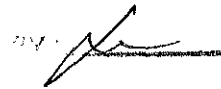


THIRTEENTH CONGRESS OF THE REPUBLIC }
 OF THE PHILIPPINES }
 Third Regular Session }

25 26:40

SENATE



COMMITTEE REPORT NO. 223

Submitted by the Committee on Local Government on JAN 25 2007

Re : House Bill No. 6005

Recommending its approval with amendments.

Sponsor : Senator Lim

MR. PRESIDENT:

The Committee on Local Government to which was referred House Bill No. 6005, introduced by Representatives Wacnang, Marcos, Salapuddin, Gullas, Cari, Figueroa, Martinez, Amante, Nantes, Baculio, and Pichay, entitled:

**"AN ACT
 CONVERTING THE MUNICIPALITY OF TABUK INTO A COMPONENT CITY OF THE
 PROVINCE OF KALINGA TO BE KNOWN AS THE CITY OF TABUK"**

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 15, line 2, change the semi-colon (;) after the word "indebtedness" to a period (.) and then 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 FEES;"
2. On the same page, line 7, change the semi-colon (;) after the word "projects" into a period (.), and then add the following sentences: "THE AUTHORIZATION TO FLOAT BONDS AND 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 OF OTHER INSTRUMENTS OF INDEBTEDNESS SHALL BE FURNISHED TO ANY CITY RESIDENT REQUESTING A COPY THEREOF UPON PAYMENT OF REASONABLE FEES;"

3. On page 17, insert a new paragraph between lines 21 and 22, to read as follows:

"(ii) WITH THE CONCURRENCE OF A MAJORITY OF THE MEMBERS OF THE SANGGUNIANG PANLUNGSOD, A QUORUM BEING PRESENT, DENY THE ENTRY OF LEGALIZED GAMBLING BY ORDINANCE INTO ANY PART OF THE CITY OR REGULATE ITS LOCATION IN THE CITY;"

Renumber the succeeding paragraphs accordingly;

4. On page 23, line 29, delete the phrase "and twice a month for the sangguniang barangay";

5. On page 26, before line 1, insert a new Section 18, to read as follows:

"SEC. 18. *REVIEW OF CITY ORDINANCES BY THE SANGGUNIANG PANLALAWIGAN.* – (A) WITHIN THREE (3) DAYS AFTER APPROVAL, THE SECRETARY TO THE SANGGUNIANG PANLUNGSOD SHALL FORWARD TO THE SANGGUNIANG PANLALAWIGAN FOR REVIEW, COPIES OF APPROVED ORDINANCES AND THE RESOLUTIONS APPROVING THE LOCAL DEVELOPMENT PLANS AND PUBLIC INVESTMENT PROGRAMS FORMULATED BY THE LOCAL DEVELOPMENT COUNCILS.

(B) IF THE SANGGUNIANG PANLALAWIGAN FINDS THAT SUCH AN ORDINANCE OR RESOLUTION IS BEYOND THE POWER CONFERRED UPON THE SANGGUNIANG PANLUNGSOD, IT SHALL DECLARE SUCH ORDINANCE OR RESOLUTION INVALID IN WHOLE OR IN PART. THE SANGGUNIANG PANLALAWIGAN SHALL ENTER ITS ACTION IN THE MINUTES AND SHALL ADVISE THE CORRESPONDING CITY AUTHORITIES OF THE ACTION IT HAS TAKEN.

(C) IF NO ACTION HAS BEEN TAKEN BY THE SANGGUNIANG PANLALAWIGAN WITHIN THIRTY (30) DAYS AFTER SUBMISSION OF SUCH AN ORDINANCE OR RESOLUTION, THE SAME SHALL BE PRESUMED CONSISTENT WITH LAW AND THEREFORE VALID. "

Renumber the succeeding Sections accordingly;

6. On page 27, line 14, delete the words "DISQUALIFICATION AND" from the title of Article VI;

7. On pages 27 and 28, delete the entire Sec. 21;

8. On page 28, line 5, amend the title and paragraph (a) of Sec. 22, to read as follows:

"SEC. 22. *Permanent Vacancy in the OfficeS of the City Mayor and the City Vice Mayor.* – (a) If a permanent vacancy occurs in the office of the city mayor, the city vice mayor [concerned] shall become the city mayor. If a permanent vacancy occurs in the office of the city vice mayor, the highest ranking sangguniang panlungsod member or, in case of his permanent incapacity, the second highest ranking sangguniang panlungsod member shall become the [city mayor or] city vice mayor[, as the case may be]. **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 THE CITY VICE MAYOR, RESPECTIVELY.** Subsequent vacancies in said offices

shall be filled automatically by the other sanggunian members according to their ranking as defined herein."

9. On page 31, delete the paragraph from lines 3 to 4. Renumber the succeeding paragraph accordingly;
10. On page 35, delete the conjunction "and" on line 3 and insert a new paragraph (11) between lines 3 and 4, to read as follows:

"(11) ATTEND ALL SESSIONS OF THE LOCAL BOARD OF ASSESSMENT APPEALS WHENEVER HIS ASSESSMENT IS THE SUBJECT OF THE APPEAL AND PRESENT OR SUBMIT ANY INFORMATION OR RECORD IN HIS POSSESSION AS MAY BE REQUIRED BY THE BOARD; AND";

Renumber succeeding paragraph accordingly;

11. On page 37, line 21, change the words "city government" to "COMPONENT UNITS AND BARANGAYS";
12. On page 41, delete the conjunction "and" after the semi-colon (;) on line 8;
13. On the same page, add the word "AND" after the semi-colon on line 10, and insert a new paragraph between lines 10 and 11, to read as follows:

"(VIII) COORDINATE WITH OTHER GOVERNMENT AGENCIES AND NONGOVERNMENTAL ORGANIZATIONS INVOLVED IN THE PROMOTION AND DELIVERY OF HEALTH SERVICES;"

14. On page 43, starting from line 21, amend paragraph (2) to read as follows:

"(2) In addition to the foregoing duties and functions, the city administrator shall:

(I) Assist in the coordination of the work of all the officials of the City under the supervision, direction and control of the city mayor and, for this purpose, he may convene the chiefs of offices and other officials of the City;

(II) ESTABLISH AND MAINTAIN A SOUND PERSONNEL PROGRAM FOR THE CITY DESIGNED TO PROMOTE CAREER DEVELOPMENT AND UPHOLD THE MERIT PRINCIPLE IN THE LOCAL GOVERNMENT SERVICE; AND

(III) CONDUCT A CONTINUING ORGANIZATIONAL DEVELOPMENT OF THE CITY WITH THE END IN VIEW OF INSTITUTING EFFECTIVE ADMINISTRATIVE REFORMS;"

15. On page 48, line 12, change number "3" to number "2", and on line 16, change number "4" to number "3";
16. On page 49, line 8, change number "3" to number "4"; on line 11, change number "4" to number "5"; and on line 15, change number "5" to number "6";
17. On page 50, insert a new paragraph between lines 23 and 24, to read as follows:

"(IV) RENDER ASSISTANCE FOR NATURAL RESOURCES-RELATED CONSERVATION AND UTILIZATION ACTIVITIES CONSISTENT WITH ECOLOGICAL BALANCE;"

Renumber the succeeding paragraph accordingly;

18. On page 53, line 4, change the word "or" between the words "television" and "broadcast" to a comma (,) and insert the phrase "OR OTHER FORMS OF MASS" between the words "broadcast" and "media"; and
19. On page 61, line 16, delete the phrase "graduate of a four-year course" and in lieu thereof, insert the phrase "HOLDER OF A COLLEGE DEGREE".

Respectfully submitted:


ALFERDO 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
RAMON B. MAGSAYSAY JR.
RALPH G. RECTO
RAMON BONG REVILLA JR.
JINGGOY EJERCITO ESTRADA
PANFILO M. LACSON
M.A. MADRIGAL

SERGIO OSMEÑA III

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. 6005

BY REPRESENTATIVES WACNANG, MARCOS, SALAPUDDIN, GULLAS, CARI,
FIGUEROA, MARTINEZ, AMANTE, NANTES, BACULIO AND PICHAY, PER
COMMITTEE REPORT NO. 2132

AN ACT CONVERTING THE MUNICIPALITY OF TABUK INTO A
COMPONENT CITY OF THE PROVINCE OF KALINGA TO BE
KNOWN AS THE CITY OF TABUK

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

ARTICLE I

GENERAL PROVISIONS

1 SECTION 1. *Title.* – This Act shall be known as the “Charter of the City
2 of Tabuk”.

3 SEC. 2. *The City of Tabuk.* – The Municipality of Tabuk shall be
4 converted into a component city to be known as the City of Tabuk, hereinafter
5 referred to as the City.

6 SEC. 3. *Territorial Boundary of the City of Tabuk.* – The City of
7 Tabuk shall comprise the present jurisdiction of the Municipality of Tabuk in
8 the Province of Kalinga over which it has jurisdiction. The territorial

1 jurisdiction of the City shall be within the present metes and bounds of the
2 Municipality of Tabuk.

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

10 **SEC. 4. *Corporate Powers of the City.*** – The City constitutes a
11 political body corporate and as such is endowed with the attributes of
12 perpetual 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 a continuous succession in its corporate name;
16 (b) To sue and be sued;
17 (c) To have and use a corporate seal;
18 (d) To acquire, hold and convey real or personal property;
19 (e) To enter into contracts; and
20 (f) To exercise such other powers as are granted to corporations,
21 subject to the limitations as provided for in this Act and other laws.

22 **SEC. 5. *General Powers of the City.*** – The City shall have a common
23 seal and may alter the same at pleasure. It shall exercise the powers to levy
24 taxes and close roads, streets, alleys, parks or squares. It may take, purchase,
25 receive, hold, lease, convey and dispose of real and personal property for the
26 general interests of the City; to condemn private property for public use; to
27 contract and be contracted with; to sue and be sued; to prosecute and defend to
28 final judgment and execution suits wherein said City is a party; and exercise all
29 the powers as are granted to corporations or as hereinafter conferred.

1 SEC. 6. *Liability for Damages.* – The City and its officials shall not be
2 exempt from liability for death or injury to persons or damage to property done
3 or caused as a result or consequence of the discharge or the performance of
4 official function within the scope of their duties.

5 SEC. 7. *Jurisdiction of the City.* – The jurisdiction of the City of
6 Tabuk, for police purposes only, shall be coextensive with its territorial
7 jurisdiction and, for the purpose of protecting and ensuring the purity of the
8 water supply of the City, such police jurisdiction shall also extend over all the
9 territory within the drainage area of such water supply or within one hundred
10 meters (100 m.) of any reservoir, conduit, canal, aqueduct or pumping station
11 used in connection with the city water service. The city court of the City shall
12 have concurrent jurisdiction with the city or municipal court of the adjoining
13 municipalities or cities to try crimes and misdemeanors committed within the
14 said drainage area or within said spaces of one hundred meters (100 m.). The
15 court first taking cognizance of such an offense shall have jurisdiction to try
16 said cases to the exclusion of others. The police force of several municipalities
17 and cities concern shall have concurrent jurisdiction with the police force of
18 the City for the maintenance of good order and the enforcement of ordinances
19 throughout said zone, area and space. But any license that may be issued
20 within said zone, area or space shall be granted by the proper authorities of the
21 city or municipality concerned, and the fees arising therefrom shall accrue to
22 the treasury of the said city or municipality concerned and not to the city.

23 ARTICLE II

24 CITY OFFICIALS IN GENERAL

25 SEC. 8. *The Officials of the City of Tabuk.* – (a) There shall be in the
26 City of Tabuk: a city mayor, a city vice mayor, sangguniang panlungsod
27 members, a secretary to the sangguniang panlungsod, a city treasurer and an
28 assistant city treasurer, a city assessor and an assistant city assessor, a city
29 accountant, a city budget officer, a city planning and development officer, a

1 city engineer, a city health officer, a city civil registrar, a city administrator, a
2 city legal officer, a city veterinarian, a city social welfare and social
3 development officer, a city general services officer, a city architect, a city
4 information officer, a city population officer, a city environment and natural
5 resources officer, a city cooperatives and entrepreneurship development officer
6 and a city agriculturist.

7 (b). The City of Tabuk shall establish a city fire station to be headed by
8 a city fire marshal and a city jail to be headed by a city jail warden.

9 (c) The sangguniang panlungsod of the City of Tabuk may:

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

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

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

16 (d) Unless otherwise provided herein, all appointive officials of the
17 City shall be appointed by the city mayor with the concurrence of a majority of
18 all the sangguniang panlungsod members, subject to civil service law, rules
19 and regulations. The sangguniang panlungsod shall act on the appointment
20 within fifteen (15) days from the date of its submission, otherwise, the same
21 shall be deemed confirmed.

22 ARTICLE III

23 THE CITY MAYOR AND CITY VICE MAYOR

24 SEC. 9. *The City Mayor.* - (a) The city mayor shall be the chief
25 executive of the City. He shall be elected at large by the qualified voters of the
26 City. No person shall be eligible for the position of the city mayor unless, at
27 the time of the election, he is at least twenty-one (21) years of age, an actual
28 resident of the City for at least one year immediately preceding the day of the
29 election and a qualified voter therein. He shall hold office for three years,

1 unless sooner removed, and shall receive a minimum monthly compensation
2 corresponding to Salary Grade Thirty (30) as prescribed under Republic Act
3 No. 6758 and the implementing guidelines issued pursuant thereto.

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

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

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

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

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

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

26 (v) Appoint all officials and employees whose salaries and wages are
27 wholly or mainly paid out of city funds and whose appointments are not
28 otherwise provided for in this Act as well as those he may be authorized by
29 law to appoint;

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

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

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

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

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

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

22 (xii) Furnish copies of executive orders issued by him to the provincial
23 governor within seventy-two (72) hours after their issuance;

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

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

4 (xv) Authorize official trips of city officials and employees outside of
5 the City for a period not exceeding thirty (30) days;

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

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

18 (xviii) Solemnize marriages, any provision of law to the contrary
19 notwithstanding;

20 (xix) Conduct an annual *palarong panlungsod* which shall feature
21 traditional sports and disciplines included in national and international games,
22 in coordination with the Department of Education (DepEd), the Philippine
23 Sports Commission and other related agencies, and

24 (xx) Submit to the provincial governor the following reports: an annual
25 report containing a summary of all matters pertinent to the management,
26 administration and development of the City and all information and data
27 relative to its political, social and economic conditions; and supplemental
28 reports when unexpected events and situations arise at any time during the

1 year, particularly when man-made and natural disasters or calamities affect the
2 general welfare of the City;

3 (2) Enforce all laws and ordinances relative to the governance of the
4 City and in the exercise of its appropriate corporate powers as well as
5 implement all approved policies, programs, projects, services and activities of
6 the City and, in relation thereto, shall:

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

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

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

17 (iv) Be entitled to carry the necessary firearm within his territorial
18 jurisdiction;

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

24 (vi) Call upon the appropriate law enforcement agencies to suppress
25 disorder, riot, lawless violence, rebellion or sedition, or to apprehend violators
26 of the law when public interest so requires and the city police forces are
27 inadequate to cope with the situation or the violators;

28 (3) Initiate and maximize the generation of resources and revenues, and
29 apply the same to the implementation of development plans, program

1 objectives and priorities, particularly those resources and revenues
2 programmed for agro-industrial development and countryside growth and
3 progress:

4 (i) Require each head of an office or department to prepare and submit
5 an estimate of appropriations for the ensuing calendar year, in accordance with
6 the budget preparation process in accordance with the provisions of the Local
7 Government Code;

8 (ii) Prepare and submit to the sanggunian for approval the executive
9 and supplemental budgets of the City for the ensuing calendar year in the
10 manner provided for under the Local Government Code;

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

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

17 (v) Issue permits without need of approval therefore from any
18 national agency, for the holding of activities for any charitable or welfare
19 purpose, excluding prohibited games of chance or shows contrary to law,
20 public policy and public morals;

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

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

1 (viii) Provide efficient and effective property and supply management
2 in the City, and protect the funds, credits, rights and other properties of the
3 City; and

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

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

11 (i) *Ensure that the construction and repair of roads and highways*
12 *funded by the national government shall be, as far as practicable, carried out in*
13 *a spatially contiguous manner and in coordination with the construction and*
14 *repair of the roads and bridges of the City; and*

15 (ii) Coordinate the implementation of technical services, including
16 public works and infrastructure programs, rendered by national offices; and

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

21 SEC. 10. *The City Vice Mayor.* – (a) There shall be a city vice mayor
22 who shall be elected in the same manner as the city mayor and shall, at the
23 time of his election, possess the same qualifications as the city mayor. He
24 shall hold office for three years, unless sooner removed, and shall receive a
25 monthly compensation corresponding to Salary Grade Twenty-six (26) as
26 prescribed under Republic Act No. 6758 and the implementing guidelines
27 issued pursuant thereto.

28 (b) The city vice mayor shall:

1 (1) Act as the presiding officer of the sangguniang panlungsod and sign
2 all warrants drawn on the city treasury for all expenditures appropriated for the
3 operation of the sangguniang panlungsod;

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

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

9 (4) Exercise the powers and perform the duties and functions of the
10 city mayor in cases of temporary vacancy; and

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

15 ARTICLE IV

16 THE SANGGUNIANG PANLUNGSOD

17 SEC. 11. *The Sangguniang Panlungsod.* – (a) The sangguniang
18 panlungsod, the legislative body of the City, shall be composed of the city vice
19 mayor as the presiding officer, the regular sanggunian members, the president
20 of the city chapter of the liga ng mga barangay, the president of the panlungsod
21 na pederasyon ng mga sangguniang kabataan and the sectoral representatives,
22 as members.

23 (b) In addition thereto, there shall be three sectoral representatives: one
24 from the women; and as shall be determined by the sangguniang panlungsod
25 within ninety (90) days prior to the holding of the local elections, one from the
26 agricultural or industrial workers; and one from the other sectors, including the
27 urban poor, indigenous cultural communities or disabled persons.

28 (c) The regular members of the sangguniang panlungsod and the
29 sectoral representatives shall be elected in the manner as may be provided for

1 by law. The elective members of the sangguniang panlungsod shall possess
2 the same qualifications as that of the city mayor and the city vice mayor except
3 that candidates for said position must be at least eighteen (18) years of age on
4 election day.

5 (d) They shall receive a minimum monthly compensation
6 corresponding to Salary Grade Twenty-five (25) as prescribed under the Salary
7 Standardization Law and the implementing guidelines issued pursuant thereto,
8 and such other compensation, emoluments and allowances as may be
9 determined by law.

10 (e) The sangguniang panlungsod shall:

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

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

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

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

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

28 (v) Enact ordinances intended to prevent, suppress and impose
29 appropriate penalties for habitual drunkenness in public places, vagrancy,

1 mendicancy, prostitution, the establishment and maintenance of houses of ill-
2 repute, gambling and other prohibited games of chance, fraudulent devices and
3 ways to obtain money or property, drug addiction, maintenance of drug dens,
4 drug pushing, juvenile delinquency, the printing, distribution or exhibition of
5 obscene or pornographic materials or publications, and such other activities
6 inimical to the welfare and morals of the inhabitants of the City;

7 (vi) Protect the environment. To this end, it shall set aside a reasonable
8 amount from its development funds for the purpose of maintaining and
9 enhancing the ecological balance of the City. It may also impose appropriate
10 penalties for acts which endanger the environment, such as illegal logging and
11 smuggling of logs, smuggling of natural resources products and of endangered
12 species of flora and fauna, slash-and-burn farming and such other activities
13 which result in pollution, acceleration of eutrophication of rivers and lakes or
14 of ecological imbalance;

15 (vii) Subject to the provisions of the Local Government Code and
16 pertinent laws, determine the powers and duties of officials and employees of
17 the City;

18 (viii) Consistent with the Salary Standardization Law, determine the
19 positions and the salaries, wages, allowances and other emoluments and
20 benefits of officials and employees paid wholly or mainly from city funds and
21 provide for expenditure necessary for the proper conduct of programs,
22 projects, services and activities of the city government;

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

27 (x) Provide a mechanism and the appropriate funds therefor to ensure
28 the safety and protection of all city government properties, public documents
29 or records, such as those relating to property inventory, land ownership, record

1 of births, marriages, deaths, assessments, taxation, accounts, business permits
2 and such other records and documents of public interest in the offices and
3 departments of the city government;

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

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

11 (xiii) Provide for group insurance or additional insurance coverage for
12 all barangay officials, including members of barangay tanod brigades and other
13 service units, with public or private insurance companies, when the finances of
14 the city government allow said coverage;

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 agro-industrial development and city-wide growth and
18 progress;

19 (i) 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 (ii) Subject to the provisions of Book II of the Local Government
24 Code 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 exemption, incentives or reliefs;

28 (iii) Subject to the provisions of Book II of the Local Government
29 Code and, upon the majority vote of all the members of the sangguniang

1 panlungsod, authorize the city mayor to negotiate and contract loans and other
2 forms of indebtedness;

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

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

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

15 (vii) Adopt a comprehensive land-use plan for the City;

16 (viii) Reclassify lands within the jurisdiction of the City subject to the
17 pertinent provisions of the Local Government Code;

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

23 (x) Subject to national law, process and approve subdivision plans for
24 residential, commercial or industrial purposes and other development
25 purposes, and to collect processing fees and other charges, the proceeds of
26 which shall accrue entirely to the City: *Provided, however,* That where
27 approval of a national agency or office is required, said approval shall not be
28 withheld for more than thirty (30) days from receipt of the application. Failure

1 to act on the application within the period stated above shall be deemed as
2 approval thereof;

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

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

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

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

22 (ii) 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 (iii) Provide for and set the terms and conditions under which public
27 utilities owned by the City shall be operated by the city government and
28 prescribe the conditions under which the same may be leased to private
29 persons or entities, preferably cooperatives;

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

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

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

12 (vii) 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 cooperatives 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 said
20 purpose, shall:

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

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

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

1 (iv) Regulate the establishment, operation and maintenance of cafes,
2 restaurants, beerhouses, hotels, motels, inns, pension houses, lodging houses
3 and other similar establishments, including tourist guides and transports;

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

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

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

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

22 (ix) Regulate the establishment, operation and maintenance of funeral
23 parlors and the burial or cremation of the dead, subject to existing laws, rules
24 and regulations;

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

1 (i) Provide for the establishment, maintenance, protection and
2 conservation of communal forests and watersheds, tree parks, greenbelts and
3 other similar forest development projects;

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

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

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

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

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

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

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

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

17 (ix) Subject to the availability of funds and existing laws, rules and
18 regulations, establish and provide for the operation of vocational and technical
19 schools and similar post-secondary institutions and, with the approval of the
20 Department of Education (DepEd), the Commission on Higher Education or
21 the Technical Education and Skills Development Authority, as the case may
22 be, and subject to existing laws on tuition fees, fix and collect reasonable
23 tuition fees and other school charges in educational institutions supported by
24 the city government;

25 (x) Establish a scholarship fund for the poor but deserving students in
26 schools located within its jurisdiction or for students residing within the City;

27 (xi) Approve measures and adopt quarantine regulations to prevent the
28 introduction and the spread of diseases;

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

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

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

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

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

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

26 ARTICLE V

27 PROCESS OF LEGISLATION

28 SEC. 12. *Internal Rules of Procedure.* – (a) On the first regular session
29 following the election of its members and within ninety (90) days thereafter,

1 the sangguniang panlungsod shall adopt or update its existing rules of
2 procedure.

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

4 (1) The organization of the sanggunian and the election of its officers
5 as well as the creation of standing committees which shall include, but shall
6 not be limited to, the committees on appropriations, women and family, human
7 rights, youth and sports development, environmental protection and
8 cooperatives; the general jurisdiction of each committee; and the election of
9 the chairman and the members of each committee;

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

11 (3) The legislative process;

12 (4) The parliamentary procedures which include the conduct of
13 members during sessions;

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

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

23 SEC. 13. *Full Disclosure of Financial and Business Interests of*
24 *Sangguniang Panlungsod Members.* – (a) Every sangguniang panlungsod
25 member shall, upon assumption to office, make a full disclosure of his business
26 and financial interests. He shall also disclose any business, financial,
27 professional relationship or any relation by affinity or consanguinity within the
28 fourth civil degree, which he may have with any person, firm or entity affected
29 by any ordinance or resolution under consideration by the sanggunian of which

1 he is a member, which relationship may result in conflict of interest. Such
2 relationship shall include:

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

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

7 In the absence of a specific constitutional or statutory provision
8 applicable to this situation, "conflict of interest" refers in general to one where
9 it may be reasonably deduced that a member of a sanggunian may not act in
10 the public interest due to some private, pecuniary or other personal
11 considerations that may tend to affect his judgment to the prejudice of the
12 service or the public.

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

17 (1) Disclosure shall be made before the member participates in the
18 deliberations on the ordinance or resolution under consideration: *Provided,*
19 That if the member did not participate during the deliberations, the disclosure
20 shall be made before voting on the ordinance or resolution on second and third
21 readings; and

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

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

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

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

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

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

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

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

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

28 (c) If there is still no quorum despite the enforcement of the
29 immediately preceding subsection, no business shall be transacted. The

1 presiding officer, upon proper motion duly approved by the members present,
2 shall then declare the session adjourned for lack of quorum.

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

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

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

17 (b) The city mayor shall have the power to veto any particular item or
18 items of an appropriations ordinance, an ordinance or resolution adopting a
19 local development plan and public investment program or an ordinance
20 directing the payment of money or creating liability. In such a case, the veto
21 shall not affect the item or items which are not objected to. The vetoed item or
22 items shall not take effect unless the sangguniang panlungsod overrides the
23 veto in the manner herein provided; otherwise, the item or items in the
24 appropriations ordinance of the previous year corresponding to those vetoed, if
25 any, shall be deemed reenacted.

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

1 SEC. 18. *Review of Barangay Ordinances by the Sangguniang*
2 *Panlungsod.* – (a) Within ten (10) days after its enactment, the sangguniang
3 barangay shall furnish copies of the barangay ordinance to the sangguniang
4 panlungsod for review as to whether the ordinance is consistent with law and
5 city ordinances.

6 (b) If the sangguniang panlungsod fails to take action on a barangay
7 ordinance within thirty (30) days from receipt hereof, the same shall be
8 deemed approved.

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

15 SEC. 19. *Enforcement of Disapproved Ordinances or Resolutions.* –
16 Any attempt to enforce any ordinance or any resolution approving the local
17 development plan and the public investment program, after the disapproval
18 thereof, shall be sufficient ground for the suspension or dismissal of the
19 official or employee concerned.

20 SEC. 20. *Effectivity of Ordinances or Resolutions.* – (a) Unless
21 otherwise stated in the ordinance or the resolution approving the local
22 development plan and the public investment program, the same shall take
23 effect after ten (10) days from the date a copy thereof is posted in a bulletin
24 board at the entrance of the City Hall of the City of Tabuk and in at least two
25 other conspicuous places in the City of Tabuk.

26 (b) The secretary to the sangguniang panlungsod shall cause the
27 posting of an ordinance or a resolution in the bulletin board at the entrance of
28 the City Hall of the City of Tabuk and in at least two conspicuous places in the
29 City of Tabuk not later than five days after approval thereof.

1 The text of the ordinance or the resolution shall be disseminated and
2 posted in Filipino or English and in the language or dialect understood by a
3 majority of the people in the City, and the secretary of the sangguniang
4 panlungsod shall record such fact in a book kept for the purpose, stating the
5 dates of approval and posting.

6 (c) The main features of the ordinance or the resolution duly enacted or
7 adopted shall, in addition to being posted, be published once in a local
8 newspaper of general circulation within the City: *Provided*, That in the
9 absence thereof the ordinance or the resolution shall be published in any
10 newspaper of general circulation: *Provided, further*, That the gist of all
11 ordinances with penal sanctions shall also be published in a newspaper of
12 general circulation.

13 ARTICLE VI

14 DISQUALIFICATION AND SUCCESSION

15 OF ELECTIVE CITY OFFICIALS

16 SEC. 21. *Disqualifications of Elective Public City Officials.* – The
17 following persons are disqualified from running for any elective position in the
18 City:

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

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

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

25 (d) Those with dual citizenship;

26 (e) Fugitives from justice in criminal or nonpolitical cases here and
27 abroad;

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

4 (g) The insane or feeble-minded.

5 SEC. 22. *Permanent Vacancy in the Office of the City Mayor and the*
6 *City Vice Mayor.* – (a) If a permanent vacancy occurs in the office of the city
7 mayor, the city vice mayor shall become the city mayor. If a permanent
8 vacancy occurs in the office of the city vice mayor, the highest ranking
9 sangguniang panlungsod member or, in case of his permanent incapacity, the
10 second highest ranking sangguniang panlungsod member shall become the city
11 mayor or the city vice mayor, as the case may be. Subsequent vacancies in the
12 said offices shall be filled in automatically by the other sanggunian members
13 according to their ranking as defined herein.

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

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

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

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

26 SEC. 23. *Permanent Vacancies in the Sanggunian.* – Permanent
27 vacancies in the sangguniang panlungsod where automatic succession as
28 provided above does not apply shall be filled by appointment in the following
29 manner:

1 (a) The governor shall make the aforesaid appointment;

2 (b) Only the nominee of the political party under which the sanggunian
3 member concerned had been elected shall be appointed in the manner herein
4 provided. The appointee shall come from the same political party as that of the
5 sanggunian member who caused the vacancy and shall serve the unexpired
6 term of the vacant office. In the appointment herein mentioned, a nomination
7 and a certificate of membership of the appointee from the highest official of
8 the political party concerned are conditions *sine qua non*, and any appointment
9 without such nomination and certification shall be null and void *ab initio* and
10 shall be a ground for administrative action against the official responsible
11 therefor;

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

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

19 SEC. 24. *Temporary Vacancy in the Office of the City Mayor.* - (a)
20 When the city mayor is temporarily incapacitated to perform his duties for
21 physical or legal reasons such as, but not limited to, leave of absence, travel
22 abroad and suspension from office, the city vice mayor or the highest ranking
23 sangguniang panlungsod member, as the case may be, shall automatically
24 exercise the powers and perform the duties and functions of the city mayor,
25 except the power to appoint, suspend or dismiss employees which can only be
26 exercised if the period of temporary incapacity exceeds thirty (30) working
27 days.

28 (b) Said temporary incapacity shall terminate upon submission to the
29 sangguniang panlungsod of a written declaration by the city mayor that he has

1 reported back to office. In cases where the temporary incapacity is due to legal
2 causes, the city mayor shall also submit necessary documents showing that the
3 said legal causes no longer exist.

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

10 (d) In the event, however, that the city mayor fails or refuses to issue
11 such authorization, the city vice mayor or the highest ranking sangguniang
12 panlungsod member, as the case may be, shall have the right to assume the
13 powers, duties and functions of the said office on the fourth day of absence of
14 the city mayor, subject to the limitations provided for in subsection (c) hereof.

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

19 ARTICLE VII

20 THE APPOINTIVE OFFICIALS OF THE CITY: 21 THEIR QUALIFICATIONS, POWERS AND DUTIES

22 SEC. 25. *The Secretary to the Sangguniang Panlungsod.* – (a) There
23 shall be a secretary to the sangguniang panlungsod with the rank and salary
24 equal to a head of a department or office, who shall be appointed by the city
25 mayor with the concurrence of the majority of all the sangguniang panlungsod
26 members, subject to civil service law, rules and regulations.

27 (b) No person shall be appointed secretary to the sangguniang
28 panlungsod unless he is a citizen of the Philippines, a resident of the City of
29 Tabuk, of good moral character, a holder of a college degree preferably in law,

1 commerce or public administration from a recognized college or university and
2 a first grade civil service eligible or its equivalent.

3 (c) The term of the secretary of the sangguniang panlungsod is
4 coterminous with that of the appointing authority.

5 (d) The secretary to the sangguniang panlungsod shall take charge of
6 the office of the sangguniang panlungsod and shall:

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

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

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

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

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

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

23 (7) Translate into the dialect used by the majority of the inhabitants all
24 ordinances and resolutions immediately after their approval and cause the
25 publication of the same together with the original version in the manner
26 provided for under the Local Government Code;

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

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

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

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

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

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

20 (e) The city treasurer shall take charge of the treasury office and shall:

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

24 (2) Take custody and exercise proper management of the funds of the
25 City;

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

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

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

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

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

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

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

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

27 SEC. 28. *The City Assessor.* – (a) The city assessor must be a citizen of
28 the Philippines, a resident of the City of Tabuk, of good moral character, a
29 holder of a college degree preferably in civil or mechanical engineering,

1 commerce or any other related course from a recognized college or university
2 and a first grade civil service eligible or its equivalent. He must have acquired
3 experience in real property assessment work or in any related field for at least
4 five years immediately preceding the date of his appointment. .

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

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

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

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

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

15 (4) Install and maintain a real property *identification and accounting*
16 systems;

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

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

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

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

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

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

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

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

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

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

21 SEC. 30. *The City Accountant.* – (a) The city accountant must be a
22 citizen of the Philippines, a resident of the City of Tabuk. of good moral
23 character and a certified public accountant. He must have acquired experience
24 in the treasury or accounting service for at least five years immediately
25 preceding the date of his appointment.

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

28 (c) The city accountant shall take charge of both the office of the
29 accounting and internal audit services and shall:

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

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

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

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

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

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

12 (7) Post individual disbursements to the subsidiary ledgers and index
13 cards;

14 (8) Maintain individual ledgers for officials and employees of the City
15 pertaining to payrolls and deductions;

16 (9) Record and post in index cards details of purchased furniture,
17 fixtures and equipment, including disposal thereof, if any;

18 (10) Account for all issued requests for obligations and maintain and
19 keep all records and reports related thereto;

20 (11) Prepare journals and the analyses of obligations and maintain and
21 keep all records and reports related thereto; and

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

26 SEC. 31. *The City Budget Officer.* – (a) The city budget officer must be
27 a citizen of the Philippines, a resident of the City of Tabuk, of good moral
28 character, a holder of a college degree preferably in accounting, economics,
29 public administration or any related course from a recognized college or

1 university and a first grade civil service eligible or its equivalent. He must
2 have acquired experience in government budgeting or in any related field for at
3 least five years immediately preceding the date of his appointment.

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

6 (c) The city budget officer shall take charge of the city budget office
7 and shall:

8 (1) Prepare forms, orders and circulars embodying instructions on
9 budgetary and appropriations matters for the signature of the city mayor;

10 (2) Review and consolidate the budget proposals of different
11 departments and offices of the City;

12 (3) Assist the city mayor in the preparation of the budget and during
13 budget hearings;

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

16 (5) Submit periodic budgetary reports to the Department of Budget and
17 Management;

18 (6) Coordinate with the city treasurer, the city accountant and the city
19 planning and development coordinator for the purpose of budgeting;

20 (7) Assist the sangguniang panlungsod in reviewing the approved
21 budgets of the city government;

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

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

28 SEC. 32. *The City Planning and Development Officer.* – (a) The city
29 planning and development officer must be a citizen of the Philippines, a

1 resident of the City of Tabuk, of good moral character, a holder of a college
2 degree preferably in urban planning, development studies, economics, public
3 administration or any related course from a recognized college or university
4 and a first grade civil service eligible or its equivalent. He must have acquired
5 experience in development planning or in any related field for at least five
6 years immediately preceding the date of his appointment.

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

9 (c) The city planning and development officer shall take charge of the
10 city planning and development office and shall:

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

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

15 (3) Integrate and coordinate all sectoral plans and studies undertaken
16 by the different functional groups of agencies;

17 (4) Monitor and evaluate the implementation of the different
18 development programs, projects and activities in the City in accordance with
19 the approved development plan;

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

22 (6) Analyze the income and expenditure patterns, and formulate and
23 recommend fiscal plans and policies for consideration of the finance
24 committee of the sangguniang panlungsod;

25 (7) Promote people's participation in development planning within the
26 City; and

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

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

3 SEC. 33. *The City Engineer.* – (a) The city engineer must be a citizen
4 of the Philippines, a resident of the City of Tabuk, of good moral character and
5 a licensed civil engineer. He must have acquired experience in the practice of
6 his profession for at least five years immediately preceding the date of his
7 appointment.

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

10 (c) The city engineer shall take charge of the city engineering office
11 and shall:

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

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

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

20 (4) Provide engineering services to the City, including investigations
21 and surveys, engineering designs, feasibility studies and project management;
22 and

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

27 SEC. 34. *The City Health Officer.* – (a) The city health officer must be
28 a citizen of the Philippines, a resident of the City of Tabuk, of good moral
29 character and a licensed medical practitioner. He must have acquired

1 experience in the practice of his profession for at least five years immediately
2 preceding the date of his appointment.

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

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

7 (1) Supervise the personnel and staff of said office, formulate program
8 implementation guidelines and rules and regulations for the operation of the
9 said office for the approval of the city mayor in order to assist him in the
10 efficient, effective and economical implementation of health services program
11 geared to implement health-related projects and activities;

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

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

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

23 (i) Formulate and implement policies, plans and projects to promote
24 the health of the people of the City of Tabuk;

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

27 (iii) Execute and enforce all laws, ordinances and regulations relating
28 to health;

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

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

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

9 (vii) Conduct health information campaigns and render health
10 intelligence services;

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

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

18 SEC. 35. *The City Civil Registrar.* – (a) The city civil registrar must be
19 a citizen of the Philippines, a resident of the City of Tabuk, of good moral
20 character, a holder of a college degree from a recognized college or university
21 and a first grade civil service eligible or its equivalent. He must have acquired
22 experience in civil registry work for at least five years immediately preceding
23 the date of his appointment.

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

26 (c) The city civil registrar shall be responsible for the civil registration
27 program in the City of Tabuk, pursuant to the Civil Registry Law, the Civil
28 Code and other pertinent laws, rules and regulations issued to implement them.

1 (d) The city civil registrar shall take charge of the office of the city
2 civil registry and shall:

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

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

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

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

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

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

19 (v) Issue certified transcripts or copies of any certificate or registered
20 document upon payment of the required fees to the treasurer;

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

25 (vii) Coordinate with the National Statistics Office in conducting
26 educational campaigns for vital registration and assist in the preparation of
27 demographic and other statistics for the City of Tabuk; and

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

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

3 SEC. 36. *The City Administrator.* – (a) The city administrator must be a
4 citizen of the Philippines, a resident of the City of Tabuk, of good moral
5 character, a holder of a college degree preferably in public administration, law
6 or any related course from a recognized college or university and a first grade
7 civil service eligible or its equivalent. He must have acquired experience in
8 management and administration work for at least five years immediately
9 preceding the date of his appointment.

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

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

14 (d) The city administrator shall take charge of the office of the city
15 administrator and shall:

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

21 (2) In addition to the foregoing duties and functions, the city
22 administrator shall assist in the coordination of the work of all the officials of
23 the City under the supervision, direction and control of the city mayor and, for
24 this purpose, he may convene the chiefs of offices and other officials of the
25 City;

26 (3) Be in the frontline of the delivery of administrative support
27 services, particularly those related to situations during and in the aftermath of
28 man-made and natural disasters or calamities;

1 (4) Recommend to the sangguniang panlungsod and advise the city
2 mayor on all matters relative to the management and administration of the
3 City; and

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

8 SEC. 37. *The City Legal Officer* – (a) The city legal officer must be a
9 citizen of the Philippines, a resident of the City of Tabuk, of good moral
10 character and a member of the Philippine Bar. He must have practiced his
11 profession for at least five years immediately preceding the date of his
12 appointment.

13 (b) The term of the city legal officer shall be coterminous with that of
14 his appointing authority.

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

17 (d) The city legal officer, the chief legal counsel of the City, shall take
18 charge of the office for legal services and shall:

19 (1) Formulate measures for the consideration of the sangguniang
20 panlungsod and provide legal assistance and support to the city mayor in
21 carrying out the delivery of basic services and the provision of adequate
22 facilities;

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

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

1 (i) Represent the City in all civil actions and special proceedings
2 wherein the City or any official thereof, in his official capacity, is a party

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

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

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

11 (v) Investigate or cause to be investigated any person, firm or
12 corporation holding any franchise or exercising any public privilege, and
13 recommend appropriate action to the city mayor or sangguniang panlungsod,
14 as the case maybe;

15 (vi) When directed by the city mayor or the sanggunian, initiate and
16 prosecute, in the interest of the City, any civil action on any bond, lease or
17 other contract upon any breach or violation thereof; and

18 (vii) Review and submit recommendations on ordinances approved
19 and executive orders issued by component units;

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

22 (5) Be in the frontline of protecting human rights and prosecuting any
23 violation thereof, particularly those which occur during and in the aftermath of
24 man-made and natural disasters or calamities; and

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

1 SEC. 38. *The City Agriculturist.* – (a) The city agriculturist must be a
2 citizen of the Philippines, a resident of the City of Tabuk, of good moral
3 character, a holder of a college degree in agriculture or any related course from
4 a recognized college or university and a first grade civil service eligible or its
5 equivalent. He must have practiced his profession in agriculture or acquired
6 experience in a related field for at least five years immediately preceding the
7 date of his appointment.

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

10 (c) The city agriculturist shall take charge of the office for agricultural
11 services and shall:

12 (1) Formulate measures for the approval of the sangguniang
13 panlungsod and provide technical assistance and support to the city mayor in
14 carrying out said measures to ensure the delivery of basic services and the
15 provision of adequate facilities relative to agricultural services as provided for
16 under Section 17 of Republic Act No. 7160, otherwise known as the Local
17 Government Code of 1991;

18 (2) Develop plans and strategies and, upon approval thereof by the city
19 mayor, implement the same, particularly those concerning agricultural
20 problems and projects which the city mayor is empowered to implement and
21 which the sangguniang panlungsod is empowered to provide for under
22 Republic Act No. 7160, otherwise known as the Local Government Code of
23 1991;

24 (3) In addition to the foregoing duties and functions, the city
25 agriculturist shall;

26 (i) Ensure that maximum assistance and access to resources in the
27 production, processing and marketing of agricultural and aquacultural products
28 are extended to farmers and local entrepreneurs;

1 (ii) Conduct or cause to be conducted location-specific agricultural
2 researches and assist in making available the appropriate technology arising
3 out of, and disseminate information on, basic research on crops, prevention
4 and control of plant diseases and pests, and other agricultural matters which
5 will maximize productivity;

6 (iii) Assist the city mayor in the establishment and extension services
7 of demonstration farms or aquaculture products;

8 (iv) Enforce rules and regulations relating to agriculture and
9 aquaculture; and

10 (v) Coordinate with government agencies and nongovernmental
11 organizations which promote agricultural productivity through appropriate
12 technology compatible with environmental integrity;

13 (4) Be in the frontline of delivery of basic agricultural services.
14 particularly those needed for the survival of the inhabitants during and in the
15 aftermath of man-made and natural disasters or calamities:

16 (5) Recommend to the sangguniang panlungsod and advise the city
17 mayor on all matters related to agriculture and aquaculture which will improve
18 the livelihood and the living conditions of the inhabitants: and

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

23 SEC. 39. *The City Social Welfare and Development Officer.* – (a) The
24 city social welfare and development officer must be a citizen of the
25 Philippines, a resident of the City of Tabuk, of good moral character, a duly
26 licensed social worker or a holder of a college degree preferably in sociology
27 or any other related course 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 practice of social work for at least five years immediately
2 preceding the date of his appointment.

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

5 (c) The city social welfare and development officer shall take charge of
6 the office of the social welfare and development and shall:

7 (1) Formulate measures for the approval of the sangguniang
8 panlungsod and provide technical assistance and support to the city mayor in
9 carrying out measures to ensure the delivery of basic services and the
10 provision of adequate facilities relative to social welfare and development
11 services;

12 (3) Develop plans and strategies and, upon approval thereof by the city
13 mayor, implement the same, particularly those which have to do with social
14 welfare programs and projects which the city mayor is empowered to
15 implement and which the sangguniang panlungsod is empowered to provide;

16 (4) In addition to the foregoing duties, the city social welfare and
17 development officer shall:

18 (i) Identify the basic needs of the needy, the disadvantaged and the
19 impoverished and develop and implement appropriate measures to alleviate
20 their problems and improve their living conditions;

21 (ii) Provide relief and appropriate crisis intervention for victims of
22 abuse and exploitation and recommend appropriate measures to deter further
23 abuse and exploitation;

24 (iii) Assist the city mayor in implementing the barangay level program
25 for the total development and protection of children up to six years of age;

26 (iv) Facilitate the implementation of welfare programs for the
27 disabled, the elderly and the victims of drug addiction, the rehabilitation of
28 prisoners and parolees, the prevention of juvenile delinquency and such other
29 activities which would eliminate or minimize the ill effects of poverty;

1 (v) Initiate and support youth welfare programs that will enhance the
2 role of the youth in nation-building; and

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

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

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

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

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

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

1 (c) The city environment and natural resources officer shall take
2 charge of the office of the environment and natural resources and shall:

3 (1) Formulate measures for the consideration of the sangguniang
4 panlungsod and provide technical assistance and support to the city mayor in
5 carrying out measures to ensure the delivery of basic services and the
6 provision of adequate facilities relative to environment and natural resources
7 services as provided for under Section 17 of the Local Government Code of
8 1991:

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

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

16 (i) Establish, maintain, protect and preserve communal forests,
17 watersheds, tree parks, greenbelts, commercial forests and similar forest
18 projects like industrial tree farms and agro-forestry projects:

19 (ii) Provide extension services to beneficiaries of forest development
20 projects and render assistance for natural resources-related conservation and
21 utilization activities consistent with ecological balance;

22 (iii) Manage and maintain seedbanks and produce seedlings for forest
23 and tree parks;

24 (iv) Promote the small-scale mining and utilization of mineral
25 resources, particularly the mining of gold; and

26 (v) Coordinate with government agencies and nongovernmental
27 organizations in the implementation of measures to prevent and control land,
28 air and water pollution, with the assistance of the Department of Environment
29 and Natural Resources;

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

5 (5) Recommend to the sangguniang panlungsod and advise the city
6 mayor on all matters relative to the protection, conservation, maximum
7 utilization, application of appropriate technology and other matters related to
8 the environment and natural resources; and

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

13 SEC. 41. *The City Architect.* – (a) The city architect must be a citizen
14 of the Philippines, a resident of the City of Tabuk, of good moral character and
15 a duly licensed architect. He must have practiced his profession for at least
16 five years immediately preceding the date of his appointment.

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

19 (c) The city architect shall take charge of the office on architectural
20 planning and design and shall:

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

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

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

3 (i) Prepare and recommend, for consideration of the sanggunian, the
4 architectural plan and design for the City or a part thereof, including the
5 renewal of slums and blighted areas, land reclamation activities, the greening of
6 land and the appropriate planning of marine and foreshore areas;

7 (ii) Review and recommend, for appropriate action of the sanggunian
8 or the city mayor as the case may be, the architectural plans and designs
9 submitted by governmental and nongovernmental entities or individuals;
10 particularly those for undeveloped, underdeveloped and poorly-designed areas;
11 and

12 (iii) Coordinate with government, nongovernment entities and
13 individuals involved in the aesthetics and the maximum utilization of the land
14 and water within the jurisdiction of the City, compatible with environmental
15 integrity and ecological balance;

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

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

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

27 SEC. 42. *The City Information Officer.* – (a) The city information
28 officer must be a citizen of the Philippines, a resident of the City of Tabuk, of
29 good moral character, a holder of a college degree preferably in journalism,

1 mass communication or any other related course from a recognized college or
2 university and a first grade civil service eligible or its equivalent. He must
3 have acquired experience in writing articles and research papers. or in writing
4 for print, television or broadcast media for at least five years immediately
5 preceding the date of his appointment.

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

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

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 public
17 information and research data to support programs and projects which the city
18 mayor is empowered to implement and which the sangguniang panlungsod is
19 empowered to provide for under the Local Government Code of 1991;

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

22 (i) Provide relevant, adequate and timely information to the City and
23 its residents;

24 (ii) Furnish information and data on the City to government agencies or
25 offices as may be required by law or ordinance and nongovernmental
26 organizations, to be furnished to said agencies and organizations; and

27 (iii) Maintain effective liaison with the various sectors of the
28 community on matters and issues that affect the livelihood and the quality of

1 life of the inhabitants and encourage and support for programs of the local and
2 national governments:

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

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

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

14 SEC. 43. *The City Cooperatives Officer.* – (a) The city cooperatives
15 officer must be a citizen of the Philippines, a resident of the City of Tabuk, of
16 good moral character, a holder of a college degree preferably in business
17 administration with special training in cooperatives or any related course from
18 a recognized college or university and a first grade civil service eligible or its
19 equivalent. He must have acquired experience in cooperatives organization
20 and management for at least five years *immediately preceding the date of his*
21 *appointment.*

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

24 (c) The city cooperatives officer shall take charge of the office for the
25 development of cooperatives and shall:

26 (1) Formulate measures for the consideration of the sangguniang
27 panlungsod and provide technical assistance and support to the city mayor in
28 carrying out measures to ensure the delivery of basic services and the

1 provision of facilities through the development of cooperatives, and in
2 providing access to such services and facilities;

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

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

11 (i) Assist in the organization of cooperatives;

12 (ii) Provide technical and other forms of assistance to existing
13 cooperatives to enhance their viability as an economic enterprise and social
14 organization; and

15 (iii) Assist cooperatives in establishing linkages with government
16 agencies and nongovernmental organizations involved in the promotion and
17 integration on the concept of cooperatives in the livelihood of the people and
18 other community activities;

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

23 (5) Recommend to the sangguniang panlungsod and advise the city
24 mayor on all other matters relative to cooperatives development and viability-
25 enhancement which will improve the livelihood and the quality of life of the
26 inhabitants; and

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

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

3 SEC. 44. *The City Population Officer.* – (a) The city population officer
4 must be a citizen of the Philippines, a resident of the City of Tabuk, of good
5 moral character, a holder of a college degree with specialized training in
6 population development from a recognized college or university and a first
7 grade civil service eligible or its equivalent. He must have acquired
8 experience in the implementation of programs on population development or
9 responsible parenthood for at least five years immediately preceding the date
10 of his appointment.

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

13 (c) The city population officer shall take charge of the office on
14 population development and shall:

15 (1) Formulate measures for the consideration of the sangguniang
16 panlungsod and provide technical assistance and support to the city mayor in
17 carrying out measures to ensure the delivery of basic services and the
18 provision of adequate facilities relative to the integration of population
19 development principles and in providing access to said services and facilities:

20 (2) Develop plans and strategies and, upon approval thereof by the city
21 mayor, implement the same, particularly those which have to do with the
22 integration of population development principles and methods in programs and
23 projects which the city mayor is empowered to implement and which the
24 sangguniang panlungsod is empowered to provide for under the Local
25 Government Code of 1991;

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

1 (i) Assist the city mayor in the implementation of the constitutional
2 provisions relative to population development and the promotion of
3 responsible parenthood;

4 (ii) Establish and maintain an updated data bank for program
5 operations, development planning and an educational program to ensure
6 people's participation in and understanding of population development; and

7 (iii) Implement appropriate population training programs responsive to
8 the cultural heritage of the inhabitants; and

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

13 SEC. 45. *The City Veterinarian.* – (a) The city veterinarian must be a
14 citizen of the Philippines, a resident of the City of Tabuk, of good moral
15 character and licensed doctor of veterinary medicine. He must have practiced
16 his profession for at least three years immediately preceding the date of his
17 appointment.

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

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

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

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

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

3 (i) Advise the city mayor on all matters pertaining to the slaughter of
4 animals for human consumption and the regulation of slaughterhouses;

5 (ii) Regulate the keeping of domestic animals;

6 (iii) Regulate and inspect poultry, milk and dairy products for public
7 consumption;

8 (iv) Enforce all laws and regulations for the prevention of cruelty to
9 animals; and

10 (v) Take the necessary measures to eradicate, prevent or cure all
11 forms of animal diseases;

12 (4) Be in the frontline of veterinary-related activities such as the
13 outbreak of highly contagious and deadly diseases and in situations resulting in
14 the depletion of animals for work and for human consumption, particularly
15 those arising from and in the aftermath of man-made and natural disasters or
16 calamities;

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

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

25 SEC. 46. *The City General Services Officer.* – (a) The city general
26 services officer must be a citizen of the Philippines, a resident of the City of
27 Tabuk, of good moral character, a holder of a college degree on public
28 administration, business administration and management from a recognized
29 college or university and a first grade civil service eligible or its equivalent.

1 He must have acquired experience in general services, including management
2 of supply, property, solid waste disposal and general sanitation for at least five
3 years immediately preceding the date of his appointment.

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

6 (c) The city general services officer shall take charge of the office on
7 general services and shall:

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

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

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

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

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

27 (iii) Recommend to the city mayor reasonable rental rates for local
28 government properties, whether real or personal, which will be leased to public
29 or private entities by the City;

1 (iv) Recommend to the city mayor reasonable rental rates of private
2 properties which may be leased for the official use of the City;

3 (v) Maintain and supervise janitorial, security, landscaping and other
4 related services in all local government public buildings and other real
5 property, whether owned or leased by the City;

6 (vi) Collate and disseminate information regarding prices, shipping
7 and other costs of supplies and other items commonly used by the City;

8 (vii) Perform archival and record management with respect to the
9 records of offices and departments of the City; and

10 (viii) Perform all other functions pertaining to supply and property
11 management and enforce policies on records creation, maintenance and
12 disposal;

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

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

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

23 ARTICLE VIII

24 THE CITY FIRE STATION SERVICE AND THE CITY JAIL SERVICE

25 SEC. 47. *The City Fire Station Service.* – (a) There shall be established
26 in the City at least one fire station with adequate personnel, fire fighting
27 facilities and equipment, subject to the standards, rules and regulations as may
28 be promulgated by the Department of the Interior and Local Government. The
29 City shall provide the necessary land or site of the station.

1 (b) The city fire station service shall be headed by a city fire marshal
2 whose qualifications shall be those provided for under Republic Act No. 6975,
3 otherwise known as the Philippine National Police (PNP) Law.

4 (c) The city fire station shall be responsible for the fire protection and
5 the various emergency services such as the rescue and evacuation of injured
6 people at fire-related incidents and, in general, all fire prevention and
7 suppression measures to secure the safety of life and property of the citizenry.

8 SEC. 48. *The City Jail Service.* – (a) There shall be established and
9 maintained in the City a secured, clean, adequately equipped and sanitary jail
10 for the custody and safekeeping of prisoners, any fugitive from justice or
11 person detained awaiting investigation, trial or transfer to the national
12 penitentiary, or violent mentally ill person who endangers himself or the safety
13 of others, duly certified as such by the proper medical health officer, pending
14 the transfer to a mental institution.

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

23 ARTICLE IX

24 TRANSITORY AND FINAL PROVISIONS

25 SEC. 49. *Municipal Ordinances Existing at the Time of the Approval of*
26 *This Act.*– All municipal ordinances of the Municipality of Tabuk existing at
27 the time of the approval of this Act shall continue to be in force within the City
28 of Tabuk until the sangguniang panlungsod shall, by ordinance, provide
29 otherwise.

1 SEC. 50. *Suspension of Increase in Rates of Local Taxes.* – No
2 increase in the rates of local taxes shall be imposed by the City within a period
3 of five years from its acquisition of corporate existence.

4 SEC. 51. *Plebiscite.* – The City of Tabuk shall acquire corporate
5 existence upon the ratification of its creation by a majority of the votes cast by
6 the qualified voters in a plebiscite to be conducted in the present Municipality
7 of Tabuk within thirty (30) days from the approval of this Act. The expenses
8 for such plebiscite shall be borne by the Municipality of Tabuk. The
9 Commission on Elections shall conduct and supervise such plebiscite.

10 SEC. 52. *Officials of the City of Tabuk.* – The present elective officials
11 of the Municipality of Tabuk shall continue to exercise their powers and
12 functions until such time that a new election is held and the duly elected
13 officials shall have already qualified and assumed their offices. The appointive
14 officials and employees of the municipality shall likewise continue exercising
15 their functions and their duties and they shall be automatically absorbed by the
16 city government of the City of Tabuk.

17 SEC. 53. *Jurisdiction of the Province of Kalinga.* – The City of Tabuk
18 shall, unless otherwise provided by law, continue to be under the jurisdiction
19 of the Province of Kalinga.

20 SEC. 54. *Legislative District.* – Until otherwise provided by law, the
21 City of Tabuk shall continue to be part of the Lone District of the Province of
22 Kalinga.

23 SEC. 55. *Applicability of Laws.* – The provisions of Republic Act No.
24 7160, otherwise known as the Local Government Code of 1991, and such laws
25 as are applicable to component cities, shall govern the City of Tabuk insofar as
26 they are not inconsistent with the provisions of this Act.

27 SEC. 56. *Exemption from Republic Act No. 9009.* – The City of Tabuk
28 shall be exempted from the income requirement prescribed under Republic Act
29 No. 9009.

1 SEC. 57. *Separability Clause.* – If, for any reason or reasons, any part
2 or provisions of this Charter shall be held unconstitutional, invalid or
3 inconsistent with the Local Government Code of 1991, the other parts or
4 provisions hereof which are not affected thereby shall continue to be in full
5 force and effect. Moreover, in cases where this Charter is silent or unclear, the
6 pertinent provisions of the Local Government Code of 1991 shall govern, if so
7 provided therein.

8 SEC. 58. *Effectivity.* – This Act shall take effect fifteen (15) days after
9 its complete publication in at least two newspapers of general and local
10 circulation.

Approved,