



23 JAN 26 P 4:13

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

RECEIVED BY: _____

SENATE

S.B. No. 1790

Introduced by **SENATOR IMEE R. MARCOS**

AN ACT
CONVERTING THE MUNICIPALITY OF BAYAMBANG
INTO A COMPONENT CITY OF THE PROVINCE OF PANGASINAN TO BE
KNOWN AS THE CITY OF BAYAMBANG

EXPLANATORY NOTE

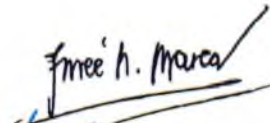
Bayambang is located in Southern Pangasinan, along the banks of the Agno River, and is bounded on the north by the municipality of Malasiqui, on the south by the municipality of Camiling in Tarlac, on the east by the municipality of Bautista, and on the west by the municipality of Urbiztondo. The Municipality of Bayambang has 77 Barangays and ranks among the top five most populated localities in the Province of Pangasinan, alongside the cities of San Carlos, Urdaneta, and Dagupan.

Bayambang served as the Fifth Capital and Final Seat of the short-lived First Philippine Republic. During the Japanese occupation, Bayambang also served as the provincial capital. During the Philippine Revolution, Bayambang was one of the first towns to be subjected to the "Juez de Cuchillo," or the total annihilation of Filipino inhabitants in declared zones within uprising areas.

The town served as the UNESCO National Community Training Center's first pilot town in the Far East, making Bayambang into a showcase for education. To date, it remains not just the "*cornbelt of Pangasinan*" and "*the onion capital of Pangasinan*," but also a bustling university town. The St. Vincent Ferrer Catholic Church and Convent, town plaza, Mangabul Lake in Brgy. San Gabriel II, Tanolong Underground Church, and Geo-Farm in Brgy. Mangayao are some of the town's places of attraction with potential for tourism investment.

This bill seeks to convert the first class Municipality of Bayambang, in the southern part of Central Pangasinan, into a component city of the Province of Pangasinan. This will promote inclusive growth by enabling qualified municipalities outside of metropolitan areas to participate in attracting investments, tourists, and commerce to spread development throughout the country. This is also in line with the United Nations (UN) Sustainable Development Goals, one of which is to *"make cities and human settlements inclusive, safe, resilient, and sustainable."* Hence, Cityhood will empower the Municipality of Bayambang.

For the foregoing reasons, the immediate passage of this bill is earnestly sought.


IMEE R. MARCOS



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

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

3 **SECTION 2. The City of Bayambang.** – The Municipality of Bayambang shall be
4 converted into a component city to be known as the City of Bayambang, hereinafter
5 referred to as City.
6

7 **SECTION 3. Territorial Boundary of the City of Bayambang.** – The City of
8 Bayambang shall comprise the present jurisdiction of the Municipality of Bayambang in
9 the Province of Pangasinan over which it has jurisdiction. The territorial jurisdiction of
10 the City shall be within the present metes and bounds of the Municipality of Bayambang
11 containing an area of 16,800 hectares or about 3.082% of the land area of the
12 Pangasinan Province, as per approved cadastral survey.

13 Bayambang is located in the south (east, west, north or south?) portion of
14 Pangasinan Province at geographical coordinates between 120°25'E and 120°30'E °
15 longitude and between 15°45' N ° and 15°50'N ° latitude. It is bounded on the north
16 by Malasiqui and Basista; on the south by the Province of Tarlac particularly the
17 Municipality of Camiling, on the east by Bautista and Alcala and on the west by the
18 Municipalities of Urbiztondo and Mangatarem.
19

1 The foregoing provision shall be without prejudice to the resolution by the
2 appropriate agency or forum of existing boundary disputed or cases involving questions
3 of territorial jurisdiction between the City of Bayambang and the adjoining local
4 government units.

5 **SECTION 4. *Corporate Powers of the City.*** – The City constituted a political
6 body corporate and as such is endowed with the attributes of perpetual succession and
7 possessed of the powers, which pertain to Municipal Corporation to be exercised in
8 conformity with the provision of this Charter. The City shall have the following corporate
9 powers:

10 (a) To have a continuous succession in its corporate name;

11 (b) To sue and be sued;

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

13 (d) To acquire, hold and convey real or personal property;

14 (e) To enter into any contracts and/or agreements; and

15 (f) To exercise such other powers, prerogatives or authority subject to the
16 limitations provided in this Act or laws.

17 **SECTION 5. *General Powers of the City*** – The city shall have a common
18 seal and may alter the same at pleasure. It shall exercise the powers to levy taxes; to
19 close and open roads, streets, alleys, parks or squares; to take, purchase, receive, hold,
20 lease, convey and dispose of real and personal property for the general interests of the
21 City; to appropriate or condemn private property for public use; to contract and be
22 contracted with, to sue and be sued; to prosecute and defend to final judgment and
23 execution suits wherein the City is involved or interested in and to exercise all the
24 powers as are granted to corporations or as hereinafter conferred.

25 **SECTION 6. *Liability for Damages.*** – The City and its officials shall not be
26 exempt from liability for death or injury to persons or damage to property.

27 **SECTION 7. *Jurisdiction of the City.*** – The jurisdiction of the City of
28 Bayambang for police purposes only, shall be coextensive with its territorial jurisdiction
29 and for the purpose of protecting and ensuring the purity of the water supply of the
30 City such police jurisdiction shall also extend over all the territory within the drainage
31 area of such water supply, or within one hundred meters (100 m.) of any reservoir,
32 conduit, canal, aqueduct or pumping station used in connection with the city water
33 service.

1 The city court of the City of Bayambang shall have concurrent jurisdiction with
2 the city or municipal trial courts of the adjoining municipalities to try crimes and
3 misdemeanor committed within the said drainage area, or within said spaces of one
4 hundred meters (100 m.). The court first taking jurisdiction of such offense shall
5 thereafter retain exclusive jurisdiction thereof. The police force of several municipalities
6 concerned shall have concurrent jurisdiction with the police force of the City for the
7 maintenance of good order and the enforcement of ordinances throughout said zone,
8 area and spaces. But any license that may be issued within said zone, area or spaces
9 shall be granted by the proper authorities of the city or municipality concerned, and
10 the fees arising therefrom shall accrue to the treasury of the said city or municipality.

ARTICLE II CITY OFFICIALS IN GENERAL

11 **SECTION 8. *The Officials of the City of Bayambang.*** – (a) There shall be
12 in the City: a city mayor, a city vice mayor, sangguniang panlungsod members, a
13 secretary to the sangguniang panlungsod, a city treasurer and an assistant city
14 treasurer, a city assessor and an assistant city of assessor, a city accountant, a city
15 budget officer, a city planning and development coordinator, a city engineer, a city
16 health officer, a city civil registrar, a city administrator, a city legal officer, a city
17 veterinarian, a city social welfare and development officer, a city general services
18 officer; a city agriculturist, a city environment and natural resources officer, a city
19 information and communications technology officer, and a city population officer;

20 (b) In addition, thereto, the city mayor may appoint a city architect, and a
21 city cooperative development officer;

22 (c) The City shall establish a city fire station to be headed by a city fire
23 marshal, a city jail to be headed by a city jail warden, a city school division to be headed
24 by a city school division superintendent; and

25 (d) The City of Bayambang may:

26 (1) Maintain existing offices not mentioned in subsections (a) and (b) thereof;

27 (2) Create such other offices as may be necessary to carry out the purposes
28 of the city government; or

29 (3) Consolidate the functions of any office with those of another in the
30 interest of efficiency and economy,

31 Unless otherwise provided herein, heads of departments and offices shall be
32 appointed by the city mayor with the concurrence of the majority of all the sangguniang
33 panlungsod members, subject to civil service law, rules and regulations. The

1 sangguniang panlungsod shall act on the appointment within fifteen (15) days from the
2 day of its submission, otherwise the same shall be deemed confirmed.

ARTICLE III THE CITY MAYOR AND VICE MAYOR

3 **SECTION 9. *The City Mayor.*** – (a) The city mayor shall be the chief executive
4 of the City. He shall be elected at large by the qualified voters of the City.

5 No person shall be eligible for the position of city mayor unless at the time of
6 the election:

7 (1) He is at least twenty-one (21) years of age;

8 (2) An actual resident of the City for at least one (1) year prior to his election;
9 and

10 (3) A qualified voter therein.

11 He shall hold office for three (3) years, unless sooner removed, and shall receive
12 a minimum monthly compensation corresponding to Salary Grade Thirty (30) as
13 prescribed under Republic Act No. 6758 and the implementing guidelines issued
14 pursuant thereto.

15 (b) The city mayor, as the chief executive of the city government shall
16 exercise such powers and perform such duties and functions as provided by the Local
17 Government Code of 1991 and other laws:

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

23 (i) Determine the guidelines of the city policies and be
24 responsible to the sangguniang panlungsod for the program
25 of government;

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

29 (iii) Present the program of government and propose policies and
30 projects for the consideration of the sangguniang panlungsod

- 1 at the opening of the regular session of the sangguniang
2 panlungsod every calendar year and as often as may be
3 deemed necessary as the general welfare of the inhabitants
4 and the needs of the city government may require;
- 5 (iv) Initiate and propose legislative measures to the sangguniang
6 panlungsod and as often as may be deemed necessary,
7 provide such information and data needed or requested by
8 said sanggunian in the performance of its legislative functions;
- 9 (v) Appoint all officials and employees whose salaries and wages
10 are wholly or mainly paid out of city funds and whose
11 appointments are not otherwise provided for in this Act as well
12 as those he may be authorized by law to appoint;
- 13 (vi) Represent the City in all its business transactions and sign on
14 its behalf all bonds, contracts, obligations, and such other
15 documents with authority from the sangguniang panlungsod
16 or pursuant to law or ordinance;
- 17 (vii) Carry out such emergency measures as may be necessary
18 during and in the aftermath of man-made and natural
19 disasters and calamities;
- 20
21 (viii) Determine the time, manner and place of payment of salaries
22 or wages of the city officials and employees, in accordance
23 with law or ordinance;
- 24 (ix) Allocate and assign office space to the City officials and
25 employees who, by law or ordinance, are entitled to such
26 space in the city hall and other building owned or leased by
27 the city government;
- 28 (x) Ensure that all executive officials and employees of the City
29 faithfully discharge their duties and functions as provided by
30 law and this Act and discharge their duties and functions as
31 provided by law and this Act and cause to be instituted
32 administrative or judicial proceedings against any official or
33 employee of the City government;
- 34
35 (xi) Examine the books, records and other documents of all
36 offices, officials, agents or employees of the City and, in aid
37 of his executive powers and authority, require all national
38 officials and national officials and employees stationed in or

- 1 assigned to the City to make available to him such books,
2 records and other documents in their custody except those
3 classified by law as confidential;
- 4 (xii) Furnish copies of executive orders issued by him to the office
5 of the governor within seventy-two (72) hours after their
6 issuance;
- 7 (xiii) Visit component barangays of the City at least once every six
8 (6) months to deepen his understanding of problems and
9 conditions, listen and give appropriate counsel to local officials
10 and inhabitants of general laws and ordinances which
11 especially concern them, and otherwise conduct visits and
12 inspections to ensure that the governance of the City will
13 improve the quality of life of the inhabitants;
14
- 15 (xiv) Act on leave applications of officials and employees appointed
16 by him and the commutation of the monetary value of their
17 leave credits in accordance with law;
- 18 (xv) Authorize official trips of city officials and employees outside
19 of the City for a period not exceeding thirty (30) days;
- 20 (xvi) Call upon any national official or employee stationed in or
21 assigned to the City to advise him on matters affecting the
22 City and to make recommendations thereon; coordinate with
23 said officials and employees in the formulation and
24 implementation of plans, programs and projects; and when
25 appropriate, initiate an administrative or judicial action against
26 a national government official or employee who may have
27 committed an offense in the performance of his official duties
28 while stationed in or assigned to the City;
- 29 (xvii) Authorize payment for medical care, necessary transportation,
30 subsistence, hospital or medical fees of city officials and
31 employees who are injured while in the performance of their
32 official duties and functions, subject to availability of funds;
- 33 (xviii) Solemnize marriages, any provision of law to the contrary
34 notwithstanding;
- 35 (xix) Conduct an annual palarong panlungsod which shall feature
36 traditional sports and disciplines included in national and

- 1 international games, in coordination with the Department of
2 Education, culture and Sports; and
- 3 (xx) Submit to the provincial governor the following reports: an
4 annual report containing a summary of all matters pertinent
5 to the management, administration and development of the
6 City and all information and data relative to its political, social
7 and economic conditions; supplemental reports when
8 unexpected events and situations arise at any time during the
9 year, particularly when man-made or natural disasters or
10 calamities affect the general welfare of the City.
11
- 12 (2) Enforce all laws and ordinances relative to the governance of the
13 City and in the exercise of its appropriate powers as well as
14 implement all approved policies, programs, projects, services and
15 activities of the City and in addition shall:
- 16 (i) Ensure that the acts of City's component barangays and its
17 officials and employees are within the scope of their
18 prescribed powers, duties and functions;
- 19 (ii) Call conventions, conference, seminars, or meetings of
20 elective or appointive officials of the City, including provincial
21 and national officials and employees stationed in or assigned
22 to the City, at such time and place and on such subject he
23 may deem important for the promotion of the general welfare
24 of the local government unit and its inhabitants;
- 25 (iii) Issue such executive orders for the faithful and appropriate
26 enforcement and execution of laws and ordinances;
- 27 (iv) Be entitled to carry the necessary firearms within his territorial
28 jurisdiction;
- 29 (v) Act as the deputized representative of the National Police
30 Commission, formulate the peace and order plan of the City,
31 upon its approval, implement the same; and as such
32 exercising general and operational control and supervision
33 over the police forces in the City in accordance with Republic
34 Act No. 6975; and
- 35 (vi) Call upon the appropriate law enforcement agencies to
36 suppress disorder, riot, lawless violence, rebellion, or sedition,
37 or apprehend violators of the law when public interest so

- 1 requires and the city police forces are inadequate to cope with
2 the situation or the violators.
- 3 (3) Initiate and maximize the generation of resources and revenues
4 and apply the same to the implementation of development plans,
5 program objectives and priorities, particularly the resources and
6 revenues programmed for agro-industrial development and
7 countryside growth and progress, and relative thereto, shall:
- 8 (i) Require each head of an office or department to prepare and
9 submit an estimate of appropriations for the ensuing calendar
10 year, in accordance with the provisions of Local Government
11 Code;
- 12 (ii) Prepare and submit to the sanggunian for approval the
13 executive and supplemental budgets of the City for the
14 ensuing calendar year in the manner provided for under the
15 Local Government Code;
- 16 (iii) Ensure that all taxes and other revenues of the City are
17 collected and that city funds are applied to the payment of
18 expenses and settlement of obligations of the City, in
19 accordance with law or ordinance;
- 20 (iv) Issue licenses and permits and suspend or revoke the same
21 for any violation of the conditions upon which said licenses or
22 permits had been issued pursuant to law or ordinance;
- 23 (v) Issue permits without need of approval therefore from any
24 national agency, for the holding of activities for any charitable
25 or welfare purpose, excluding prohibited games or shows
26 contrary to law, public policy and public morals;
- 27 (vi) Require owners of illegally constructed houses, buildings or
28 other structures to obtain the necessary permit, subject to
29 such fines and penalties as may be imposed by law or
30 ordinance, or to make necessary changes in the construction
31 of the same when said construction violates any law or
32 ordinance, or to order the demolition or removal of said house,
33 building or structure within the period prescribed by law or
34 ordinance;
- 35 (vii) Adopt adequate measures to safeguard and conserve land,
36 mineral, forest, marine and other resources of the City;

- 1 (viii) Provide efficient and effective property and supply
2 management in the City; and protect the funds and property.
3 And cause the City to be defended against all suits to ensure
4 that its interests, resources and rights shall be adequately
5 protected.
- 6 (4) Ensure the delivery of basic services and the provision of adequate
7 facilities and in addition thereto:
- 8 (i) Ensure that the construction and repair of roads and highways
9 funded by the national government shall be, as far as
10 practicable, carried out in a spatially contiguous manner and
11 in coordination with the construction and repair of the roads
12 and bridges of the City and of the province; and
- 13 (ii) Coordinate the implementation of technical services, including
14 public works and infrastructure programs, rendered by
15 national offices and provincial office.
- 16 (5) Exercise such other powers and perform such other duties and
17 functions as provided for under Republic Act No. 7160, otherwise
18 known as the Local Government Code of 1991 and those that are
19 prescribed by law or ordinance.

20 **SECTION 10. The City Vice-Mayor.** – (a) There shall be a vice mayor who
21 shall be elected in the same manner as the city mayor shall at the time of his election
22 possess the same qualifications as the city mayor. He shall hold office for three (3)
23 years, unless sooner removed, and shall receive a monthly compensation
24 corresponding to salary grade twenty-six (26) as prescribed under Republic Act No.
25 6758 and the implementing guidelines issued pursuant thereto.

26 (b) The City vice mayor shall exercise the following duties:

- 27 (1) Act as presiding officer of the sangguniang panlungsod and sign all
28 warrants drawn on the city treasury for all expenditures appropriated for
29 the operation of the sangguniang panlungsod;
- 30 (2) Subject to civil service law, rules and regulations, appoint all officials and
31 employees of the sangguniang panlungsod, except those whose manner
32 of appointments is specifically provided for under existing laws;
- 33 (3) Assume the office of the city mayor for the unexpired term of the latter
34 in the event of permanent vacancy;

- 1 (4) Exercise the powers and perform the duties and functions of the city
2 mayor in cases of temporary vacancy; and
- 3 (5) Perform such other duties and functions and exercise such other powers
4 as provided for under Republic Act No. 7160, otherwise known as the
5 Local Government Code of 1991 and those that are prescribed by law or
6 ordinance.

ARTICLE IV THE SANGGUNIANG PANLUNGSOD

7 **SECTION 11. *The Sangguniang Panlungsod.*** – The sangguniang
8 panlungsod, the legislative body of the City, shall be composed of the city vice mayor
9 as presiding officer, the regular sanggunian members, the president of the city chapter
10 of the liga ng mga barangay, the president of the panlungsod na pederasyon ng mga
11 sangguniang kabataan and the sectoral representatives, as members.

(a) In addition thereto, there shall be three (3) sectoral representatives; one
(1) from the women; and shall be determined by the sangguniang panlungsod within
ninety (90) days prior to the holding of the local elections, one (1) from the agricultural
or industrial workers; and one (1) from the others sectors, including the urban poor,
indigenous cultural communities or disabled persons.

12 (b) The regular members of the sangguniang panlungsod and the sectoral
13 representatives shall be elected in the manner as may be provided for by law. The
14 elective members of the sangguniang panlungsod shall possess the same
15 qualifications as that of the city mayor and city vice mayor except that candidates for
16 said position must be at least eighteen (18) years of age on election day.

17 (c) They shall receive a minimum monthly compensation corresponding to
18 Salary Grade Twenty-five (25) as prescribed under the Salary Standardization Law and
19 the implementing guidelines issued pursuant thereto, and such other compensation,
20 emoluments and allowances as may be determined by law.

21 (d) The sangguniang panlungsod shall:

22 (1) Approve ordinances and pass resolutions necessary for an efficient and
23 effective city government and relative hereto shall:

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

- 1 (ii) Maintain peace and order by enacting measures to prevent and
2 suppress lawlessness, disorder, riot, violence, rebellion or sedition
3 and impose penalties for the violation of said ordinances;
- 4 (iii) Approve ordinances imposing a fine not exceeding Five thousand
5 pesos (P5,000.00) or an imprisonment for a period not exceeding
6 one (1) year, or both at the discretion of the court, for violation of
7 a city ordinance;
- 8 (iv) Adopt measures to protect the inhabitants of the City on harmful
9 effects of man-made or natural disasters and calamities, and to
10 provide relief services and assistance for victims during and in the
11 aftermath of said disasters or calamities and in their return to
12 productive livelihood following said events;
- 13 (v) Enact ordinances intended to prevent, suppress and impose
14 appropriate penalties for habitual drunkenness in public places,
15 vagrancy, mendicancy, prostitution, establishment and
16 maintenance of houses of ill repute, gambling and other prohibited
17 games of chance, fraudulent devices and ways to obtain money or
18 property, drug addiction, maintenance of drug dens, drug pushing,
19 juvenile delinquency, the printing, distribution or exhibition of
20 obscene or pornographic materials or publications, and such other
21 activities inimical to the welfare and morals of the inhabitants of
22 the City;
- 23 (vi) Protect the environment and impose appropriate penalties for acts
24 which endanger the environment, such as dynamite fishing and
25 other forms of destructive fishing. Illegal logging, smuggling of
26 logs, smuggling of natural resources products and of endangered
27 species of flora and fauna, slash-and-burn farming and such other
28 activities which result in pollution, acceleration of eutrophication
29 of rivers and lakes or of ecological imbalance;
- 30 (vii) Subject to the provision of Local Government Code and the
31 pertinent laws, determine the powers and duties of officials and
32 employees of the City;
- 33
34 (viii) Consistent with the Salary Standardization Law, determine the
35 positions and the salaries, wages, allowances and other
36 emoluments and benefits of officials and employees paid wholly
37 or mainly from city funds and provide for expenditures necessary

- 1 for the proper conduct of programs, projects, service and activities
2 of the city government;
- 3 (ix) Authorize the payment of compensation to a qualified person not
4 in the government service who fills up a temporary vacancy or
5 grant honorarium to any qualified service official or employee
6 designated to fill a temporary vacancy in a concurrent capacity at
7 the rate authorized by law;
- 8 (x) Provide a mechanism and the appropriate funds therefor, to
9 ensure the safety and protection of all city government property,
10 public documents, or records such as those relating to property
11 inventory, land ownership, records of births, marriages, deaths,
12 assessments, taxation, accounts, business permits and such other
13 records and documents of public interest in the offices and
14 departments of the city government;
- 15 (xi) When the finances of the city government allow, provide for
16 additional allowances and other benefits to judges, prosecutors,
17 public elementary and high school teachers, and other national
18 government officials stationed in or assigned to the City;
- 19 (xii) Provide legal assistance to barangay officials who in the
20 performance of their official duties or on the occasion thereof,
21 have to initiate judicial proceedings or defend themselves against
22 legal actions; and
- 23 (xiii) Provide for group insurance or additional insurance coverage for
24 all officials, including members of barangay tanod brigades and
25 other service units, with public or private insurance companies,
26 when the finances of the city government allow said coverage.
- 27 (2) Generate and maximize the use of resources and revenues for the
28 development plans, programs objectives and priorities of the City, with
29 particular attention to agro-industrial development and city-wide growth
30 and progress, and relative thereto, shall:
- 31 (i) Approve the annual and supplemental budgets of the city
32 government and appropriate funds for specific programs, projects,
33 services and activities of the City, of for other purposes not
34 contrary to law in order to promote the general welfare of the City
35 and its inhabitants;

- 1 (ii) Subject to the provisions of Book II of the Local Government Code
2 and the applicable laws and upon the majority vote of all the
3 members of the sangguniang panlungsod, enact ordinances
4 levying taxes, fees and charges, prescribing the rates thereof for
5 general and specific purposes and granting tax exemption,
6 incentive or reliefs;
- 7 (iii) Subject to the provisions of Book II of the Local Government Code
8 and upon the majority vote of all members of the sangguniang
9 panlungsod, authorize the city mayor to negotiate and contract
10 loans and other forms of indebtedness. The application for loans
11 or other forms of indebtedness and the terms and conditions
12 thereof shall, before approval, be published in a newspaper of
13 general circulation in the City. Once approved, the contract
14 covering the loans or other forms of indebtedness shall be
15 furnished to any resident requesting a copy thereof, upon
16 payment of reasonable fees;
- 17 (iv) Subject to the provisions of Book II of the Local Government Code
18 and applicable laws and upon the majority vote of all the members
19 of the sangguniang panlungsod, enact ordinances authorizing the
20 floating of bonds or other instruments of indebtedness, for the
21 purpose of raising funds to finance development projects. The
22 authorization to float bonds and other instruments of indebtedness
23 shall be published in a newspaper of general circulation in the City.
24 Once approved, the contract covering the floating of bonds or
25 other instruments of indebtedness shall be furnished to any
26 resident requesting a copy thereof, upon payment of reasonable
27 fees;
- 28 (v) Appropriate funds for the construction and maintenance or the
29 rental of buildings for the use of the City; and upon the majority
30 vote of all the members of the sangguniang panlungsod, authorize
31 the city mayor to lease to private parties such public buildings held
32 in a proprietary capacity, subject to existing laws, rules and
33 regulations;
- 34 (vi) Prescribe reasonable limits and restraints on the use of property
35 within the jurisdiction of the City;
- (vii) Adopt a comprehensive land use plan for the City;
- 36

- 1 (viii) Reclassify lands within the jurisdiction of the City subject to the
2 pertinent provisions of the Local Government Code;
- 3 (ix) Enact integrated zoning ordinance in consonance with the
4 approved comprehensive land use plan, subject to existing laws,
5 rules and regulations, establish fire limits or zones, particularly in
6 populous centers, and regulate the construction, repair or
7 modification of buildings within said fire limits or zones in
8 accordance with the provisions of the Fire Code;
- 9 (x) Subject to national law, process and approve subdivision plans for
10 residential, commercial or industrial purposes and other
11 development purposes, and to collect processing fees and other
12 charges, the proceeds of which shall accrue entirely to the City:
13 *Provided, however,* that where approval of a national agency or
14 office is required, said approval shall not be withheld for more than
15 thirty (30) days from receipt of the application. Failure to act on
16 the application within the period stated above shall be deemed as
17 approval thereof.
- 18 (xi) Subject to the provisions of Book II of the Local Government Code,
19 grant the exclusive privilege of the construction of fish corrals or
20 fish pens, or the taking or catching or breeding of fry of any
21 species of fish within the city inland water fisheries;
- 22 (xii) With the concurrence of at least two-thirds (2/3) of all the
23 members of the sangguniang panglungsod, grant tax exemptions,
24 incentives or relief to entities engaged in community growth-
25 inducing industries, subject to the provisions of the Local
26 Government Code;
- 27 (xiii) Grant loans or provide grants to other local government units or
28 to national, provincial and city charitable, benevolent or
29 educational institutions: *Provided,* that said institutions are
30 operated and maintained within the City;
- 31 (xiv) Regulate the numbering of residential, commercial and other
32 buildings; and
- 33 (xv) Regulate the inspection, weighing and measuring of articles of
34 commerce.
- 35 (3) Subject to the provisions of the Local Government Code of 1991, enact
36 ordinances granting franchise and authorizing the issuance if permits or

- 1 licenses, upon such conditions and for such purposes intended to
2 promote the general welfare of the inhabitants of the City and pursuant
3 to this legislative authority, shall:
- 4 (i) Fix and impose reasonable fees and charges for all services
5 rendered by the city government to private persons or entities;
- 6 (ii) Regulate or fix license fees for any business or practice of
7 profession within the City and the conditions under which the
8 license for said business or practice of profession may be revoked
9 and enact ordinances levying taxes thereon;
- 10 (iii) Provide for and set the terms and conditions under which public
11 utilities owned by the City shall be operated by the city
12 government, and prescribe the conditions under which the same
13 may be leased to private persons or entities, preferably
14 cooperatives;
- 15 (iv) Regulate the display of and fix the license fees for signs,
16 signboards or billboards at the at the place or places where the
17 profession or business advertised thereby is, in whole or in part,
18 conducted;
- 19 (v) Any law to the contrary notwithstanding, authorize and license the
20 establishment, operation and maintenance of cockpits, and
21 regulate cockfighting and commercial breeding of gamecocks:
22 *Provided*, that existing rights should not be prejudiced:
- 23 (vi) Subject to the guidelines prescribed by the Department of
24 Transportation and Communications, regulate the operation of
25 tricycles and grant franchises for the operation thereof within the
26 territorial jurisdiction of the City; and
- 27 (vii) Upon approval by a majority vote all the members of the
28 sangguniang panlungsod, grant a franchise to any person,
29 partnership, corporation, or cooperatives to do business, within
30 the City; establish, construct, operate and maintain ferries,
31 wharves, markets or slaughterhouse; or undertake such other
32 activities within the City as may be allowed by existing laws:
33 *Provided*, that cooperatives shall be given preference in the grant
34 of such franchise.

- 1 (4) Regulate activities relative to the use of land, buildings and structures
2 within the City in order to promote the general welfare and for said
3 purpose, shall:
- 4 (i) Declare, prevent or abate any nuisance;
- 5
6 (ii) With the concurrence of a majority of the members of the
7 Sangguniang Panlungsod, a quorum being present, deny the entry
8 of legalized gambling by ordinance into any part of the City or
9 regulate its location in the City;
- 10 (iii) Require that buildings and the premises thereof and any land
11 within the City be kept and maintained in a sanitary condition;
12 impose penalties for any violation thereof; or upon failure to
13 comply with said requirement, have the work done at the expense
14 of the owner, administrator or tenant concerned require the filling
15 up of any land or premises to a grade necessary for proper
16 sanitation;
- 17 (iv) Regulate the disposal of clinical and other wastes from hospitals,
18 clinics, and other similar establishments;
- 19 (v) Regulate the establishment, operation and maintenance of cafes,
20 restaurants, beerhouses, hotels, motels, inns, pension houses,
21 lodging houses and other similar establishments, including tourist
22 guides and transports;
- 23 (vi) Regulate the sale, giving away or dispensing of any intoxicating
24 malt, vino, mixed or fermented liquors at any retail outlets;
- 25 (vii) Regulate the establishment and provide for the inspection of
26 steam boilers or any heating device in buildings and the storage
27 of inflammable and highly combustible materials within the City;
- 28 (viii) Regulate the establishment, operation and maintenance of any
29 entertainment or amusement facilities, including the theatrical
30 performances, circuses, billiard pools, public dancing schools,
31 public dance halls, sauna baths, massage parlors and other places
32 for entertainment or amusement; regulate such other places for
33 entertainment or amusement; regulate such other events or
34 activities for amusement or entertainment, particularly those
35 which tend to disturb the community or annoy the inhabitants, or
36 require the suspension or suppression of the same; or prohibit

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

- 1 streets; and provide for the lightning, cleaning and sprinkling of
2 streets and public places;
- 3 (vi) Regulate traffic on all streets and bridges; prohibit encroachment
4 or obstacles thereon and, when necessary in the interest of public
5 welfare, authorize the removal of encroachments and illegal
6 constructions in public places;
- 7 (vii) Subject to existing laws, establish and provide for the
8 maintenance, repair and operation of an efficient waterworks
9 system to supply water for the inhabitants and to purify the source
10 of the water supply; regulate the construction, maintenance,
11 repair and use of hydrants, pumps, cisterns and reservoirs; protect
12 the purity and quantity of the water supply of the City and, for this
13 purpose, extend the coverage of appropriate ordinances over all
14 territory within the drainage area of said water supply and within
15 one hundred meters (100 m.) of the reservoir, canal, conduit,
16 aqueduct, pumping station, or watershed used in connection with
17 the water service; and regulate the consumption, use or wastage
18 of water and fix and collect charges therefor;
- 19 (viii) Regulate the drilling and excavation of the ground for the laying
20 of water, gas, sewer, and other pipes and the construction, repair
21 and maintenance of public drains, sewers, cesspools, tunnels and
22 similar structures; regulate the placing of poles and the use of
23 crosswalks, curbs and gutters; adopt measures to ensure public
24 safety against open canals, manholes, live wires and other similar
25 hazards to life and property; and regulate the construction and
26 use of private water closets, privies and other similar structures in
27 buildings and homes;
- 28 (ix) Regulate the placing, stringing, attaching, installing, repair and
29 construction of all gas mains, electric telegraph and telephone
30 wires, conduits, meters and other apparatus; and provide for the
31 correction, condemnation or removal of the same when found to
32 be dangerous to the welfare of the inhabitants;
- 33 (x) Subject to the availability of funds and the existing laws, rules and
34 regulations, establish and provide for the operation of vocational
35 and technical schools and similar post-secondary institutions and,
36 with the approval of the Department of Education, Culture and
37 Sports and subject to existing laws on tuition fees, fix and collect
38 reasonable tuition fees and other school charges in educational
39 institutions supported by the city government;

- 1 (xi) Establish a scholarship fund for poor but deserving students in
2 schools located within its jurisdiction or for students residing within
3 the City;
- 4 (xii) Approve measures and adopt quarantine regulations to prevent
5 the introduction and spread of diseases;
- 6 (xiii) Provide for an efficient system of solid waste garbage collection
7 and disposal and prohibit littering and the placing or throwing of
8 garbage, refuse and other filth and wastes;
- 9 (xiv) Provide for the care of disabled persons, paupers, the aged, the
10 sick, persons of unsound mind, abandoned minors, juvenile
11 delinquents, drug dependents, abused children and other needy
12 and disadvantages persons, particularly children and the youth
13 below eighteen (18) years of age; and subject to availability of
14 funds, establish and provide for the operation of centers and
15 facilities for the said needy and disadvantaged persons;
- 16 (xv) Establish and provide for the maintenance and improvement of
17 jails and detention centers, institute a sound jail management
18 program, and appropriate funds for the subsistence of detainees
19 and convicted prisoners in the City;
- 20 (xvi) Establish a city council whose purpose is the promotion of culture
21 and the arts, coordinate with government agencies and
22 nongovernmental organizations and subject to the availability of
23 funds, appropriate funds for the support and development of the
24 same; and
- 25 (xvii) Establish a city council for the elderly which shall formulate policies
26 and adopt measures mutually beneficial to the elderly and to the
27 community; provide incentives for nongovernmental agencies and
28 entities and, subject to the availability of funds, appropriate funds
29 to support programs and projects for the benefit of the elderly.
- 30 (6) Perform such other duties and functions and exercise such other powers
31 as provided for under Republic Act no. 7160, otherwise known as the
32 Local Government Code of 1991, and those that are prescribed by law
33 or ordinance.

ARTICLE V
PROCESS OF LEGISLATION

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

4 (b) The rules of procedures shall provide for the following:

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

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

14 (3) The legislative process;

15 (4) The parliamentary procedures which include the conduct of members
16 during sessions;

17 (5) The discipline of members for disorderly behavior and absences without
18 justifiable cause for four (4) consecutive sessions for which they may be
19 censured, reprimanded, or excluded from the session, suspended for not
20 more than sixty (60) days, or expelled: *Provided*, That the penalty of
21 suspension or expulsion shall require the concurrence of at least two-
22 thirds (2/3) vote of all the sangguniang members: *Provided, further*,
23 That the member convicted by final judgment to imprisonment of at
24 least one (1) year for any crime involving moral turpitude shall be
25 automatically expelled from the sanggunian; and

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

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

1 consideration by the sanggunian of which he is a member, which relationship may
2 result in conflict of interests. Such relationship shall include:

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

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

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

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

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

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

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

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

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

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

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

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

9 **SECTION 15. Quorum.** – (a) A majority of all members of the sanggunian who
10 have been elected and qualified shall constitute a quorum to transact official business.
11 Should a question of a quorum be raised during a session, the presiding officer shall
12 immediately proceed to call the roll of the members and thereafter announce the
13 results.

14 (b) Where there is no quorum, the presiding officer may declare a recess until
15 such times as a quorum is constituted, or a majority of the members present may
16 adjourn from day to day and may compel the immediate attendance of any member
17 absent without justifiable cause by designating a member of the sanggunian, to be
18 assisted by a member or members of the police force assigned in the territorial
19 jurisdiction of the City of Bayambang, to arrest the absent member and present him at
20 the session.

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

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

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

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

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

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

16 **SECTION 18. Review of City Ordinance by the Sangguniang**
17 **Panlalawigan.** – (a) Within three (3) days after approval, the secretary to the
18 sangguniang panlungsod shall forward to the sangguniang panlalawigan for review,
19 copies of approved ordinances and the resolutions approving the local development
20 plans and public investment programs formulated by the local development councils.

21 (b) If the sangguniang panlalawigan finds that such an ordinance or resolution
22 is beyond the power conferred upon the sangguniang panglungsod concerned, it shall
23 declare such ordinance or resolution invalid in whole or in part. The sangguniang
24 panlalawigan shall enter its action in the minutes and shall advise the corresponding
25 city authorities of the action it has taken.

26
27 (c) If no action has been taken by the sangguniang panlalawigan within thirty
28 (30) days after submission of such an ordinance or resolution, the same shall be
29 presumed consistent with law and therefore valid.

30 **SECTION 19. Review of Barangay Ordinances by the Sangguniang**
31 **Panlungsod.** – (a) Within ten (10) days after its enactment, the sangguniang
32 barangay shall furnish copies of all barangays ordinances to the sangguniang
33 panlungsod for review as to whether the ordinance is consistent with law and city
34 ordinances.

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

1 (c) If the sangguniang panlungsod finds the barangays ordinances inconsistent
2 with law or city ordinances, the sangguniang panglungsod shall, within thirty (30) days
3 from receipt thereof, return the same with its comments and recommendations to the
4 sangguniang barangay concerned for adjustment, amendment or modification; in
5 which case, the effectivity of the barangay ordinance is suspended until such time as
6 the revision called for is effected.

7 **SECTION 20. Enforcement of Disapproved Ordinances or Resolutions.**

8 – Any attempt to enforce any ordinance or any resolution approving the local
9 development plan and public investment program, after the disapproval thereof, shall
10 be sufficient ground for the suspension or dismissal of the official or employee
11 concerned.

12 **SECTION 21. Effectivity of Ordinances or Resolutions.** – (a) Unless
13 otherwise stated in the ordinance or the resolution approving the local development
14 plan and the public investment program, the same shall take effect after ten (10) days
15 from the date a copy thereof is posted in a bulletin board at the entrance of the City
16 Hall of the City of Bayambang and in at least two other conspicuous places in the City
17 of Bayambang.
18

19 (b) The secretary of the sangguniang panlungsod shall cause the posting of an
20 ordinance or resolution in the bulletin board at the entrance of the City Hall of
21 Bayambang, and in at least two (2) conspicuous places in the City of Bayambang not
22 later than five (5) days after approval thereof.

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

27 (c) The main features of the ordinance or resolution duly enacted or adopted
28 shall, in addition to being posted, be published once in a local newspaper of general
29 circulation within the City: *Provided*, that in the absence thereof the ordinance or
30 resolution shall be published in any newspaper of general circulation: *Provided, further*,
31 That the gist of all ordinances with penal sanctions shall also be published in a
32 newspaper of general circulation.

ARTICLE VI
DISQUALIFICATION AND SUCCESSION
FOR ELECTIVE CITY OFFICIALS

1 **SECTION 22. *Disqualifications for Elective Public City Officials.*** – The
2 following persons are not qualified from running for any elective position in the City:

3
4 (a) Those who did not meet the age and residency requirement for the position
5 running for;

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

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

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

12 (e) Those with dual citizenship;

13 (f) Fugitives from justice in criminal or nonpolitical here and abroad;

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

17 (h) The insane or feeble-minded.

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

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

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

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

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

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

14 (1) The provincial governor shall make the aforesaid appointments;

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

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

29 (4) In case of vacancy in the representation of the youth and the barangay
30 in the sangguniang panlungsod, said vacancy shall be filled automatically
31 by the official next in rank of the organization concerned.

32 **SECTION 25. Temporary Vacancy in the Office of the Mayor.** – (a) When
33 the city mayor is temporarily incapacitated to perform his duties for physical or legal
34 reasons such as, but not limited to, leave of absence, travel abroad, and suspension
35 from office, the city vice mayor or the highest ranking sangguniang panlungsod
36 member, as the case maybe, shall automatically exercise the powers and perform the

1 duties and functions of the city mayor, except the power to appoint, suspend, or
2 dismiss employees which can only be exercised if the period of temporary incapacity
3 exceeds thirty (30) working days.

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

9 (c) When the city mayor is traveling within the country but outside territorial
10 jurisdiction for a period not exceeding three (3) consecutive days, he may designate in
11 writing the officer-in-charge of his office. Such authorization shall specify the powers
12 and functions that the local official concerned shall exercise in the absence of the city
13 mayor except the power to appoint, suspend, or dismiss employees.

14 (d) In the event, however, that the city mayor fails or refuses to issue such
15 authorization, the city vice mayor shall have the right to assume the powers, duties
16 and functions of the said office on the fourth day of absence of the city mayor, subject
17 to the limitations provided in subsection (c) hereof.

18 (e) Except as provided above, the city mayor shall in no case authorize any local
19 official to assume the powers, duties and functions of the office, other than the city
20 vice mayor.

ARTICLE VII THE APPOINTIVE OFFICIALS OF THE CITY: THEIR QUALIFICATIONS, POWERS AND DUTIES

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

26 (b) No person shall be appointed secretary to the sangguniang panlungsod
27 unless he is a citizen of the Philippines, a resident of the City of Bayambang, of good
28 moral character, a holder of a college degree preferably in law, commerce or public
29 administration from a recognized college or university, and a first grade civil service
30 eligible or its equivalent.

31 (c) The secretary of the sangguniang panlungsod shall receive such
32 compensation, emoluments and allowances as may be determined by law.

1 (d) The secretary to the sangguniang panlungsod shall take charge of the office
2 of the sangguniang panlungsod, and shall:

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

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

9
10 (3) Forward to the city mayor, for approval, copies of ordinances enacted by
11 the sangguniang panlungsod and duly certified by the presiding officer.

12 (4) Forward to the Sangguniang Panlalawigan copies of duly approved
13 ordinances in the manner provided in Section 56 and 57 under Book 1 of
14 the Local Government Code;

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

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

21 (7) Keep his office and all non-confidential records therein open to the public
22 during usual business hours;

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

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

29 (10) Exercise such other powers and perform such other duties and
30 functions as may be prescribed by law or ordinance relative to his
31 position.

1 **SECTION 27. *The City Treasurer.*** – (a) The city treasurer shall be appointed
2 by the Secretary of Finance from a list of at least three (3) ranking eligible
3 recommendees of the city mayor, subject to the civil service law, rules and regulations.

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

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

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

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

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

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

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

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

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

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

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

1 (b) No person shall be appointed assistant city treasurer unless he is a citizen of
2 the Philippines, a resident of the City of Bayambang, of good moral character, a holder
3 of a college degree preferably in commerce, public administration, or law from a
4 recognized college or university, and a first grade civil service eligible or its equivalent.
5 He must have acquired at least five (5) years' experience in treasury or accounting.

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

8 (d) The assistant city treasurer shall assist the city treasurer and perform such
9 other duties as the latter may assign him. He shall have authority to administer oaths
10 concerning notices and notifications to those delinquents in the payment of the real
11 property tax and concerning official matters relating to the accounts the city treasurer
12 or otherwise arising from the offices of the city treasurer and the city assessor.

13 **SECTION 29. *The City Assessor.*** – (a) The city assessor must be a citizen of
14 the Philippines, a resident of the City of Bayambang, of good moral character, a holder
15 of a college degree preferably in civil or mechanical engineering, commerce, or any
16 other related course from a recognized college or university, and a first grade civil
17 service eligible or its equivalent. He must have acquired experience in real property
18 assessment work or in any related field for at least five (5) years,

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

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

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

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

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

28 (4) Install and maintain a real property identification and accounting
29 systems;

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

- 1 (6) Conduct frequent physical surveys to verify and determine whether all
2 real properties subject to assessment and gather all data concerning the
3 same;
- 4 (7) Exercise the functions of appraisal and assessment primarily for taxation
5 purposes of all real properties in the City;
- 6 (8) Prepare a schedule of the fair market value of the different classes of real
7 properties in accordance with the provisions of the Local Government
8 Code;
- 9 (9) Issue, upon request of any interested party, certified copies of
10 assessment records of real properties on all other records relative to its
11 assessment, upon payment of a service charge fee to the city treasurer;
- 12 (10) Submit every semester a report of all assessments, as well as
13 cancellations and modifications of assessments to the city mayor and the
14 sangguniang panlungsod;
- 15
16 (11) Attend all sessions of the Local Board of Assessment Appeals
17 whenever his assessment is the subject of the appeal and present or
18 submit any information or record in his possession as may be required by
19 the board; and
- 20 (12) Perform such other duties and functions and exercise such other
21 power as provided for under Republic Act No. 7160, otherwise known as
22 the Local Government Code of 1991, and those that are prescribed by
23 law or ordinance.

24 **SECTION 30. *The Assistant City Assessor.*** – (a) The assistant city assessor
25 must be a citizen of the Philippines, a resident of the City of Bayambang, of good moral
26 character, a holder of a college degree preferably in civil or mechanical engineering,
27 commerce or any related course from recognized college or university, and a first grade
28 civil service eligible or its equivalent. He must have acquired experience in assessment
29 or in any related field for at least three (3) years.

- 30
31 (b) The assistant city assessor shall receive such compensation, emoluments
32 and allowances as may be determined by law.
- 33 (c) The assistant city assessor shall assist the city assessor and perform such
34 other duties as the latter may assign to him. He shall have the authority to
35 administer oaths on all declarations of all real properties for purposes of
36 assessment.
37

1 **SECTION 31. *The City Accountant.*** – (a) The city accountant must be a
2 citizen of the Philippines, a resident of the City of Bayambang, of good moral character
3 and a certified public accountant. He must have acquired experience in the treasury or
4 accounting service for at least five (5) years immediately preceding the date of his
5 appointment.

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

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

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

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

13 (3) Appraise the sangguniang panlungsod and other officials on the financial
14 condition and operations of the City;

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

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

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

21 (7) Prepare statements of journal vouchers and liquidation of the same and
22 other adjustments related thereto;

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

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

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

28 (11) Account for all issued requests for obligations and maintain and
29 keep all records and reports related thereto;
30

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

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

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

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

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

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

19 (2) Review and consolidate the budget proposals of different departments
20 and offices of the City;

21 (3) Assist the city mayor in the preparation of the budget and during budget
22 hearings;

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

25 (5) Submit periodic budgetary reports to the Department of Budget and
26 Management;

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

29 (7) Assist the sangguniang panlungsod in reviewing the approved budgets of
30 component local government units;

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

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

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

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

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

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

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

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

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

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

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

31 (7) Promote people participation in development planning within the City;

1 (8) Exercise supervision and control over the secretariat of the Local
2 Development Council; and

3

4 (9) Perform such other functions and duties and exercise such other powers
5 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 **SECTION 34. *The City Engineer.*** – (a) The city engineer must be a citizen of
9 the Philippines, a resident of the City of Bayambang, of good moral character and a
10 licensed civil engineer. He must have acquired experience in the practice of his
11 profession for at least five (5) years immediately preceding the date of his appointment.

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

14

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

16

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

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

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

25 (4) Provide engineering services to the City, including investigation and
26 survey, engineering designs, feasibility studies and project management;
27 and

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

32 **SECTION 35. *The City Health Officer.*** – (a) The city health officer must be
33 a citizen of the Philippines, a resident of the City of Bayambang, of good moral
34 character, and a licensed medical practitioner. He must have acquired experience in
35 the practice of his profession for at least (5) years immediately preceding the date of
36 his appointment.

37

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

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

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

11
12 (2) Formulate measures for the consideration of the sangguniang
13 panlungsod and provide technical assistance and support to the city
14 mayor in carrying out activities to ensure the delivery of the basic services
15 and provision of adequate facilities relative to health services provided
16 under Section 17 of the Local Government Code;

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

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

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

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 to
28 public health;

29 (iv) Recommend to the sangguniang panlungsod through the Local
30 health Board the passage of such ordinances as he may deem
31 necessary for the preservation of public health;

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

34 (vi) Direct the sanitary inspection of all business establishment selling
35 food items or providing accommodation such as hotels, motels,

- 1 lodging houses, pension houses, and the like, in accordance with
2 the Sanitation Code;
- 3 (vii) Conduct health information campaigns and render health
4 intelligence services;
- 5 (viii) Coordinate with other government agencies and non-
6 governmental organizations involved in the promotion and delivery
7 of health services;
- 8 (ix) Be in the frontline of the delivery of health services, particularly
9 during and in the aftermath of man-made and natural disasters
10 and calamities; and
- 11 (x) Perform such other duties and functions and exercise such other
12 powers as provided for under Republic Act No. 7160, otherwise
13 known as the Local Government Code of 1991 and those that are
14 prescribe by law or ordinance.

15 **SECTION 36. *The City Civil Registrar.*** – (a) The city civil registrar must be
16 a citizen of the Philippines, a resident of the City of Bayambang, of good moral
17 character, a holder of a college degree from a recognized college or university, and a
18 first grade civil service eligible or its equivalent. He must have acquired experience in
19 civil registry work for at least five (5) years immediately preceding the date of his
20 appointment.

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

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

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

28 (1) Develop plans and strategies and, upon approval thereof by the city
29 mayor, implement the same, particularly those which have to do with the
30 management and administration-related programs and projects which
31 the city mayor is empowered to implement and which the sangguniang
32 panlungsod is empowered to provide for under the Local Government
33 Code of 1991;

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

- 1 (i) Accept all registrable documents and judicial decrees affecting
2 the civil status of persons;
- 3 (ii) File, keep and preserve in a secure place the books required by
4 law;
- 5 (iii) Transcribe and enter immediately upon receipt all registrable
6 documents and judicial decrees affecting the civil status of
7 persons in the appropriate civil registry books;
- 8 (iv) Transmit to the Office of the Civil Registrar-General, within the
9 prescribed period, duplicate copies of registered documents
10 required by law;
- 11 (v) Issue certified transcripts or copies of any certificate or registered
12 documents upon payment of the required fees to the treasurer;
- 13 (vi) Receive applications for the issuance of marriage license and,
14 after determining that the requirements and supporting
15 certificates and publication thereof for the prescribed period have
16 been complied with, issue the license upon payment of the
17 authorized fee to the treasurer;
- 18 (vii) Coordinate with the National Statistics Office in conducting
19 educational campaigns for vital registration and assist in the
20 preparation of demographic and other statistics for the City of
21 Bayambang; and
- 22 (viii) Perform such other duties and functions and exercise such other
23 powers as provided for under Republic Act No. 7160, otherwise
24 known as the Local Government Code of 1991 and those that are
25 prescribed by law or ordinance.

26 **SECTION 37. *The City Administrator.*** – (a) The city administrator must be
27 a citizen of the Philippines, a resident of the City of Bayambang, of good moral
28 character, a holder of a college degree preferably in public administration, law or any
29 other related course from the recognized college or university, and a first grade civil
30 service eligible or its equivalent. He must have acquired experience in management
31 and administrative work for at least five (5) years immediately preceding the date of
32 his appointment.

1 (b) The term of administrator is co-terminus with that of his appointing authority
2 and shall receive such compensation, emoluments and allowances as may be
3 determined by law.

4 (c) The city administrator shall take charge of the city administrator's office, and
5 shall:

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

12 (2) In addition to the foregoing duties and functions, the administrator shall;

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

17 (ii) Establish and maintain a sound personnel program for the City
18 designed to promote career development and uphold the merit
19 principle in the local government service;

20 (iii) Conduct a continuing organizational development of the City with
21 the end in view of instituting effective administrative reforms;

22 (3) Be in the frontline of the delivery of administrative support services,
23 particularly those related to the situations during and in the aftermath of
24 manmade and natural disasters and calamities;

25 (4) Recommend to the sangguniang panlungsod and advise the city mayor
26 on all matters relative to the management and administration of the City;
27 and

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

32 **SECTION 38. The City Legal Officer.** – (a) The city legal officer must be a
33 citizen of the Philippines, a resident of the City of Bayambang, of good moral character

1 and a member of the Philippine Bar. He must have practiced his profession for at least
2 five (5) years immediately preceding the date of his appointment.

3 (b) The term of the legal officer shall be co-terminus with that of his appointing
4 authority.

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

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

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

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
15 programs and projects related to legal services which the city mayor is
16 empowered to implement and which the sangguniang panlungsod is
17 empowered to provide under the Local Government Code of 1991;

18
19 (3) In addition to the foregoing duties and functions, the city legal officer
20 shall:

21
22 (i) Represent the City in all civil actions and special proceedings
23 wherein the City or any official thereof, in his official capacity, is
24 a party:

25 (ii) When required by the city mayor or sangguniang, draft
26 ordinances, contracts, bonds, leases and other instruments
27 involving any interest of the City and provide comments and
28 recommendations on any instruments already drawn;

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

31 (iv) Investigate or cause to be investigated any local official or
32 employee for administrative neglect or misconduct in office and
33 recommend the appropriate action to the city mayor or
34 sanggunian, as the case may be;
35

- 1 (v) Investigate or cause to be investigated any person, firm or
2 corporation holding any franchise or exercising any public
3 privilege, and recommend appropriate action to the city mayor or
4 sangguniang panlungsod, as the case may be;
5
- 6 (vi) When directed by the city mayor or sanggunian, initiate and
7 prosecute, in the interest of the City, any civil action on any bond,
8 lease or other contract upon any breach or violation thereof; and
- 9 (vii) Review and submit recommendations on ordinances approved
10 and executive orders issued by component units;
- 11 (4) Recommend measures to the sangguniang panlungsod and advise the
12 city mayor on all matters related to upholding the rule of law;
- 13 (5) Be in the frontline of protecting human rights and prosecuting any
14 violations thereof, particularly those which occur during and in the
15 aftermath of manmade or natural disasters and calamities; and
- 16 (6) Perform such other duties and functions and exercise such other powers
17 as provided for under Republic Act No. 7160, otherwise known as the
18 Local Government Code of 1991 and those that are prescribed by law or
19 ordinance.
20

21 **SECTION 39. The City Social Welfare and Development Officer.** – (a)
22 The City social welfare and development officer must be a citizen of the Philippines, a
23 resident of the City of Bayambang, of good moral character, a duly licensed social
24 worker or a holder of a college degree preferably in sociology or any other related
25 course from a recognized college or university, and a first grade civil service eligible or
26 its equivalent. He must have acquired experience in the practice of social work for at
27 least (5) years immediately preceding the date of his appointment.

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

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

- 32 (1) Formulate measures for the approval of the sangguniang panlungsod and
33 provide technical assistance and support to the city mayor in carrying out
34 measures to ensure delivery of basic services and provisions of adequate
35 facilities relative to social welfare and development services;

- 1 (2) Develop plans and strategies and upon approval thereof by the city
2 mayor, implement the same particularly those which have to do with
3 social welfare programs and projects which the city mayor is empowered
4 to implement and which the sangguniang panlungsod is empowered to
5 provide;
6
- 7 (3) In addition to the foregoing duties and functions, the city social welfare
8 and development officer shall:
9
- 10 i. Identify the basic needs of the needy, the disadvantaged and the
11 impoverished and develop and implement appropriate measures
12 to alleviate their problems and improve their living conditions;
13 ii. Provide relief and appropriate crisis intervention for victims of
14 abuse and exploitation and recommend appropriate measures to
15 deter future abuse and exploitation;
16
- 17 iii. Assist the city mayor in implementing the barangay level program
18 for the total development of children up to six (6) years of age;
19
- 20 iv. Facilitate the implementation of welfare programs for the
21 disabled, the elderly and the victims of drug addiction, the
22 rehabilitation of prisoners and parolees, the prevention of
23 juvenile delinquency and such other activities which would
24 eliminate or minimize the ill effects of poverty;
25
- 26 v. Initiate and support youth welfare programs that will enhance the
27 role of the youth in nation-building; and
28
- 29 vi. Coordinate with government agencies and non-governmental
30 organizations which have, for their purpose, the promotion and
31 protection of all needy, disadvantaged, underprivileged or
32 impoverished groups or individuals, particularly those identified
33 to be vulnerable and high risk to exploitation, abuse and neglect;
- 34 (4) Be in the frontline of the delivery services particularly those which have
35 to do with immediate relief and assistance during and in the aftermath of
36 manmade and natural disasters and calamities;
37
- 38 (5) Recommend to the sangguniang panlungsod and advise the city mayor
39 on all other matters related to social welfare and development services
40 which will improve the livelihood and living conditions of the inhabitants;
41 and

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

5 **SECTION 40. *The City Environment and Natural Resources Officer.* –**

6 (a) The city environment and natural resources officer must be a citizen of the
7 Philippines, a resident of the City of Bayambang, of good moral character, a holder of
8 a college degree preferably in environment, forestry, agriculture or any other related
9 course from a recognized college or university, and a first grade civil service eligible or
10 its equivalent. He must have acquired experience in the environment and natural
11 resources management, conservation and utilization work for at least five (5) years
12 immediately preceding the date of his appointment.

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

16
17 (c) The city environment and natural resources officer shall take charge of the
18 office of the environment and natural resources, and shall:

19 (1) Formulate measures for the consideration of the sangguniang
20 panlungsod and to provide assistance and support to the city mayor in
21 carrying out measures to ensure the delivery of basic services and
22 provision of adequate facilities relative to environment and natural
23 resources services as provided for under Section 17 of the Local
24 Government Code of 1991;

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

31 (3) In addition to the foregoing duties and functions, the environment and
32 natural resources officer shall:

33 (i) Establish, maintain, protect and preserve communal forests,
34 watershed, tree parks, mangroves, greenbelts, commercial
35 forests and similar forest projects like industrial tree farms and
36 agro-forestry projects;

37 (ii) Provide extension services to beneficiaries of forest development
38 projects and render assistance for natural resources related

- 1 conservation and utilization activities consistent with ecological
2 balance;
- 3
- 4 (iii) Manage and maintain seedbanks and produce seedlings for
5 forests and tree parks;
- 6
- 7 (iv) Render assistance for natural resources-related conservation and
8 utilization activities consistent with ecological balance;
- 9
- 10 (v) Promote the small-scale mining and utilization of mineral
11 resources, particularly mining of gold; and
- 12 (vi) Coordinate with government agencies and non-governmental
13 organizations in the implementation of measures to prevent and
14 control land, air and water pollution with the assistance of the
15 Department of Environmental and Natural Resources.
- 16 (4) Be in the frontline of the delivery of services concerning the environment
17 and natural resources, particularly in the renewal and rehabilitation of the
18 environment during aftermath of man-made and natural disasters and
19 calamities;
- 20 (5) Recommend to the sangguniang panlungsod and advise the city mayor
21 on all matters relative to the protection, conservation, maximum
22 utilization, application of appropriate technology and other matters
23 related to the environment and natural resources; and
- 24 (6) Perform such other duties and functions and exercise such other powers
25 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
27 and ordinance.

28 **SECTION 41. *The City Architect.*** – (a) The city architect must be a citizen of
29 the Philippines, a resident of the City of Bayambang, of good moral character, and duly
30 licensed architect. He must have practiced his profession for at least five (5) years
31 immediately preceding the date of his appointment.

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

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

- 1 (1) Formulate measures for the consideration of the sangguniang
2 panlungsod and provide technical assistance and support to the city
3 mayor in carrying out measures to ensure the delivery of basic services
4 and provision of adequate facilities relative to architectural planning and
5 design;
- 6 (2) Develop plans and strategies and, upon approval thereof by the city of
7 mayor, implement the same, particularly those which have to do with
8 architectural planning and design programs and projects which the city
9 mayor is empowered to implement and which the sangguniang
10 panlungsod is empowered to provide under the Local Government Code;
- 11 (3) In addition to the foregoing duties and functions, the architect shall:
- 12 (i) Prepare and recommend from consideration of the sanggunian
13 the architectural plan and design for the City or part thereof,
14 including the renewal of slums and blighted areas, land
15 reclamation activities, the greening of land, and appropriate
16 planning of marine and foreshore areas;
- 17 (ii) Review and recommend for appropriate action of the sanggunian
18 or mayor as the case maybe, the architectural plans and design
19 submitted by governmental and non-governmental entities or
20 individuals, particularly those for undeveloped, underdeveloped,
21 and poorly-designed areas; and
- 22 (iii) Coordinate with government and non-government entities and
23 individuals involved in the aesthetics and the maximum utilization
24 of the land and water within the jurisdiction of the City,
25 compatible with environmental integrity and ecological balance;
- 26 (4) Be in the front line of the delivery of services involving architectural
27 planning and design, particularly those related to the redesigning of
28 spatial distribution of basic facilities and physical structures during and in
29 the aftermath of a manmade and natural disasters and calamities;
- 30 (5) Recommend to the sangguniang panlungsod and advise the city mayor
31 on all matters relative to the architectural planning and design as it
32 relates to the total socioeconomic development of the city; and
- 33 (6) Perform such other duties and functions and exercise such other powers
34 as provided for under Republic Act No. 7160, otherwise known as the
35 Local Government Code of 1991 and those that are prescribed by law
36 and ordinance.

1 **SECTION 42. *The City Information Officer.*** – (a) The city information officer
2 must be a citizen of the Philippines, a resident of the City of good moral character, a
3 holder of a college degree preferably in journalism, mass communication or any related
4 course from a recognized college or university, and a first grade civil service eligible or
5 its equivalent. He must have experience in writing articles and research papers, or
6 writing for print, television, or broadcast media for at least three (3) years.

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

9 (c) The city information officer shall take charge of the office on public
10 information, and shall:

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

16 (2) Develop plans and strategies and, upon approval thereof by the city
17 mayor, implement the same, particularly those which have to do with
18 public information and research data to support programs and projects
19 which the city mayor is empowered to implement and which the
20 sangguniang panlungsod is empowered to provide;

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

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

25 (ii) Furnish information and data on the City to government agencies
26 or offices as may be required by law or ordinance; and non-
27 governmental organizations to be furnished to said agencies and
28 organizations;

29 (iii) Maintain effective liaison with the various sectors of the
30 community on matters an issued that affect the livelihood and the
31 quality of life of the inhabitants and encourage support programs
32 of the local and national government;

33 (4) Be in the front line in providing information during and in the aftermath
34 of man-made and natural disasters and calamities, with special attention

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

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

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

10 **SECTION 43. *The City Cooperatives Officer.*** – (a) The city cooperatives
11 officer must be a citizen of the Philippines, a resident of the City of Bayambang, of
12 good moral character, a holder of a college degree preferably in business administration
13 with special training on cooperatives or any related course from a recognized college
14 or university, and a first grade civil service eligible or its equivalent. He must have
15 experience on cooperatives development for at least five (5) years immediately
16 preceding the date of his appointment.

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

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

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

27 (2) Develop plans and strategies and, upon approval thereof by the city
28 mayor, implement the same, particularly those which have to do with the
29 integration of cooperative principles and methods in programs which the
30 city mayor is empowered to implement and which the sangguniang
31 panlungsod is empowered to provide for under the Local Government
32 Code of 1991;

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

35 (i) Assist in the organization of cooperatives;

- 1 (ii) Provide technical and other forms of assistance to existing
2 cooperatives to enhance their viability as an economic enterprises
3 and social organization;
- 4 (iii) Assist cooperatives in establishing linkages with government
5 agencies and non-government organizations involved in the
6 promotion and integration of the concept of cooperatives in the
7 livelihood of the people and other community activities;
8
- 9 (4) Be in the frontline of cooperatives organization, rehabilitation or viability
10 enhancement, particularly during and in the aftermath of man-made and
11 natural calamities or disasters, to aid in their survival and, if necessary,
12 subsequent rehabilitation;
- 13
- 14 (5) Recommend to the sangguniang panlungsod and advise the city mayor
15 on all other matter relative to cooperatives development and viability
16 enhancement which will improve the livelihood and the quality of life of
17 the inhabitants; and
- 18
- 19 (6) Perform such other duties and functions and exercise such other powers
20 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
22 or ordinance.

23 **SECTION 44. The City Population Officer.** – (a) The city population officer
24 must be a citizen of the Philippines, a resident of the City of Bayambang, of good moral
25 character, a holder of a college degree preferably with specialized training in population
26 development from a recognized college or university, and a first grade civil service
27 eligible or its equivalent. He must have experience in the implementation of programs
28 or population development or responsible parenthood for at least five (5) years
29 immediately preceding the date of his appointment.

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

32 (c) The city population officer shall take charge of the office of the population
33 development, and shall;

- 34 (1) Formulate measures for the consideration of the sangguniang
35 panlungsod and provide technical assistance and support to the city
36 mayor carrying out measures to ensure the delivery of basic services and
37 provisions of adequate facilities relative to the integration of the
38 population development, principles and in providing access to said
39 services and facilities;

- 1 (2) Develop plans and strategies and upon approval thereof by the city
2 mayor, implement the same, particularly those which have to do with the
3 integration of population development principles and methods in program
4 and projects which the city mayor is empowered to implement and which
5 the sangguniang panlungsod is empowered to provide for under the Local
6 Government Code of 1991; and
- 7 (3) In addition to the foregoing duties and functions, the population officer
8 shall:
- 9 (i) Assist the city mayor in the implementation of the Constitutional
10 provisions relative to population development and the promotion
11 of responsible parenthood;
- 12 (ii) Establish and maintain an updated databank for program
13 operations, development planning and an educational program to
14 ensure the people's participation in and understanding of
15 population development;
- 16 (iii) Implement appropriate training programs responsive to the
17 cultural heritage of the inhabitants; and
- 18 (4) Perform such other duties and functions and exercise such other powers
19 as provided for under Republic Act No. 7160, otherwise known as the
20 Local Government Code of 1991, and those that are prescribed by law or
21 ordinance.

22 **SECTION 45. *The City Veterinarian.*** – (a) The city veterinarian must be a
23 citizen of the Philippines, a resident of the City of Bayambang, of good moral character,
24 and a licensed doctor of veterinary medicine. He must have practiced his profession at
25 least three (3) years immediately preceding the date of his appointment.

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

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

- 30 (1) Formulate measures for consideration of the sangguniang panlungsod
31 and provide technical assistance and support to the city mayor in carrying
32 out measures to ensure the delivery of basic services and provision of
33 adequate facilities;

- 1 (2) Develop plans and strategies and upon approval thereof by the city
2 mayor, implement the same, particularly those which have to do with
3 veterinary-related activities which the city mayor is empowered to
4 implement and which the sangguniang panlungsod is empowered to
5 provide for under the Local Government Code of 1991;
6
7 (3) In addition to the foregoing duties and functions, the veterinarian shall:
- 8 (i) Advise the city mayor on all matters pertaining to the slaughter
9 of animals for human consumption and the regulation of
10 slaughterhouses;
- 11 (ii) Regulate the keeping of domestic animals;
- 12 (iii) Regulate and inspect poultry, milk, and dairy products for public
13 consumption;
- 14 (iv) Enforce all laws and regulations for the prevention of cruelty of
15 animals; and
- (v) Take the necessary measures to eradicate, prevent, or cure all
forms of animal diseases.
- 16 (4) Be in the frontline of veterinary-related activities, such as the outbreak of
17 highly contagious and deadly diseases and in situations resulting in the
18 depletion of animals for work and in human consumption, particularly
19 those arising from and in the aftermath of man-made and natural
20 disasters and calamities;
- 21 (5) Recommend to the sangguniang panlungsod and advise the city mayor
22 on all matters relative to veterinary services which will increase the
23 number and improve the quality of livestock, poultry and other domestic
24 animals used for work or human consumption; and
- 25 (6) Perform such other duties and functions and exercise such other powers
26 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.

29 **SECTION 46. *The City General Services Officer.*** – (a) The city general
30 services officer must be a citizen of the Philippines, a resident of the City of Bayambang,
31 of good moral character, a holder of a college degree in public administration, business
32 administration and management from a recognized college or university, and a first

1 grade civil service eligible or its equivalent. He must have acquired experience in
2 general services, including management of supply, solid waste disposal, and general
3 sanitation for at least five (5) 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 of the general
7 services, and shall:

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

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

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

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

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

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

- 1 (v) Maintain and supervise janitorial, security, landscaping and other
2 related services in all local government public buildings and other
3 real property, whether owned or leased by the City;
- 4 (vi) Collate and disseminate information regarding prices, shipping
5 and other costs of supplies and other items commonly used by
6 the City;
- 7 (vii) Perform archival and record management with respect to records
8 of offices and departments of the City;
- 9 (viii) Perform all other functions pertaining to supply and property
10 management heretofore performed by the local government
11 treasurer and enforces policies on records creation, maintenance,
12 and disposal;
- 13 (4) Be in the frontline of general services-related activities, such as the
14 possible and imminent destruction or damage unto records, supplies,
15 properties, and structure materials or debris, particularly during and in
16 the aftermath of man-made and natural disasters and calamities;
- 17 (5) Recommend to the sangguniang panlungsod and advise the city mayor
18 on all matters relative to general services; and
- 19 (6) Perform such other duties and functions and exercise such other powers
20 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 **SECTION 47. The City Agriculturist.** – (a) The city agriculturist must be a
24 citizen of the Philippines, a resident of the City of Bayambang, of good moral character,
25 a holder of a college degree preferably in agriculture or any other related course from
26 the recognized college or university, and a first grade civil service eligible or its
27 equivalent. He must have practiced his profession in agriculture or acquired the
28 experience in a related field for at least five (5) years immediately preceding the date
29 of his appointment.

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

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

- 1 (1) Formulate measures for the approval of the sangguniang panlungsod and
2 provide technical assistance and support to the city mayor in carrying out
3 measures to ensure the delivery of basic services and provisions of
4 adequate facilities relative to agricultural services;
- 5 (2) Develop plans and strategies and, upon approval thereof by the city
6 mayor, implement the same, particularly those which have to do with
7 agricultural programs and projects which the city mayor is empowered to
8 implement and which the sangguniang panlungsod is empowered to
9 provide for under the Local Government Code of 1991;
- 10 (3) In addition to the foregoing duties and functions, the agriculturist shall:
- 11 (i) Ensure that the maximum assistance and access to resources in
12 the production, processing and marketing of agricultural and
13 aqua-cultural and marine products are extended to farmers,
14 fishermen and local entrepreneurs;
- 15 (ii) Conduct or cause to be conducted location-specific agricultural
16 researches and assist in making available the appropriate
17 technology arising out of and disseminating information on basic
18 research on crops, prevention and control of plant diseases and
19 pests, and other agricultural matters which will maximize
20 productivity;
- 21 (iii) Assist the city mayor in the establishment and extension services
22 of demonstration farms or aqua-culture and marine products;
- 23 (iv) Enforce rules and regulations relating to agriculture and aqua-
24 culture;
- 25
26 (v) Coordinate with government agencies and non-governmental
27 organizations which promote agricultural productivity through
28 appropriate technology compatible with environmental integrity;
- 29
30 (4) Be in the frontline of the delivery of basic agricultural services,
31 particularly those needed for the survival of the inhabitants during and in
32 the aftermath of man-made and natural disasters and calamities;
- 33 (5) Recommend to the sangguniang panlungsod and advise the city mayor
34 on all other matters related to agriculture and aquaculture which will
35 improve the livelihood and living conditions of the inhabitants; and

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

ARTICLE VIII
THE CITY FIRE STATION SERVICE, THE CITY JAIL SERVICE
AND THE CITY SCHOOL DIVISION

5 **SECTION 48. *The City Fire Station Service.*** – (a) There shall be established
6 in the City at least one (1) fire station with adequate personnel, firefighting facilities
7 and equipment, subject to the standards, rules and regulations that may be
8 promulgated by the Department of the Interior and Local Government. The City shall
9 provide necessary land or site of the station.

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

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

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

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

30 **SECTION 50. *The City School Division.*** – (a) The Department of Education
31 shall establish and maintain a school division of the City of Bayambang whose area of
32 jurisdiction will cover all the school districts within the City; and

1 (b) The city school division shall be headed by a division superintendent who
2 must possess a qualification required by the Department of Education.

**ARTICLE IX
TRANSITORY AND FINAL PROVISIONS**

3 **SECTION 51. *Municipal Ordinance Existing at the Time of the Approval***
4 ***of this Act.*** – All municipal ordinances of the Municipality of Bayambang existing at
5 the time of the approval of this Act shall continue to be enforce within the City of
6 Bayambang until the sangguniang panlungsod ordinance shall provide otherwise.

7
8 **SECTION 52. *Plebiscite.*** – The City of Bayambang shall acquire corporate
9 existence upon the ratification of its creation by a majority of the votes cast by the
10 qualified voters in a plebiscite to be conducted in the present Municipality of
11 Bayambang within sixty (60) days from the approval of this Act. The expenses for such
12 plebiscite shall be borne by the Municipality of Bayambang. The Commission on
13 Elections shall conduct and supervise such plebiscite.

14 **SECTION 53. *Officials of the City of Bayambang.*** – The present elective
15 officials of the Municipality of Bayambang shall continue to exercise their powers and
16 functions until such a time that a new election is held and the duly-elected officials shall
17 have already qualified and assumed their officers. The appointive officials and
18 employees of the Municipality shall likewise continue exercising their functions and
19 duties and they shall be automatically absorbed by the City Government of Bayambang.

20 **SECTION 54. *Succession Clause.*** – The City of Bayambang shall succeed to
21 all the assets, properties, liabilities, and obligations of the Municipality of Bayambang.

22 **SECTION 55. *Election of Provincial Governor and Sangguniang***
23 ***Panlalawigan Members of the Province of Pangasinan.*** – The qualified voters of
24 the City of Bayambang shall qualify to vote and run for any elective position in the
25 elections for provincial governor, provincial vice-governor, sangguniang panlalawigan
26 members and other elective offices for the Province of Pangasinan.

27 **SECTION 56. *Jurisdiction of the Province of Pangasinan.*** – The City of
28 Bayambang shall, unless otherwise provided by law, continue to be under the
29 jurisdiction of Pangasinan Province.

30 **SECTION 57. *Suspension of Increase in Rules of Local Taxes.*** – No
31 increase in the rates of local taxes shall be imposed by the City within the period of five
32 (5) years from its acquisition of corporate existence.

1 **SECTION 58. *Legislative District.*** – Until otherwise provided by law, the City
2 of Bayambang shall continue to be part of the Third Congressional District of
3 Pangasinan Province.

4 **SECTION 59. *Applicability of Laws.*** – The provisions of Republic Act No.
5 7160, otherwise known as the Local Government Code of 1991 and such laws as are
6 applicable to component cities shall govern the City of Bayambang insofar as they are
7 not inconsistent with the provisions of this Act.

8 **SECTION 60. *Separability Clause.*** – If any part of this Act is declared invalid
9 or unconstitutional, the other parts or provisions thereof shall remain valid and
10 effective.

11 **SECTION 61. *Effectivity Clause.*** – This Act shall take effect after fifteen (15)
12 days following the completion of its publication in the Official Gazette or in a newspaper
13 of general circulation in the Philippines.

14

Approved,