



Republic of the Philippines
PROVINCE OF PANGASINAN
Lingayen
www.pangasinan.gov.ph

OFFICE OF THE SANGGUNIANG PANLALAWIGAN SECRETARY

CERTIFICATION

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that at the regular session duly constituted of the Sangguniang Panlalawigan, Province of Pangasinan, held on March 31, 2025, at the Session Hall, Capitol Building, Lingayen, Pangasinan the following resolution was approved:

Sponsored by SP Members Shiela Marie F. Baniqued and Vici M. Ventanilla and co-sponsored by SP Members Carolyn D. Sison, Joyce D. Fernandez and Raul R. Sabangan

RESOLUTION NO. 402-2025

DECLARING MUNICIPAL ORDINANCE NO. 01, S-2025 OF THE SANGGUNIANG BAYAN OF BAYAMBANG, PANGASINAN, ENTITLED “AN ORDINANCE WAIVING THE PAYMENT OF ONE (1) MONTH RENTAL FEES OF PARTIALLY DAMAGED STALLS OR TWO (2) MONTHS OF RENTAL FEES FOR TOTALLY DAMAGED STALLS AT THE BAYAMBANG PUBLIC MARKET (BLOCK III)” AS WITHIN THE CONFERRED POWERS OF THE SANGGUNIAN TO ENACT

WHEREAS, the Sangguniang Bayan of Bayambang, Pangasinan submitted its Ordinance No. 01, S-2025 to the Sangguniang Panlalawigan for review and evaluation pursuant to Section 56 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991;

WHEREAS, the Committee on Laws and Ordinances of the Sangguniang Panlalawigan with the technical assistance of the Provincial Legal Officer have conducted initial review and study on said municipal ordinance and found out that the same was enacted in accordance with Section 192 of Republic Act No. 7160;

WHEREFORE, in view of the foregoing, on motion of SP Members Shiela Marie F. Baniqued and Vici M. Ventanilla and co-sponsored by SP Members Carolyn D. Sison, Joyce D. Fernandez and Raul R. Sabangan, duly seconded, it was—

RESOLVED, by the Sangguniang Panlalawigan in session assembled, to declare Municipal Ordinance No. 01, S-2025 of the Sangguniang Bayan of Bayambang, Pangasinan, entitled “An Ordinance waiving the payment of one (1) month rental fees of partially damaged stalls or two (2) months of rental fees for totally damaged stalls at the Bayambang Public Market (Block III)” as within the conferred powers of the Sangguniang Bayan to enact;




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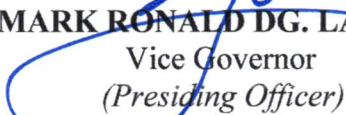
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RESOLVED FURTHER, that a copy of this resolution be furnished the Office of the Sangguniang Bayan of Bayambang, Pangasinan, for its information and guidance.

CERTIFIED BY:


VERNA T. NAVA-PEREZ
Secretary to the Sanggunian

ATTESTED:


MARK RONALD DG. LAMBINO
Vice Governor
(Presiding Officer)



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MUNICIPALITY OF BAYAMBANG
OFFICE OF THE SANGGUNIANG BAYAN

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MUNICIPAL ORDINANCE NO. 01, SERIES OF 2025

AN ORDINANCE WAIVING THE PAYMENT OF ONE (1) MONTH RENTAL FEES OF PARTIALLY DAMAGED STALLS OR TWO (2) MONTHS OF RENTAL FEES FOR TOTALLY DAMAGED STALLS AT THE BAYAMBANG PUBLIC MARKET (BLOCK III).

Sponsored by:

SBM Jose S. Ramos and SBM Amory M. Junio

WHEREAS *Article X, Section 5 of the 1987 Constitution* provides that local government units (LGUs) shall have the power to create its own sources of revenues and to levy taxes, fees and charges subject to such guidelines and limitations as the Congress may provide, consistent with the basic policy of local autonomy and that such taxes, fees, and charges shall accrue exclusively to the local governments.

WHEREAS, *Sections 129 and 132 of Republic Act No. 7160 or the Local Government Code of 1991 (LGC)* provide that each local government unit shall exercise its power to create its own sources of revenue and to levy taxes, fees, and charges and that the power to impose the same shall be exercised by the sanggunian of the local government unit concerned through an appropriate ordinance.

WHEREAS *Section 18 of the LGC* grants LGUs the power to "acquire, develop, lease, encumber, alienate, or otherwise dispose of real or personal property held by them in their proprietary capacity" and in correlation with *Section 16 of the LGC* where LGUs are permitted to exercise powers that are necessarily implied from those expressly granted, as well as those necessary, appropriate, or incidental to their governance, LGUs, by inference, have the discretion to suspend or waive rental fees including the incidental surcharges and interests thereto as part of their management of such properties.

WHEREAS *Section 22(d) of the LGC* provides that LGUs "shall enjoy full autonomy in the exercise of their proprietary functions and in the management of their economic enterprises," subject to the limitations provided in the Code and other applicable laws. This autonomy includes the ability to determine whether to impose or waive rental fees, surcharges and interests on properties they own.

WHEREAS, on May 4, 2024, a fire incident occurred at the Bayambang Public Market, affecting several stalls and causing significant damage to the properties of the stallholders;

WHEREAS, the Local Government Unit of Bayambang recognizes the need to assist the affected stallholders in recovering from the financial and economic challenges brought about by the fire;

WHEREAS, waiving the payment of rental fees for the stalls affected by the fire is a measure to provide relief and support to the affected stallholders while they rebuild their businesses and sources of income;



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NOW THEREFORE, on motion of SB Member Jose S. Ramos, duly seconded;

BE IT ENACTED, by the Sangguniang Bayan of Bayambang in session assembled that:

Section 1. Title. This ordinance shall be known as the “Ordinance Waiving Rental Fees for Stalls Affected by the May 4, 2024 Fire in the Bayambang Public Market.”

Section 2. Coverage. This Ordinance shall apply to all stallholders whose stalls were affected by the fire that occurred in the Bayambang Public Market on May 4, 2024.

Section 3. Waiver. The payment of rental fees for the stalls affected by the fire incident on May 4, 2024, is hereby waived based on the extent of damage to the affected stalls, as follows:

- a. Partial Damage – Waiver of one (1) month rental fee.
- b. Total Damage – Waiver of two (2) months rental fees.

Section 4. Application. The waiver shall follow these conditions:

- a. For Stallholders Without Arrears – The corresponding waiver shall apply to the succeeding month(s) immediately following the enactment of this Ordinance.
- b. For Stallholders with Arrears – The corresponding waiver shall be deducted from the unpaid rental fees of the stallholder.

Section 5. Certification of Affected Stalls. The Municipal Treasurer, in coordination with the Special Economic Enterprise and other appropriate offices, shall prepare and certify a list of all stalls affected by the fire, categorizing them as partially or totally damaged based on an official assessment.

Section 6. Implementation. The Office of the Municipal Treasurer and the Special Economic Enterprise (SEE) are hereby designated as lead offices to facilitate the effective and efficient implementation of this ordinance.

Section 7. Separability Clause. Should any part or provision of this Ordinance be held unconstitutional or invalid by a competent court, the other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

Section 8. Repealing Clause. All local Ordinances of the Sangguniang Bayan ng Bayambang and Executive Orders and Administrative Regulations of the Local Chief Executive, or parts thereof which are inconsistent with any of the provisions of this Ordinance are hereby repealed, revoked or modified accordingly.

Section 9. Effectivity Clause. This Ordinance shall take effect upon approval and compliance with the posting and publication requirements.

Enacted this 3rd day of February 2025.



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AN ORDINANCE WAIVING THE PAYMENT OF ONE
(1) MONTH RENTAL FEES OF PARTIALLY
DAMAGED STALLS OR TWO (2) MONTHS OF
RENTAL FEES FOR TOTALLY DAMAGED STALLS
AT THE BAYAMBANG PUBLIC MARKET (BLOCK
III)

HON. MYLVIN T. JUNIO
Municipal Councilor

HON. PHILIP R. DUMALANTA
Municipal Councilor

HON. BENJAMIN FRANCISCO S. DE VERA
Municipal Councilor

HON. JOSE S. RAMOS
Municipal Councilor

HON. AMORY M. JUNIO
Municipal Councilor

HON. GERARDO DC. FLORES
Municipal Councilor

HON. MARTIN E. TERRADO II
Municipal Councilor

HON. LEVINSON NESSUS M. UY
Municipal Councilor

HON. RODELITO F. BAUTISTA
OIC-President, Liga ng mga Barangay
Ex-Officio Member

HON. MARIANNE CHESKA B. DULAY
President, SK Federation
Ex-Officio Member

Certified correct:

JOEL V. CAMACHO
Secretary to the Sanggunian

ATTESTED:

HON. IAN CAMILLE C. SABANGAN, DPA
Municipal Vice-Mayor &
Presiding Officer

APPROVED:

HON. MARY CLARE JUDITH PHYLLIS JOSE-QUIAMBAO
Municipal Mayor

