

1 The foregoing provision shall be without prejudice to the resolution by
2 the appropriate agency or forum of existing boundary disputes or cases
3 involving questions of territorial jurisdiction between the City of El Salvador
4 and the adjoining local government units: *Provided*, That the territorial
5 jurisdiction of the disputed area or areas shall remain with the local
6 government unit which has existing administrative supervision over said area
7 or areas until the final resolution of the case.

8 SEC. 3. *Corporate Powers of the City.* – The City constitutes a
9 political body corporate and, as such, is endowed with the attributes of
10 perpetual succession and possessed of the powers which pertain to a municipal
11 corporation to be exercised in conformity with the provision of this Charter.
12 The City shall have the following corporate powers:

- 13 (a) To have a continuous succession in its corporate name;
14 (b) To sue and be sued;
15 (c) To have and use a corporate seal;
16 (d) To acquire, hold and convey real or personal property;
17 (e) To enter into any contract and/or agreement; and
18 (f) To exercise such other powers, prerogatives or authority subject to
19 the limitations provided in this Act or laws.

20 SEC. 4. *General Powers.* – The City shall have a common seal and may
21 alter the same at pleasure. It shall exercise the powers to levy taxes; to close
22 and open roads, streets, alleys, parks or squares; to take, purchase, receive,
23 hold, lease, convey and dispose of real and personal property for the general
24 interests of the City; to expropriate or condemn private property for public use;
25 to contract and be contracted with; to sue and be sued; to prosecute and defend
26 to final judgment and execution suits wherein the City is involved or interested
27 in; and to exercise all the powers as are granted to corporations or as
28 hereinafter conferred.

1 development coordinator, a city engineer, a city health officer, a city civil
2 registrar, a city administrator, a city legal officer, a city social welfare and
3 development officer, a city veterinarian and a city general services officer;

4 (b) In addition thereto, the city mayor may appoint a city environment
5 and natural resources officer, a city architect, a city information officer, a city
6 cooperatives officer, a city population officer and a city agriculturist;

7 (c) There shall be established in the City a city fire station to be headed
8 by a city fire marshal, a city jail to be headed by a city jail warden and a city
9 schools division to be headed by a city schools division superintendent;

10 (d) The City of El Salvador may:

11 (1) Maintain existing offices not mentioned in subsections (a), (b) and
12 (c) hereof;

13 (2) Create such other offices as may be necessary to carry out the
14 purposes of the City; or

15 (3) Consolidate the functions of any office with those of another in the
16 interest of efficiency and economy.

17 (e) Unless otherwise provided herein, heads of departments and offices
18 shall be appointed by the city mayor with the concurrence of the majority of all
19 the members of the sangguniang panlungsod, subject to civil service law, rules
20 and regulations. The sangguniang panlungsod shall act on the appointment
21 within fifteen (15) days from the day of its submission, otherwise the same
22 shall be deemed confirmed.

23 ARTICLE III

24 THE CITY MAYOR AND THE CITY VICE MAYOR

25 SEC. 8. *The City Mayor.* – (a) The city mayor shall be the chief
26 executive of the City. He shall be elected at large by the qualified voters of the
27 City. No person shall be eligible for the position of city mayor unless, at the
28 time of the election, he is at least twenty-one (21) years of age, an actual

1 resident of the City of El Salvador for at least one year prior to his election and
2 a qualified voter therein. He shall hold office for three years, unless sooner
3 removed, and shall receive a minimum monthly compensation corresponding
4 to Salary Grade Thirty (30) as prescribed under the Republic Act No. 6758,
5 otherwise known as the Salary Standardization Law and the implementing
6 guidelines issued pursuant thereto.

7 The city mayor, as the chief executive of the city government, shall
8 exercise such powers and perform such duties and functions as provided
9 herein.

10 (b) For efficient, effective and economical governance, the purpose of
11 which is the *general welfare of the city and its inhabitants*, the city mayor shall:

12 (1) Exercise those powers expressly granted to him by law, those
13 necessarily implied therefrom, as well as powers necessary, appropriate or
14 incidental for the efficient and effective governance of the City and those
15 which are essential to the promotion of the general welfare:

16 (i) Determine the guidelines of city policies and be responsible to the
17 sangguniang panlungsod for the program of government;

18 (ii) Direct the formulation of the city development plan with the
19 assistance of the city development council and, upon approval thereof by the
20 sangguniang panlungsod, implement the same;

21 (iii) Present the program of government and propose policies and
22 projects for the consideration of the sangguniang panlungsod at the opening of
23 the regular session of the sangguniang panlungsod every calendar year and as
24 often as may be deemed necessary as the general welfare of the inhabitants and
25 the needs of the city government may require;

26 (iv) Initiate and propose legislative measures to the sangguniang
27 panlungsod and, as often as may be deemed necessary, provide such

1 information and data needed or requested by said sanggunian in the
2 performance of its legislative functions;

3 (v) Appoint all officials and employees whose appointments are not
4 otherwise provided for in this Act, as well as those he may be authorized by
5 law to appoint;

6 (vi) Represent the City in all its business transactions and sign on its
7 behalf all bonds, contracts and obligations, and such other documents upon
8 authority of the sangguniang panlungsod or pursuant to law or ordinance;

9 (vii) Carry out such emergency measures as may be necessary during
10 and in the aftermath of man-made and natural disasters and calamities;

11 (viii) Determine the time, manner and place of payment of salaries or
12 wages of the officials and employees of the City, in accordance with law or
13 ordinance;

14 (ix) Allocate and assign office space to the City and other officials and
15 employees who, by law or ordinance, are entitled to such space in the city hall
16 and other buildings owned or leased by the city government;

17 (x) Ensure that all executive officials and employees of the City
18 faithfully discharge their duties and functions as provided by law and this Act,
19 and cause to be instituted administrative or judicial proceedings against any
20 official or employee of the City who may have committed an offense in the
21 performance of his official duties;

22 (xi) Examine the books, records and other documents of all offices,
23 officials, agents or employees of the City and, in aid of his executive powers
24 and authority, require all national officials and employees stationed in or
25 assigned to the City to make available to him such books, records and other
26 documents in their custody except those classified by law as confidential;

27 (xii) Furnish copies of executive orders issued by him to the Office of
28 the President and the Office of the Secretary of the Department of the Interior

1 and Local Government (DILG) within seventy-two (72) hours after the
2 issuance;

3 (xiii) Visit component barangays of the City at least once every six
4 months to deepen his understanding of problems and conditions, listen and
5 give appropriate counsel to local officials and inhabitants of general laws and
6 ordinances which especially concern them, and otherwise conduct visits and
7 inspections to ensure that the governance of the City will improve the quality
8 of life of the inhabitants;

9 (xiv) Act on leave applications of officials and employees appointed
10 by him and the commutation of the monetary value of their leave credits in
11 accordance with law;

12 (xv) Authorize official trips of city officials and employees outside of
13 the City for a period not exceeding thirty (30) days: *Provided*, That the trips
14 abroad or for a longer period may be authorized in accordance with the Local
15 Government Code of 1991;

16 (xvi) Call upon any national official or employee stationed in or
17 assigned to the City to advise him on matters affecting the City and to make
18 recommendations thereon; coordinate with said officials and employees in the
19 formulation and implementation of plans, programs and projects; and when
20 appropriate, initiate an administrative or judicial action against a national
21 government official or employee who may have committed an offense in the
22 performance of his official duties while stationed in or assigned to the City;

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

27 (xviii) Solemnize marriages, any provision of law to the contrary
28 notwithstanding;

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

4 (xx) Submit to the provincial governor the following reports: an annual
5 report containing a summary of all matters pertinent to the management,
6 administration, and development of the City and all information and data
7 relative to its political, social and economic conditions; and supplemental
8 reports when unexpected events and situations arise at any time during the
9 year, particularly when *man-made or natural* disasters or calamities affect the
10 general welfare of the City.

11 (2) Enforce all laws and ordinances relative to the governance of the
12 City and in the exercise of its appropriate corporate powers, as well as
13 implement all approved policies, programs, projects, services and activities of
14 the City and, in addition, shall:

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

18 (ii) Call conventions, conferences, seminars or meetings of elective or
19 appointive officials of the City, including national officials and employees
20 stationed in or assigned to the City, at such time and place and on such subject
21 as he may deem important for the promotion of the general welfare of the local
22 government unit and its inhabitants;

23 (iii) Issue such executive orders for the faithful and appropriate
24 enforcement and execution of laws and ordinances;

25 (iv) Be entitled to carry the necessary firearms within his territorial
26 jurisdiction;

27 (v) Act as the deputized representative of the National Police
28 Commission, formulate the peace and order plan of the City and, upon its

1 approval, implement the same; and as such, exercise the general and
2 operational control and supervision over the police forces in the City in
3 accordance with Republic Act No. 6975, otherwise known as the Philippine
4 National Police Law; and

5 (vi) Call upon the appropriate law enforcement agencies to suppress
6 disorder, riot, lawless violence, rebellion or sedition, or apprehend violators of
7 the law when public interest so requires and the city police forces are
8 *inadequate to cope with the situation or the violators.*

9 (3) Initiate and maximize the generation of resources and revenues,
10 and apply the same to the implementation of development plans, program
11 objectives and priorities, particularly those resources and revenues
12 programmed for agro-industrial development and countryside growth and
13 progress and, relative thereto, shall:

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

18 (ii) *Prepare and submit to the sanggunian for approval the executive*
19 *and supplemental budgets of the City for the ensuing calendar year in the*
20 *manner provided for under the Local Government Code of 1991;*

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

24 (iv) Issue licenses and permits and suspend or revoke the same for any
25 violation of the conditions upon which said licenses or permits had been issued
26 pursuant to law or ordinance;

27 (v) Issue permits without need of approval therefor from any national
28 agency, for the holding of activities for any charitable or welfare purpose,

1 excluding prohibited games of chance or shows contrary to law, public policy
2 and public morals;

3 (vi) Require owners of illegally constructed houses, buildings or other
4 structures to obtain the necessary permit, subject to such fines and penalties as
5 may be imposed by law or ordinance, or to make necessary changes in the
6 construction of the same when said construction violates any law or ordinance,
7 or to order the demolition or removal of said house, building or structure
8 within the period prescribed by law or ordinance;

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

11 (viii) Provide efficient and effective property and supply management in
12 the City and protect the funds, credits, rights and other properties of the City;
13 and

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

19 (4) Ensure the delivery of basic services and the provision of adequate
20 facilities and, in addition thereto, shall:

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

25 (ii) Coordinate the implementation of technical services, including
26 public works and infrastructure programs, rendered by national offices.

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

4 (b) During his incumbency, the city mayor shall hold office in the city
5 hall.

6 SEC. 9. *The City Vice Mayor.* – (a) There shall be a city vicemayor
7 who shall be elected in the same manner as the city mayor and shall, at the
8 time of his election, possess the same qualifications as the city mayor. He
9 shall hold office for three years, unless sooner removed, and shall receive a
10 monthly compensation corresponding to Salary Grade Twenty-six (26) as
11 prescribed under the Salary Standardization Law and the implementing
12 guidelines issued pursuant thereto.

13 (b) The city vice mayor shall:

14 (1) Be the presiding officer of the sangguniang panlungsod and sign
15 all warrants drawn on the city treasury for all expenditures appropriated for the
16 operation of the sangguniang panlungsod;

17 (2) Subject to civil service law, rules and regulations, appoint all
18 officials and employees of the sangguniang panlungsod, except those whose
19 manner of appointment is specifically provided for under existing laws;

20 (3) Assume the office of the city mayor for the unexpired term of the
21 latter in the event of permanent vacancy;

22 (4) Exercise the powers and perform the duties and functions of the
23 city mayor in case of temporary vacancy; and

24 (5) Perform such other duties and functions and exercise such other
25 powers as provided for under the Local Government Code of 1991, and those
26 that are prescribed by law or ordinance.

ARTICLE IV

THE SANGGUNIANG PANLUNGSOD

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3 SEC. 10. *Composition.* – (a) The sangguniang panlungsod, the
4 legislative body of the City, shall be composed of the city vice mayor as the
5 presiding officer, the regular sanggunian members, the president of the city
6 chapter of the liga ng mga barangay, the president of the panlungsod na
7 pederasyon ng mga sangguniang kabataan and the sectoral representatives, as
8 members.

9 (b) In addition thereto, there shall be three sectoral representatives:
10 one from the women; and as shall be determined by the sangguniang
11 panlungsod within ninety (90) days prior to the holding of the local elections,
12 one from the agricultural or industrial workers; and one from the other sectors,
13 including the urban poor or disabled persons.

14 (c) The regular members of the sangguniang panlungsod and the
15 sectoral representatives shall be elected in the manner as may be provided for
16 by law.

17 SEC. 11. *Powers, Duties, Functions and Compensation.* – (a) The
18 sangguniang panlungsod, as the legislative body of the City, shall enact
19 ordinances, approve resolutions and appropriate funds for the general welfare
20 of the City and its inhabitants pursuant to Section 16 of the Local Government
21 Code and in the proper exercise of the corporate powers of the City as
22 provided for under Section 22 of the Local Government Code, and shall:

23 (1) Approve ordinances and pass resolutions necessary for an efficient
24 and effective city government, and in this connection, shall:

25 (i) Review all ordinances approved by the sangguniang barangay and
26 executive orders issued by the punong barangay to determine whether these are
27 within the scope of the prescribed powers of the sanggunian and of the punong
28 barangay;

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

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

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

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

20 (vi) Protect the environment. To this end, it may set aside at least ten
21 percent (10%) of its development funds for the purpose of maintaining and
22 enhancing ecological balance of the City. It may also impose appropriate
23 penalties for acts which endanger the environment, such as dynamite fishing
24 and other forms of destructive fishing, illegal logging, smuggling of logs,
25 smuggling of natural resources products and of endangered species of flora
26 and fauna, slash-and-burn farming and such other activities which result in
27 pollution, acceleration of eutrophication of rivers and lakes or of ecological
28 imbalance;

1 (vii) Subject to the provisions of the Local Government Code and
2 pertinent laws, determine the powers and duties of officials and employees of
3 the City;

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

8 (ix) Authorize the payment of compensation to a qualified person not
9 in the government service who fills in a temporary vacancy in a concurrent
10 capacity at the rate authorized by law;

11 (x) Provide a mechanism and the appropriate funds therefor to ensure
12 the safety and protection of all city government properties, public documents
13 or records such as those relating to property inventory, land ownership, record
14 of births, marriages, deaths, assessments, taxation, accounts, business permits
15 and such other records and documents of public interest in the offices and
16 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 officials
20 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 initiate
23 judicial proceedings or defend themselves against legal actions; and

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

1 (2) Generate and maximize the use of resources and revenues for the
2 development/ plans, program objectives and priorities of the City, with
3 particular attention to agro-industrial development and city-wide growth and
4 progress and, relative thereto, shall:

5 (i) Approve the annual and supplemental budgets of the city
6 government and appropriate funds for specific programs, projects, services and
7 activities of the City, or for other purposes not contrary to law, in order to
8 promote the general welfare of the City and its inhabitants;

9 (ii) Subject to the provisions of Book II of the Local Government
10 Code and the applicable laws and, upon the majority vote of all the members
11 of the sangguniang panlungsod, enact ordinances levying taxes, fees and
12 charges, prescribing the rates thereof for general and specific purposes, and
13 granting tax exemption, incentive or relief;

14 (iii) Subject to the provisions of Book II of the Local Government
15 Code and upon the majority vote of all the members of the sangguniang
16 panlungsod, authorize the city mayor to negotiate and contract loans and other
17 forms of indebtedness;

18 (iv) Subject to the provisions of Book II of the Local Government
19 Code and applicable laws and, upon the majority vote of all the members of
20 the sangguniang panlungsod, enact ordinances authorizing the floating of
21 bonds or other instruments of indebtedness for the purpose of raising funds to
22 finance development projects;

23 (v) Appropriate funds for the construction and maintenance or the
24 rental of buildings for the use of the City and, upon the majority vote of all the
25 members of the sangguniang panlungsod, authorize the city mayor to lease to
26 private parties such public buildings held in a proprietary capacity, subject to
27 existing laws, rules and regulations;

1 (vi) Prescribe reasonable limits and restraints on the use of property
2 within the jurisdiction of the City;

3 (vii) Adopt a comprehensive land-use for the City and ensure that the
4 formulation, adoption or modification of the said plan shall be in coordination
5 with the approved provincial comprehensive land-use plan;

6 (viii) Reclassify lands within the jurisdiction of the City, subject to
7 the pertinent provisions of the Local Government Code;

8 (ix) Enact integrated zoning ordinances in consonance with the
9 approved comprehensive land-use plan, subject to existing laws, rules and
10 regulations; establish fire limits or zones, particularly in populous centers; and
11 regulate the construction, repair or modification of buildings within said fire
12 limits or zones in accordance with the provisions of the Fire Code;

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

21 (xi) With the concurrence of at least two-thirds (2/3) of all the
22 members of the sangguniang panlungsod, grant tax exemptions, incentives or
23 reliefs to entities engaged in community growth-inducing industries, subject to
24 the provisions of the Local Government Code;

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

1 (xiii) Regulate the numbering of residential, commercial and other
2 buildings; and

3 (xiv) Regulate the inspection, weighing and measuring of articles of
4 commerce.

5 (3) Subject to the provisions of Book II of the Local Government
6 Code, enact ordinances granting franchises and authorizing the issuance of
7 permits or licenses, upon such conditions and for such purposes intended to
8 promote the general welfare of the inhabitants of the City and, pursuant to this
9 legislative authority, shall;

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

12 (ii) Regulate or fix license fees for any business or practice of
13 profession within the City and the conditions under which the license for said
14 business or practice of profession may be revoked and enact ordinances
15 levying taxes thereon;

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

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

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

27 (vi) Subject to the guidelines prescribed by the Department of
28 Transportation and Communications, regulate the operation of tricycles and

1 grant franchises for the operation thereof within the territorial jurisdiction of
2 the City; and

3 (vii) Upon approval by a majority vote of all the members of the
4 sangguniang panlungsod, grant a franchise to any person, partnership,
5 corporation or cooperative to do business within the City; establish, construct,
6 operate and maintain ferries, wharves, markets or slaughterhouses; or
7 undertake such other activities within the City as may be allowed by existing
8 laws: *Provided,* That cooperatives shall be given preference in the grant of
9 such franchise;

10 (4) Regulate activities relative to the use of land, buildings and
11 structures within the City in order to promote the general welfare and, for the
12 said purpose, shall:

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

14 (ii) With the concurrence of a majority of the members of the
15 sangguniang panlungsod, a quorum being present, deny the entry of legalized
16 gambling by ordinance into any part of the City or regulate its location in the
17 City;

18 (iii) Require that buildings and the premises thereof and any land
19 within the City be kept and maintained in a sanitary condition; impose
20 penalties for any violation thereof; or, upon failure to comply with said
21 requirement, have the work done at the expense of the owner, administrator or
22 tenant concerned and require the filling up of any land or premises to a grade
23 necessary for proper sanitation;

24 (iv) Regulate the disposal of clinical and other wastes from hospitals,
25 clinics and other similar establishments;

26 (v) Regulate the establishment, operation and maintenance of cafes,
27 restaurants, beerhouses, hotels, motels, inns, pension houses, lodging houses
28 and other similar establishments, including tourist guides and transports;

1 (vi) Regulate the sale, giving away or dispensing of any intoxicating
2 malt, *vino*, mixed or fermented liquors at any retail outlets;

3 (vii) Regulate the establishment and provide for the inspection of steam
4 boilers or any heating device in buildings and the storage of inflammable and
5 highly combustible materials within the City;

6 (viii) Regulate the establishment, operation and maintenance of any
7 entertainment or amusement facilities, including the theatrical performances,
8 circuses, billiard pools, public dancing schools, public dance halls, sauna
9 baths, massage parlors and other places for entertainment or amusement;
10 regulate such other events or activities for amusement or entertainment,
11 particularly those which tend to disturb the community or annoy the
12 inhabitants, or require the suspension or suppression of the same; or prohibit
13 certain forms of amusement or entertainment in order to protect the social and
14 moral welfare of the community;

15 (ix) Provide for the impounding of stray animals; regulate the keeping
16 of animals in homes or as part of a business, and the slaughter, sale or
17 disposition of the same; and adopt measures to prevent and penalize cruelty to
18 animals; and

19 (x) Regulate the establishment, operation and maintenance of funeral
20 parlors and the burial or cremation of the dead, subject to existing laws, rules
21 and regulations.

22 (5) Approve ordinances which shall ensure the efficient and effective
23 delivery of the basic services and facilities as provided for under the Local
24 Government Code and, in addition to said services and facilities, shall:

25 (i) Provide for the establishment, maintenance, protection and
26 conservation of tree parks and greenbelts;

27 (ii) Establish markets, slaughterhouses or animal corrals and authorize
28 the operation thereof by the city government; and regulate the construction and

1 operation of private markets, talipapas or other similar buildings and
2 structures;

3 (iii) Authorize the establishment, maintenance and operation by the
4 city government of ferries, wharves and/or other structures intended to
5 accelerate productivity related to marine life in the preservation thereof;

6 (iv) Regulate the preparation and sale of meat, poultry, fish,
7 vegetables, fruits, fresh dairy products and other foodstuffs for public-
8 consumption;

9 (v) Regulate the use of streets, avenues, alleys, sidewalks, bridges,
10 parks and other public places and approve the construction, improvement,
11 repair and maintenance of the same; establish bus and vehicle stops and
12 terminals or regulate the use of the same by privately-owned vehicles which
13 serve the public; regulate garages and operation of conveyances for hire;
14 designate stands to be occupied by public vehicles when not in use; regulate
15 the putting up of signs, signposts, awnings and awning posts on the streets;
16 and provide for the lighting, cleaning and sprinkling of streets and public
17 places;

18 (vi) Regulate traffic on all streets and bridges, prohibit encroachments
19 or obstacles thereon and, when necessary in the interest of public welfare,
20 authorize the removal of encroachments and illegal constructions in public
21 places;

22 (vii) Subject to existing laws, establish and provide for the
23 maintenance, repair and operation of an efficient waterworks system to supply
24 water for the inhabitants and to purify the source of the water supply; regulate
25 the construction, maintenance, repair and use of hydrants, pumps, cisterns and
26 reservoirs; protect the purity and quantity of the water supply of the City and,
27 for this purpose, extend the coverage of appropriate ordinances over all
28 territory within the drainage area of said water supply and within one hundred

1 meters (100 m.) of the reservoir, canal, conduit, aqueduct, pumping station or
2 watershed used in connection with the water service; and regulate the
3 consumption, use or wastage of water and fix and collect charges therefor;

4 (viii) Regulate the drilling and excavation of the ground for the laying
5 of water, gas, sewer and other pipes, and the construction, repair and
6 maintenance of public drains, sewers, cesspools, tunnels and similar structures;
7 regulate the placing of poles and the use of crosswalks, curbs and gutters;
8 adopt measures to ensure public safety against open canals, manholes, live
9 wires and other similar hazards to life and property; and regulate the
10 construction and use of private water closets, privies and other similar
11 structures in buildings and homes;

12 (ix) Regulate the placing, stringing, attaching, installing, repair and
13 construction of all gas mains, electric telegraph and telephone wires, conduits,
14 meters and other apparatus; and provide for the correction, condemnation or
15 removal of the same when found to be dangerous to the welfare of the
16 inhabitants;

17 (x) Subject to the availability of funds and the existing laws, rules and
18 regulations, establish and provide for the operation of vocational and technical
19 schools and similar post secondary institutions and, with the approval of the
20 DepEd and subject to existing laws on tuition fees, fix and collect reasonable
21 tuition fees and other school charges in educational institutions supported by
22 the city government;

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

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

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

4 (xiv) Provide for the care of disabled persons, paupers, the aged, the
5 sick, persons of unsound mind, abandoned minors, juvenile delinquents, drug
6 dependents, abused children and the youth below eighteen (18) years of age,
7 and subject to the availability of funds, establish and provide for the operation
8 of centers and facilities for the said needy and disadvantaged persons;

9 (xv) Establish and provide for the maintenance and improvement of
10 jails and detention centers, institute a sound jail management program and
11 appropriate funds for the subsistence of detainees and convicted prisoners in
12 the City;

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

17 (xvii) Establish a city council for the elderly and senior citizens which
18 shall formulate policies and adopt measures mutually beneficial to the elderly
19 and to the community; provide incentives for nongovernmental agencies and
20 entities and, subject to the availability of funds, appropriate funds to support
21 programs and projects for the benefit of the elderly;

22 (6) Perform such other duties and functions and exercise such other
23 powers as provided for under the Local Government Code of 1991, and those
24 that are prescribed by law or ordinance.

25 (b) The members of the sangguniang panlungsod of the City of El
26 Salvador shall receive a minimum monthly compensation corresponding to
27 Salary Grade Twenty-five (25) as prescribed under the Salary Standardization
28 Law and the implementing guidelines issued pursuant thereto.

ARTICLE V

PROCESS OF LEGISLATION

1
2
3 SEC. 12. *Internal Rules of Procedure.* – (a) On the first regular session
4 following the election of its members and within ninety (90) days thereafter,
5 the sangguniang panlungsod shall adopt or update its existing rules of
6 procedure.

7 (b) The rules of procedure shall provide for the following:

8 (1) The organization of the sanggunian and the election of its officers
9 as well as the creation of standing committees which shall include, but shall
10 not be limited to, the committees on appropriations, revenues, engineering and
11 public works, education and health, women and family, human rights, youth
12 and sports development, environmental protection, peace and order and traffic,
13 and cooperatives; the general jurisdiction of each committee; and the election
14 of the chairman and members of each committee;

15 (2) The order and calendar of business for each session;

16 (3) The legislative process;

17 (4) The parliamentary procedures which include the conduct of
18 members during sessions;

19 (5) The discipline of members for disorderly behavior and absences
20 without justifiable cause for four consecutive sessions for which they may be
21 censured, reprimanded or excluded from the session, suspended for not more
22 than sixty (60) days, or expelled: *Provided*, That the penalty of suspension or
23 expulsion shall require the concurrence of at least two-thirds (2/3) vote of all
24 the sanggunian members: *Provided, further*, That the member convicted by
25 final judgment to imprisonment of at least one year for any crime involving
26 moral turpitude shall be automatically expelled from the sanggunian; and

27 (6) Such other rules as the sanggunian may adopt.

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

10 (1) Ownership of stock or capital, or investment in the entity or firm
11 to which the ordinance or resolution may apply; and

12 (2) Contracts or agreements with any person or entity which the
13 ordinance or resolution under consideration may affect.

14 In the absence of a specific constitutional or statutory provision
15 applicable to this situation, “conflict of interest” refers in general to one where
16 it may be reasonably deduced that a member of a sanggunian may not act in
17 the public interest due to some private, pecuniary or other personal
18 considerations that may tend to affect his judgment to the prejudice of the
19 service or the public.

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

25 (1) Disclosure shall be made before the member participates in the
26 deliberations on the ordinance or resolution under consideration: *Provided,*
27 That if the member did not participate during the deliberations, the disclosure

1 shall be made before voting on the ordinance or resolution on second and third
2 readings; and

3 (2) Disclosure shall be made when a member takes a position or
4 makes a privilege speech on a matter that may affect the business interest,
5 financial connection or professional relationship described herein.

6 SEC. 14. *Sessions.* – (a) On the first day of the session immediately
7 following the election of its members, the sangguniang panlungsod shall, by
8 resolution, fix the day, time and place of its sessions. The minimum number of
9 regular sessions shall be once a week for the sangguniang panlungsod and
10 twice a month for the sangguniang barangay.

11 (b) When the public interest so demands, special sessions may be
12 called by the city mayor or by a majority of the members of the sanggunian.

13 (c) All sanggunian sessions shall be open to the public unless a
14 closed-door session is ordered by an affirmative vote of a majority of the
15 members present, there being a quorum, in the public interest or for reasons of
16 security, decency or morality. No two sessions, regular or special, may be held
17 in a single day.

18 (d) In the case of special sessions of the sanggunian, a written notice
19 to the members shall be served personally at the members' usual place of
20 residence at least twenty-four (24) hours before the special session is held.

21 Unless concurred in by two-thirds (2/3) vote of the sanggunian members
22 present, there being a quorum, no other matters may be considered at a special
23 session except those stated in the notice.

24 (e) The sangguniang panlungsod shall keep a journal and record of its
25 proceedings, which may be published upon resolution of the majority of its
26 members.

27 SEC. 15. *Quorum.* – (a) A majority of all the members of the
28 sanggunian who have been elected and qualified shall constitute a quorum to

1 transact official business. Should a question of quorum be raised during a
2 session, the presiding officer shall immediately proceed to call the roll of the
3 members and thereafter announce the results.

4 (b) Where there is no quorum, the presiding officer may declare a
5 recess until such time a quorum is constituted, or a majority of the members
6 present may adjourn from day to day and may compel the immediate
7 attendance of any member absent without justifiable cause by designating a
8 member of the sanggunian, to be assisted by a member or members of the
9 police force assigned in the territorial jurisdiction of the City of El Salvador, to
10 arrest the absent member and present him at the session.

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

15 SEC. 16. *Approval of Ordinances.* – (a) Every ordinance enacted by
16 the sangguniang panlungsod shall be presented to the city mayor. If the city
17 mayor approves the same, he shall affix his signature on each and every page
18 thereof; otherwise, he shall veto it and return the same with his objections to
19 the sanggunian, which may proceed to reconsider the same. The sanggunian
20 may override the veto of the city mayor by two-thirds (2/3) vote of all its
21 members, thereby making the ordinance or resolution effective for all legal
22 intents and purposes.

23 (b) The veto shall be communicated by the city mayor to the
24 sanggunian within ten (10) days; otherwise, the ordinance shall be deemed
25 approved as if he had signed it.

26 SEC. 17. *Veto Power of the City Mayor.* – (a) The city mayor may veto
27 any ordinance of the sangguniang panlungsod on the ground that it is *ultra*
28 *vires* or prejudicial to the public welfare, stating his reasons thereof in writing.

1 (b) The city mayor shall have the power to veto any particular item or
2 items of an appropriations ordinance, an ordinance or resolution adopting a
3 local development plan, any public investment program or an ordinance
4 directing the payment of money or creating liability. In such case, the veto
5 shall not affect the item or items which are not objected to. The vetoed item or
6 items shall not take effect unless the sangguniang panlungsod overrides the
7 veto in the manner herein provided; otherwise, the item or items in the
8 appropriations ordinance of the previous year corresponding to those vetoed, if
9 any, shall be deemed enacted.

10 (c) The city mayor may veto an ordinance or resolution only once.
11 The sanggunian may override the veto of the city mayor by two-thirds (2/3)
12 vote of all its members, thereby making the ordinance effective even without
13 the approval of the city mayor.

14 SEC. 18. *Review of City Ordinances by the Sangguniang*
15 *Panlalawigan.* – (a) Within three days after approval, the secretary to the
16 sangguniang panlungsod shall forward to the sangguniang panlalawigan for
17 review, copies of approved ordinances and the resolutions approving the local
18 development plans and public investment programs formulated by the local
19 development councils.

20 (b) Within thirty (30) days after receipt of copies of such ordinances
21 and resolutions, the sangguniang panlalawigan shall examine the documents or
22 transmit them to the provincial attorney or the provincial prosecutor for
23 prompt examination. The provincial attorney or the provincial prosecutor
24 shall, within a period of ten (10) days from the receipt of the documents,
25 inform the sangguniang panlalawigan in writing of his comments or
26 recommendations, which may be considered by the sangguniang panlalawigan
27 in making its decision.

1 (c) If the sangguniang panlalawigan finds that such an ordinance or
2 resolution is beyond the power conferred upon the sangguniang panlungsod
3 concerned, it shall declare such ordinance or resolution invalid in whole or in
4 part. The sangguniang panlalawigan shall enter its action in the minutes and
5 shall advise the corresponding city authorities of the action it has taken.

6 (d) If no action has been taken by the sangguniang panlalawigan
7 within thirty (30) days after submission of such an ordinance or resolution, the
8 same shall be presumed consistent with law and therefore valid.

9 SEC. 19. *Review of Barangay Ordinances by the Sangguniang*
10 *Panlungsod.* – (a) Within ten (10) days after its enactment, the sangguniang
11 barangay shall furnish copies of all barangay ordinances to the sangguniang
12 panlungsod for review as to whether the ordinance is consistent with law and
13 city ordinances.

14 (b) If the sangguniang panlungsod fails to take action on barangay
15 ordinances within thirty (30) days from receipt thereof, the same shall be
16 deemed approved.

17 (c) If the sangguniang panlungsod finds the barangay ordinances
18 inconsistent with law or city ordinances, the sangguniang panlungsod shall,
19 within thirty (30) days from receipt thereof, return the same with its comments
20 and recommendations to the sangguniang barangay concerned for adjustment,
21 amendment or modification; in which case, the effectivity of the barangay
22 ordinance is suspended until such time as the revision called for is effected.

23 SEC. 20. *Enforcement of Disapproved Ordinances or Resolutions.* –
24 Any attempt to enforce any ordinance or any resolution approving the local
25 development plan and the public investment program after the disapproval
26 thereof shall be sufficient ground for the suspension or dismissal of the official
27 or employee concerned.

1 SEC. 21. *Effectivity of Ordinances or Resolutions.* – (a) Unless
2 otherwise stated in the ordinance or the resolution approving the local
3 development plan and the public investment program, the same shall take
4 effect after ten (10) days from the date a copy thereof is posted in a bulletin
5 board at the entrance of the City Hall of El Salvador and in at least two other
6 conspicuous places in the City of El Salvador not later than five days after
7 approval thereof.

8 (b) The secretary to the sangguniang panlungsod shall cause the
9 posting of an ordinance or resolution in the bulletin board at the entrance of
10 the city hall in at least two conspicuous places not later than five days after
11 approval thereof.

12 The text of the ordinance or resolution shall be disseminated and posted
13 in Filipino or English and the secretary of the sangguniang panlungsod shall
14 record such fact in a book kept for the purpose, stating the dates of approval
15 and posting.

16 (c) ~~The~~ The main features of the ordinance or resolution duly enacted or
17 adopted shall, in addition to being posted, be published once in a local
18 newspaper of general circulation within the City: *Provided*, That in the
19 absence thereof, the ordinance or resolution shall be published in any
20 newspaper of general circulation: *Provided, further*, That the gist of all
21 ordinances with penal sanctions shall also be published in a newspaper of
22 general circulation.

ARTICLE VI

DISQUALIFICATION AND SUCCESSION OF ELECTIVE CITY OFFICIALS

1
2 DISQUALIFICATION AND SUCCESSION OF ELECTIVE CITY OFFICIALS
3 SEC. 22. *Disqualifications of Elective Public City Officials.* – The
4 following persons are disqualified from running for any elective position in the
5 City:

6 (a) Those sentenced by final judgment for an offense involving moral
7 turpitude or an offense punishable by one year or more of imprisonment within
8 two years after serving sentence;

9 (b) Those removed from office as a result of an administrative case;

10 (c) Those convicted by final judgment for violating the oath of
11 allegiance to the Republic of the Philippines;

12 (d) Those with dual citizenship;

13 (e) Fugitives from justice in criminal or nonpolitical cases here and
14 abroad;

15 (f) Permanent residents in a foreign country or those who have
16 acquired the right to reside abroad and continue to avail of the same right after
17 the effectivity of the Local Government Code; and

18 (g) The insane or feeble-minded.

19 SEC. 23. *Permanent Vacancy in the Offices of the City Mayor and the*
20 *City Vice Mayor.* – (a) If a permanent vacancy occurs in the office of the city
21 mayor, the city vice mayor concerned shall become the city mayor. If a
22 permanent vacancy occurs in the office of the city vice mayor, the highest
23 ranking sangguniang panlungsod member or, in case of his permanent
24 incapacity, the second highest ranking sangguniang panlungsod member shall
25 become the city mayor or the city vice mayor, as the case may be. Subsequent
26 vacancies in the said offices shall be filled automatically by the other
27 sanggunian members according to their ranking as defined herein.

1 (b) A tie between or among the highest ranking sangguniang
2 panlungsod members shall be resolved by drawing of lots.

3 (c) The successors as defined herein shall serve only the unexpired
4 terms of their predecessors.

5 (d) For purposes of this Act, a permanent vacancy arises when an
6 elective local official fills a higher vacant office, refuses to assume office, fails
7 to qualify, dies, is removed from office, voluntarily resigns or is otherwise
8 permanently incapacitated to discharge the functions of his office.

9 For purposes of succession as provided in this Act, ranking in the
10 sanggunian shall be determined on the basis of the proportion of votes
11 obtained by each winning candidate to the total number of registered voters in
12 the City in the immediately preceding local election.

13 SEC. 24. *Permanent Vacancies in the Sanggunian.* – Permanent
14 vacancies in the sangguniang panlungsod where automatic succession as
15 provided above does not apply shall be filled by appointments in the following
16 manner:

17 (a) The governor shall make the aforesaid appointments;

18 (b) Only the nominee of the political party under which the
19 sanggunian member concerned had been elected shall be appointed in the
20 manner herein provided. The appointee shall come from the political party as
21 that of the sanggunian member who caused the vacancy and shall serve the
22 unexpired term of the vacant office. In the appointment herein mentioned, a
23 nomination and a certificate of membership of the appointee from the highest
24 official of the political party concerned are conditions *sine qua non*, and any
25 appointment without such nomination and certification shall be null and void
26 *ab initio* and shall be a ground for administrative action against the official
27 responsible therefor;

1 (c) In case the permanent vacancy is caused by a sanggunian member
2 who does not belong to any political party, the city mayor shall, upon the
3 recommendation of the sangguniang panlungsod, appoint a qualified person to
4 fill the vacancy; and

5 (d) In case of vacancy in the representation of the youth and the
6 barangay in the sangguniang panlungsod, said vacancy shall be filled
7 automatically by the official next-in-rank of the organization concerned.

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

16 (b) Said temporary incapacity shall terminate upon submission to the
17 sangguniang panlungsod of a written declaration by the city mayor that he has
18 reported back to office. In case where the temporary incapacity is due to legal
19 cause, the city mayor shall also submit necessary documents showing the said
20 legal causes no longer exist.

21 (c) When the city mayor is traveling within the country but outside
22 territorial jurisdiction for a period not exceeding three consecutive days, he,
23 may designate in writing the officer-in-charge of his office. Such authorization
24 shall specify the powers and functions that the local official concerned shall
25 exercise in the absence of the city mayor, except the power to appoint, suspend
26 or dismiss employees.

27 (d) In the event, however, that the city mayor fails or refuses to issue,
28 such authorization, the city vice mayor or the highest ranking sangguniang

1 panlungsod member, as the case may be, shall have the right to assume the
2 powers, duties and functions of the said office on the fourth day of absence of
3 the city mayor, subject to the limitations provided for in subsection (c) hereof.

4 (e) Except as provided above, the city mayor shall, in no case,
5 authorize any local official to assume the powers, duties and functions of the
6 office other than the city vice mayor or the highest ranking member of the
7 sangguniang panlungsod, as the case may be.

8 ARTICLE VII

9 THE APPOINTIVE OFFICIALS OF THE CITY

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

13 (b) No person shall be appointed secretary to the sangguniang
14 panlungsod unless he is a citizen of the Philippines, a resident of the City of El
15 Salvador, of good moral character, a holder of a college degree preferably in
16 law, commerce or public administration from a recognized college or
17 university and a first grade civil service eligible or its equivalent.

18 (c) The secretary to the sangguniang panlungsod shall take charge of
19 the office of the sangguniang panlungsod and shall:

20 (1) Attend meetings of the sangguniang panlungsod and keep a
21 journal of its proceedings;

22 (2) Keep the seal of the City and affix the same with his signature to
23 all ordinances, resolutions and other official acts of the sangguniang
24 panlungsod and present the same to the presiding officer for his signature;

25 (3) Forward to the city mayor, for approval, copies of ordinances
26 enacted by the sangguniang panlungsod and duly certified by the presiding
27 officer;

1 (4) Forward to the Department of Budget and Management (DBM)
2 copies of the appropriation ordinances passed by the sangguniang panlungsod
3 as provided for under Section 326, Book II of the Local Government Code;

4 (5) Forward to the sangguniang panlalawigan copies of duly approved
5 ordinances in the manner provided in Sections 56 and 57 under Book I of the
6 Local Government Code;

7 (6) Furnish, upon the request of any interested party, certified copies
8 of records of public character in his custody, upon payment to the city
9 treasurer of such fees as may be prescribed by ordinance;

10 (7) Record in a book kept for the purpose all ordinances and
11 resolutions enacted or adopted by the sangguniang panlungsod, with the dates
12 of passage and publication thereof;

13 (8) Keep his office and all nonconfidential records therein open to the
14 public during usual business hours;

15 (9) Translate into the dialect used by the majority of the inhabitants
16 all ordinances and resolutions immediately after their approval, and cause the
17 publication of the same together with the original version in the manner
18 provided under the Local Government Code;

19 (10) Take custody of the local archives and, where applicable, the local
20 library and annually account for the same; and

21 (11) Perform such other duties and functions and exercise such other
22 powers as provided for under the Local Government Code, and those that are
23 prescribed by law or ordinance.

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

1 (b) The city treasurer shall be under the administrative supervision of
2 the city mayor, to whom he shall report regularly on the tax collection efforts
3 of the City.

4 (c) No person shall be appointed city treasurer unless he is a citizen of
5 the Philippines, a resident of the City of El Salvador, of good moral character,
6 a holder of a college degree preferably in commerce, public administration or
7 law from a recognized college or university, and a first grade civil service
8 eligible or its equivalent. He must have acquired experience in treasury or
9 accounting service for at least five years.

10 (d) The city treasurer shall receive such compensation, emoluments
11 and allowances as may be determined by law.

12 (e) The city treasurer shall take charge of the city finance department,
13 and shall:

14 (1) Advise the city mayor, the sangguniang panlungsod and other
15 local government and national officials concerned regarding disposition of
16 local government funds and on such other matters relative to public finance;

17 (2) Take custody and exercise proper management of the funds of the
18 City;

19 (3) Take charge of the disbursement of all funds of the City and such
20 other funds, the custody of which may be entrusted to him by law or other
21 competent authority;

22 (4) Inspect private commercial and industrial establishments within
23 the jurisdiction of the City in relation to the implementation of tax ordinances,
24 pursuant to the provisions of the Local Government Code;

25 (5) Maintain and update the tax information system of the City; and

26 (6) Perform such other duties and functions and exercise such other
27 powers as provided for under Republic Act No. 7160, otherwise known as the

1 Local Government Code of 1991, and those that are prescribed by law or
2 ordinance.

3 SEC. 28. *The Assistant City Treasurer.* – (a) The assistant city treasurer
4 may be appointed by the Secretary of Finance from a list of at least three
5 ranking eligible recommendees of the city mayor, subject to civil service law,
6 rules and regulations.

7 (b) No person shall be appointed assistant city treasurer unless he is a
8 citizen of the Philippines, a resident of the City of El Salvador, of good moral
9 character, a holder of a college degree preferably in commerce, public
10 administration or law from a recognized college or university, and a first grade
11 civil service eligible or its equivalent. He must have acquired at least five
12 years experience in treasury or accounting.

13 (c) The assistant city treasurer shall receive such compensation,
14 emoluments and allowances as may be determined by law.

15 (d) The assistant city treasurer shall assist the city treasurer and
16 perform such other duties as the latter may assign him. He shall have authority
17 to administer oaths concerning notices and notifications to those delinquent in
18 the payment of the real property tax and concerning official matters relating to
19 the accounts of the city treasurer or otherwise arising from the offices of the
20 city treasurer and the city assessor.

21 SEC. 29. *The City Assessor.* – (a) The city assessor must be a citizen of
22 the Philippines, a resident of the City of El Salvador, of good moral character,
23 a holder of a college degree preferably in civil or mechanical engineering,
24 commerce or any other related course from a recognized college or university,
25 and a first grade civil service eligible or its equivalent. He must have acquired
26 experience in real property assessment work or in any related field for at least
27 five years immediately preceding the date of his appointment.

1 (b) The city assessor shall receive such compensation, emoluments
2 and allowances as may be determined by law.

3 (c) The city assessor shall take charge of the city assessor's office and
4 shall:

5 (1) Ensure that all laws and policies governing the appraisal and
6 assessment of real properties for taxation purposes are properly executed;

7 (2) Initiate, review and recommend changes in policies and
8 objectives, plans and programs, techniques, procedures and practices in the
9 evaluation and assessment of real properties for taxation purposes;

10 (3) Establish a systematic method of real property assessment;

11 (4) Install and maintain a real property identification and accounting
12 systems;

13 (5) Prepare, install and maintain a system of tax mapping, showing
14 graphically all properties subject to assessment and gather all data concerning
15 the same;

16 (6) Conduct frequent physical surveys to verify and determine
17 whether all real properties within the City are properly listed in the assessment
18 rolls;

19 (7) Exercise the functions of appraisal and assessment primarily for
20 taxation purposes of all real properties in the City;

21 (8) Prepare a schedule of the fair market value of the different classes
22 of real properties in accordance with the provisions of the Local Government
23 Code;

24 (9) Issue, upon request of any interested party, certified copies of
25 assessment records of real properties and all other records relative to its
26 assessment, upon payment of a service charge or fee to the city treasurer;

1 (10) Submit every semester a report of all assessments, as well as
2 cancellations and modifications of assessments to the city mayor and the
3 sangguniang panlungsod; and

4 (11) Perform such other duties and functions and exercise such other
5 powers as provided for under Republic Act No. 7160, otherwise known as the
6 Local Government Code of 1991, and those that are prescribed by law or
7 ordinance.

8 SEC. 30. *The Assistant City Assessor.* – (a) The assistant city assessor
9 must be a citizen of the Philippines, a resident of the City of El Salvador, of
10 good moral character, a holder of a college degree preferably in civil or
11 mechanical engineering, commerce or any related course from a recognized
12 college or university, and a first grade civil service eligible or its equivalent.
13 He must have acquired experience in assessment or in any related field for at
14 least three years immediately preceding the date of his appointment.

15 (b) The assistant city assessor shall receive such compensation,
16 emoluments and allowances as may be determined by law.

17 (c) The assistant city assessor shall assist the city assessor and
18 perform such other duties as the latter may assign to him. He shall have the
19 authority to administer oaths and all declarations of all real properties for
20 purposes of assessment.

21 SEC. 31. *The City Accountant.* – (a) The city accountant must be a
22 citizen of the Philippines, a resident of the City of El Salvador, of good moral
23 character and a certified public accountant. He must have acquired experience
24 in the treasury or accounting service for at least five years immediately
25 preceding the date of his appointment.

26 (b) The city accountant shall receive such compensation, emoluments
27 and allowances as may be determined by law.

1 (c) The city accountant shall take charge of both the office of the
2 accounting and internal audit services, and shall:

3 (1) Install and maintain an internal audit system in the City;

4 (2) Prepare and submit financial statements to the city mayor and to
5 the sangguniang panlungsod;

6 (3) Apprise the sangguniang panlungsod and other officials on the
7 financial condition and operations of the City;

8 (4) Certify to the availability of budgetary allotment to which
9 expenditures and obligations may be properly charged;

10 (5) Review supporting documents before the preparation of vouchers
11 to determine the completeness of requirements;

12 (6) Prepare statements of cash advances, liquidations, salaries,
13 allowances, reimbursements and remittances pertaining to the City;

14 (7) Prepare statements of journal vouchers and liquidations of the
15 same and other adjustments related thereto;

16 (8) Post individual disbursements to the subsidiary ledger and index
17 cards;

18 (9) Maintain individual ledgers for officials and employees of the City
19 pertaining to payrolls and deductions;

20 (10) Record and post in index cards details of purchased furniture,
21 fixtures and equipment, including disposal thereof, if any;

22 (11) Account for all issued requests for obligations and maintain and
23 keep all records and reports related thereto;

24 (12) Prepare journals and the analysis of obligations and maintain and
25 keep all records and reports related thereto; and

26 (13) Perform such other duties and functions and exercise such other
27 powers as provided for under Republic Act No. 7160, otherwise known as the

1 Local Government Code of 1991, and those that are prescribed by law or
2 ordinance.

3 SEC. 32. *The City Budget Officer.* – (a) The city budget officer must be
4 a citizen of the Philippines, a resident of the City of El Salvador, of good
5 moral character, a holder of a college degree preferably in accounting,
6 economics, public administration or any related course from a recognized
7 college or university and a first grade civil service eligible or its equivalent.
8 He must have acquired experience in government budgeting or in any related
9 field for at least five years immediately preceding the date of his appointment.

10 (b) The city budget officer shall take charge of the city budget
11 department and shall:

12 (1) Prepare forms, orders and circulars embodying instructions on
13 budgetary and appropriation matters for the signature of the city mayor;

14 (2) Review and consolidate the budget proposals of different
15 departments and offices of the City;

16 (3) Assist the city mayor in the preparation of the budget and during
17 budget hearings;

18 (4) Study and evaluate budgetary implications of proposed legislation
19 and submit comments and recommendations thereon;

20 (5) Submit periodic budgetary reports to the Department of Budget
21 and Management;

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
25 budgets of component City;

26 (8) Coordinate with the city planning and development officer in the
27 formulation of the development plan of the City; and

1 (9) Perform such other duties and functions and exercise such other
2 powers as provided for under Republic Act No. 7160, otherwise known as the
3 Local Government Code of 1991, and those that are prescribed by law or
4 ordinance.

5 SEC. 33. *The City Planning and Development Officer.* – (a) The city
6 planning and development officer must be a citizen of the Philippines, a
7 resident of the City of El Salvador, of good moral character, a holder of a
8 college degree preferably in urban planning, development studies, economics,
9 public administration or any related course from a recognized college or
10 university, and a first grade civil service eligible or its equivalent. He must
11 have acquired experience in development planning or in any related field for at
12 least five years.

13 (b) The city planning and development officer shall receive such
14 compensation, emoluments and allowances as may be determined by law.

15 (c) The city planning development officer shall take charge of the city
16 planning and development coordinating office, and shall:

17 (1) Formulate integrated economic, social, physical and other
18 development plans and policies for consideration of the City;

19 (2) Conduct continuing studies, researches and training programs
20 necessary to evolve plans and programs for implementation;

21 (3) Integrate and coordinate all sectoral plans and studies undertaken
22 by the different functional groups or agencies;

23 (4) Monitor and evaluate the implementation of the different
24 development programs, projects and activities in the City in accordance with
25 the approved development plan;

26 (5) Prepare comprehensive plans and other development planning
27 documents for the consideration of the local development council;

1 (6) Analyze the income and expenditure patterns and formulates and
2 recommends fiscal plans and policies for consideration of the finance
3 committee of the sangguniang panlungsod;

4 (7) Promote people's participation in development planning within
5 the City;

6 (8) Exercise supervision and control over the secretariat of the local
7 development council; and

8 (9) Perform such other duties and functions and exercise such other
9 powers as provided for under Republic Act No. 7160, otherwise known as the
10 Local Government Code of 1991, and those that are prescribed by law or
11 ordinance.

12 SEC. 34. *The City Engineer.* – (a) The city engineer must be a citizen
13 of the Philippines, a resident of the City of El Salvador, of good moral
14 character and a licensed civil engineer. He must have acquired experience in
15 the practice of his profession for at least five years immediately preceding the
16 date of his appointment.

17 (b) The city engineer shall receive such compensation, emoluments
18 and allowances as may be determined by law.

19 (c) The city engineer shall take charge of the city engineering office,
20 and shall:

21 (1) Initiate, review and recommend changes in policies and
22 objectives, plans and programs, techniques, procedures and practices in
23 infrastructure development and public works in general of the City;

24 (2) Advise the city mayor on infrastructure, public works and other
25 engineering matters;

26 (3) Administer, coordinate, supervise and control the construction,
27 maintenance, improvement and repair of roads, bridges, other engineering and
28 public works projects of the City;

1 (4) Provide engineering services to the City, including investigation
2 and survey, engineering designs, feasibility studies and project management;
3 and

4 (5) Perform such other duties and functions and exercise such other
5 powers as provided for under Republic Act No. 7160, otherwise known as the
6 Local Government Code of 1991, and those that are prescribed by law or
7 ordinance.

8 SEC. 35. *The City Health Officer.* – (a) The city health officer must be
9 a citizen of the Philippines, a resident of the City of El Salvador, of good
10 moral character and a licensed medical practitioner. He must have acquired
11 experience in the practice of his profession for at least five years immediately
12 preceding the date of his appointment.

13 (b) The city health officer shall receive such compensation,
14 emoluments and allowances as may be determined by law.

15 (c) The city health officer shall take charge of the office of the city
16 health services and shall:

17 (1) Supervise the personnel and staff of said office, formulate
18 program implementation guidelines and rules and regulations for the operation
19 of the said office for the approval of the city mayor in order to assist him in the
20 efficient, effective and economical implementation of health service program
21 geared to implement health-related projects and activities;

22 (2) Formulate measures for the consideration of the sangguniang
23 panlungsod and provide technical assistance and support to the city mayor in
24 carrying out activities to ensure the delivery of basic services and the provision
25 of adequate facilities relative to health services as provided for under Section
26 17 of the Local Government Code;

27 (3) Develop plans and strategies and, upon approval thereof by the
28 city mayor, implement the same, particularly those which have to do with

1 health programs and projects which the city mayor is empowered to implement
2 and which the sangguniang panlungsod is empowered to provide for under the
3 Local Government Code; and

4 (4) In addition to the foregoing duties and functions, the city health
5 officer shall:

6 (i) Formulate and implement policies, plans and projects to promote
7 the health of the people in the City;

8 (ii) Advise the city mayor and the sangguniang panlungsod on matters
9 pertaining to health;

10 (iii) Execute and enforce all laws, ordinances and regulations relating to
11 public health;

12 (iv) Recommend to the sangguniang panlungsod, through the local
13 health board, the passage of such ordinances as he may deem necessary for the
14 preservation of public health;

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

17 (vi) Direct the sanitary inspection of all business establishments selling
18 food items or providing accommodation such as hotels, motels, lodging
19 houses, pension houses and the like, in accordance with the Sanitation Code;

20 (vii) Conduct health information campaigns and render health
21 intelligence services;

22 (viii) Coordinate with other government agencies and nongovernmental
23 organizations involved in the promotion and delivery of health services; and

24 (ix) Be in the frontline of the delivery of health services, particularly
25 during and in the aftermath of man-made and natural disasters and calamities;
26 and

27 (5) Perform such other duties and functions and exercise such other
28 powers as provided for under Republic Act No. 7160, otherwise known as the

1 Local Government Code of 1991, and those that are prescribed by law
2 ordinance.

3 SEC. 36. *The City Civil Registrar.* – (a) The city civil registrar must
4 a citizen of the Philippines, a resident of the City of El Salvador, of good
5 moral character, a holder of a college degree from a recognized college
6 university, and a first grade civil service eligible or its equivalent. He must
7 have acquired experience in civil registry work for at least five years
8 immediately preceding the date of his appointment.

9 (b) The city civil registrar shall receive such compensation
10 emoluments and allowances as may be determined by law.

11 (c) The city civil registrar shall be responsible for the civil
12 registration program in the City of El Salvador, pursuant to the Civil Registry
13 Law, the Civil Code and other pertinent laws, rules and regulations issued
14 to implement them.

15 (d) The city civil registrar shall take charge of the office of the city
16 civil registry, and shall:

17 (1) Develop plans and strategies and, upon approval thereof by the
18 city mayor, implement the same, particularly those which have to do with the
19 management and administration-related programs and projects which the city
20 mayor is empowered to implement and which the sangguniang panlungsod
21 is empowered to provide for under the Local Government Code;

22 (2) In addition to the foregoing duties and functions, the city civil
23 registrar shall:

24 (i) Accept all registrable documents and judicial decrees affecting the
25 civil status of persons;

26 (ii) File, keep and preserve in a secure place the books required
27 by law;

1 (iii) Transcribe and enter immediately upon receipt all registrable
2 documents and judicial decrees affecting the civil status of persons in the
3 appropriate civil registry books;

4 (iv) Transmit to the Office of the Civil Registrar-General, within the
5 prescribed period, duplicate copies of registered documents required by law;

6 (v) Issue certified transcripts or copies of any certificate or registered
7 documents upon payment of the required fees to the treasurer;

8 (vi) Receive applications for the issuance of a marriage license and,
9 after determining that the requirements and supporting certificates and
10 publication thereof for the prescribed period have been complied with, issue
11 the license upon payment of the authorized fee to the treasurer; and

12 (vii) Coordinate with the National Statistics Office in conducting
13 educational campaigns for vital registration and assist in the preparation of
14 demographic and other statistics for the City of El Salvador.

15 (3) Perform such other duties and functions and exercise such other
16 powers as provided for under the Local Government Code, and those that are
17 prescribed by law or ordinance.

18 *SEC. 37. The City Administrator.* - (a) The city administrator must be
19 a citizen of the Philippines, a resident of the City of El Salvador, of good
20 moral character, a holder of a college degree preferably in public
21 administration, law or any other related course from a recognized college or
22 university, and a first grade civil service eligible or its equivalent. He must
23 have acquired experience in management and administrative work for at least
24 five years immediately preceding the date of his appointment.

25 (b) The term of the city administrator is coterminous with that of his
26 appointing authority.

27 (c) The city administrator shall receive such compensation
28 emoluments and allowances as may be determined by law.

1 (d) The city administrator shall take charge of the city administrator's
2 office, and shall:

3 (1) Develop plans and strategies and, upon approval thereof by the
4 city mayor, implement the same, particularly those which have to do with the
5 management and administration-related programs and projects which the city
6 mayor is empowered to implement and which the sangguniang panlungsod is
7 empowered to provide for under the Local Government Code;

8 (2) Be in the frontline of the delivery of administrative support
9 services, particularly those related to the situations during and in the aftermath
10 of man-made and natural disasters or calamities;

11 (3) Recommend to the sangguniang panlungsod and advise the city
12 mayor on all matters relative to the management and administration of the
13 City; and

14 (4) Perform such other duties and functions and exercise such other
15 powers as provided for under the Local Government Code, and those that are
16 prescribed by law or ordinance.

17 SEC. 38. *The City Legal Officer.* – (a) The city legal officer must be a
18 citizen of the Philippines, a resident of the City of El Salvador, of good moral
19 character and a member of the Philippine Bar. He must have practiced his
20 profession for at least five years immediately preceding the date of his
21 appointment.

22 (b) The city legal officer shall receive such compensation,
23 emoluments and allowances as may be determined by law.

24 (c) The city legal officer, the chief legal counsel of the City, shall take
25 charge of the office of the city legal service, and shall:

26 (1) Formulate measures for the consideration of the sangguniang
27 panlungsod and provide legal assistance and support to the city mayor in

1 carrying out the delivery of basic services and the provision of adequate
2 facilities;

3 (2) Develop plans and strategies and, upon approval thereof by the
4 city mayor, implement the same, particularly those which have to do with the
5 programs and projects related to legal services which the city mayor is
6 empowered to implement and which the sangguniang panlungsod is
7 empowered to provide;

8 (3) Recommend measures to the sangguniang panlungsod and advise
9 the city mayor on all matters related to upholding the rule of law;

10 (4) Be in the frontline of protecting human rights and prosecuting any
11 violation thereof, particularly those which occur during and in the aftermath of
12 man-made or natural disasters and calamities; and

13 (5) Perform such other duties and functions and exercise such other
14 powers as provided for under the Local Government Code, and those that are
15 prescribed by law or ordinance.

16 SEC. 39. *The City Social Welfare and Development Officer.* – (a) The
17 city social welfare and development officer must be a citizen of the
18 Philippines, a resident of the City of El Salvador, of good moral character, a
19 duly licensed social worker or a holder of a college degree preferably in
20 sociology or any other related course from a recognized college or university,
21 and a first grade civil service eligible or its equivalent. He must have acquired
22 experience in the practice of social work for at least five years immediately
23 preceding the date of his appointment.

24 (b) The city social welfare and development officer shall receive such
25 compensation, emoluments and allowances as may be determined by law.

26 (c) The city social welfare and development officer shall take charge
27 of the office of the social welfare and development, and shall:

1 (1) Formulate measures for the approval of the sangguniang
2 panlungsod and provide technical assistance and support to the city mayor in
3 carrying out measures to ensure the delivery of basic services and the
4 provision of adequate facilities relative to social welfare and development
5 services;

6 (2) Develop plans and strategies and, upon approval thereof by the
7 city mayor, implement the same, particularly those which have to do with
8 social welfare programs and projects which the city mayor is empowered to
9 implement and which the sangguniang panlungsod is empowered to provide;

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

13 (4) Recommend to the sangguniang panlungsod and advise the city
14 mayor on all other matters related to social welfare and development services
15 which will improve the livelihood and the living conditions of the inhabitants
16 and

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

20 SEC. 40. *The City Veterinarian.* – (a) The city veterinarian must be a
21 citizen of the Philippines, a resident of the City of El Salvador, of good moral
22 character and a licensed doctor of veterinary medicine. He must have
23 practiced his profession for at least three years immediately preceding the date
24 of his appointment.

25 (b) The city veterinarian shall receive such compensation
26 emoluments and allowances as may be determined by law.

27 (c) The city veterinarian shall take charge of the office of veterinary
28 services and shall:

1 (1) Formulate measures for the consideration of the sangguniang
2 panlungsod and provide technical assistance and support to the city mayor in
3 carrying out measures to ensure the delivery of basic services and the
4 provision of adequate facilities;

5 (2) Develop plans and strategies and, upon approval thereof by the
6 city mayor, implement the same, particularly those which have to do with
7 veterinary-related activities which the city mayor is empowered to implement
8 and which the sangguniang panlungsod is empowered to provide;

9 (3) Be in the front-line of the veterinary-related activities, such as the
10 outbreak of highly contagious and deadly diseases and in situations resulting in
11 the depletion of animals for work and for human consumption, particularly
12 those arising from and in the aftermath of man-made and natural disasters or
13 calamities;

14 (4) Recommend to the sangguniang panlungsod and advise the city
15 mayor on all other matters relative to veterinary services which will increase
16 the number and improve the quality of livestock, poultry and other domestic
17 animals used for work or for human consumption; and

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

21 SEC. 41. *The City General Services Officer.* – (a) The city general
22 services officer must be a citizen of the Philippines, a resident of the City of El
23 Salvador, of good moral character, a holder of a college degree in public
24 administration, business administration and management from a recognized
25 college or university, and a first grade civil service eligible or its equivalent.
26 He must have acquired experience in general services, including management
27 of supply, property, solid waste disposal and general sanitation for at least
28 three years immediately preceding the date of his appointment.

1 (b) The city general services officer shall receive such compensation,
2 emoluments and allowances as may be determined by law.

3 (c) The city general services officer shall take charge of the office of
4 the general services, and shall:

5 (1) Formulate measures for the consideration of the sangguniang
6 panlungsod and provide technical assistance and support to the city mayor in
7 carrying out measures to ensure the delivery of basic services and the
8 provision of adequate facilities which require general services expertise and
9 technical support services;

10 (2) Develop plans and strategies and, upon approval thereof by the
11 city mayor, implement the same, particularly those which have to do with
12 general services supportive of the welfare of the inhabitants of the City which
13 the city mayor is empowered to implement and which the sangguniang
14 panlungsod is empowered to provide;

15 (3) Take custody of and be accountable for all properties, real or
16 personal, owned by the City and those granted to it in the form of donation,
17 reparation, assistance and counterpart of joint projects;

18 (4) Be in the frontline of general services related-activities, such as
19 the possible or imminent destruction or damage to records, supplies, properties
20 and structure materials or debris, particularly during and in the aftermath of
21 man-made and natural disasters or calamities;

22 (5) Recommend to the sangguniang panlungsod and advise the city
23 mayor on all other matters relative to general services; and

24 (6) Perform such other duties and functions and exercise such other
25 powers as provided for under the Local Government Code, and those that are
26 prescribed by law or ordinance.

27 SEC. 42. *The City Environment and Natural Resources Officer.* – (a)
28 The city environment and natural resources officer must be a citizen of the

1 Philippines, a resident of the City of El Salvador, of good moral character, a
2 holder of a college degree preferably in environment, forestry, agriculture or
3 any other related course from a recognized college or university, and a first
4 grade civil service eligible or its equivalent. He must have acquired
5 experience in the environment and natural resources management,
6 conservation and utilization work for at least five years immediately preceding
7 the date of his appointment.

8 (b) The city environment and natural resources officer shall receive
9 such compensation, emoluments and allowances as may be determined by law.

10 (2) The city environment and natural resources officer shall take
11 charge of the environment service department, and shall:

12 (1) Formulate measures for the consideration of the sangguniang
13 panlungsod and provide assistance and support to the city mayor in carrying
14 out measures to ensure the delivery of basic services and the provision of
15 adequate facilities relative to environment and natural resources services as
16 provided for under Section 17 of the Local Government Code;

17 (2) Develop plans and strategies and, upon approval thereof by the
18 city mayor, implement the same, particularly those which have to do with the
19 environment and natural resources programs and projects which the city mayor
20 is empowered to implement and which the sangguniang panlungsod is
21 empowered to implement and which the sangguniang panlungsod is
22 empowered to provide;

23 (3) Be in the frontline of the delivery of services concerning the
24 environment and natural resources, particularly in the renewal and
25 rehabilitation of the environment during and in the aftermath of man-made and
26 natural disasters or calamities;

27 (4) Recommend measures to the sangguniang panlungsod and advise
28 the city mayor on all matters relative to the protection, conservation, maximum

1 utilization, application of appropriate technology and other matters related to
2 the environment and natural resources; and

3 (5) Perform such other duties and functions and exercise such other
4 powers, as provided for under the Local Government Code, and those that are
5 prescribed by law or ordinance.

6 SEC. 43. *The City Architect.* – (a) The city architect must be a citizen
7 of the Philippines, a resident of the City of El Salvador, of good moral
8 character and a duly licensed architect. He must have practiced his profession
9 for at least five years immediately preceding the date of his appointment.

10 (b) The city architect shall receive such compensation, emoluments
11 and allowances as may be determined by law.

12 (c) The city architect shall take charge of the office on the
13 architectural planning and design, and shall:

14 (1) Formulate measures for the consideration of the sangguniang
15 panlungsod and provide technical assistance and support to the city mayor in
16 carrying out measures to ensure the delivery of basic services and the
17 provision of adequate facilities relative to architectural planning and design;

18 (2) Develop plans and strategies and, upon approval thereof by the
19 city mayor, implement the same, particularly those which have to do with
20 architectural planning and design programs and projects which the city mayor
21 is empowered to implement and which the sangguniang panlungsod is
22 empowered to provide for under the Local Government Code;

23 (3) Be in the frontline of the delivery of services involving
24 architectural planning and design, particularly those related to the redesigning
25 of spatial distribution of basic facilities and physical structures during and in
26 the aftermath of man-made and natural disasters or calamities;

1 (4) Recommend to the sangguniang panlungsod and advise the city
2 mayor on all matters relative to architectural planning and design as it relates
3 to the total socioeconomic development of the City; and

4 (5) Perform such other duties and functions and exercise such other
5 powers as provided for under the Local Government Code, and those that are
6 prescribed by law or ordinance.

7 SEC. 44. *The City Information Officer.* – (a) The city information
8 officer must be a citizen of the Philippines, a resident of the City of El
9 Salvador, of good moral character, a holder of a college degree preferably in
10 journalism, mass communication or any related course from a recognized
11 college or university, and a first grade civil service eligible or its equivalent.
12 He must have experience in writing articles and research papers or writing for
13 print, television or broadcast media for at least five years immediately
14 preceding the date of his appointment.

15 (b) The city information officer shall receive such compensation,
16 emoluments and allowances as may be determined by law.

17 (c) The city information officer shall take charge of the city
18 information and community relations department, and shall:

19 (1) Formulate measures for the consideration of the sangguniang
20 panlungsod and provide technical assistance and support to the city mayor in
21 providing the information and research data required for the delivery of basic
22 services and the provision of adequate facilities so that the public becomes
23 aware of said services and may fully avail of the same;

24 (2) Develop plans and strategies and, upon approval thereof by the
25 city mayor, implement the same, particularly those which have to do with
26 public information and research data to support programs and projects which
27 the city mayor is empowered to implement and which the sangguniang
28 panlungsod is empowered to provide;

1 (3) Be in the frontline in providing information during and in the
2 aftermath of man-made and natural disasters and calamities, with special
3 attention to the victims thereof, to help minimize injuries and casualties during
4 and after the emergency, and to accelerate relief and rehabilitation;

5 (4) Recommend to the sangguniang panlungsod and advise the city
6 mayor on all matters relative to public information and research data as it
7 relates to the total socioeconomic development of the City; and

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

11 SEC. 45. *The City Cooperatives Officer.* – (a) The city cooperatives
12 officer must be a citizen of the Philippines, a resident of the City of El
13 Salvador, of good moral character, a holder of a college degree preferably in
14 business administration with special training on cooperatives or any related
15 course from a recognized college or university, and a first grade civil service
16 eligible or its equivalent. He must have experience in cooperatives
17 organization and management for at least five years immediately preceding the
18 date of his appointment.

19 (b) The city cooperatives officer shall receive such compensation,
20 emoluments and allowances as may be determined by law.

21 (c) The city cooperatives officer shall take charge of the office for the
22 development of cooperatives, and shall:

23 (i) Formulate measures for consideration of the sangguniang
24 panlungsod and provide technical assistance and support to the city mayor in
25 carrying out measures to ensure the delivery of basic services and the
26 provision of facilities through the development of cooperatives and in
27 providing access to such services and facilities;

1 (2) Develop plans and strategies and, upon approval thereof by the
2 city mayor, implement the same, particularly those which have to do with the
3 integration of cooperatives principles and methods in programs which the city
4 mayor is empowered to implement and which the sangguniang panlungsod is
5 empowered to provide;

6 (3) Be in the frontline of cooperative organization, rehabilitation or
7 viability enhancement, particularly during and in the aftermath of man-made
8 and natural disasters and calamities, to aid in their survival and, if necessary,
9 subsequent rehabilitation;

10 (4) Recommend to the sangguniang panlungsod and advise the city
11 mayor on all other matters relative to cooperatives development and viability
12 enhancement which will improve the livelihood and the quality of life of the
13 inhabitants; and

14 (5) Perform such other duties and functions and exercise such other
15 powers as provided for under the Local Government Code, and those that are
16 prescribed by law or ordinance.

17 SEC. 46. *The City Population Officer* – (a) The city population officer
18 must be a citizen of the Philippines, a resident of the City of El Salvador, of
19 good moral character, a holder of a college degree preferably with specialized
20 training in population development from a recognized college or university,
21 and a first grade civil service eligible or its equivalent. He must have
22 experience in the implementation of programs or population development or
23 responsible parenthood for at least five years immediately preceding the date
24 of his appointment.

25 (b) The city population officer shall receive such compensation,
26 emoluments and allowances as may be determined by law.

27 (c) The city population officer shall take charge of the office of the
28 population development, and shall:

1 (1) Formulate measures for the consideration of the sangguniang
2 panlungsod and provide technical assistance and support to the city mayor in
3 carrying out measures to ensure the delivery of basic services and the
4 provision of adequate facilities relative to the integration of population
5 development principles and in providing access to said services and facilities;

6 (2) Develop plans and strategies and, upon approval thereof by the
7 city mayor, implement the same, particularly those which have to do with the
8 *integration of population development principles and methods in program and*
9 *projects which the city mayor is empowered to implement and which the*
10 *sangguniang panlungsod is empowered to provide; and*

11 (3) Perform such other duties and functions and exercise such other
12 powers as provided for under the Local Government Code, and those that are
13 prescribed by law or ordinance.

14 SEC. 47. *The City Agriculturist.* – (a) The city agriculturist must be a
15 citizen of the Philippines, a resident of the City of El Salvador, of good moral
16 character, a holder of a college degree in agriculture or any other related
17 course from a recognized college or university, and a first grade civil service
18 *eligible or its equivalent. He must have practiced his profession in agriculture*
19 *or acquired the experience in a related field for at least five years immediately*
20 *preceding the date of his appointment.*

21 (b) The city agriculturist shall receive such compensation,
22 emoluments and allowances as may be determined by law.

23 (c) The city agriculturist shall take charge of the office for agricultural
24 services, and shall:

25 (1) Formulate measures for the approval of the sangguniang
26 panlungsod and provide technical assistance and support to the city mayor in
27 carrying out measures to ensure the delivery of basic services and the
28 provision of adequate facilities relative to agricultural services;

1 (2) Develop plans and strategies and, upon approval thereof by the
2 city mayor, implement the same, particularly those which have to do with
3 agricultural programs and projects which the city mayor is empowered to
4 implement and which the sangguniang panlungsod is empowered to provide;

5 (3) In addition to the foregoing duties and functions, the city
6 agriculturist shall:

7 (i) Ensure that maximum assistance and access to resources in the
8 production, processing and marketing of agricultural and aquacultural and
9 marine products are extended to farmers, fishermen and local entrepreneurs;

10 (ii) Conduct or cause to be conducted location-specific agricultural
11 researches and assist in making available the appropriate technology arising
12 out of and disseminating information on basic research on crops, prevention
13 and control of plant diseases and pests, and other agricultural matters which
14 will maximize productivity;

15 (iii) Assist the city mayor in the establishment and the extension
16 services of demonstration farms or aquaculture and marine products;

17 (iv) Enforce rules and regulations relating to agriculture and aqua-
18 culture; and

19 (e) Coordinate with government agencies and nongovernmental
20 organizations which promote agricultural productivity through appropriate
21 technology compatible with environmental integrity.

22 (4) Be in the frontline of the delivery of basic agricultural services,
23 particularly those needed for the survival of the inhabitants during and in the
24 aftermath of man-made and natural disasters or calamities;

25 (5) Recommend to the sangguniang panlungsod and advise the city
26 mayor on all other matters related to agriculture and aquaculture which will
27 improve the livelihood and living conditions of the inhabitants; and

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

4 ARTICLE VIII

5 THE CITY FIRE STATION SERVICE, THE CITY JAIL SERVICE, 6 THE CITY SCHOOLS DIVISION AND THE CITY PROSECUTION SERVICE

7 SEC. 48. *The City Fire Station Service.* – There shall be established in
8 the City at least one fire station with adequate personnel, fire fighting facilities
9 and equipment, subject to the standards, rules and regulations that may be
10 promulgated by the Department of the Interior and Local Government. The
11 City shall provide the necessary land or site of the station.

12 The city fire station shall be responsible for the provision of various
13 emergency services such as the rescue and evacuation of injured people at fire-
14 related incidents and, in general, all fire prevention and suppression measures
15 to secure the safety of life and property of the citizenry.

16 SEC. 49. *The City Jail Service.* – (a) There shall be established and
17 maintained in the City a secured, clean, adequately equipped and sanitary jail
18 for the custody and safekeeping of prisoners, any fugitive from justice, or
19 person detained awaiting investigation or trial, and/or violent mentally ill
20 person who endangers himself or the safety of others, duly certified as such by
21 the proper medical health officer, pending the transfer to a mental institution.

22 (b) The city jail service shall be headed by a city jail warden who
23 must be a graduate of a four-year course in psychology, psychiatry, sociology,
24 nursing, social work or criminology who shall assist in the immediate
25 rehabilitation of individuals or detention of prisoners. Great care must be
26 exercised so that human rights of these prisoners are respected and protected,
27 and their spiritual and physical well-being are properly and promptly attended
28 to.

1 SEC. 50. *The City Schools Division.* –(a) There shall be established and
2 maintained by the DepEd a city schools division of the City of El Salvador
3 whose area of jurisdiction will cover all the school districts within the City.

4 (b) The city schools division shall be headed by a division
5 superintendent who must possess the necessary qualifications required by the
6 DepEd.

7 SEC. 51. *The City Prosecution Service.* – (a) There shall be established
8 in the City a prosecution service to be headed by a city prosecutor and such
9 number of assistant prosecutors, as may be necessary, who shall be
10 organizationally part of the Department of Justice (DOJ), and under the
11 supervision and control of the Secretary of Justice and whose qualifications,
12 manner of appointment, rank, salary and benefits shall be governed by existing
13 laws covering prosecutors in the DOJ.

14 (b) The city prosecutor shall handle the criminal prosecution in the
15 municipal trial courts in the City as well as in the regional trial courts for
16 criminal cases originating in the territory of the City, and shall render to or for
17 the City such services as are required by law, ordinance or regulation of the
18 DOJ.

19 The Secretary of Justice shall always ensure the adequacy and the
20 quality of prosecution service in the City and for this purpose, shall, in the
21 absence or lack or insufficiency in number of city assistant prosecutors as
22 provided hereinabove, designate from among the assistant provincial
23 prosecutors a sufficient number to perform and discharge the functions of the
24 city prosecution service as provided hereinabove.

ARTICLE IX

TRANSITORY AND FINAL PROVISIONS

25
26
27 SEC. 52. *Municipal Ordinances Existing at the Time of the Approval of*
28 *this Act.* – All municipal ordinances of the Municipality of El Salvador

1 existing at the time of the approval of this Act shall continue to be in force
2 within the City of El Salvador until the sangguniang panlungsod ordinance
3 shall provide otherwise.

4 SEC. 53. *Plebiscite.* – The City of El Salvador shall acquire corporate
5 existence upon the ratification of its creation by a majority of the votes cast by
6 the qualified voters in a plebiscite to be conducted in the present Municipality
7 of El Salvador within thirty (30) days from the approval of this Act. The
8 expenses for such plebiscite shall be borne by the Municipality of El Salvador.
9 The Commission on Elections shall conduct and supervise such plebiscite.

10 SEC. 54. *Officials of the City of El Salvador.* – The present elective
11 officials of the Municipality of El Salvador shall continue to exercise the
12 powers and functions until such time that a new election is held and the duly
13 elected officials shall have already qualified and assumed their offices. The
14 appointive officials and employees of the Municipality of El Salvador shall
15 likewise continue exercising their functions and duties and they shall be
16 automatically absorbed by the city government of the City of El Salvador.

17 SEC. 55. *Succession Clause.* – The City of El Salvador shall succeed to
18 all the assets, properties, liabilities and obligations of the Municipality of El
19 Salvador.

20 SEC. 56. *Election of Provincial Governor and Sangguniang*
21 *Panlalawigan Members of the Province of Misamis Oriental.* – The qualified
22 voters of the City of El Salvador shall be qualified to vote and run for any
23 elective position in the elections for provincial governor, provincial vice
24 governor, sangguniang panlalawigan members and other elective offices for
25 the Province of Misamis Oriental.

26 SEC. 57. *Jurisdiction of the Province of Misamis Oriental.* – The City
27 of El Salvador shall, unless otherwise provided by law, continue to be under
28 the jurisdiction of the Province of Misamis Oriental.

1 SEC. 58. *Suspension of Increase in Rates of Local Taxes* – No
2 increase in the rates of local taxes shall be imposed by the City within the
3 period of five years from its acquisition of corporate existence.

4 SEC. 59. *Representative District*. – Until otherwise provided by law,
5 the City of El Salvador shall continue to be a part of the Second Congressional
6 District of the Province of Misamis Oriental.

7 SEC. 60. *Limitation*. – Within three years from the approval of this
8 Act, no new race track, jai-alai fronton, gambling casino or cockpit shall be
9 licensed or allowed to operate in the City.

10 SEC. 61. *Reservation*. – Nothing herein contained shall preclude the
11 determination by the appropriate agency or forum of boundary disputes or
12 cases involving questions of territorial jurisdiction between the City of El
13 Salvador and any of the adjoining local government units even after the
14 effectivity of this Act.

15 SEC. 62. *Applicability of Laws*. – The provisions of Republic Act No.
16 7160, otherwise known as the *Local Government Code of 1991*, and other laws
17 pertaining to the Province of Misamis Oriental and such laws as are applicable
18 to cities shall govern the City of El Salvador insofar as they are not
19 inconsistent with the provisions of this Act.

20 SEC. 63. *Exemption from Republic Act No 9009*. – The City of El
21 Salvador shall be exempted from the income requirement prescribed under
22 Republic Act No. 9009.

23 SEC. 64. *Separability Clause*. – If, for any reason or reasons, any part
24 or provision of this Charter shall be held unconstitutional, invalid or
25 inconsistent with the *Local Government Code of 1991*, other parts or
26 provisions hereof which are not affected thereby shall continue to be in full
27 force and effect. Moreover, in cases where this Charter is silent or unclear, the

1 pertinent provisions of the Local Government Code shall govern, if so
2 provided therein.

3 S.C. 65. *Effectivity.* – This Act shall take effect fifteen (15) days after
4 its complete publication in at least two newspapers of general and local
5 circulation.

 Approved,