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SENATE

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COMMITTEE REPORT NO. 212

Submitted by the Committee on Local Government on '21 DEC 2006

Re : House Bill No. 5828

Recommending its approval with amendments.

Sponsor : Senator Lim

MR. PRESIDENT:

The Committee on Local Government to which was referred House Bill No. 5828, introduced by Representatives Zamora (R.), Mitra, De Guzman and Escudero, entitled:

**"AN ACT
CONVERTING THE MUNICIPALITY OF SAN JUAN INTO A HIGHLY URBANIZED CITY
TO BE KNOWN AS THE CITY OF SAN JUAN"**

has considered the same and has the honor to report it back to the Senate with the recommendation that it be approved with the following amendments:

1. On page 4, line 21, delete the phrase "and an assistant social welfare and development officer";
2. On page 4, line 24, put a comma (,) after the word "officer" and insert the following words thereafter: "A CITY ENVIRONMENT AND NATURAL RESOURCES OFFICER";
3. On page 5, line 5, insert the phrase "SANGGUNIANG PANLUNGSOD OF THE" between the words "The" and "City";
4. On page 5, line 26, delete the word and figure "twenty one (21)" and in lieu thereof, insert the word and figure "TWENTY-THREE (23)";
5. On page 14, line 19, before the word "Determine", insert the following phrase: "CONSISTENT WITH THE SALARY STANDARDIZATION LAW,";
6. On page 16, line 4, after the word "indebtedness", change the semi-colon (;) into period (.), and add the following sentences: "THE APPLICATION FOR LOANS OR OTHER FORMS OF INDEBTEDNESS AND THE TERMS AND CONDITIONS THEREOF SHALL, BEFORE APPROVAL, BE PUBLISHED IN A NEWSPAPER OF GENERAL CIRCULATION IN THE CITY. ONCE APPROVED, THE CONTRACT COVERING THE LOANS OR OTHER FORMS OF INDEBTEDNESS

SHALL BE FURNISHED TO ANY CITY RESIDENT REQUESTING A COPY THEREOF, UPON PAYMENT OF REASONABLE FEE.”;

7. On the same page, line 9, change the semi-colon (;) after the word “projects” into period (.) and add the following sentences: “THE AUTHORIZATION TO FLOAT BONDS OR OTHER INSTRUMENTS OF INDEBTEDNESS SHALL BE PUBLISHED IN A NEWSPAPER OF GENERAL CIRCULATION IN THE CITY. ONCE APPROVED, THE CONTRACT COVERING THE FLOATING OF BONDS OR OTHER INSTRUMENTS OF INDEBTEDNESS SHALL BE FURNISHED TO ANY CITY RESIDENT REQUESTING A COPY THEREOF UPON PAYMENT OF REASONABLE FEES.”
8. On page 21, line 22, delete the phrase “and of” between the words “DepEd”, and “the Commission”;
9. On the same page, line 23, between the words “Education,” and “and”, insert the phrase “OR THE TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY, AS THE CASE MAY BE,”;
10. On page 28, line 25, delete the phrase “DISQUALIFICATIONS AND”;
11. Delete the entire Section 21 starting from page 28, line 27 up to page 29, line 13. Renumber the succeeding sections accordingly;
12. On page 29, line 14, on the sub-title, change the word “Office” into its plural form;
13. On the same page, lines 16 to 18, delete the sentence “If the city vice mayor refuses to assume the position of the city mayor, the highest sangguniang panlungsod member shall become the city mayor”;
14. On the same page, line 22, delete the phrase “city mayor or”;
15. On the same page and line, delete the comma “,” and the phrase “as the case may be”;
16. On the same page and line, before the word “Subsequent”, insert the sentence “IF PERMANENT VACANCIES OCCUR IN BOTH THE OFFICES OF THE CITY MAYOR AND THE CITY VICE MAYOR, THE FIRST AND SECOND HIGHEST RANKING SANGGUNIANG PANLUNGSOD MEMBERS, OR IN CASE OF PERMANENT INCAPACITY OF ONE OR BOTH OF THEM, THE NEXT HIGHEST RANKING SANGGUNIANG PANLUNGSOD MEMBER OR MEMBERS SHALL BECOME THE CITY MAYOR AND CITY VICE MAYOR, RESPECTIVELY.”;
17. On page 34, line 17, delete letter “S” to the word “Advises”;
18. On page 46, after enumeration number 2, insert the following paragraphs:

“(3) IN ADDITION TO THE FOREGOING DUTIES AND FUNCTIONS, THE CITY SOCIAL WELFARE AND DEVELOPMENT OFFICER SHALL:

“(AA) IDENTIFY THE BASIC NEEDS OF THE NEEDY, THE DISADVANTAGED AND THE IMPOVERISHED AND DEVELOP AND IMPLEMENT APPROPRIATE MEASURES TO ALLEVIATE THEIR PROBLEMS AND IMPROVE THEIR LIVING CONDITIONS;

“(BB) PROVIDE RELIEF AND APPROPRIATE CRISIS INTERVENTION FOR VICTIMS OF ABUSE AND EXPLOITATION AND RECOMMEND APPROPRIATE MEASURES TO DETER FURTHER ABUSE AND EXPLOITATION;

“(CC) ASSIST THE CITY MAYOR IN IMPLEMENTING THE BARANGAY LEVEL PROGRAM FOR THE TOTAL DEVELOPMENT AND PROTECTION OF CHILDREN UP TO SIX YEARS OF AGE;

“(DD) FACILITATE THE IMPLEMENTATION OF WELFARE PROGRAMS FOR THE DIFFERENTLY-ABLED, ELDERLY, AND VICTIMS OF DRUG ADDICTION, THE REHABILITATION OF PRISONERS AND PAROLEES, THE PREVENTION OF JUVENILE DELIQUENCY AND SUCH OTHER ACTIVITIES WHICH WOULD ELIMINATE OR MINIMIZE THE ILL-EFFECTS OF POVERTY;

“(EE) INITIATE AND SUPPORT YOUTH WELFARE PROGRAMS THAT WILL ENHANCE THE ROLE OF THE YOUTH IN NATION-BUILDING; AND

“(FF) COORDINATE WITH GOVERNMENT AGENCIES AND NONGOVERNMENTAL ORGANIZATIONS WHICH HAVE FOR THEIR PURPOSE THE PROMOTION AND PROTECTION OF ALL NEEDY, DISADVANTAGED, UNDERPRIVILEGED OR IMPOVERISHED GROUPS OR INDIVIDUALS, PARTICULARLY THOSE IDENTIFIED TO BE VULNERABLE AND HIGH-RISK TO EXPLOITATION, ABUSE AND NEGLECT;

And reletter the succeeding paragraphs in Section 38 accordingly;

19. Delete the entire Section 39 starting from page 46, line 19 up to page 47, line 8;
20. On page 52, after enumeration letter “d”, insert the following paragraphs:

“(E) INVESTIGATE OR CAUSE TO BE INVESTIGATED ANY PERSON, FIRM OR CORPORATION HOLDING ANY FRANCHISE OR EXERCISING ANY PUBLIC PRIVILEGE FOR FAILURE TO COMPLY WITH ANY TERM OR CONDITION IN THE GRANT OF SUCH FRANCHISE OR PRIVILEGE, AND RECOMMENDING APPROPRIATE ACTION TO THE CITY MAYOR OR SANGGUNIANG PANLUNGSOD, AS THE CASE MAY BE;”

And reletter the succeeding paragraphs accordingly.

21. On page 57, after line 16, insert a new section which shall read as follows:

“SEC. 43. THE CITY ENVIRONMENT AND NATURAL RESOURCES OFFICER. - (A) THE CITY ENVIRONMENT AND NATURAL RESOURCES OFFICER MUST BE A CITIZEN OF THE PHILIPPINES, A RESIDENT OF THE CITY, OF GOOD MORAL CHARACTER, A HOLDER OF A COLLEGE DEGREE PREFERABLY IN ENVIRONMENT, FORESTRY, AGRICULTURE OR ANY OTHER RELATED COURSE FROM A RECOGNIZED COLLEGE OR UNIVERSITY AND A FIRST GRADE CIVIL SERVICE ELIGIBLE OR ITS EQUIVALENT. HE MUST HAVE ACQUIRED EXPERIENCE IN ENVIRONMENT AND NATURAL RESOURCES MANAGEMENT, CONSERVATION AND UTILIZATION WORK FOR AT LEAST FIVE YEARS IMMEDIATELY PRECEDING THE DATE OF HIS APPOINTMENT.

(B) THE CITY ENVIRONMENT AND NATURAL RESOURCES OFFICER SHALL RECEIVE A MINIMUM MONTHLY COMPENSATION EQUIVALENT TO SALARY GRADE TWENTY-SIX (26) AS PRESCRIBED UNDER THE SALARY STANDARDIZATION LAW AND THE IMPLEMENTING GUIDELINES ISSUED PURSUANT THERETO, AND SUCH COMPENSATION, EMOLUMENTS AND ALLOWANCES AS MAY BE DETERMINED BY LAW.

(C) THE CITY ENVIRONMENT AND NATURAL RESOURCES OFFICER SHALL TAKE CHARGE OF THE OFFICE OF THE ENVIRONMENT AND NATURAL RESOURCES, AND SHALL:

(1) FORMULATE MEASURES FOR THE CONSIDERATION OF THE SANGGUNIANG PANLUNGSOD AND PROVIDE ASSISTANCE AND SUPPORT TO THE CITY MAYOR IN CARRYING OUT MEASURES TO ENSURE THE DELIVERY OF BASIC SERVICES AND THE PROVISION OF ADEQUATE FACILITIES RELATIVE TO ENVIRONMENT AND NATURAL RESOURCES SERVICES AS PROVIDED FOR UNDER SECTION 17 OF THE LOCAL GOVERNMENT CODE OF 1991;

(2) DEVELOP PLANS AND STRATEGIES AND, UPON APPROVAL THEREOF BY THE CITY MAYOR, IMPLEMENT THE SAME, PARTICULARLY THOSE WHICH HAVE TO DO WITH THE ENVIRONMENT AND NATURAL RESOURCES PROGRAMS AND PROJECTS WHICH THE CITY MAYOR IS EMPOWERED TO IMPLEMENT AND WHICH THE SANGGUNIANG PANLUNGSOD IS EMPOWERED TO PROVIDE FOR UNDER THE LOCAL GOVERNMENT CODE OF 1991;

(3) IN ADDITION TO THE FOREGOING DUTIES AND FUNCTIONS, THE CITY ENVIRONMENT AND NATURAL RESOURCES OFFICER SHALL:

(AA) ESTABLISH, MAINTAIN, PROTECT AND PRESERVE COMMUNAL FORESTS, WATERSHEDS, TREE PARKS, MANGROVES, GREENBELTS, COMMERCIAL FORESTS AND SIMILAR FOREST PROJECTS, LIKE INDUSTRIAL TREE FARMS AND AGRO-FORESTRY PROJECTS;

(BB) PROVIDE EXTENSION SERVICE TO BENEFICIARIES OF FOREST DEVELOPMENT PROJECTS AND RENDER ASSISTANCE FOR NATURAL RESOURCES-RELATED CONSERVATION AND UTILIZATION ACTIVITIES CONSISTENT WITH ECOLOGICAL BALANCE;

(CC) MANAGE AND MAINTAIN SEEDBANKS AND PRODUCE SEEDLINGS FOR FOREST AND TREE PARKS;

(DD) PROMOTE THE SMALL-SCALE MINING AND UTILIZATION OF MINERAL RESOURCES, PARTICULARLY THE MINING OF GOLD; AND

(EE) COORDINATE WITH GOVERNMENT AGENCIES AND NONGOVERNMENTAL ORGANIZATIONS IN THE IMPLEMENTATION

OF MEASURES TO PREVENT AND CONTROL LAND, AIR AND WATER POLLUTION, WITH THE ASSISTANCE OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES;

(4) BE IN THE FRONTLINE OF THE DELIVERY OF SERVICES CONCERNING THE ENVIRONMENT AND NATURAL RESOURCES, PARTICULARLY IN THE RENEWAL AND REHABILITATION OF THE ENVIRONMENT DURING AND IN THE AFTERMATH OF MAN-MADE AND NATURAL DISASTERS AND CALAMITIES;

(5) RECOMMEND TO THE SANGGUNIANG PANLUNGSOD AND ADVISE THE CITY MAYOR ON ALL MATTERS RELATIVE TO PROTECTION, CONSERVATION, MAXIMUM UTILIZATION, APPLICATION OF APPROPRIATE TECHNOLOGY AND OTHER MATTERS RELATED TO THE ENVIRONMENT AND NATURAL RESOURCES; AND

(6) PERFORM SUCH OTHER DUTIES AND FUNCTIONS AND EXERCISE SUCH OTHER POWERS AS PROVIDED FOR UNDER THE LOCAL GOVERNMENT CODE OF 1991, AND THOSE THAT ARE PRESCRIBED BY LAW OR ORDINANCE.”;

22. On page 57, line 23, put a comma “,” after the word “television” and delete the word “or” between the words “television” and “broadcast”, and thereafter, insert the words “AND OTHER FORMS OF MASS” after the word “broadcast”.
23. As an omnibus amendment, and consistent with the Salary Standardization Law, place the officials of the City of San Juan with a rank equivalent to head of the department under Salary Grade 26, instead of Salary Grade 25; and those with a rank equivalent to assistant head of department under Salary Grade 24, instead of Salary Grade 23.

Respectfully submitted:


ALFREDO S. LIM
Chairman

AQUILINO Q. PIMENTEL JR.
Minority Leader
and Vice-Chairman

Members:

RODOLFO G. BIAZON

COMPANERA PIA S. CAYETANO

FRANKLIN M. DRILON

JUAN PONCE ENRILE

RICHARD J. GORDON

MANUEL "LITO" M. LAPID

RALPH G. RECTO

RAMON B. MAGSAYSAY JR.

RAMON BONO REVILLA JR.

JINGGOY EJERCITO ESTRADA !!
OF COURSE!!

SERGIO OSMEÑA III

PANFILO M. LACSON

M.A. MADRIGAL

Ex-Officio Members:

JUAN M. FLAVIER
President Pro-Tempore

FRANCIS N. PANGILINAN
Majority Leader

Hon. MANNY VILLAR
President
Senate of the Philippines
Pasay City



HOUSE OF REPRESENTATIVES

H. No. 5828

BY REPRESENTATIVES ZAMORA (R.), MITRA, DE GUZMAN AND ESCUDERO,
PER COMMITTEE REPORT NO. 1986

AN ACT CONVERTING THE MUNICIPALITY OF SAN JUAN INTO A
HIGHLY URBANIZED CITY TO BE KNOWN AS THE CITY OF
SAN JUAN

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

1 ARTICLE I

2 GENERAL PROVISIONS

3 SECTION 1. *Title.* – This Act shall be known as the “Charter of the City
4 of San Juan”.

5 SEC. 2. *The City of San Juan.* – The Municipality of San Juan is hereby
6 converted into a highly urbanized city to be known as the City of San Juan,
7 hereinafter referred to as the City, which shall comprise of the present territory
8 of the Municipality of San Juan, Metro Manila, over which it has jurisdiction.
9 It is bounded on the north by Quezon City with Ermitaño Creek, Santolan
10 Road and EDSA as its natural boundary lines; on the west, by the City of
11 Manila with San Juan River as the natural boundary line; and on the east and
12 south, by Mandaluyong City with Connecticut Street on the east side: Wack-

1 Wack Road, Araullo Street and the Maytunas Creek; on the south side as its
2 natural boundary lines at coordinates 12°36' latitude north and 121°02'
3 longitude due east.

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

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

14 The City shall have the following corporate powers:

15 (a) To have continuous succession in its corporate powers;

16 (b) To sue and be sued;

17 (c) To have and use a corporate seal;

18 (d) To acquire and convey real or personal property;

19 (e) To enter into contracts; and

20 (f) To exercise such other powers, prerogatives and authority as are
21 granted to corporations, subject to the limitations provided in this Act and
22 other laws.

23 *SEC. 4. General Powers of the City.* – The City shall have a common
24 seal and may alter the same at pleasure. It shall exercise the power to levy
25 taxes, close and open roads, streets, alleys, parks or squares subject to the
26 provisions of the Constitution and existing laws. It may take, purchase, receive,
27 hold, lease, convey and dispose of real and personal property for the general
28 interest of the City, expropriate private property for public use, contract and be

1 contracted with, sue and be sued, prosecute and defend to final judgment and
2 execution suits wherein the City is a party, and exercise all the powers as are
3 granted to corporations and/or as hereinafter conferred.

4 *SEC. 5. General Welfare Clause of the City.* – The City shall exercise
5 the powers expressly granted, those necessarily implied therefrom, as well as
6 the powers necessary, appropriate or incidental for its efficient and effective
7 governance, and those which are essential to the promotion of the general
8 welfare.

9 Within its territorial jurisdiction, the City shall, among other things,
10 preserve and enrich its culture, promote health and safety, enhance the right of
11 the people to a balanced ecology, encourage and support the development of
12 appropriate and self-reliant scientific and technological capabilities, improve
13 public morals, enhance economic prosperity and social justice, promote full
14 employment among their residents, maintain peace and order, and preserve the
15 comfort and convenience of their inhabitants

16 *SEC. 6. Liability for Damages* – Unless otherwise provided by law, the
17 City of San Juan shall be liable for injuries or damages to persons or property
18 arising from the act or omission of any of its officers or employees while in the
19 performance of their official functions.

20 *SEC. 7. Jurisdiction of the City* – The jurisdiction of the City of San
21 Juan, for police purpose only, shall be coextensive with its territorial
22 jurisdiction and for the purpose of protecting and ensuring the purity of the
23 water supply of the City, such police jurisdiction shall also extend over all
24 territory within the drainage area of such water supply or within one hundred
25 meters (100 m.) of any reservoir, conduit, canal, aqueduct or pumping station
26 used in connection with the city water service.

27 The city courts of the City of San Juan shall have concurrent jurisdiction
28 with the city or municipal courts of adjoining municipalities or cities to try

1 crimes and misdemeanors committed within said drainage area or within said
2 spaces of one hundred meters (100 m.).

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

12 ARTICLE II

13 CITY OFFICIALS IN GENERAL

14 SEC. 8. *The Officials of the City of San Juan.* – (a) There shall be in the
15 City of San Juan: a city mayor, a city vice mayor, sangguniang panlungsod
16 members, a secretary to the sangguniang panlungsod, a city treasurer and an
17 assistant city treasurer, a city assessor and an assistant city assessor, a city
18 engineer and an assistant city engineer, a city health officer and an assistant
19 city health officer, a city civil registrar and an assistant city civil registrar, a
20 city accountant and an assistant city accountant, a city social welfare and
21 development officer and an assistant social welfare and development officer, a
22 city budget officer, a city planning and development officer, a city
23 administrator, a city legal officer, a city general services officer, a city
24 architect, a city human resource development officer and a city information
25 officer.

26 (b) In addition thereto, the city mayor may appoint a city cooperative
27 officer, a city population officer, a city veterinarian, a city building official and
28 a city tourism officer.

1 (c) The City shall establish a city fire station to be headed by a city fire
2 marshal, a city jail to be headed by a city jail warden, a city schools division to
3 be headed by a city schools division superintendent and a city prosecution
4 service to be headed by a city prosecutor.

5 (d) The City of San Juan may:

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

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

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

12 Unless otherwise provided herein, all appointive city officials of the
13 City shall be appointed by the city mayor with the concurrence of the majority
14 of all sangguniang panlungsod members, subject to civil service law, rules and
15 regulations: *Provided*, That the tenure of the city administrator and the city
16 information officer shall be coterminous with the tenure of the city mayor who
17 appointed them, and their term shall be deemed to have expired upon the
18 termination of the tenure of said appointing authority. The sangguniang
19 panlungsod shall act on the appointment within fifteen (15) days from the date
20 of its submission, otherwise the same shall be deemed confirmed.

21 ARTICLE III

22 THE CITY MAYOR AND CITY VICE MAYOR

23 SEC. 9. *The City Mayor.* – (A) The city mayor shall be the chief
24 executive of the City. He shall be elected at large by the qualified voters of the
25 City. No person shall be eligible for the position of city mayor unless at the
26 time of election, he is at least twenty-one (21) years of age, a resident of the
27 City for at least one year prior to his election and a qualified voter therein. He
28 shall hold office for three years, unless sooner removed, and shall receive a

1 minimum monthly compensation corresponding to Salary Grade Thirty (30) as
2 prescribed under Republic Act No. 6758, otherwise known as the Salary
3 Standardization Law, and the implementing guidelines issued pursuant thereto,
4 and such other compensation, emoluments and allowances as may be
5 determined by law.

6 (B) The city mayor, as the chief executive of the city government, shall
7 exercise such powers and perform such duties and functions as provided
8 herein:

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

13 (a) Determine the guidelines of city policies and be responsible to the
14 sangguniang panlungsod for the program of government;

15 (b) Direct the formulation of the city development plan with the
16 assistance of the city development council and, upon approval thereof by the
17 sangguniang panlungsod, implement the same;

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

23 (d) Initiate and propose legislative measures to the sangguniang
24 panlungsod, as may be deemed necessary, and provide such information and
25 data needed or requested by said sanggunian in the performance of its
26 legislative functions;

27 (e) Appoint all officials and employees whose salaries and wages are
28 wholly or mainly paid out of city funds and whose appointments are not

1 otherwise provided for in the Local Government Code of 1991, as well as
2 those he may be authorized by law to appoint;

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

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

8 (h) Determine the time, manner and place of payments of salaries or
9 wages of the officials and employees of the City, in accordance with law or
10 ordinance;

11 (i) Allocate and assign office space to city and other officials and
12 employees who, by law or ordinance, are entitled to such space in the city hall
13 and other buildings owned or leased by the city government, including the
14 offices and officials created therein;

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

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

25 (l) Furnish copies of executive orders issued by him to the respective
26 council chairmen within seventy-two (72) hours after their issuance;

27 (m) Visit component barangays of the City at least once every six
28 months to deepen his understanding of the problems and conditions, listen and

1 give appropriate counsel to local officials and inhabitants of general laws and
2 ordinances which especially concern them, and otherwise conduct visits and
3 inspections to ensure that the governance of the City will improve the quality
4 of life of the inhabitants;

5 (n) Act on leave applications of officials and employees appointed by
6 him and the commutation of the monetary value of their leave credits in
7 accordance with law;

8 (o) Authorize official trips of city officials and employees outside of
9 the City for a period not exceeding thirty (30) days;

10 (p) Call upon any national official or employee stationed in or assigned
11 to the City to advise him on matters affecting the City and to make
12 recommendations thereon; coordinate with the said officials or employees in
13 the formulation and implementation of plans, programs and projects; and when
14 appropriate, initiate an administrative or judicial action against a national
15 government official or employee who may have committed an offense in the
16 performance of his/her official duties while stationed in or assigned to the City;

17 (q) Authorize payments for medical care, necessary transportation,
18 subsistence, hospital or medical fees of city officials and employees who are
19 injured while in the performance of their official duties and functions, subject
20 to the availability of funds;

21 (r) Solemnize marriages;

22 (s) Conduct an annual palaring panlungsod which shall feature
23 traditional sports and disciplines included in national and international games,
24 in coordination with the Department of Education (DepEd), the Philippine
25 Sports Commission and other related agencies; and

26 (t) Submit to the Department of the Interior and Local Government
27 (DILG) and to the Office of the President the following reports: an annual
28 report containing a summary of all matters pertinent to the management,

1 administration and development of the City and all information and data
2 relative to its political, social and economic conditions; and supplemental
3 reports when unexpected events and situations arise at any time during the
4 year, particularly when man-made or natural disasters or calamities affect the
5 general welfare of the City;

6 (2) Enforce all laws and ordinances relative to the governance of the
7 City and in the exercise of its appropriate powers, as well as implement all
8 approved policies, programs, projects, services and activities of the City and in
9 addition shall:

10 (a) Ensure that the acts of the City's component barangays and of its
11 officials and employees are within the scope of their prescribed powers, duties
12 and functions;

13 (b) Call conventions, conferences, seminars or meetings of elective or
14 appointive officials of the City, including national officials and employees
15 stationed in or assigned to the City, at such time and place and on such subject
16 he may deem important for the promotion of the general welfare of the local
17 government unit and its inhabitants;

18 (c) Issue such executive orders for the faithful and appropriate
19 enforcement and execution of laws and ordinances;

20 (d) Act as the deputized representative of the National Police
21 Commission, formulate the peace and order plan of the City and upon its
22 approval, implement the same and as such, exercise general and operational
23 control and supervision over the local police forces in the City in accordance
24 with Republic Act No. 6975, otherwise known as the Philippine National
25 Police Law; and

26 (e) Call upon the appropriate law enforcement agencies to suppress
27 disorder, riot, lawless violence, rebellion or sedition, or apprehend violators of

1 the law when public interest so requires and the city police forces are
2 inadequate to cope with the situation or the violators;

3 (3) Initiate and maximize the generation of resources and revenues and
4 apply the same to the implementation of development plans, program
5 objectives and priorities, particularly the resources and revenues programmed
6 for agro-industrial development and the provision of basic services and relative
7 thereto, shall:

8 (a) *Require each head of an office or department to prepare and submit*
9 *an estimate of appropriations for the ensuing calendar year, in accordance with*
10 *the budget preparation process and in accordance with the provisions of the*
11 *Local Government Code of 1991 and other relevant laws;*

12 (b) *Prepare and submit to the sanggunian for approval the executive*
13 *and supplemental budgets of the City for the ensuing calendar year in the*
14 *manner provided for under the Local Government Code of 1991;*

15 (c) *Ensure that all taxes and other revenues of the City are collected*
16 *and that city funds are applied to the payment of expenses and settlement of*
17 *obligations of the City, in accordance with law or ordinance;*

18 (d) *Issue licenses and permits and suspend or revoke the same for any*
19 *violation of the conditions upon which said licenses or permits had been issued*
20 *pursuant to law or ordinance;*

21 (e) *Issue permits, not requiring approval from any national agency, for*
22 *the holding of activities for any charitable or welfare purpose, excluding*
23 *prohibited games of chance or shows contrary to law, public policy and public*
24 *morals;*

25 (f) *Require owners of illegally constructed houses, buildings or*
26 *structures to obtain the necessary permits, subject to such fines and penalties as*
27 *may be imposed by law or ordinance, or to make necessary changes in the*

1 construction or to order the demolition or removal of said houses, buildings or
2 structures within the period prescribed by law or ordinance;

3 (g) Adopt adequate measures to safeguard and conserve land, mineral,
4 marine and other resources of the City;

5 (h) Provide efficient and effective property and supply management in
6 the City, and protect the funds, credits, rights and other properties of the City;
7 and

8 (i) Institute or cause to be instituted administrative or judicial
9 proceedings for violation of ordinances in the collection of taxes, fees or
10 charges, and for the recovery of funds and property; and cause the City to be
11 defended against all suits to ensure that its interests, resources and rights shall
12 be adequately protected;

13 (4) Ensure the delivery of basic services and the provision of adequate
14 facilities and, in addition thereto:

15 (a) Ensure that the construction and repair of roads, bridges and
16 highways funded by the national government shall be, as far as practicable,
17 carried out in a spatially contiguous manner and in coordination with the
18 construction and repair of the roads and bridges of the City; and

19 (b) Coordinate the implementation of technical services, including
20 public works and infrastructure programs, rendered by national offices; and

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

24 SEC. 10. *The City Vice Mayor.* – (a) There shall be a city vice mayor
25 who shall be elected in the same manner as the city mayor and shall, at the time
26 of his election, possess the same qualifications as the city mayor. He shall hold
27 office for three years, unless sooner removed, and shall receive a minimum
28 monthly compensation corresponding to Salary Grade Twenty-eight (28) as

1 prescribed under the Salary Standardization Law and the implementing
2 guidelines issued pursuant thereto, and such other compensation, emoluments
3 and allowances as may be determined by law.

4 (b) The city vice mayor shall:

5 (1) Be the presiding officer of the sangguniang panlungsod and sign all
6 warrants drawn on the city treasury for all expenditures appropriated for the
7 operation of the sangguniang panlungsod;

8 (2) Subject to civil service law, rules and regulations, appoint all
9 officials and employees, including the secretary of the sangguniang
10 panlungsod, except those whose manner of appointment is specially provided
11 in the Local Government Code of 1991;

12 (3) Assume the office of the city mayor for the unexpired term of the
13 latter in the event of permanent vacancy, as provided for in Section 44 of the
14 Local Government Code of 1991;

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

17 (5) Perform such other duties and functions and exercise such other
18 powers as provided for under the Local Government Code of 1991, and those
19 that are prescribed by other relevant laws or by ordinance.

20 ARTICLE IV

21 THE SANGGUNIANG PANLUNGSOD

22 SEC. 11. *The Sangguniang Panlungsod.* – (A) The sangguniang
23 panlungsod, the legislative body of the City, shall be composed of the city vice
24 mayor as the presiding officer, the regular sanggunian members, the president
25 of the city chapter of the liga ng mga barangay and the president of the
26 panlungsod na pederasyon ng mga sangguniang kabataan, and such other
27 members as may be provided for by law. They shall hold office for three
28 years, unless sooner removed.

1 (B) The regular members of the sangguniang panlungsod, the sectoral
2 representatives and other members as may be allowed by law shall be elected
3 or appointed in the manner as may be provided for by law. The elective
4 members of the sangguniang panlungsod shall possess the same qualifications
5 as that of the city mayor and city vice mayor except that candidates for said
6 position must be at least eighteen (18) years of age on election day.

7 (C) They shall receive a minimum monthly compensation
8 corresponding to Salary Grade Twenty-seven (27) as prescribed under the
9 Salary Standardization Law and the implementing guidelines issued pursuant
10 thereto, and such other compensation, emoluments and allowances as may be
11 determined by law.

12 (D) The sangguniang panlungsod shall:

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

15 (a) Review all ordinances approved by the sangguniang barangay and
16 executive orders issued by the punong barangay to determine whether these are
17 within the scope of the prescribed powers of the sangguniang barangay and of
18 the punong barangay;

19 (b) Maintain peace and order by enacting measures to prevent and
20 suppress lawlessness, disorder, riot, violence, rebellion or sedition and impose
21 penalties for the violation of said ordinances;

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

25 (d) Adopt measures to protect the inhabitants of the City from harmful
26 effects of man-made or natural disasters and calamities, and to provide relief
27 services and assistance to victims during and in the aftermath of said disaster
28 or calamity and in their return to productive livelihood following said events;

1 (e) Enact ordinances intended to prevent, suppress and impose
2 appropriate penalties for habitual drunkenness in public places, vagrancy,
3 mendicancy, prostitution, establishment and maintenance of houses of ill-
4 repute, gambling and other prohibited games of chance, fraudulent devices and
5 ways to obtain money or property, drug addiction, maintenance of drug dens,
6 drug pushing, juvenile delinquency, the printing, distribution or exhibition of
7 obscene or pornographic materials or publications and such other activities
8 inimical to the welfare and morals of the inhabitants of the City;

9 (f) Protect the environment. To this end, it shall set aside at least ten
10 percent (10%) of its development funds for the purpose of maintaining and
11 enhancing the ecological balance of the City It may also impose appropriate
12 penalties for acts which endanger the environment and other activities which
13 result in pollution, acceleration of eutrophication of river, or of ecological
14 imbalance, the fines for which shall be used exclusively for the advancement of
15 ecological protection;

16 (g) Subject to the provisions of the Local Government Code of 1991
17 and other pertinent laws, determine the powers and duties of officials and
18 employees of the City;

19 (h) Determine the positions and the salaries, wages, allowances and
20 other emoluments and benefits of officials and employees paid wholly or
21 mainly from city funds and provide for expenditures necessary for the proper
22 conduct of programs, projects, services and activities of the city government;

23 (I) Authorize the payment of compensation to a qualified person not in
24 the government service, who fills up a temporary vacancy or grant honorarium
25 to any qualified official or employee designated to fill a temporary vacancy in
26 a concurrent capacity at the rate authorized by law,

27 (j) Provide a mechanism and the appropriate funds therefor to ensure
28 the safety and protection of all city government property, public documents or

1 records such as those relating to property inventory, land ownership, records of
2 births, marriages, deaths, assessments, taxation, accounts, business permits and
3 such other records and documents of public interest in the offices and
4 departments of the city government;

5 (k) When the finances of the city government allow, provide for
6 additional allowances and other benefits to judges, prosecutors, public
7 elementary and high school teachers, and other national government officials
8 stationed in or assigned to the City;

9 (l) Provide legal assistance to barangay officials who, in the
10 performance of their official duties or on the occasion thereof, have to initiate
11 judicial proceedings or defend themselves against legal actions; and

12 (m) Provide for group insurance or additional insurance coverage for all
13 barangay officials, including members of barangay tanod brigades and other
14 service units, with public or private insurance companies;

15 (2) *Generate and maximize the use of resources and revenues for the*
16 *development plans, program objectives and priorities of the City with*
17 *particular attention to citywide growth and progress, and the provision of basic*
18 *services, and relative thereto, the sangguniang panlungsod shall:*

19 (a) Approve the annual and supplemental budgets of the city
20 government and appropriate funds for specific programs, projects, services and
21 activities of the City or for other purposes not contrary to law, in order to
22 promote the general welfare of the City and its inhabitants;

23 (b) Subject to the provisions of Book II of the Local Government Code
24 of 1991 and applicable laws, and upon the majority vote of all the members of
25 the sangguniang panlungsod, enact ordinances levying taxes, fees and charges,
26 prescribing the rates thereof for general and specific purposes, and granting tax
27 exemptions, incentives or reliefs;

1 (c) Subject to the provisions of Book II of the Local Government Code
2 of 1991 and applicable laws, and upon the majority vote of all the members of
3 the sangguniang panlungsod, authorize the city mayor to negotiate and contract
4 loans and other forms of indebtedness;

5 (d) Subject to the provisions of Book II of the Local Government Code
6 of 1991 and applicable laws, and upon the majority vote of all the members of
7 the sangguniang panlungsod, enact ordinances authorizing the floating of
8 bonds or other instruments of indebtedness for the purpose of raising funds to
9 finance development projects;

10 (e) Appropriate funds for the construction and maintenance or the
11 rental of buildings for the use of the City and, upon the majority vote of all the
12 members of the sangguniang panlungsod, authorize the city mayor to lease to
13 private parties such public buildings held in a proprietary capacity, subject to
14 existing laws, rules and regulations;

15 (f) Prescribe reasonable limits and restraints on the use of property
16 within the jurisdiction of the City;

17 (g) Adopt a comprehensive land-use plan for the City;

18 (h) Reclassify lands within the jurisdiction of the City, subject to
19 pertinent provisions of the Local Government Code of 1991;

20 (i) Enact integrated zoning ordinances in consonance with the
21 approved comprehensive land-use plan, subject to existing laws, rules and
22 regulations; establish fire limits or zones, particularly in populous centers; and
23 regulate the construction, repair or modification of buildings within said fire
24 limits or zones, in accordance with the provisions of the Fire Code;

25 (j) Subject to national law, process and approve subdivision plans for
26 residential, commercial or industrial purposes and other development purposes
27 and to collect processing fees and other charges, the proceeds of which shall
28 accrue entirely to the City: *Provided, however, That where approval of a*

1 national agency or office is required, said approval shall not be withheld for
2 more than thirty (30) days from receipt of the application. Failure to act on the
3 application within the period stated above shall be deemed as approval thereof;

4 (k) With the concurrence of at least two-thirds (2/3) of all the members
5 of the sangguniang panlungsod, grant tax exemptions, incentives or relief to
6 entities engaged in community growth-inducing industries, subject to the
7 provisions of the Local Government Code of 1991;

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

11 (m) Regulate the numbering of residential, commercial and other
12 buildings; and

13 (n) Regulate the inspection, weighing and measuring of articles of
14 commerce;

15 (3) Subject to the provisions of the Local Government Code of 1991,
16 enact ordinances granting franchises and authorizing the issuance of permits or
17 licenses, *upon such conditions and for such purposes intended to promote the*
18 *general welfare of the inhabitants of the City and pursuant to this legislative*
19 *authority, shall:*

20 (a) Fix and impose reasonable fees and charges for all services
21 rendered by the city government to private persons or entities;

22 (b) Regulate or fix license fees for any business or practice of
23 profession within the City and the conditions under which the license for said
24 business or practice of profession *may be revoked, and enact ordinances*
25 *levying taxes thereon;*

26 (c) Provide for and set the conditions under which public utilities
27 owned by the City shall be operated by the city government and prescribe the

1 conditions under which the same may be leased to private persons or entities,
2 preferably cooperatives;

3 (d) Regulate the display of and fix the license fees for signs, signboards
4 or billboards at the place or places where the profession or business advertised
5 thereby is, *in whole or in part, conducted*;

6 (e) Authorize and license the establishment, operation and maintenance
7 of cockpits, regulate cockfighting and commercial breeding of gamecocks;

8 (f) Subject to the guidelines prescribed by the Department of
9 Transportation and Communications (DOTC), regulate the operation of
10 tricycles and grant franchises for the operation thereof within the territorial
11 jurisdiction of the City; and

12 (g) *Upon approval by a majority vote of all the members of the*
13 *sangguniang panlungsod, grant a franchise to any person, partnership,*
14 *corporation or cooperative to do business within the City; establish, construct,*
15 *operate and maintain markets or slaughterhouses; or undertake such other*
16 *activities within the City as may be allowed by existing laws: Provided, That*
17 *cooperatives shall be given preference in the grant of such franchise,*

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

21 (a) Declare, prevent or abate any nuisance,

22 (b) With the concurrence of a majority of the members of the
23 *sangguniang panlungsod* constituting a quorum, deny the entry of legalized
24 gambling by ordinance into any part of the City or regulate its location within
25 the City;

26 (c) *Require that buildings and the promises thereof and any land within*
27 *the City be kept and maintained in a sanitary condition; impose penalties for*
28 *any violation thereof or upon failure to comply with the requirement, have the*

1 work done at the expense of the owner, administrator or tenant concerned and
2 require the filling up of any land or premises to a grade necessary for proper
3 sanitation;

4 (d) Regulate the disposal of clinical and other wastes from hospitals,
5 clinics and other similar establishments;

6 (e) Regulate the establishment, operation and maintenance of cafes,
7 restaurants, beerhouses, hotels, motels, inns, pension houses, lodging houses
8 and other similar establishments, including tourist guides and transports;

9 (f) Regulate the sale, giving away or dispensing of any intoxicating
10 malt, *vinno*, mixed or fermented liquors at any retail outlets;

11 (g) Regulate the establishment and provide for the inspection of steam
12 boilers or any heating device in buildings and the storage of inflammable and
13 highly combustible materials within the City;

14 (h) Regulate the establishment, operation and maintenance of
15 entertainment or amusement facilities, including the theatrical performance,
16 circuses, billiard halls, public dancing schools, public dance halls, sauna baths,
17 massage parlors and other places for entertainment or amusement, particularly
18 those which tend to disturb the community or annoy the inhabitants or require
19 the suspension or suppression of the same; or prohibit certain forms of
20 amusement or entertainment in order to protect the social and moral welfare of
21 the community;

22 (i) Provide for the impounding of stray animals; regulate the keeping
23 of animals in homes or as part of a business, and the slaughter, sale or
24 disposition of the same and adopt measures to prevent and penalize cruelty to
25 animals, subject to existing laws, rules and regulations; and

26 (j) Regulate the establishment, operation and maintenance of funeral
27 parlors and the burial or cremation of the dead, subject to existing laws, rules
28 and regulations;

1 (5) Approve ordinances which shall ensure the efficient and effective
2 delivery of basic services and facilities as provided for under the Local
3 Government Code of 1991 and, in addition to said services and facilities, shall

4 (a) Provide for the establishment, maintenance, protection and
5 conservation of tree parks, greenbelts and other similar development projects;

6 (b) Establish markets, slaughterhouses or animal corrals and authorize
7 the operation thereof by the city government; and regulate the construction and
8 operation of private markets, talipapas or other similar buildings and
9 structures;

10 (c) Regulate the preparation and sale of fish, meat, poultry, vegetables,
11 fruits, fresh dairy products and other foodstuffs for public consumption;

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

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

24 (f) Subject to existing laws and when necessary, establish and provide
25 for the maintenance, repair and operation of an efficient waterworks system to
26 supply water for the inhabitants and to purify the source of the water supply;
27 regulate the construction, maintenance, repair and use of the hydrants, pumps,
28 cisterns and reservation project, the purity and quantity of the water supply of

1 the City and, for this purpose, extend the drainage area of said water supply
2 within one hundred meters (100 m.) of the reservoir, canal, conduit, aqueduct,
3 pumping station or watershed used in connection with the water service; and
4 regulate the consumption, use or wastage of water and fix and collect charges
5 therefor;

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

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

19 (i) Subject to the availability of funds and to existing laws, rules and
20 regulations, establish or maintain, and/or provide for the operation of a city
21 college, vocational and technical schools and similar post-secondary
22 institutions and, with the approval of the DepEd, and of the Commission on
23 Higher Education, and subject to existing laws on tuition fees, fix and collect
24 reasonable tuition fees and other school charges in educational institutions
25 supported by the city government;

26 (j) Ensure the physical maintenance of educational institutions under
27 the operational control of the City and the provision of books and other capital
28 equipment for the same;

1 (k) Approve measures and adopt quarantine regulations to prevent the
2 introduction and spread of diseases;

3 (l) Provide for an efficient and effective system of solid waste and
4 garbage collection and prohibit littering and the placing or throwing of
5 garbage, refuse and other filth and wastes; and, for this purpose, provide for
6 incentive schemes for industries engaged in the recycling of waste and
7 garbage;

8 (m) Provide for the care of disabled persons, paupers, the aged, the sick,
9 persons of unsound mind, abandoned minors, juvenile delinquents, drug
10 dependents, abused children and other needy and disadvantaged persons,
11 particularly children and the youth below eighteen (18) years of age and,
12 subject to the availability of funds, establish and provide for the operation of
13 centers and facilities for the said needy and disadvantaged persons;

14 (n) Establish and provide for the maintenance and improvement of jails
15 and detention centers, institute a sound jail management program, including a
16 continuing education and training program for jail personnel assigned or
17 detailed in jails and detention centers within the jurisdiction of the City, and
18 the provision of separate detention centers for women and minors;

19 (o) Establish a city council whose purpose is the promotion of culture
20 and the arts, coordinate with government agencies and nongovernmental
21 organizations and, subject to the availability of funds, appropriate funds for the
22 support and development of the same;

23 (p) Establish a city council for the elderly which shall formulate
24 policies and adopt measures mutually beneficial to the elderly and to the
25 community, provide incentives for nongovernmental agencies and entities and,
26 subject to the availability of funds, appropriate funds to support programs and
27 projects for the benefit of the elderly;

1 (q) Provide for a social housing fund for the poor and, for this purpose,
2 allocate an amount not exceeding Ten million pesos (P10,000,000.00) annually
3 for the acquisition of land and development of the same; and

4 (6) Perform such other duties and functions and exercise such powers
5 as provided for under the Local Government Code of 1991, and those that are
6 prescribed by other relevant laws or by ordinance.

7 ARTICLE V

8 PROCESS OF LEGISLATION

9 SEC. 12. *Internal Rules of Procedure.* – (a) On the first regular session
10 following the election of its members and, within ninety (90) days thereafter,
11 the sangguniang panlungsod shall adopt or update rules of procedure.

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

13 (1) The organization of the sanggunian and the election of its officers,
14 as well as the creation of standing committees which shall include, but shall not
15 be limited to, the committees on appropriations, women and family, human
16 rights, youth and sports development, environmental protection and
17 cooperatives, the general jurisdiction of each committee and the election of the
18 chairman and members of each committee;

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

20 (3) The legislative process;

21 (4) The parliamentary procedures which include the conduct of
22 members during sessions;

23 (5) The discipline of members for disorderly behavior and absences
24 without justifiable cause for four consecutive sessions for which they may be
25 censured, reprimanded or excluded from the sessions, suspended for not more
26 than sixty (60) days, or expelled. *Provided*, That the penalty of suspension or
27 expulsion shall require the concurrence of at least two-thirds (2/3) vote of all
28 sanggunian members: *Provided, further*, That a member convicted by final

1 judgment to imprisonment of at least one year for any crime involving moral
2 turpitude shall be automatically expelled from the sanggunian; and

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

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

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

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

17 In the absence of specific constitutional or statutory provisions
18 applicable to this situation, "conflict of interest" refers in general to one where
19 it may be reasonably deduced that a member of a sanggunian may not act in the
20 public interest due to some private, pecuniary or other personal consideration
21 that may tend to affect his judgment to the prejudice of the service or the
22 public.

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

27 (1) Disclosure shall be made before the member participates in the
28 deliberations on the ordinance or resolution under consideration: *Provided,*

1 That if the member did not participate during the deliberations, the disclosure
2 shall be made before voting on the ordinance or resolution on second and third
3 readings; and

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

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

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

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

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

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

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

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 or members of the sanggunian to be assisted by a member or members
9 of the police force assigned in the territorial jurisdiction of the City of San
10 Juan, to 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 and duly approved by the members
14 present, shall then declare the session adjourned for lack of quorum.

15 SEC. 16. *Approval of Ordinances.* – (a) Every ordinance enacted by the
16 sangguniang panlungsod shall be presented to the city mayor. If the city mayor
17 approves the same, he shall affix his signature on each and every page thereof;
18 otherwise, he shall veto it and return the same with his objections to the
19 sanggunian, which may proceed to reconsider the same. The sanggunian may
20 override the veto of the city mayor by two-thirds (2/3) vote of all its members,
21 thereby making the ordinance or resolution effective for all legal intents and
22 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 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 vetoed
5 item or items shall not take effect unless the sangguniang panlungsod overrides
6 the veto in the manner herein provided; otherwise, the item or items in the
7 *appropriations ordinance* of the previous year corresponding to those vetoed, if
8 any, shall be deemed enacted.

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

13 SEC. 18. *Review of Barangay Ordinances by the Sangguniang*
14 *Panlungsod.* – (a) Within ten (10) days after the enactment, the sangguniang
15 barangay shall furnish copies of all barangay ordinances to the sangguniang
16 panlungsod for review as to whether the ordinance is consistent with law and
17 city ordinances.

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

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

27 SEC. 19. *Enforcement of Disapproved Ordinances or Resolutions.* –
28 Any attempt to enforce any ordinance or any resolution approving the local

1 development plan and public investment program after disapproval thereof
2 shall be sufficient ground for the suspension or dismissal of the official or
3 employee concerned.

4 SEC. 20. *Effectivity of Ordinances or Resolutions* – (a) Unless
5 otherwise stated in the ordinance or the resolution approving the local
6 development plan and public investment program, the same shall take effect
7 after ten (10) days from the date a copy thereof is posted in a bulletin board at
8 the entrance of the city hall and in at least two other conspicuous places in the
9 City of San Juan.

10 (b) The secretary of the sangguniang panlungsod shall cause the
11 posting of an ordinance or resolution in the bulletin board at the entrance of the
12 city hall and in at least two conspicuous places in the City of San Juan not later
13 than five days after approval thereof. The text of the ordinance or resolution
14 shall be disseminated and posted in Filipino or English, and the secretary of the
15 sangguniang panlungsod shall record such fact in a book kept for the purpose,
16 stating the dates of approval and posting.

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

24 ARTICLE VI

25 DISQUALIFICATIONS AND SUCCESSION FOR

26 ELECTIVE CITY OFFICIALS

27 SEC. 21. *Disqualifications for Elective City Officials* – The following
28 persons are disqualified from running for any elective position in the City:

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

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

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

7 (d) Those with dual citizenship;

8 (e) Fugitives from justice in criminal or nonpolitical cases here and
9 abroad;

10 (f) Permanent residents in a foreign country or those who have
11 acquired the rights to reside abroad and continue to avail of the same right after
12 the effectivity of the Local Government Code of 1991; and

13 (g) The insane or feeble-minded.

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

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

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

1 For purposes of this Act, a permanent vacancy arises when an elective
2 local official fills a higher vacant office, refuses to assume office, fails to
3 qualify, dies, is removed from office, voluntarily resigns or is otherwise
4 permanently incapacitated to discharge the functions of his office.

5 For purposes of succession as provided in this Act, ranking in the
6 sanggunian shall be determined on the basis of the proportion of votes obtained
7 by each winning candidate to the number of registered voters in the City in the
8 immediately preceding local election.

9 SEC. 23. *Permanent Vacancies in the Sangguniang Panlungsod* –
10 Permanent vacancies in the sangguniang panlungsod where automatic
11 succession as provided above does not apply shall be filled by appointments in
12 the following manner:

13 (a) The President, through the Executive Secretary, shall make the
14 aforesaid appointment;

15 (b) Only the nominee of the political party under which the sanggunian
16 member concerned had been elected shall be appointed in the manner herein
17 provided. The appointee shall come from the same political party as that of the
18 sanggunian member who caused the vacancy and shall serve the unexpired
19 term of the vacant office.

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

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

1 (d) In case of vacancy in the representation of the youth, the barangay
2 and other sectors in the sangguniang panlungsod, said vacancy shall be filled
3 automatically by the official next-in-rank of the organization concerned.

4 SEC. 24. *Temporary Vacancy in the Office of the City Mayor.* – (a)
5 When the city mayor is temporarily incapacitated to perform his duties for
6 physical or legal reasons such as, but not limited to, leave of absence, travel
7 abroad and suspension from office, the city vice mayor shall automatically
8 exercise the powers and perform the duties and functions of the city mayor,
9 except the power to appoint, suspend or dismiss employees which can only be
10 exercised if the period of temporary incapacity exceeds thirty (30) working
11 days.

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

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

23 (d) In the event, however, that the city mayor fails or refuses to issue
24 such authorization, the city vice mayor or the highest ranking sangguniang
25 panlungsod member, as the case may be, shall have the right to assume the
26 powers, duties and functions of the said office on the fourth (4th) day of
27 absence of the city mayor, subject to the limitations provided in subsection
28 hereof.

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

5 ARTICLE VII

6 THE APPOINTIVE OFFICIALS OF THE CITY:

7 THEIR QUALIFICATIONS, POWERS AND DUTIES

8 SEC. 25. *The Secretary to the Sangguniang Panlungsod.* – (a) There
9 shall be a secretary to the sangguniang panlungsod who shall be a career
10 official with the rank and salary equal to a head of a department or office who
11 shall be appointed by the city vice mayor with the concurrence of the majority
12 of all sangguniang panlungsod members as provided herein.

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
15 good moral character, a holder of a master's degree preferably in law,
16 commerce or public administration from a recognized college or university and
17 a first grade civil service eligible or its equivalent.

18 (c) The secretary of the sangguniang panlungsod shall receive a
19 minimum monthly compensation equivalent to Salary Grade Twenty-five (25)
20 as prescribed under the Salary Standardization Law and the implementing
21 guidelines issued pursuant thereto, and such compensation, emoluments and
22 allowances as may be determined by law.

23 (d) The secretary to the sanggunian shall take charge of the office of
24 the sangguniang panlungsod, and shall:

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

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

4 (3) Forward to the city mayor, for approval, copies of ordinances
5 enacted by the sangguniang panlungsod, duly certified by the presiding officer;

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

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

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

14 (7) Translate into Pilipino all ordinances and resolutions immediately
15 after their approval and cause the publication of the same together with the
16 original version in the manner provided for under the Local Government Code
17 of 1991;

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

20 (9) Perform such other duties and functions and exercise such other
21 powers as provided for under the Local Government Code of 1991, and those
22 that are prescribed by other relevant laws or by ordinance.

23 SEC. 26. *The City Treasurer.* – (a) The city treasurer shall be appointed
24 by the Secretary of Finance from a list of at least three ranking eligible
25 recommendees of the city mayor, subject to civil service law, rules and
26 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 good moral character, a holder of a
6 college degree preferably in commerce, public administration or law from a
7 recognized college or university and a first grade civil service eligible or its
8 equivalent. He must have acquired experience in treasury or accounting service
9 for at least five years.

10 (d) The city treasurer shall receive a minimum monthly compensation
11 equivalent to Salary Grade Twenty-five (25) as prescribed under the Salary
12 Standardization Law and the implementing guidelines issued pursuant thereto,
13 and such compensation, emoluments and allowances as may be determined by
14 law.

15 (e) The city treasurer shall take charge of the city treasury office, and
16 shall:

17 (1) Advises the city mayor, the sangguniang panlungsod and other local
18 government and national officials concerned regarding disposition of local
19 government funds and on such other matters relative to public finance;

20 (2) Take custody and exercise proper management of the funds of the
21 City;

22 (3) Take charge of the disbursement of all funds of the City and other
23 funds, the custody of which may be entrusted to him by law or other competent
24 authority;

25 (4) Inspect private commercial and industrial establishments within the
26 jurisdiction of the City in relation to the implementation of tax ordinances,
27 pursuant to the provisions of the Local Government Code of 1991;

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

1 (6) 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 SEC. 27. *The Assistant City Treasurer.* – (a) The assistant city treasurer
5 may be appointed by the Secretary of Finance from a list of at least three
6 ranking eligible recommendees of the city mayor, subject to civil service law,
7 rules and regulations.

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

14 (c) The assistant city treasurer shall receive a minimum monthly
15 compensation equivalent to Salary Grade Twenty-three (23) as prescribed
16 under the Salary Standardization Law and the implementing guidelines issued
17 pursuant thereto, and such other compensation, emoluments and allowances as
18 may be determined by law.

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

25 SEC. 28. *The City Assessor.* – (a) The city assessor must be a citizen of
26 the Philippines, a resident of the City, of good moral character, a holder of a
27 college degree preferably in civil or mechanical engineering, commerce or any
28 other related course from a recognized college or university and a first grade

1 civil service eligible or its equivalent. He must have acquired experience in
2 real property assessment work or in any related field for at least five years
3 immediately preceding the date of his appointment.

4 (b) The city assessor shall receive a minimum monthly compensation
5 equivalent to Salary Grade Twenty-five (25) as prescribed under the Salary
6 Standardization Law and the implementing guidelines issued pursuant thereto,
7 and such compensation, emoluments and allowances as may be determined by
8 law.

9 (c) *The city assessor shall take charge of the city assessor's office, and*
10 *shall:*

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

13 (2) Initiate, review and recommend changes in policies and objectives,
14 plans and programs, techniques, procedures and practices in the evolution and
15 assessment of real properties for taxation purposes;

16 (3) Establish a systematic method of real property assessment,

17 (4) Install and maintain real property identification and accounting
18 systems;

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

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

24 (7) Exercise the functions of appraisal and assessments primarily for
25 taxation purposes of all real properties in the City;

26 (8) Prepare a schedule of the fair market value of the different classes
27 of real properties in accordance with the provisions of the Local Government
28 Code of 1991;

1 (9) Issue, upon request of any interested party, certified copies of
2 assessment upon payment of a service charge or fee to the city treasurer;

3 (10) Submit every semester a report of all assessments as well as
4 *cancellation and modification* of assessment to the city mayor and the
5 sangguniang panlungsod; and

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

9 SEC. 29. *The Assistant City Assessor.* – (a) The assistant city assessor
10 must be a citizen of the Philippines, a resident of the City, of good moral
11 character, a holder of a college degree preferably in civil or mechanical
12 engineering, commerce or any related course from a recognized college or
13 university and a first grade civil service eligible or its equivalent. He must
14 have acquired experience in assessment or in any related field for at least three
15 years immediately preceding the date of his appointment.

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

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

22 SEC. 30. *The City Engineer.* – (a) The city engineer must be a citizen
23 of the Philippines, a resident of the City, of good moral character and a
24 licensed civil engineer. He must have acquired experience in the practice of his
25 profession for at least five years immediately preceding the date of his
26 appointment.

27 (b) The city engineer shall receive a minimum monthly compensation
28 equivalent to Salary Grade Twenty-five (25) as prescribed under the Salary

1 Standardization Law and the implementing guidelines issued pursuant thereto,
2 and such compensation, emoluments and allowances as may be determined by
3 law.

4 (c) The city engineer shall take charge of the city engineering office,
5 and shall;

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

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

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

14 (4) Provide engineering services to the City, including investigation
15 and survey, engineering designs, feasibility studies and project management;
16 and

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

20 *SEC. 31. The Assistant City Engineer.* – (a) The assistant city engineer
21 must be a citizen of the Philippines, a resident of the City, of good moral
22 character, a holder of a college degree preferably in civil or mechanical
23 engineering, commerce or any related course from a recognized college or
24 university and a first grade civil service eligible or its equivalent. He must
25 have acquired experience in assessment or in any related field for at least three
26 years immediately preceding the date of his appointment.

27 (b) The assistant city engineer shall assist the city engineer and perform
28 such other duties as the latter may assign to him.

1 (c) The assistant city engineer shall receive a minimum monthly
2 compensation equivalent to Salary Grade Twenty-three (23) as prescribed
3 under the Salary Standardization Law and the implementing guidelines issued
4 pursuant thereto, and such other compensation, emoluments and allowances as
5 may be determined by law.

6 SEC. 32. *The City Health Officer.* – (A) The city health officer must be
7 a citizen of the Philippines, a resident of the City, of good moral character and
8 a licensed medical practitioner. He must have acquired experience in the
9 practice of his profession for at least five years immediately preceding the date
10 of his appointment.

11 (B) The city health officer shall receive a minimum monthly
12 compensation equivalent to Salary Grade Twenty-five (25) as prescribed under
13 the Salary Standardization Law and the implementing guidelines issued
14 pursuant thereto, and such compensation, emoluments and allowances as may
15 be determined by law.

16 (C) The city health officer shall take charge of the office of the city
17 health services, and shall:

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

23 (2) Formulate measures for the consideration of the sangguniang
24 panlungsod and provide technical assistance and support to the city mayor in
25 carrying out activities to ensure the delivery of basic services and provision of
26 adequate facilities relative to health services provided under Section 17 of the
27 Local Government Code of 1991;

1 (3) Develop plans and strategies and, upon approval thereof by the city
2 mayor, implement the same, particularly those which have to do with health
3 programs and projects which the city mayor is empowered to implement and
4 which the sangguniang panlungsod is empowered to provide for under the
5 Local Government Code of 1991;

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

8 (a) Formulate and implement policies, plans and projects to promote
9 the health of the people in the City;

10 (b) Advise the city mayor and the sangguniang panlungsod on matters
11 pertaining to health;

12 (c) Execute and enforce all laws, ordinances and regulations relating to
13 health;

14 (d) Recommend to the sangguniang panlungsod, through the local
15 health board, the passage of such ordinance as he may deem necessary for the
16 preservation of public health;

17 (e) Recommend the prosecution of any violation of sanitary laws,
18 ordinances or regulations;

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

22 (g) Conduct health information campaigns and render health
23 intelligence services; and

24 (h) Coordinate with other government agencies and nongovernment
25 organizations involved in the promotion and delivery of health services;

26 (5) Be in the frontline of the delivery of health services, particularly
27 during and in the aftermath of man-made and natural disasters and calamities;
28 and

1 (6) 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 SEC. 33. *The Assistant City Health Officer.* -- (a) The assistant city
5 health officer must be a citizen of the Philippines, a resident of the City, of
6 good moral character and a licensed medical practitioner. He must have
7 acquired experience in any related field for at least three years immediately
8 preceding the date of his appointment.

9 (b) The assistant city health officer shall assist the city health officer
10 and perform such other duties as the latter may assign to him.

11 (c) The assistant city health officer shall receive a minimum monthly
12 compensation equivalent to Salary Grade Twenty-three (23) as prescribed
13 under the Salary Standardization Law and the implementing guidelines issued
14 pursuant thereto, and such other compensation, emoluments and allowances as
15 may be determined by law.

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

22 (B) The city civil registrar shall receive a minimum monthly
23 compensation equivalent to Salary Grade Twenty-five (25) as prescribed under
24 the Salary Standardization Law and the implementing guidelines issued
25 pursuant thereto, and such compensation, emoluments and allowances as may
26 be determined by law.

1 (C) The city civil registrar shall be responsible for the civil registration
2 program in the City of San Juan pursuant to the Civil Registry Law, the Civil
3 Code and other pertinent laws, rules and regulations issued to implement them.

4 (D) The city civil registrar shall take charge of the office of the city
5 civil registry, and shall:

6 (1) Develop plans and strategies and, upon approval thereof by the city
7 mayor, implement the same, particularly those which have to do with the
8 management and administration-related programs and projects which the city
9 mayor is empowered to implement and which the sangguniang panlungsod is
10 empowered to provide for under the Local Government Code of 1991;

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

13 (a) Accept all registrable documents and judicial decrees affecting the
14 civil status of persons;

15 (b) File, keep and preserve in a secure place the books required by law;

16 (c) Transcribe and enter immediately upon receipt, all registrable
17 documents and judicial decrees affecting the civil status of persons in the
18 appropriate civil registry books;

19 (d) Transmit to the Office of the Civil Registrar-General within the
20 prescribed period duplicate copies of registered documents required by law;

21 (e) Issue certified transcript or copies of any certificate or registered
22 document upon payment of the required fees to the treasurer;

23 (f) Receive applications for the issuance of a marriage license and after
24 determining that the requirements and supporting certificates and publication
25 thereof for the prescribed period have been complied with, issue the license
26 upon payment of the authorized fee to the treasurer; and

1 (g) Coordinate with the National Statistics Office in conducting
2 educational campaigns for vital registration and assist in the preparation of
3 demographic and other statistics for the City of San Juan;

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

7 SEC. 35. *The Assistant City Civil Registrar.* – (a) The assistant city
8 civil registrar must be a citizen of the Philippines, a resident of the City, of
9 good moral character and a holder of a college degree from a recognized
10 college or university and a first grade civil service eligible or its equivalent. He
11 must have acquired experience in assessment or in any related field for at least
12 three years immediately preceding the date of his appointment.

13 (b) The assistant city civil registrar shall assist the city civil registrar
14 and perform such other duties as the latter may assign to him.

15 (c) The assistant city civil registrar shall receive a minimum monthly
16 compensation equivalent to Salary Grade Twenty-three (23) as prescribed
17 under the Salary Standardization Law and the implementing guidelines issued
18 pursuant thereto, and such other compensation, emoluments and allowances as
19 may be determined by law.

20 SEC. 36. *The City Accountant.* – (a) The city accountant must be a
21 citizen of the Philippines, a resident of the City, of good moral character and a
22 certified public accountant. He must have acquired experience in the treasury
23 or accounting service for at least five years immediately preceding the date of
24 his appointment.

25 (b) The city accountant shall receive a minimum monthly compensation
26 equivalent to Salary Grade Twenty-five (25) as prescribed under the Salary
27 Standardization Law and the implementing guidelines pursuant thereto, and
28 such compensation, emoluments 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 the
5 sangguniang panlungsod;

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

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

10 (5) Review supporting documents before the preparation of vouchers to
11 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 same
15 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 the Local Government Code of 1991, and those
28 that are prescribed by law or ordinance.

1 SEC. 37. *The Assistant City Accountant.* – (a) The assistant city
2 accountant must be a citizen of the Philippines, a resident of the City, of good
3 moral character and a certified public accountant. He must have acquired
4 experience in assessment or in any related field for at least three years
5 immediately preceding the date of his appointment.

6 (b) The assistant city accountant shall assist the city accountant and
7 perform such other duties as the latter may assign to him.

8 (c) The assistant city accountant shall receive a *minimum monthly*
9 *compensation equivalent to Salary Grade Twenty-three (23) as prescribed*
10 *under the Salary Standardization Law and the implementing guidelines issued*
11 *pursuant thereto, and such other compensation, emoluments and allowances as*
12 *may be determined by law.*

13 SEC. 38. *The City Social Welfare and Development Officer.* – (a) The
14 city social welfare and development officer must be a citizen of the
15 *Philippines, a resident of the City, of good moral character, a duly licensed*
16 *social worker or a holder of a college degree preferably in sociology or any*
17 *other related course from a recognized college or university and a first grade*
18 *civil service eligible or its equivalent. He must have acquired experience in*
19 *the practice of social work for at least five years immediately preceding the*
20 *date of his appointment.*

21 (b) *The city social welfare and development officer shall receive a*
22 *minimum monthly compensation equivalent to Salary Grade Twenty-five (25)*
23 *as prescribed under the Salary Standardization Law and the implementing*
24 *guidelines issued pursuant thereto, and such compensation, emoluments and*
25 *allowances as may be determined by law.*

26 (c) The city social welfare and development officer shall take charge of
27 the office of 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 provision
4 of adequate facilities relative to social welfare and development services;

5 (2) Develop plans and strategies and, upon approval thereof by the city
6 mayor, implement the same, particularly those which have to do with social
7 welfare programs and projects which the city mayor is empowered to
8 implement and which the sangguniang panlungsod is empowered to provide for
9 under the Local Government Code of 1991;

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

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

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

1 (b) The assistant city social welfare and development officer shall
2 assist the city social welfare and development officer and perform such other
3 duties as the latter may assign to him.

4 (c) The assistant city social welfare and development officer shall
5 receive a minimum monthly compensation equivalent to Salary Grade Twenty-
6 three (23) as prescribed under the Salary Standardization Law and the
7 implementing guidelines issued pursuant thereto, and such other compensation,
8 emoluments and allowances as may be determined by law.

9 SEC. 40. *The City Budget Officer.* – (a) The city budget officer must be
10 a citizen of the Philippines, a resident of the City, of good moral character, a
11 holder of a college degree preferably in accounting, economics, public
12 administration or any related course from a recognized college or university
13 and a first grade civil service eligible or its equivalent. He must have acquired
14 experience in government budgeting or in any related field for at least five
15 years immediately preceding the date of his appointment.

16 (b) The city budget officer shall receive a minimum monthly
17 compensation equivalent to Salary Grade Twenty-five (25) as prescribed under
18 the Salary Standardization Law and the implementing guidelines pursuant
19 thereto, and such compensation, emoluments and allowances as may be
20 determined by law.

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

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

25 (2) Review and consolidate the budget proposals of different
26 departments and offices of the City;

27 (3) Assist the city mayor in the preparation of the proposed legislation
28 and submit comments and recommendations thereon;

1 (4) Study and evaluate budgetary implementation of proposed
2 legislation and submit comments and recommendations thereon;

3 (5) Submit periodic budgetary reports to the Department of Budget and
4 Management;

5 (6) Coordinate with the city treasurer, the city accountant and the city
6 planning and development officer for the purpose of budgeting;

7 (7) Assist the sangguniang pantlungsod in reviewing the approved
8 budgets of component barangays;

9 (8) Coordinate with the city planning and development coordinator in
10 the formulation of the development plan of the City; and

11 (9) Perform such other duties and functions and exercise such other
12 powers as provided for under the Local Government Code of 1991, and those
13 that are prescribed by law or ordinance.

14 SEC. 41. *The City Planning and Development Officer.* – (a) The city
15 planning and development officer must be a citizen of the Philippines, a
16 resident of the City, of good moral character, a holder of a college degree
17 preferably in urban planning, development studies, economics, public
18 administration or any related course from a recognized college or university
19 and a first grade civil service eligible or its equivalent. He must have acquired
20 experience in development planning or in any related field for at least five
21 years immediately preceding the date of his appointment.

22 (b) The city planning and development officer shall receive a minimum
23 monthly compensation equivalent to Salary Grade Twenty-five (25) as
24 prescribed under the Salary Standardization Law and the implementing
25 guidelines issued pursuant thereto, and such compensation, emoluments and
26 allowances as may be determined by law.

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

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

3 (2) Conduct continuing studies, researches and training programs
4 necessary to evolve plans and programs for implementations;

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

7 (4) Monitor and evaluate the implementation of the different
8 development programs, projects and activities in the City in accordance with
9 the approved development plan;

10 (5) *Prepare comprehensive plans and other development planning*
11 *documents for the consideration of the local development council;*

12 (6) Analyze the income and expenditure patterns, and formulate and
13 recommend fiscal plans and policies for consideration of the finance committee
14 of the City as provided for under the Local Government Code of 1991;

15 (7) Promote people's participation in development planning within the
16 City;

17 (8) Exercise supervision and control over the secretariat of the Local
18 Development Council; and

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

22 *Sec. 42. The City Administrator.* – (a) The city administrator must be a
23 citizen of the Philippines, a resident of the City, of good moral character, a
24 holder of a college degree preferably in public administration, law or any other
25 related course from a recognized college or university and a first grade civil
26 service eligible or its equivalent. He must have acquired experience in
27 management and administrative work for at least five years immediately
28 preceding the date of his appointment.

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

3 (c) The city administrator shall receive a minimum monthly
4 compensation equivalent to Salary Grade Twenty-five (25) as prescribed under
5 the Salary Standardization Law and the implementing guidelines issued
6 pursuant thereto, and such compensation, emoluments and allowances as may
7 be determined by law.

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

10 (1) Develop plans and strategies and, upon approval thereof by the city
11 mayor, implement the same, particularly those which have to do with the
12 management and administration-related programs and projects which the city
13 mayor is empowered to implement and which the *sangguniang panlungsod* is
14 empowered to provide for under the Local Government Code of 1991;

15 (2) In addition to the foregoing duties and functions, the city
16 administrator shall assist in the coordination of the work of all the officials of
17 the City under the supervision, direction and control of the city mayor and, for
18 this purpose, he may convene the chiefs of offices and other officials of the
19 City;

20 (3) Be in the frontline of the delivery of administrative support
21 services, particularly those related to the situations during and in the aftermath
22 of *man-made and natural disasters and calamities*;

23 (4) Recommend to the *sangguniang panlungsod* and advise the city
24 mayor on all matters relative to the management and administration of the City,
25 *and*

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

1 SEC. 43. *The City Legal Officer.* – (A) The city legal officer must be a
2 citizen of the Philippines, a resident of the City, of good moral character and a
3 member of the Philippine Bar. He must have practiced his profession for at
4 least five years immediately preceding the date of his appointment.

5 (B) *The term of the city legal officer shall be coterminous with that of*
6 *his appointing authority.*

7 (C) The city legal officer shall receive a minimum monthly
8 compensation equivalent to Salary Grade Twenty-five (25) as prescribed under
9 *the Salary Standardization Law and the implementing guidelines issued*
10 *pursuant thereto, and such compensation, emoluments and allowances as may*
11 *be determined by law.*

12 (D) The city legal officer, the chief legal counsel of the City, shall take
13 charge of the office of the city legal service, and shall:

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

18 (2) Develop plans and strategies and, upon approval thereof by the city
19 mayor, implement the same, particularly those which have to do with programs
20 and projects related to legal services which the city mayor is empowered to
21 implement and which the sangguniang panlungsod is empowered to provide for
22 under the Local Government Code of 1991;

23 (3) In addition to the foregoing duties and functions, the city legal
24 officer shall:

25 (a) Represent the City in all civil actions and special proceedings
26 wherein the City or any official thereof, in his official capacity, is a party;

1 (b) When required by the city mayor or sanggunian, draft ordinances,
2 contracts, bonds, leases and other instruments involving any instruments
3 already drawn;

4 (c) Render his opinion in writing on any question of law when
5 requested to do so by the city mayor or sanggunian;

6 (d) Investigate or cause to be investigated any local official or
7 employee for administrative neglect or misconduct in office and recommend
8 the appropriate action to the city mayor or sanggunian, as the case may be;

9 (e) When directed by the city mayor or sanggunian, initiate and
10 prosecute, in the interest of the City, any civil action on any bond, lease or
11 other contract upon any breach or violation thereof; and

12 (f) Review and submit recommendations on ordinances approved and
13 executive orders issued by component units;

14 (4) Recommend measures to the sangguniang panlungsod and advise
15 the city mayor on all matters related to upholding the rule of law;

16 (5) Be in the frontline of protecting human rights and prosecuting any
17 violations thereof, particularly those which occur during and in the aftermath
18 of man-made or natural disasters and calamities; and

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

22 SEC. 44. *The City General Services Officer.* – (A) The city general
23 services officer must be a citizen of the Philippines, a resident of the City, of
24 good moral character, a holder of a college degree in public administration,
25 business administration or management from a recognized college or university
26 and a first grade civil service eligible or its equivalent. He must have acquired
27 experience in general services, including management of supply, solid waste

1 disposal and general sanitation for at least five years immediately preceding
2 the date of his appointment.

3 (B) The city general services officer shall receive a minimum monthly
4 compensation equivalent to Salary Grade Twenty-five (25) as prescribed under
5 the Salary Standardization Law and the implementing guidelines issued
6 pursuant thereto, and such compensation, emoluments and allowances as may
7 be determined by law.

8 (C) The city general services officer shall take charge of the office of
9 the general services, and shall:

10 (1) Formulate measures for the consideration of the sangguniang
11 panlungsod and provide technical assistance and support to the city mayor in
12 carrying out measures to ensure the delivery of basic services and the provision
13 of adequate facilities which require general services expertise and technical
14 support services;

15 (2) Develop plans and strategies and, upon approval thereof by the city
16 mayor, implement the same, particularly those which have to do with the
17 general services supportive of the welfare of the inhabitants of the City which
18 the city mayor is empowered to implement, and which the sangguniang
19 panlungsod is empowered to provide for under the Local Government Code of
20 1991;

21 (3) *In addition to the foregoing duties and functions, the city general*
22 *services officer shall:*

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

26 (b) With the approval of the city mayor, assign building or land space
27 to local officials or other public officials who, by law, are entitled to space;

1 (c) Recommend to the city mayor the reasonable rental rates for local
2 government properties, whether real or personal, which will be leased to public
3 or private entities, owned by the City;

4 (d) Recommend to the city mayor reasonable rental rates for private
5 properties which may be leased for the official use of the City;

6 (e) Maintain and supervise janitorial, security, landscaping and other
7 related services in all local government public buildings and other real
8 property, whether owned or leased by the City;

9 (f) Collate and disseminate information regarding prices, shipping and
10 other costs of supplies and other items commonly used by the City,

11 (g) Perform archival and record management with respect to records of
12 offices and departments of the City; and

13 (h) Perform all other functions pertaining to supply and property
14 management and enforce policies on records creation, maintenance and
15 disposal;

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

20 (5) Recommend to the sangguniang panlungsod and advise the city
21 mayor on all matters relative to general services; and

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 *S.L.C. 45. The City Architect* – (A) The city architect must be a citizen
26 of the Philippines, a resident of the City, of good moral character and a duly
27 licensed architect. He must have practiced his profession for at least five years
28 immediately preceding the date of his appointment

1 (B) The city architect shall receive a minimum monthly compensation
2 equivalent to Salary Grade Twenty-five (25) as prescribed under the Salary
3 Standardization Law and the implementing guidelines issued pursuant thereto,
4 and such compensation, emoluments and allowances as may be determined by
5 law.

6 (C) The city architect shall take charge of the office of the architectural
7 planning and design, and shall:

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

12 (2) Develop plans and strategies and, upon approval thereof by the city
13 mayor, implement the same, particularly those which have to do with
14 architectural planning and design programs and projects which the city mayor
15 is empowered to implement and which the sangguniang panlungsod is
16 empowered to provide for under the Local Government Code of 1991;

17 (3) In addition to the foregoing duties and functions, the city architect
18 shall:

19 (a) Prepare and recommend, for consideration of the sanggunian, the
20 architectural plan and design for the City or a part thereof, including the
21 renewal of slums and blighted areas, land reclamation activities and
22 appropriate planning for the greening of land;

23 (b) Review and recommend for appropriate action of the sanggunian or
24 the city mayor as the case may be, the architectural plans and designs
25 submitted by governmental and nongovernmental entities or individuals
26 particularly those for undeveloped, underdeveloped and poorly-designed areas;
27 and

1 (c) Coordinate with government, nongovernment entities and
2 individuals involved in the aesthetics and the maximum utilization of the land
3 and water within the jurisdiction of the City, compatible with environmental
4 integrity and ecological balance;

5 (4) Be in the frontline of the delivery of services involving architectural
6 planning and design, particularly those related to the redesigning of spatial
7 distribution of basic facilities and physical structures during and in the
8 aftermath of man-made and natural disasters and calamities;

9 (5) Recommend to the sangguniang panlungsod and advise the city
10 mayor on all matters relative to architectural planning and design as it relates
11 to the total socioeconomic development of the City; and

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

15 SEC. 46. *The City Human Resource Development Officer.* – (a) The
16 city human resource development officer must be a citizen of the Philippines, a
17 resident of the City, of good moral character, a holder of a college degree
18 preferably in psychology or any related course from a recognized college or
19 university and a first grade civil service eligible or its equivalent. He must have
20 acquired experience in personnel administration for at least five years
21 immediately preceding the date of his appointment.

22 (b) The city human resource development officer shall receive a
23 minimum monthly compensation equivalent to Salary Grade Twenty-five (25)
24 as prescribed under the Salary Standardization Law and the implementing
25 guidelines issued pursuant thereto, and such compensation, emoluments and
26 allowances as may be determined by law.

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

1 (1) Develop a human resource management program for approval by
2 the city mayor and the sangguniang panlungsod;

3 (2) Assist the city mayor in implementing the city's policies and
4 programs relative to recruitment and selection, appointments, training,
5 promotion, compensations and other personnel actions involving officials and
6 employees of the City;

7 (3) Recommend to the sangguniang panlungsod and advise the city
8 mayor on all matters relative to human resource management and development;

9 (4) Establish and maintain a sound personnel program for the City
10 designed to promote career development and uphold the merit principle in the
11 local government service;

12 (5) Conduct a continuing organizational development of the City, with
13 the end in view of instituting effective administrative reforms; and

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

17 SLC. 47. *The City Information Officer.* – (A) The city information
18 officer must be a citizen of the Philippines, a resident of the City, of good
19 moral character, a holder of a college degree preferably in journalism or mass
20 communications or any 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 writing articles and research papers or writing for print,
23 television or broadcast media for at least five years immediately preceding the
24 date of his appointment.

25 (B) The city information officer shall receive a minimum monthly
26 compensation equivalent to Salary Grade Twenty-five (25) as prescribed under
27 the Salary Standardization Law and the implementing guidelines issued

1 pursuant thereto, and such compensation, emoluments and allowances as may
2 be determined by law

3 (C) The city information officer shall take charge of the office on public
4 information, 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 providing the information and research data required for the delivery of basic
8 services and the provision of adequate facilities so that the public becomes
9 aware of said services and may fully avail of the same,

10 (2) Develop plans and strategies and, upon approval thereof by the city
11 mayor, implement the same, particularly those which have to do with public
12 information and research data to support programs and projects which the city
13 mayor is empowered to implement and which the sangguniang panlungsod is
14 empowered to provide for under the Local Government Code of 1991;

15 (3) In addition to the foregoing duties and functions, the city
16 information officer shall:

17 (a) Provide relevant, adequate and timely information to the City and
18 its residents;

19 (b) Furnish information and data on the City to government agencies or
20 offices as may be required by law or ordinance and nongovernmental
21 *organizations to be furnished to said agencies and organizations; and*

22 (c) Maintain effective liaison with the various sectors of the community
23 on matters and issues that affect the livelihood and the quality of life of the
24 inhabitants and encourage support for programs of the local and national
25 government;

26 (4) Be in the frontline in providing information during and in the
27 aftermath of man-made and natural disasters and calamities, with special

1 attention to the victims thereof, to help minimize injuries and casualties during
2 and after the emergency, and to accelerate relief and rehabilitation;

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

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

9 SEC. 48. *The City Cooperatives Officer.* – (A) The city cooperatives
10 officer must be a citizen of the Philippines, a resident of the City, of good
11 moral character, a holder of a college degree preferably in business
12 administration with special training on cooperatives or any related course from
13 a recognized college or university and a first grade civil service eligible or its
14 equivalent. He must have acquired experience in cooperatives development for
15 at least five years immediately preceding the date of his appointment.

16 (B) The city cooperative officer shall receive such compensation,
17 emoluments and allowances as may be determined by law.

18 (C) The city cooperatives officer shall take charge of the office for the
19 development of cooperatives, and shall:

20 (1) Formulate measures for the consideration of the sangguniang
21 panlungsod and provide technical assistance and support to the city mayor in
22 carrying out measures to ensure the delivery of basic services and the provision
23 of adequate facilities through the development of cooperatives, and in
24 providing access to such services and facilities;

25 (2) Develop plans and strategies and, upon approval thereof by the city
26 mayor, implement the same, particularly those which have to do with the
27 integration of cooperatives principles and methods in programs and projects
28 which the city mayor is empowered to implement and which the sangguniang

1 panlungsod is empowered to provide for under the Local Government Code of
2 1991;

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

5 (a) Assist in the organization of cooperatives;

6 (b) Provide technical and other forms of assistance to existing
7 cooperatives to enhance their viability as an economic enterprise and social
8 organization; and

9 (c) Assist cooperatives in establishing linkages with government
10 agencies and nongovernmental organizations involved in the promotion and
11 integration of the concept of cooperatives in the livelihood of the people and
12 other community activities;

13 (4) Be in the frontline of cooperatives organization, rehabilitation or
14 viability enhancement, particularly during and in the aftermath of man-made
15 and natural disasters and calamities, to aid in their survival and, if necessary,
16 subsequent rehabilitation;

17 (5) Recommend to the sangguniang panlungsod and advise the city
18 mayor on all other matters relative to cooperatives development and viability
19 enhancement which will improve the livelihood and quality of life and
20 inhabitants; and

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

24 SEC. 49. *The City Population Officer.* – (A) The city population officer
25 must be a citizen of the Philippines, a resident of the City, of good moral
26 character, a holder of a college degree preferably with specialized training in
27 population development from a recognized college or university and a first
28 grade civil service eligible or its equivalent. He must have acquired

1 experience in the implementation of programs on population development or
2 responsible parenthood for at least five years immediately preceding the date
3 of his appointment.

4 (B) The city population officer shall receive such compensation,
5 emoluments and allowances as may be determined by law.

6 (C) The city population officer shall take charge of the office of the
7 population development, and shall:

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

13 (2) Develop plans and strategies and, upon approval thereof by the
14 city mayor, implement the same, particularly those which have to do with the
15 integration of population development principles and methods in programs and
16 projects which the city mayor is empowered to implement and which the
17 sangguniang panlungsod is empowered to provide for under the Local
18 Government Code of 1991;

19 (3) In addition to the foregoing duties and functions, the city
20 population officer shall:

21 (a) Assist the city mayor in the implementation of the constitutional
22 provisions relative to population development and the promotion of
23 responsible parenthood;

24 (b) Establish and maintain an updated data bank for program
25 operations, development planning and an educational program to ensure
26 people's participation in and understanding of population development; and

27 (c) Implement appropriate population training programs responsive to
28 the cultural heritage of the inhabitants; and

1 (4) 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 SEC. 50. *The City Veterinarian.* – (A) The city veterinarian must be a
5 citizen of the Philippines, a resident of the City, of good moral character and a
6 licensed doctor of veterinary medicine. He must have practiced his profession
7 for at least three years immediately preceding the date of his appointment.

8 (B) The city veterinarian shall receive such compensation, emoluments
9 and allowances as may be determined by law.

10 (C) The city veterinarian shall take charge of the office of veterinary
11 services, and shall:

12 (1) *Formulate measures for the consideration of the sangguniang*
13 *panlungsod and provide technical assistance and support to the city mayor in*
14 *carrying out measures to ensure the delivery of basic services and the provision*
15 *of adequate facilities;*

16 (2) Develop plans and strategies and, upon approval thereof by the city
17 mayor, implement the same, particularly those which have to do with
18 veterinary-related activities which the city mayor is empowered to implement
19 and which the sangguniang panlungsod is empowered to provide for under the
20 Local Government Code of 1991;

21 (3) In addition to the foregoing duties and functions, the city
22 veterinarian shall:

23 (a) Advise the city mayor on all matters pertaining to the slaughter of
24 animals for human consumption and the regulation of slaughterhouses;

25 (b) Regulate the keeping of domestic animals;

26 (c) Regulate and inspect poultry, milk and dairy products for public
27 consumption;

1 (d) Enforce all laws and regulations for the prevention of cruelty to
2 animals; and

3 (e) Take the necessary measures to eradicate, prevent or cure all forms
4 of animal diseases;

5 (4) Be in the frontline of veterinary-related activities, such as the
6 outbreak of highly contagious and deadly diseases and in situations resulting in
7 the depletion of animals for work and for human consumption, particularly
8 those arising from and in the aftermath of man-made and natural disasters and
9 calamities;

10 (5) Recommend to the sangguniang panlungsod and advise the city
11 mayor on all matters relative to veterinary services which will increase the
12 number and improve the quality of livestock, poultry and other domestic
13 animals used for work or human consumption; and

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

17 SEC. 51. *The City Building Official.* – (a) The city building official
18 must be a citizen of the Philippines, a resident of the City, of good moral
19 character and a licensed engineer or a licensed architect. He must have
20 acquired experience in the practice of his profession for at least five years.

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

23 (c) The city building official shall take charge of the office of the city
24 building official, and shall:

25 (1) Process and take appropriate action on applications for building
26 permits;

1 (2) Oversee and ensure the proper implementation of the National
2 Building Code and city ordinances pertaining to buildings and similar
3 structures;

4 (3) Recommend to the sangguniang panlungsod and advise the city
5 mayor on matters involving buildings and similar structures; and

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

9 SEC. 52. *The City Tourism Officer.* – (a) The city tourism officer must
10 be a citizen of the Philippines, a resident of the City, of good moral character,
11 a holder of a college degree preferably with specialized training in tourism
12 development from a recognized college or university and a first grade civil
13 service eligible or its equivalent. He must have acquired experience in the
14 implementation of programs on tourism development for at least five years
15 immediately preceding the date of his appointment.

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

18 (c) The city tourism officer shall take charge of the city tourism office
19 and shall assist the city mayor and the local tourism council in developing and
20 implementing programs, and shall:

21 (1) Encourage the local government unit to enact local legislation
22 adopting the Department of Tourism (DOT) accreditation standards for
23 tourism facilities and services;

24 (2) Ensure a pleasant experience and stay of tourists while at the same
25 time protecting the interests, welfare and rights of the City;

26 (3) Develop tourist products and destinations that will benefit the City
27 and its local community;

1 (4) Pursue the implementation of the national tourism master plans, the
2 national eco-tourism strategy and the area specific plans of the national and
3 local government units;

4 (5) Support the local government unit in promoting festivals, fiestas
5 and other tourism-related activities; and

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

9 ARTICLE VIII

10 THE CITY FIRE STATION SERVICE, THE CITY JAIL SERVICE,
11 THE CITY REGISTER OF DEEDS, THE OFFICE OF THE CITY PROSECUTOR
12 AND PUBLIC SCHOOLS DIVISION OFFICE

13 SEC. 53. *The City Fire Station Service.* – (a) There shall be established
14 in the City at least one fire station with adequate personnel, fire fighting
15 facilities and equipment, subject to the standards, rules and regulations that
16 may be promulgated by the DILG. The City shall provide the necessary land
17 or site of the station.

18 (b) The city fire station service shall be headed by a city fire marshal
19 whose qualifications shall be as those provided for under the Philippine
20 National Police law.

21 (c) The city fire station shall be responsible for the provision of various
22 emergency services such as the rescue and evacuation of injured people at fire-
23 related incidents and, in general, fire prevention and suppression measures to
24 secure the safety of life and property of the citizenry.

25 SEC. 54. *The City Jail Service.* – (a) There shall be established and
26 maintained in the City a secured, clean and adequately equipped jail for the
27 custody and safekeeping of prisoners, any fugitive from justice, or person
28 detained awaiting investigation or trial and/or transfer to the national

1 penitentiary, and/or violent mentally ill person who endangers himself or the
2 safety of others, duly certified as such by the proper medical health officer,
3 pending the transfer to a mental institution.

4 (b) The city jail service shall be headed by a city jail warden who must
5 be a graduate of a four-year course in psychology, psychiatry, sociology,
6 nursing, social work or criminology, who shall assist in the immediate
7 rehabilitation of individuals or detention of prisoners. Great care must be
8 exercised so that the human rights of these prisoners are respected and
9 protected, and their spiritual and physical well-being are properly and promptly
10 attended to. Likewise, the City shall ensure that proper separate detention
11 centers for juveniles and women are provided for.

12 SEC. 55. *The City Registry of Deeds Office.* – There shall be
13 established in the City a registry of deeds office, subject to the standards, rules
14 and regulations as may be promulgated by the Department of Justice (DOJ),
15 and shall discharge its duties under the general supervision of the administrator
16 of the Land Registration Authority and the Secretary of the DOJ.

17 SEC. 56. *The City Register of Deeds.* – (a) The city register of deeds
18 shall be the head of the City Registry of Deeds Office. He must be a citizen of
19 the Philippines, a resident of the City, of good moral character, a member of
20 the Integrated Bar of the Philippines and must have practiced his profession for
21 at least five years immediately preceding the date of his appointment.

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

24 (c) The city register of deeds shall take charge of the Registry of Deeds
25 Office and shall perform such duties and functions, and exercise such other
26 powers as may be provided by law.

ARTICLE IX

TRANSITORY AND FINAL PROVISIONS

1
2
3 SEC. 57. *Municipal Ordinances Existing at the Time of the Approval of*
4 *this Act.* – All municipal ordinances of the Municipality of San Juan existing at
5 the time of the approval of this Act shall continue to be in force and effect
6 within the City of San Juan until the sangguniang panlungsod shall provide
7 otherwise.

8 SEC. 58. *Officials of the City of San Juan.* – The present elective
9 officials of the municipality shall continue to exercise their powers and
10 functions until such time that a new election is held and the duly elected
11 officials shall have already qualified and assumed their offices. The appointive
12 officials and employees of the municipality shall likewise continue exercising
13 *their functions and duties and they shall automatically be absorbed by the City*
14 *Government of San Juan.*

15 SEC. 59. *Legislative District* – The City of San Juan shall continue to
16 have its own legislative district.

17 SEC. 60. *Suspension of Increase in Rates of Local Taxes.* – No increase
18 *in the rates of local taxes shall be imposed by the City within a period of five*
19 *years from its acquisition of corporate existence.*

20 SEC. 61. *Plebiscite.* – The City of San Juan shall acquire corporate
21 *existence upon the ratification of its creation by a majority of the votes cast by*
22 *the qualified voters in a plebiscite to be conducted in the present Municipality*
23 *of San Juan within thirty (30) days from the approval of this Act. The*
24 *expenses for such plebiscite shall be borne by the Municipality of San Juan.*
25 *The Commission on Elections shall conduct and supervise such plebiscite.*

26 SEC. 62. *Applicability of Laws.* – The provisions of the Local
27 *Government Code of 1991 and such laws as are applicable to highly-urbanized*

1 cities shall govern the City of San Juan insofar as these are not inconsistent
2 with the provisions of this Act.

3 SEC. 63. *Separability Clause.* – If any part of this Act is declared
4 invalid or unconstitutional, the other parts or provisions thereof shall remain
5 valid and effective.

6 SEC. 64. *Reservation* – Nothing herein contained shall preclude the
7 determination by the appropriate agency or forum of boundary disputes or
8 cases involving questions of territorial jurisdiction between the City of San
9 Juan and any of the adjoining local government units even after the effectivity
10 of this Act.

11 SEC. 65. *Repealing Clause.* – All laws, decrees, rules and regulations
12 or parts thereof inconsistent with the provisions of this Act are hereby
13 repealed, amended or modified accordingly.

14 SEC. 66. *Effectivity.* – This Act shall take effect upon its complete
15 publication in at least two newspapers of general circulation.

Approved,

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