



Republic of the Philippines
Province of Laguna
MUNICIPALITY OF LOS BAÑOS
Special Science and Nature City
OFFICE OF THE SANGGUNIANG BAYAN
Municipal Hall, National Highway, Brgy. Timugan,
Los Baños, Laguna 4030 Philippines
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EXCERPTS FROM THE MINUTES OF THE SECOND (2ND) REGULAR SESSION OF THE SANGGUNIANG BAYAN HELD ON JANUARY 10, 2020 AT THE SANGGUNIANG BAYAN SESSION HALL, NATIONAL HIGHWAY, BRGY. TIMUGAN, LOS BAÑOS, LAGUNA.

Present : Vice Mayor Antonio L. Kalaw, Presiding Officer
S.B. Member Josephine S. Evangelista
S.B. Member Miko C. Pelegrina
S.B. Member Janos S. Lapiz
S.B. Member Geronimo A. Ciceron
S.B. Member Marlo PJ A. Alipon
S.B. Member Dexter A. Concio
S.B. Member Mark Lester B. Dizon
S.B. Member Cris Dayril B. Bagnes
S.B. Member Arlene P. delos Santos, Liga President
S.B. Member Jozlyn N. Manansala, SK Fed. President
Secretary Dona T. Alborida
Ms. Felomina I. Lincallo, LLSO I

Absent : None

Visitors : Ms. Ella Mae C. Elasigue, Ms. Teen Princess Laguna
Mr. Arnel Pangga, TODA Federation President
Mr. Jaime dela Cruz, Jr., TODA Federation Member

RESOLUTION NO. 2020-04

RESOLUTION APPROVING AND ADOPTING BARANGAY BATONG MALAKE RESOLUTION NO. 66-S-2019, "RESOLUTION ADOPTING RA 11032 AND DILG MC NO. 2019-177 "RESOLUTION AUTHORIZING THE CITY / MUNICIPALITY OF LOS BAÑOS 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".

Author : *[Signature]* **Councilor Geronimo A. Ciceron**

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 filling thereof. In the event that the said license or permit."

WHEREAS, the EODB ACT of 2018 or Republic Act 11032, 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;

[Signature]

[Signature]

WHEREAS, Section 11 (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 City / 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 Batong Malake, in accordance with the above provisions, and as an implementation of “One Stop Shop”, hereby authorizes the City / Municipality of Los Baños 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:

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

This resolution shall cover all City and Municipal Mayors, Punong Barangays, Concerned Local Officials, DILG Regional Directors and BARMM Minister of Local Government and all others concerned.

SECTION 2. **Definition of Terms.** The words and phrases used in this resolution 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 11032)

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 11032)

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)

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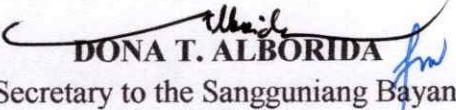
- SECTION** 3. **Authority to Collect Barangay Clearance Fee of Business Related Transactions** – The City / Municipality of Los Baños given the authority to collect Barangay Clearance Fee subject to the remittance to the subject Barangay.
- SECTION** 4. **Rate of Barangay Clearance Fee to be Collected** – The rate of Barangay Clearance Fee to be collected by the City / Municipality for the issuance clearance shall be computed in accordance with the subject Barangay Revenue Ordinance herein attached as “**Annex A**”, 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 for 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. **Repealing Clause** – All previous Ordinance and Rules / Regulations which are inconsistent with the provisions of this Resolution are hereby deemed , modified or repealed accordingly.
- SECTION** 9. **Effectivity Clause** – This resolution shall take effect immediately after its approval.

NOW THEREFORE, on motion of Councilor Geronimo A. Ciceron duly seconded by Councilor Miko C. Pelegrina and concurred by all other members present;

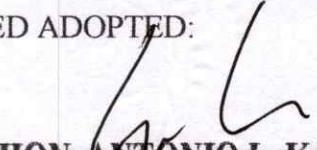
RESOLVED AS IT IS HEREBY RESOLVED, A Resolution approving and adopting Barangay Batong Malake Resolution No. 66-S-2019, “Resolution adopting RA 11032 and DILG MC No. 2019-177 “Resolution authorizing the City / Municipality of Los Baños to issue Barangay Clearance and collect corresponding barangay clearance fee in the application for any business related transactions subject to the remittance of the aforesaid fees to the barangay and the conditions hereunder.”

UNANIMOUSLY APPROVED : January 10, 2020

I HEREBY CERTIFY to the correctness of the above-quoted Resolution.


DONA T. ALBORIDA
Secretary to the Sangguniang Bayan

CERTIFIED ADOPTED:


HON. ANTONIO L. KALAW
Vice Mayor / Presiding Officer