



Republika ng Pilipinas
TANGGAPAN NG SANGGUNIANG PANLUNGSOD
Lungsod ng Puerto Princesa

EXCERPTS FROM THE JOURNAL OF PROCEEDINGS OF THE 52nd REGULAR SESSION OF THE 15TH SANGGUNIANG PANLUNGSOD OF THE CITY OF PUERTO PRINCESA HELD ON JULY 10, 2017 AT THE SESSION HALL OF THE SANGGUNIANG PANLUNGSOD

PRESENT:

Hon. LUIS M. MARCAIDA III	City Vice Mayor, Presiding Officer
Hon. JIMMY L. CARBONELL	City Councilor, Chairman Protempore, Temporary Presiding Officer
Hon. MATTHEW K. MENDOZA	City Councilor, Asst. Chairman Protempore
Hon. MODESTO V. RODRIGUEZ II	City Councilor, Majority Floor Leader
Hon. MARIA NANCY M. SOCRATES	City Councilor, Asst. Majority Floor Leader
Hon. HENRY A. GADIANO	City Councilor
Hon. PETER Q. MARISTELA	City Councilor
Hon. ROY GREGORIO G. VENTURA	City Councilor
Hon. VICTOR S. OLIVEROS	City Councilor
Hon. ROLANDO T. AMURAO	City Councilor
Hon. NESARIO G. AWAT	City Councilor
Hon. PATRICK ALEX M. HAGEDORN	Ex-Officio Member, Pres., Liga ng mga Barangay
Hon. NESTOR A. SAAVEDRA	Ex-Officio Member, Indigenous People's Mandatory Representative

OFFICIAL BUSINESS: None

ABSENT: None

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ORDINANCE NO. 837

AN ORDINANCE EXEMPTING ALL BARANGAYS IN THE CITY OF PUERTO PRINCESA FROM PAYING TRANSFER TAX.

Authored by: Atty. Nesarío G. Awat
Co-Authored by: Hon. Nestor A. Saavedra

WHEREAS, on October 10, 1991, Republic Act 7160 or the Local Government Code of 1991 was passed and approved as a way of seriously democratizing governance. Under this law, more or less 50,000 Barangays became an arena of governance, politics and organization of the community;

WHEREAS, Under Section 384 of the same Code, a barangay is the basic political unit, and being in the forefront of the governmental framework, it serves as a fundamental branch of government in planning and implementation of policies, plans, programs, projects and activities of the community;

WHEREAS, due to its Lilliputian size and least in the structure of government, the Barangay, particularly those in remote places, usually receives almost subsistence budget slice from the internal revenue allotment unable to support substantive development programs and projects;

WHEREAS, since the Barangay has limited fiscal space, it is more difficult to realize necessary infrastructure development projects that require economic resources including land; the difficulty has become even more punitive on the part of the Barangay in the imposition of transfer tax under Section 135 of the Local Government Code of 1991;

WHEREAS, being the direct partner of the people in local governance, there is a continuing demand for the barangay to:

- a. provide effective institutional arrangements that aim to improve local investment capacity,
- b. promote innovative governance mechanism which aims to enhance domestic economic development, and
- c. create a policy climate that enables the Barangay to save and utilize its expenditures more for public service by exempting it from payment of transfer tax out of real property it acquires from its constituents or owners of real property within the Barangay;

NOW THEREFORE, on motion by Hon. Modesto V. Rodriguez II, City Councilor, Majority Floor Leader,

BE IT ORDAINED by the Sangguniang Panlungsod of the City of Puerto Princesa in its regular session assembled, THAT:

Section 1. This ordinance shall be known as the “Transfer Tax Free Ordinance.”

Section 2. Scope of Ordinance. This Ordinance shall cover all Barangays of the City of Puerto Princesa.

Section 3. Definition of Terms.

- a. Barangay – is the smallest unit of the Local Government.
- b. Transfer Tax - refers to the tax imposed on the sale, donation, barter or any other mode of transferring ownership or title of real property.

Section 4. Exemption. The Barangay is exempted from the payment of transfer tax imposed by the City Government for purposes of transferring the Tax Declaration of the real property that the Barangay acquired, either by sale, donation, barter or any other mode of transferring real property from the owner.

Section 5. Repealing Clause. All other ordinances, rules and regulations or parts thereof, not consistent with this ordinance are hereby repealed.

Section 6. Effectivity. This ordinance shall take effect fifteen (15) days after its publication in the local newspaper of general circulation.

SO ORDAINED.

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I HEREBY CERTIFY to the correctness of the above Ordinance No. 837 adopted by the 15th Sangguniang Panlungsod of the City of Puerto Princesa during its 52nd Regular Session held on July 10, 2017 at the Session Hall of Puerto Princesa.

ATTY. PHILIP JEROME J. HILARIO
Secretary to the Sangguniang Panlungsod

**ATTESTED AND CERTIFIED
TO BE DULY ADOPTED:**

JIMMY L. CARBONELL
City Councilor
Temporary Presiding Officer

APPROVED: Ordinance No. 837 on _____

LUCILO R. BAYRON
City Mayor

ATTESTED:

ATTY. ARNEL M. PEDROSA
City Legal Officer
Acting City Administrator

“TO GOD BE THE GLORY”