



Republic of the Philippines
Province of Marinduque
Municipality of Gasan
Barangay Bachao Ibaba

**EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
SANGGUNIANG BARANGAY BACHAO IBABA, GASAN, MARINDUQUE
HELD ON SEPTEMBER 19, 2022 AT THE BARANGAY SESSION HALL.**

PRESENT:

HON. TEODORA M. ASIS	PUNONG BARANGAY
HON. ANDY S. SOLITO	KAGAWAD
HON. JOEL M. JALIMBAWA	KAGAWAD
HON. ROMEO M. MAGPARANGALAN	KAGAWAD
HON. MELQUIADEZ S. MAMING	KAGAWAD
HON. BERNIE D. MANDAC	KAGAWAD
HON. DENNIS S. MORTEL	KAGAWAD
HON. MARINA M. PASTORAL	KAGAWAD
HON. JOHN RR MONTANTE	SK CHAIRMAN

ABSENT:

NONE

RESOLUTION NO.41

Series of 2022

**A RESOLUTION AUTHORIZING THE MUNICIPAL TREASURER TO
COLLECT FEES FOR BARANGAY CLEARANCE FOR BUSINESS
PERMIT AND LOCATIONAL CLEARANCE PURPOSES**

WHEREAS, under Section 152 (C) of the Local Government Code states that:

"(c) Barangay Clearance. - No city or municipality may issue any license or permit for any business or activity unless a clearance is first obtained from the barangay where such business or activity is located or conducted. For such clearance, the Sangguniang Barangay may impose a reasonable fee. The application for clearance shall be acted upon within seven (7) working days from the filing thereof. In the event that the clearance is not issued

within the said period, the city or municipality may issue the said license or permit. '

WHEREAS, the EODB ACT of 2018 or Republic Act 1 1032, otherwise known as "An Act Promoting Ease of Doing Business and Efficient Delivery of Government Services, amending for the Purpose of Republic Act No. 9485" was duly enacted;

WHEREAS, Section II(f) of the above-mentioned Republic Act duly amended the Section 152 (c) of the Local Government Code, and provides that "Barangay clearances and permits related to doing business shall be applied, issued and collected at the Municipality in accordance with the prescribed processing time of said Act. Provided, that the share in the collection shall be remitted to respective Barangays; and

WHEREAS, Barangay Bachao-Ibaba, Gasan, Marinduque in accordance with the above provisions, and as an implementation of "one stop shop", hereby authorizes the Municipality of San Fernando to issue barangay clearance and collect corresponding barangay clearance fee in the application for any business-related transactions subject to the remittance of the aforesaid fees to the barangay and the conditions hereunder.

NOW THEREFORE, BE IT RESOLVED, AS IT IS RESOLVED by the Sangguniang Barangay of Bachao-Ibaba, Gasan, Marinduque in authorizing the Municipal treasurer to collect fees for barangay clearance for business permit and locational clearance purposes, a session duly assembled the following:

SECTION 1. Coverage. This policy applies only to the issuance of Barangay Clearance for business permit and locational clearance (as a requirement for the issuance of building permit) at the Municipality. Other clearances for other purposes shall still be obtained at the Barangay.

SECTION 2. Definition of Terms. The words and phrases used in this ordinance are hereby defined as follows:

Barangay Clearance- refers to any and all documents issued by the barangays with or without corresponding fees as defined in their ordinances relative to or in relation to the issuance of business permit and locational/zoning clearance by the city/municipality or any other permit as may be required. (IRR OF RA 1 1032).

Barangay Clearance Fees- is an amount imposed by the barangays through an ordinance and collected by the city/municipality in relation to the issuance of business permit and locational/zoning clearance by the city/municipality.

Business Permit- is a document that must be secured from the city or municipal government, usually through its Business Permits and Licensing Office (BPLO), for a business to legally operate in the locality. (IRR of RA 1 1032).

Locational Clearance- is a clearance issued by the Zoning Administrator/Zoning Officer to a project that is allowed under the provisions of an ordinance of a particular City/Municipality. It is a requirement for the issuance of Building Permit. (House and Land Use Regulatory Board —Comprehensive Land Use Plan Guidebook)

SECTION 3. Authority to collect Barangay Clearance Fee of Business-Related Transactions- The Municipality of San Fernando is given the authority to collect Barangay Clearance Fee subject to the remittance to the subject Barangay.

SECTION 4. Rate of Barangay Clearance Fee to be Collected- The rate of Barangay Clearance Fee to be collected by the Municipality for the issuance of clearance shall be computed in accordance with the subject Barangay Revenue Ordinance, and made as an integral part hereof.

SECTION 5. Barangay Clearance Signatory- Electronic Signature of Punong Barangay concern shall appear in all barangay clearance issued.

SECTION 6. Reporting and Remittance- The City/Municipality shall remit the Barangay Clearance Fee collected to the subject Barangay not later than seven (7) working days of the ensuing month with the list of the issued Building and Business Permit.

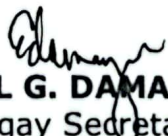
SECTION 7. Separability Clause- If for any reason, a part of this Resolution is declared illegal or invalid, other parts or provisions hereof which are not affected thereby shall remain valid and in full force and effect.

SECTION 8. Effectivity Clause- This Ordinance shall take effect fifteen (15) days after its publication.

RESOLVED FINALLY, that copies of this Resolution be widely disseminated to all concerned agencies, business/ private sectors, barangay officials, and constituents in the municipality for information, guidance and implementation.

APPROVED, during the regular session of the Sangguniang Barangay held on September 19, 2022 at Barangay Bachao-Ibaba Session Hall.

I hereby certify to the correctness of the foregoing resolution.


EDCEL G. DAMAYAN
Barangay Secretary