a City Legal Officer shall be mandatory. The term of the
15 City Legal Officer shall be coterminous with that of
16 the appointing authority.

17 b) The City Legal Officer shall receive compensation, emoluments and
18 allowances as may be determined by law.

19 c) The City Legal Officer as the Chief Legal Counsel of the City, shall take charge
20 of the Office of the City Legal Service, and shall:

- 21 1. Formulate measures for the consideration of the *Sangguniang*
22 *Panlungsod* and provide legal assistance and support to the City Mayor
23 in carrying out the delivery of basic services and the provision of
24 adequate facilities;
- 25 2. Develop plans and strategies and, upon approval thereof by the City
26 Mayor, implement the same, particularly those which have to do with
27 the programs and projects related to legal services which the City Mayor
28 is empowered to implement and which the *Sangguniang Panlungsod* is
29 empowered to provide;
- 30 3. Represent the local government unit in all civil actions and special
31 proceedings wherein the local government unit or any official thereof, in
32 the official capacity, is a party: *Provided*, That in actions or proceedings

1 where the Science City of Ubay is a party adverse to the provincial
2 government or to another component city, a special legal officer maybe
3 employed to represent the adverse party;

- 4 4. When required by the City Mayor or *Sanggunian*, draft ordinances,
5 contracts, bonds, leases and other instruments, involving any interest of
6 the local government unit; and provide comments and recommendations
7 on any instruments already drawn;
- 8 5. Render the opinion in writing on any question of law when requested to
9 do so by the City Mayor or *Sanggunian*;
- 10 6. Investigate or cause to be investigated any local official or employee for
11 administrative neglect or misconduct in office, and recommend
12 appropriate action to the City Mayor or *Sanggunian*, as the case may be;
- 13 7. Investigate or cause to be investigated any person, firm or corporation
14 holding any franchise or exercising any privilege for failure to comply
15 with any term or condition in the grant of such franchise or privilege,
16 and recommend appropriate action to the City Mayor or *Sanggunian*, as
17 the case may be;
- 18 8. When directed by the City Mayor or *Sanggunian*, initiate and prosecute
19 in the interest of the local government unit concerned any civil action on
20 any bond, lease or other contract upon any breach or violation thereof;
- 21 9. Review ordinances and submit recommendations on ordinances
22 approved and executive orders issued by component units;
- 23 10. Recommend measures to the *Sangguniang Panlungsod* and advise the
24 City Mayor on all matters related to upholding the rule of law;
- 25 11. Be in the frontline of protecting human rights and prosecuting any
26 violation thereof, particularly those which occur during and in the
27 aftermath of man-made and natural disasters or calamities; and
- 28 12. Perform other duties and functions and exercise other powers as
29 provided for under the Local Government Code of 1991, as amended,
30 and those that are prescribed by law or ordinance.

31 **SEC. 37. City Social Welfare and Development Officer.** – a) The City Social
32 Welfare and Development Officer must be a citizen of the Philippines, a resident of

1 the Science City of Ubay, of good moral character, a duly licensed social worker or a
2 holder of a college degree preferably in social work or in any other related course
3 obtained from a recognized college or university, a first grade civil service eligible or
4 its equivalent, and must have acquired experience in the practice of social work for at
5 least five (5) years immediately preceding the date of appointment.

6 The appointment of a City Social Welfare and Development Officer shall be
7 mandatory.

8 b) The City Social Welfare and Development Officer shall receive compensation,
9 emoluments and allowances as may be determined by law.

10 c) The City Social Welfare and Development Officer shall take charge of the
11 Office of the City Social Welfare and Development Services, and shall:

- 12 1. Formulate measures for the approval of the *Sangguniang Panlungsod*
13 and provide technical assistance and support to the City Mayor in
14 carrying out measures to ensure the delivery of basic services and the
15 provision of adequate facilities relative to social welfare and development
16 services;
- 17 2. Develop plans and strategies and, upon approval thereof by the City
18 Mayor, implement the same, particularly those which have to do with
19 social welfare programs and projects which the City Mayor is empowered
20 to implement and which the *Sangguniang Panlungsod* is empowered to
21 provide;
- 22 3. Identify the basic needs of the needy, the disadvantaged and the
23 impoverished, and develop and implement appropriate measures to
24 alleviate their problems and improve their living conditions;
- 25 4. Provide relief and appropriate crisis intervention for victims of abuse and
26 exploitation and recommend appropriate measures to deter further
27 abuse and exploitations;
- 28 5. Assist the City Mayor, as the case may be, in implementing the barangay
29 level program for the total development and protection of children up to
30 six (6) years of age;
- 31 6. Facilitate the implementation of welfare programs for the disabled,
32 elderly and victims of drug addiction, the rehabilitation of prisoners and

1 parolees, the prevention of juvenile delinquency and such other activities
2 which would eliminate and minimize the ill effects of poverty;

3 7. Initiate and support youth welfare programs that will enhance the role
4 of the youth in nation building;

5 8. Coordinate with government agencies and nongovernmental
6 organizations which have for their purpose the promotion and the
7 protection of all the needy, disadvantaged, underprivileged or
8 impoverished groups or individuals, particularly those identified to be
9 vulnerable and high risk to exploitation, abuse and neglect;

10 9. Be in the frontline of the delivery of services particularly those which
11 have to do with the immediate relief and assistance during and in the
12 aftermath of man-made and natural disasters or calamities;

13 10. Recommend to the *Sangguniang Panlungsod* and advise the City Mayor
14 on all other matters related to social welfare and development services
15 which will improve the livelihood and the living conditions of the
16 inhabitants; and

17 11. Perform such other duties and functions and exercise such other powers
18 as provided for under the Local Government Code of 1991, as amended,
19 and those that are prescribed by law or ordinance.

20 **SEC. 38. City Veterinarian.** – a) The City Veterinarian must be a citizen of the
21 Philippines, a resident of the Science City of Ubay, of good moral character, a licensed
22 doctor of veterinary medicine, and must have practiced the profession for at least
23 three (3) years immediately preceding the date of appointment.

24 The appointment of a City Veterinarian shall be mandatory.

25 b) The City Veterinarian shall receive compensation, emoluments and
26 allowances as may be determined by law.

27 c) The City Veterinarian shall take charge of the Office of the City Veterinary
28 Services, and shall:

29 1. Formulate measures for the consideration of the *Sangguniang*
30 *Panlungsod* and provide technical assistance and support to the City
31 Mayor in carrying out measures to ensure the delivery of basic services
32 and the provision of adequate facilities;

- 1 2. Develop plans and strategies and, upon approval thereof by the City
2 Mayor, implement the same, particularly those which have to do with
3 veterinary-related activities which the City Mayor is empowered to
4 implement and which the *Sangguniang Panlungsod* is empowered to
5 provide;
- 6 3. Advise the City Mayor on all matters pertaining to the slaughter of
7 animals for human consumption and the regulation of slaughterhouses;
- 8 4. Regulate the keeping of domestic animals;
- 9 5. Regulate and inspect poultry, milk and dairy products for public
10 consumption;
- 11 6. Enforce all laws for the prevention of cruelty to animals;
- 12 7. Take the necessary measures to eradicate, prevent or cure all forms of
13 animal diseases;
- 14 8. Be in the frontline of the veterinary-related activities, including the
15 outbreak of highly-contagious and deadly diseases, and in situations
16 resulting in the depletion of animals for work and for human
17 consumption, particularly those arising from and in the aftermath of
18 man-made and natural disasters or calamities;
- 19 9. Recommend to the *Sangguniang Panlungsod* and advise the City Mayor
20 on all other matters relative to the veterinary services which will increase
21 the number and improve the quality of livestock, poultry and other
22 domestic animals used for work or for human consumption; and
- 23 10. Perform other duties and functions and exercise other powers as
24 provided for under the Local Government Code of 1991, as amended,
25 and those that are prescribed by law or ordinance.

26 **SEC. 39. City General Services Officer.** – a) The City General Services Officer
27 must be a citizen of the Philippines, a resident of the Science City of Ubay, of good
28 moral character, a holder of a college degree in public administration, business
29 administration or management obtained from a recognized college or university, a first
30 grade civil service eligible or its equivalent, and must have acquired experience in
31 general services, including the management of supply, property, solid waste disposal

1 and general sanitation for at least five (5) years immediately preceding the date of
2 appointment.

3 The appointment of a City General Services Officer shall be mandatory.

4 b) The City General Services Officer shall receive compensation, emoluments
5 and allowances as may be determined by law.

6 c) The City General Services Officer shall take charge of the Office of the City
7 General Services, and shall:

- 8 1. Formulate measures for the consideration of the *Sangguniang*
9 *Panlungsod* and provide technical assistance and support to the City
10 Mayor in carrying out measures to ensure the delivery of basic services
11 and the provision of adequate facilities which require general services
12 expertise in technical support services;
- 13 2. Develop plans and strategies and, upon the approval thereof by the City
14 Mayor, implement the same, particularly those which have to do with
15 general services supportive of the welfare of the inhabitants of the City
16 which the City Mayor is empowered to implement and which the
17 *Sangguniang Panlungsod* is empowered to provide;
- 18 3. Take custody of and be accountable for all properties, real or personal,
19 owned by the City and those granted to it in the form of donation,
20 reparation, assistance and counterpart of joint projects;
- 21 4. With the approval of the City Mayor, assign building or land space to
22 local officials or other public officials, who by law are entitled to the
23 space;
- 24 5. Recommend to the City Mayor the reasonable rental rates for local
25 government properties, whether real or personal, which will be leased to
26 public or private entities by the local government;
- 27 6. Recommend to the City Mayor the reasonable rental rates of private
28 properties which may be leased for the official use of the local
29 government units;
- 30 7. Maintain and supervise janitorial, security, landscaping and other related
31 services in all local government public buildings and other real property,
32 whether owned or leased by the local government unit;

- 1 8. Collate and disseminate information regarding prices, shipping and other
2 costs of supplies and other items commonly used by the local
3 government unit;
- 4 9. Perform archival and record management with respect to records of
5 offices and departments of the local government unit;
- 6 10. Perform all other functions pertaining to supply and property
7 management heretofore performed by the local government treasurer
8 and enforce policies on records creation, maintenance and disposal;
- 9 11. Be in the frontline of general services-related activities, including the
10 possible and imminent destruction or damage to records, supplies,
11 properties and structure and the orderly and sanitary cleaning up of
12 waste materials or debris, particularly during and in the aftermath of
13 man-made and natural disasters or calamities;
- 14 12. Recommend to the *Sangguniang Panlungsod* and advise the City Mayor
15 on all matters relative to general services; and
- 16 13. Perform other duties and functions and exercise other powers as
17 provided for under the Local Government Code of 1991, as amended,
18 and those that are prescribed by law or ordinance.

19 **SEC. 40. City Environment and Natural Resources Officer.** – a) The City
20 Environment and Natural Resources Officer must be a citizen of the Philippines, a
21 resident of the Science City of Ubay, of good moral character, a holder of a college
22 degree preferably in environment, forestry, agriculture or in any other related course
23 obtained from a recognized college or university, a first grade civil service eligible or
24 its equivalent, and must have acquired experience in environment and natural
25 resources management, conservation and utilization work for at least five (5) years
26 immediately preceding the date of appointment.

27 The appointment of a City Environment and Natural Resources Officer shall be
28 optional.

29 b) The City Environment and Natural Resources Officer shall receive
30 compensation, emoluments and allowances as may be determined by law.

31 c) The City Environment and Natural Resources Officer shall take charge of the
32 Office of the City Environment and Natural Resources, and shall:

- 1 1. Formulate measures for the consideration of the *Sangguniang*
2 *Panlungsod* and provide technical assistance and support to the City
3 Mayor in carrying out measures to ensure the delivery of basic services
4 and the provision of adequate facilities relative to environment and
5 natural resources services as provided for under Section 17 of the Local
6 Government Code of 1991, as amended;
- 7 2. Develop plans and strategies and, upon the approval thereof by the City
8 Mayor, implement the same, particularly those which have to do with
9 the environment and natural resources programs and projects which the
10 City Mayor is empowered to implement and which the *Sangguniang*
11 *Panlungsod* is empowered to provide;
- 12 3. Establish, maintain, protect and preserve communal forests, watersheds,
13 tree parks, mangroves, greenbelts and similar forest projects and
14 commercial forests, like industrial tree farms and agro-forestry projects;
- 15 4. Provide extension services to beneficiaries of forest development
16 projects and technical, financial and infrastructure assistance;
- 17 5. Manage and maintain seed banks and produce seedlings for forest and
18 tree parks;
- 19 6. Provide extension services to beneficiaries of forest development
20 projects and render assistance for natural resources related conservation
21 and utilization activities consistent with ecological balance;
- 22 7. Promote the small-scale mining and utilization of mineral resources,
23 particularly mining of gold;
- 24 8. Coordinate with government agencies and nongovernmental
25 organizations in the implementation of measures to prevent and control
26 land, air and water pollution with the assistance of the Department of
27 Environment and Natural Resources (DENR);
- 28 9. Be in the frontline of the delivery of services concerning the environment
29 and natural resources, particularly in the renewal and rehabilitation of
30 the environment during and in the aftermath of manmade and natural
31 disasters or calamities;

1 10. Recommend measures to the *Sangguniang Panlungsod* and advise the
2 City Mayor on all matters relative to the protection, conservation,
3 maximum utilization, application of appropriate technology and other
4 matters related to the environment and natural resources; and

5 11. Perform other duties and functions and exercise other powers as
6 provided for under the Local Government Code of 1991, as amended,
7 and those, that are prescribed by law or ordinance.

8 **SEC. 41. City Architect.** – a) The City Architect must be a citizen of the
9 Philippines, a resident of the Science City of Ubay, of good moral character, a duly
10 licensed architect, and must have practiced the profession for at least five (5) years
11 immediately preceding the date of appointment.

12 The appointment of a City Architect shall be optional.

13 b) The City Architect shall receive compensation, emoluments and allowances
14 as may be determined by law.

15 c) The City Architect shall take charge of the Office of the City Architectural
16 Planning and Design, and shall:

17 1. Formulate measures for the consideration of the *Sangguniang*
18 *Panlungsod* and provide technical assistance and the City Mayor in
19 carrying out measures to ensure the delivery of basic services and the
20 provision of adequate facilities relative to architectural planning and
21 design;

22 2. Develop plans and strategies and, upon the approval thereof by the City
23 Mayor, implement the same, particularly those which have to do with
24 architectural planning and design programs and projects which the City
25 Mayor is empowered to implement and which the *Sangguniang*
26 *Panlungsod* is empowered to provide for under the Local Government
27 Code of 1991, as amended;

28 3. Prepare and recommend for consideration of the *Sanggunian* the
29 architectural plan and design for the local government unit or a part
30 thereof including the removal of slums and blighted areas, land
31 reclamation activities, the greening of land and appropriate planning of
32 marine and foreshore areas;

- 1 4. Review and recommend for appropriate action of the *Sanggunian* or the
2 City Mayor, as the case may be, the architectural plans and designs
3 submitted by governmental and nongovernmental entities or individuals,
4 particularly those for undeveloped, underdeveloped and poorly designed
5 areas;
- 6 5. Coordinate with government and nongovernment entities and individuals
7 involved in the aesthetics and maximum utilization of the land and water
8 within the jurisdiction of the government unit, compatible with the
9 environmental integrity and ecological balance;
- 10 6. Be in the frontline of the delivery of services involving architectural
11 planning and design, particularly those related to the redesigning of
12 spatial distribution of basic facilities and physical structures during and
13 in the aftermath of man-made and natural disasters or calamities;
- 14 7. Recommend to the *Sangguniang Panlungsod* and advise the City Mayor
15 on all other matters relative to architectural planning and design as it
16 relates to the total socioeconomic development of the City; and
- 17 8. Perform other duties and functions and exercise other powers as
18 provided for under the Local Government Code of 1991, as amended,
19 and those that are prescribed by law or ordinance.

20 **SEC. 42. City Information Officer.** – a) The City Information Officer must be a
21 citizen of the Philippines, a resident of the Science City of Ubay, of good moral
22 character, a holder of a college degree preferably in journalism, mass communication
23 or in any related course obtained from a recognized college or university, a first grade
24 civil service eligible or its equivalent, and must have acquired experience in writing
25 articles and research papers, or writing for print, television or broadcast media for at
26 Least three (3) years immediately preceding the date of appointment.

27 The appointment of a City Information Officer shall be optional. The term of
28 the City Information Officer is coterminous with the
29 appointing authority.

30 b) The City Information Officer shall receive compensation, emoluments and
31 allowances as may be determined by law.

1 c) The City Information Officer shall take charge of the Office of the City Public
2 Information and Community Relations, and shall:

- 3 1. Formulate measures for the consideration of the *Sangguniang*
4 *Panlungsod* and provide technical assistance and support to the City
5 Mayor in providing the information and research data required for the
6 delivery of basic services and the provision of adequate facilities so that
7 the public becomes aware of said services and may fully avail of the
8 same;
- 9 2. Develop plans and strategies and, upon the approval thereof by the City
10 Mayor, implement the same, particularly those which have to do with
11 public information and research data to support programs and projects
12 which the City Mayor is empowered to implement and which the
13 *Sangguniang Panlungsod* is empowered to provide;
- 14 3. Provide relevant, adequate and timely information to the local
15 government unit and its residents;
- 16 4. Furnish information and data on local government agencies or offices as
17 may be required by law or ordinance;
- 18 5. Maintain effective liaison with the various sectors of the community on
19 matters and issues that affect the livelihood and the quality of life of the
20 inhabitants and encourage support for programs of the local and national
21 government;
- 22 6. Be in the frontline in providing information during and in the aftermath
23 of man-made and natural disasters or calamities, with special attention
24 to the victims thereof, to help minimize injuries and casualties after the
25 emergency, and to accelerate relief and rehabilitation;
- 26 7. Recommend to the *Sangguniang Panlungsod* and advise the City Mayor
27 on all other matters relative to public information and research data as
28 it relates to the total socioeconomic development of the City; and
- 29 8. Perform other duties and functions and exercise other powers as
30 provided for under the Local Government Code of 1991, as amended,
31 and those that are prescribed by law or ordinance.

1 **SEC. 43. City Cooperatives Officer.** – a) The City Cooperatives Officer must be
2 a citizen of the Philippines, a resident of the Science City of Ubay, of good moral
3 character, a holder of a college degree preferably in business administration with
4 special training on cooperatives or in any related course obtained from a recognized
5 college or university, a first grade civil service eligible or its equivalent, and must have
6 acquired experience in cooperatives organization and management for at least five
7 (5) years immediately preceding the date of appointment.

8 The appointment of a City Cooperatives Officer shall be optional,

9 b) The City Cooperatives Officer shall receive compensation, emoluments and
10 allowances as may be determined by law.

11 c) The City Cooperatives Officer shall take charge of the City Development of
12 Cooperatives Office, and shall:

- 13 1. Formulate measures for the consideration of the *Sangguniang*
14 *Panlungsod* and provide technical assistance and support to the City
15 Mayor in carrying out measures to ensure the delivery of basic services
16 and the provision of facilities through the development of cooperatives
17 and in providing access to such services and facilities;
- 18 2. Develop plans and strategies and, upon the approval thereof by the City
19 Mayor, implement the same, particularly those which have to do with
20 the integration of cooperatives principles and methods in programs and
21 projects which the City Mayor is empowered to implement and which the
22 *Sangguniang Panlungsod* is empowered to provide;
- 23 3. Assist in the organization of cooperatives;
- 24 4. Provide technical and other forms of assistance to existing cooperatives
25 to enhance their viability as an economic enterprise and social
26 organization;
- 27 5. Assist cooperatives in establishing linkages with government agencies
28 and nongovernmental organizations involved in the promotion and
29 integration of the concept of cooperatives in the livelihood of the people
30 and other community activities;
- 31 6. Be in the frontline of cooperatives organization, rehabilitation or viability
32 enhancement, particularly during and in the aftermath of man-made and

1 natural disasters or calamities, to aid in their survival and, if necessary,
2 subsequent rehabilitation;

3 7. Recommend to the *Sangguniang Panlungsod* and advise the City Mayor
4 on all other matters relative to cooperatives development and viability
5 enhancement which will improve the livelihood and the quality of life of
6 the inhabitants; and

7 8. Perform other duties and functions and exercise other powers as
8 provided for under the Local Government Code of 1991, as amended,
9 and those that are prescribed by law or ordinance.

10 **SEC. 44. City Population Officer.** – a) The City Population Officer must be a
11 citizen of the Philippines, a resident of the Science City of Ubay, of good moral
12 character, a holder of a college degree preferably with specialized training in
13 population development obtained from a recognized college or university, a first grade
14 civil service eligible or its equivalent, and must have acquired experience in the
15 implementation of programs on population development or responsible parenthood
16 for at least five (5) years immediately preceding the date of appointment.

17 The appointment of a City Population Officer shall be optional.

18 b) The City Population Officer shall receive compensation, emoluments and
19 allowances as may be determined by law.

20 c) The City Population Officer shall take charge of the City Population
21 Development Office, and shall:

22 1. Formulate measures for the consideration of the *Sangguniang*
23 *Panlungsod* and provide technical assistance and support to the City
24 Mayor in carrying out measures to ensure the delivery of basic services
25 and the provision of adequate facilities relative to the integration of the
26 population development principles and in providing access to said
27 services and facilities;

28 2. Develop plans and strategies and, upon the approval thereof by the City
29 Mayor, implement the same, particularly those which have to do with
30 the integration of population development principles and methods in
31 programs and projects which the City Mayor is empowered to implement
32 and which the *Sangguniang Panlungsod* is empowered to provide;

- 1 3. Assist the City Mayor in the implementation of the constitutional
2 provisions relative to population development and the promotion of
3 responsible parenthood;
- 4 4. Establish and maintain an updated data bank for program operations,
5 development planning and an educational program to ensure the
6 people's participation in understanding of population development;
- 7 5. Implement appropriate training programs responsive to the cultural
8 heritage of the inhabitants; and
- 9 6. Perform other duties and functions and exercise other powers as
10 provided for under the Local Government Code of 1991, as amended,
11 and those that are prescribed by law or ordinance.

12 **SEC. 45. City Agriculturist.** – a) The City Agriculturist must be a citizen of the
13 Philippines, a resident of the Science City of Ubay, of good moral character, a holder
14 of a college degree preferably in agriculture or in any other related course obtained
15 from a recognized college or university, a first grade civil service eligible or its
16 equivalent, and must have practiced the profession in agriculture or acquired
17 experience in a related field for at least five (5) years immediately preceding the date
18 of appointment.

19 The appointment of a City Agriculturist shall be optional.

20 b) The City Agriculturist shall receive compensation, emoluments and
21 allowances as may be determined by law.

22 c) The City Agriculturist shall take charge of the Office of the City Agricultural
23 Services, and shall:

- 24 1. Formulate measures for the approval of the *Sangguniang Panlungsod*
25 and provide technical assistance and support to the City Mayor in
26 carrying out measures to ensure the delivery of basic services and the
27 provision of adequate facilities relative to agricultural services;
- 28 2. Develop plans and strategies and, upon the approval thereof by the City
29 Mayor, implement the same, particularly those which have to do with
30 the agricultural programs and projects which the City Mayor is
31 empowered to implement and which the *Sangguniang Panlungsod* is
32 empowered to provide;

1 equipment, subject to the standards, rules and regulations that may be promulgated
2 by the Department of the Interior and Local Government (DILG). The City shall provide
3 the necessary land or site of the station.

4 b) The city fire station shall be headed by a City Fire Marshal whose
5 qualifications shall be as those provided for under Republic Act No. 9263, as amended,
6 otherwise known as the "Bureau of Fire Protection and Bureau of Jail Management
7 and Penology Professionalization Act Of 2004."

8 c) The city fire station shall be responsible for providing emergency services,
9 such as the rescue and evacuation of injured people related to incidents and, in
10 general, all fire prevention and suppression measures to secure the safety of life and
11 property of the citizenry.

12 **SEC. 47. City Jail Service.** – a) There shall be established and maintained in
13 the City a secured, clean, adequately equipped and sanitary jail for the custody and
14 safekeeping of prisoners, any fugitive from justice, or person detained awaiting
15 investigation or trial and violent mentally ill person who endangers oneself or the
16 safety of others, duly certified as such by the proper medical health officer, pending
17 the transfer to a mental institution.

18 b) The city jail service shall be headed by a City Jail Warden whose
19 qualifications shall be as those provided for under Republic Act No. 9263, as amended,
20 otherwise known as the "Bureau of Fire Protection and Bureau of Jail Management
21 and Penology Professionalization Act of 2004." The city jail service shall assist in the
22 immediate rehabilitation of individuals or detention prisoners. Great care must be
23 exercised so that human rights of these prisoners are respected and protected, and
24 their spiritual and physical well-being are properly and promptly attended to.

25 **SEC. 48. City Schools Division.** – a) There shall be established and maintained
26 by the Department of Education (DepEd), a city schools division of the Science City of
27 Ubay whose area of jurisdiction will cover all the school districts within the City.

28 b) The city schools division shall be headed by a City Schools Division
29 Superintendent who must possess the necessary qualifications required by the DepEd.

30 **SEC. 49. City Prosecution Service.** – a) There shall be established in the City,
31 a city prosecution service to be headed by a City Prosecutor and such number of
32 assistant city prosecutors, as may be necessary, who shall be organizationally part of

1 the Department of Justice (DOJ), and under the supervision and control of the
2 Secretary of Justice and whose qualifications, manner of appointment, rank, salary
3 and benefits shall be governed by existing laws covering prosecutors in the DOJ.

4 b) The City Prosecutor shall handle the criminal prosecution in the municipal
5 trial courts in the City as well as in the regional trial courts for criminal cases originating
6 in the territory of the City, and shall render to or for the City such services as are
7 required by law, ordinance or regulation of the DOJ.

8 The Secretary of Justice shall always ensure the adequacy and the quality of
9 prosecution service in the City and, for this purpose, shall, in the absence, lack or
10 insufficiency in number of assistant city prosecutors as provided hereinabove,
11 designate from among the assistant provincial prosecutors a sufficient number to
12 perform and discharge the functions of the City Prosecution Service as provided
13 hereinabove.

14 **ARTICLE IX**

15 **TRANSITORY AND FINAL PROVISIONS**

16 **SEC. 50.** *Municipal Ordinances Existing at the Time of the Approval of this Act.*

17 – All municipal ordinances of the Municipality of Ubay existing at the time of the
18 approval of this Act shall continue to be in force within the Science City of Ubay until
19 the *Sangguniang Panlungsod* shall declare otherwise.

20 **SEC. 51.** *Plebiscite.* – The Science City of Ubay shall acquire corporate
21 existence upon the ratification of its creation by a majority of the votes cast by the
22 qualified voters in a plebiscite to be conducted in the present Municipality of Ubay
23 within one hundred twenty (120) days from the approval of this Act. The Commission
24 on Elections (COMELEC) shall conduct and supervise such plebiscite. The expenses for
25 the plebiscite shall be borne by the Municipality of Ubay.

26 **SEC. 52.** *Officials of the Science City of Ubay.* -The present elective officials of
27 the Municipality of Ubay shall continue to exercise their powers and functions until
28 such time that a new election is held and the duly-elected officials shall have already
29 qualified and assumed their offices. Appointive officials and employees of the
30 municipality shall likewise continue exercising their functions and duties and they shall
31 be automatically absorbed by the city government of the Science City of Ubay.

1 **SEC. 53. *Succession clause.*** – The Science City of Ubay shall succeed to all the
2 assets, properties, liabilities and obligations of the Municipality of Ubay.

3 **SEC. 54. *Election Of Provincial Governor and Sangguniang Panlalawigan***
4 *Members of the Province of Bohol.* – The qualified voters of the Science City of Ubay
5 shall be qualified to vote and run for any elective position in the elections for provincial
6 governor, provincial vice governor, *Sangguniang Panlalawigan* members and other
7 elective officials for the Province of Bohol.

8 **SEC. 55. *Jurisdiction of the Province of Bohol.*** – The Science City of Ubay shall,
9 unless otherwise provided by law, continue to be under the jurisdiction of the Province
10 of Bohol.

11 **SEC. 56. *Suspension of Increase in Rates of Local Taxes.*** – No increase in the
12 rates of local taxes shall be imposed by the City within the period of five (5) years
13 from its acquisition of corporate existence.

14 **SEC. 57. *Legislative District.*** – Until otherwise provided by law, the Science
15 City of Ubay shall continue to be a part of the Second Legislative District of the
16 Province of Bohol.

17 **SEC. 58. *Applicability of Laws.*** – The provisions of the Local Government Code
18 of 1991, as amended, other laws pertaining to the Province of Bohol and such laws as
19 are applicable shall govern the Science City of Ubay insofar as these are not
20 inconsistent with the provisions of this Act.

21 **SEC. 59. *Separability Clause.*** – If any part or provision of this Act is declared
22 unconstitutional, the remainder of this Act or any affected thereby shall remain in
23 force and effect.

24 **SEC. 60. *Effectivity Clause.*** – This Act shall take effect fifteen (15) days from
25 its publication in the Official Gazette or in at least two (2) newspapers of general
26 circulation.

Approved,