



Republic of the
Philippines Province of
Iloilo
Municipality of
Tigbauan

OFFICE OF THE SANGGUNIANG BAYAN

www.Tigbauan.gov.ph

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EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE HONORABLE SANGGUNIANG BAYAN, TIGBAUAN, ILOILO HELD AT THE SB SESSION HALL, TIGBAUAN MUNICIPAL BUILDING ON DECEMBER 5, 2012 AT 9:20 IN THE MORNING.

PRESENT:

HON. ROEL T. JARINA,	Vice Mayor & Presiding Officer
HON. SUZETTE TENEFRANCIA-ALQUISADA,	SB Member
HON. DENNIS T. VALENCIA,	SB Member
HON. ALFONSO C. BABIERA,	SB Member
HON. JOSE DONEL T. TRASPORTO,	SB Member
HON. ELMER T. TORRATO,	SB Member
HON. LORETA LUNGAY-ARIAS,	SB Member
HON. MARLON R. TERUÑEZ,	SB Member
HON. RICKY T. NULADA,	Pres., Liga Ng Mga Brgy.

LATE:

HON. AGATON O. TUMABOTABO,	SB Member (9:45 a.m.)
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ABSENT:

HON. NYSSA NICHOLA T. CALLOSA,	SKMF President
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Municipal Ordinance No. 2012-003

AN ORDINANCE RATIFYING RULE 10 OF ADMINISTRATIVE ORDER NO. 1, SERIES OF 2012 OF THE NATIONAL STATISTICS OFFICE PURSUANT TO THE RULES AND REGULATIONS GOVERNING THE IMPLEMENTATION OF REPUBLIC ACT NO. 10172 (*AN ACT FURTHER AUTHORIZING THE CITY OR MUNICIPAL CIVIL REGISTRAR OR THE CONSUL GENERAL TO CORRECT CLERICAL OR TYPOGRAPHICAL ERRORS IN THE DAY AND MONTH IN THE DATE OF BIRTH OR SEX OF A PERSON APPEARING IN THE CIVIL REGISTRAR WITHOUT NEED OF A JUDICIAL ORDER, AMENDING FOR THIS PURPOSE ACT NUMBERED NINETY FORTY-EIGHT*).

Sponsored by: HON. JOSE DONEL T. TRASPORTO, Chairman, Committee on Rules, Ordinances and Resolutions

Seconded by: Hon. Suzette Tenefrancia - Alquisada, Hon. Dennis Valencia, Hon. Alfonso Babiera, Hon. Elmer Torrato, Hon. Loreta Lungay-Arias, Hon. Marlon Teruñez, and Hon. Ricky Nulada

WHEREAS, Republic Act 10172 amended Sections 1, 2, 5, and 8 of Republic Act No. 9048 which changed the procedure for the correction of entries in the Civil Registry;

WHEREAS, to effectively implement the new law, Administrative Order No. 1, Series of 2012 of the National Statistics Office was promulgated which provides among others:

“RULE 10. Authority To Collect Filing And Other Fees. The C/MCR is hereby authorized to collect from every petitioner Three Thousand Pesos (P3,000.00) for petition to correct the day and/or month in the date of birth or sex. An indigent petitioner shall be exempt from paying the required payment, provided that the petition is supported by a certification from the City/Municipal Social Welfare Office that the petitioner/document owner is indigent.

In the case of a petition filed with Consul General, a filing fee of One Hundred Fifty U.S. dollars (\$150.00) or its equivalent value in local currency for the correction of clerical or typographical error is required.

In the case of a migrant petition, there shall be a service fee of One Thousand Pesos (P1,000.00) to be collected by the PRCR.

When a petitioner/document owner files a petition for correction of clerical error under R.A. 9048, simultaneously, with a petition for correction of clerical error under R.A.10172, and the same document is involved, the petitioner/document owner shall pay only the amount of P3,000.00 corresponding to the fee under R.A. 10172.

All fees collected by the C/MCR or the consul general pursuant to this law shall accrue to the funds of the Local Civil Registry Office concerned or the Office of the Consul General for modernization of the office and hiring of new personnel and procurement of supplies, subject to government accounting and auditing rules.

The local legislative body shall ratify the fees herein prescribed upon effectivity of this Order prior to ratification by local legislative body, all fees collected in connection with this Order shall go to the LCRO trust fund, provided, however, that the fees prescribed therein shall be uniform in all cities and municipalities in the country, and in all Philippine Consulates.”

WHEREAS, **SEC. 447. - Powers, Duties, Functions and Compensation.** - (a) The Sangguniang Bayan, as the legislative body of the municipality, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the municipality and its inhabitants pursuant to Section 16 of this Code and in the proper exercise of the corporate powers of the municipality as provided for under Section 22 of this Code, and shall:

- (1) Approve ordinances and pass resolutions necessary for an efficient and effective municipal government x x x,
- (3) (i) Fix and impose reasonable fees and charges for all services rendered by the municipal government to private persons or entities;

NOW, THEREFORE, Be It Ordained by the Sangguniang Bayan of the Municipality of Tigbauan, Province of Iloilo, that:

SECTION 1. This Ordinance shall be known as AN ORDINANCE RATIFYING RULE 10 OF ADMINISTRATIVE ORDER NO. 1, SERIES OF 2012 OF THE NATIONAL STATISTICS OFFICE PURSUANT TO THE RULES AND REGULATIONS GOVERNING THE IMPLEMENTATION OF REPUBLIC ACT NO. 10172 (*An Act Further Authorizing the City or Municipal Civil Registrar or the Consul General to Correct Clerical or Typographical Errors in the Day and Month in the Date of Birth or Sex of a Person Appearing in the Civil Registrar Without Need of a Judicial Order, Amending for this Purpose Act Numbered Ninety Forty-Eight*).

SECTION 2. AUTHORITY TO COLLECT FEES.

The Municipal Civil Registrar (MCR) is hereby authorized to collect from every petitioner three thousand pesos (P3,000.00) for petition to correct the day and/or month in the date of birth or sex.

When a petitioner/document owner files a petition for correction of clerical error under R.A. 9048, simultaneously, with a petition for correction of clerical error under R.A.10172, and the same document is involved, the petitioner/document owner shall pay only the amount of P3,000.00 corresponding to the fee under R.A. 10172.

SECTION 3. EXEMPTION OF INDIGENTS.

An indigent petitioner shall be exempt from paying the required payment, provided that the petition is supported by a certification from the Municipal Social Welfare Office that the petitioner/ document owner is indigent.

SECTION 4. UTILIZATION OF FEES COLLECTED.

All fees collected by the MCR or the consul general pursuant to this law shall accrue to the funds of the Local Civil Registry Office concerned or the Office of the Consul General for modernization of the office and hiring of new personnel and procurement of supplies, subject to government accounting and auditing rule.

SECTION 5. FEES COLLECTED PRIOR THE RATIFICATION.

Prior to this ratification, all fees collected in connection with Administrative Order No. 1, Series of 2012 of the NSO shall go to the Local Civil Registrar's Office trust fund.

SECTION 6. REPEALING CLAUSE. All ordinances, executive orders, resolutions and or administrative regulations, or parts thereof, which may be inconsistent with the provisions of this act are hereby repealed or modified accordingly.

SECTION 7. SEPARABILITY CLAUSE. Any provision of this ordinance which shall be declared invalid shall not affect the other provisions not so declared, which shall remain in full force and effect.

SECTION 8. EFFECTIVITY. This ordinance shall take effect after 15 days of posting in the bulletin board of the municipal hall and in at least two (2) conspicuous places in the Municipality of Tigbauan.

ENACTED. December 5, 2012.

I HEREBY CERTIFY that the foregoing Municipal Ordinance No. 2012-003 was approved by the Sangguniang Bayan.

MARLENE TAYO-NAVA
S.B. Secretary

ATTESTED:

ROEL T. JARINA
Vice Mayor & Presiding officer

APPROVED:

JAMES EXCELSIOR M. TORRES
Municipal Mayor

HON. ROEL T. JARINA, M.D.
Municipal Vice Mayor

Sangguniang Bayan Members:

HON. SUZETTE T. ALQUISADA, CPA-Lawyer
HON. DENNIS T. VALENCIA
Pres)
HON. ALFONSO C.BABIERA
HON. AGATON O. TUMABOTABO

HON JOSE DONEL T. TRASPORTO
HON. ELMER T. TORRATO
HON. LORETA LUNGAY-ARIAS
HON. MARLON R. TERUÑEZ, Ph.D.

HON. RICKY T. NULADA (LnB.Pres)
HON. NYSSA NICHOLA CALLOSA (SKMF-

*"Public office is a public trust. Public **Officials** must at all times be accountable to the people."*