

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

Seventeenth Congress
First Regular Session

House Bill No. **5502**



Introduced by Honorable Roy M. Loyola and Honorable Ronaldo B. Zamora

EXPLANATORY NOTE

Article X, Section 10 of the 1987 Constitution provides for the creation, abolition and division of local government units (LGU), to wit:

"No province, city, municipality or barangay may be created, divided, merged, abolished, or its boundary substantially altered, except in accordance with the criteria established in the local government code and subject to approval by a majority of the votes cast in a plebiscite in the political units directly affected."

Under the Local Government Code (LGC), political subdivisions shall enjoy genuine and meaningful local autonomy to enable them to attain their fullest development as self-reliant communities and make them more effective partners in the attainment of national goals. Toward this end, the State shall provide for a more responsive and accountable local government structure instituted through a system of decentralization whereby local government units shall be given more powers, authority, responsibilities and resources. The process of decentralization shall proceed from the National Government to the local government units. [Section 2(a), LGC]

As such, the main criterion for conversion of a municipality into a city under the LGC is the proposed city's economic viability, i.e., its capacity to provide for public services to its inhabitants and its ability to fulfill its role as partner of the national government in the attainment of national development goals. The proposed city's average annual locally generated income is the most accurate and concrete indicator of its economic viability. Other indicators such as population and land area are merely secondary and have no direct relation to its viability. (*Navarro vs. Executive Secretary*,

G.R. No. April 12, 2011; and *League of Cities of the Philippines vs. COMELEC*, G.R. No. 176951, April 12, 2011)

The Municipality of Carmona (Carmona) is a first class urban municipality in the Province of Cavite. Carmona has long proven its economic viability and stability. Time and time again, it has provided services to its people far more superior to people of existing cities. In the past ten (10) years, Carmona has an average locally generated income of Three Hundred Twenty Seven Million Eight Hundred Fifty Two Thousand Four Pesos and 47/100 (P327,852,004.47).

As of 2015, the Municipality of Carmona has a total income, excluding the internal revenue allotment (IRA), of Four Hundred Fourteen Million Four Hundred Eighty Six Thousand Eight Hundred Forty Five Pesos and 24/100 (P414,486,845.24) and was ranked as second in generating local revenues among all the municipalities in the Philippines.

All the major indicators of real and viable industrialization are present in Carmona, which include but not limited to leisure parks, such as the Manila Jockey Club, Manila Southwoods Golf and Country Club, San Lazaro Leisure Park and Casino, and Carmona Municipal Park; hospitals, such as Carmona Hospital and Medical Center and Pagamutang Bayan ng Carmona; universities, such as Cavite State University-Carmona Campus and STI College Southwoods; subdivisions and real estates, such as Carmona Estates, Terraverde Residences and Woodland Hills; and 481 industrial establishments such as 3M Philippines Inc, ON Semiconductor Philippines Inc., ROHM Electronics Philippines, Inc., ROHM Megatech Philippines Inc., and other commercial and industrial establishments.

Hence, Carmona has complied with the criteria established in the 1987 Constitution, Local Government Code, and other pertinent laws on the matter.

The proposed conversion will enhance Carmona's posture and capability of enticing more business and industries in the locality, increase its pace of development and consequently improving the lives of the inhabitants residing therein. Further, the city-hood will considerably improve Carmona's efficiency to respond to the ever growing needs of its constituents for more and better services as a result of the city's greater power to create its own resources of revenues for its exclusive use.

In view thereof, support and approval of this measure is earnestly sought.



ATTY. ROY M. LOYOLA



ATTY. RONALDO B. ZAMORA

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AN ACT
CONVERTING THE MUNICIPALITY OF CARMONA IN THE PROVINCE OF CAVITE
INTO A COMPONENT CITY TO BE KNOWN AS THE CITY OF CARMONA

Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

ARTICLE I

General Provisions

1 SECTION 1. **Short Title.** – This Act shall be known as the "*Charter of the City of*
2 *Carmona.*"

3 SEC. 2. **The City of Carmona.** – The Municipality of Carmona in the Province of
4 Cavite is hereby converted into a component city to be known as the City of Carmona,
5 hereinafter referred to as the City, which shall comprise of the present territory of the
6 Municipality of Carmona. The territorial jurisdiction of the City shall be within the present
7 metes and bounds of the Municipality of Carmona, as follows:

8 Bounded on the North and North-West by a River (adjacent to the Municipality of
9 General Mariano Alvarez)

10 Bounded on the North and North-East by creek (adjacent to Municipality of Biñan)

- 1 Bounded on the East, South-East by the Biñan River (adjacent to the Municipality
- 2 of Biñan River (adjacent to the Municipality of Biñan)
- 3 Bounded on the South-West by the Municipality of Silang

Beginning from	LONGTITUDE	LATITUDE	
Corner 1	14°16'56.98"	121°00'05.67"	
Cor. 2 = MBM 17	14°17'01.56"	121°00'07.77"	Thence following the course of the River, to
Cor. 3 = MBM 25	14°18'20.22"	121°00'51.83"	Thence following the course of the River, to
Cor. 4 = MBM 27	14°19'28.88"	121°02'16.33"	Thence following the course of the Creek, to
Cor. 5 = MBM 21	14°19'38.34"	121°03'06.70"	Thence following the course of the Creek, to
Cor. 6 = MBM 1	14°19'49.78"	121°04'01.28"	Thence following the course of the Biñan River, to
Cor. 7 = MBM 2	14°19'45.05"	121°04'33.42"	Thence following the course of the Biñan River, to
Cor. 8 = MBM 3	14°19'17.05"	121°04'01.38"	Thence following the course of the Biñan River, to
Cor. 9 = MBM 12	14°18'49.22"	121°03'42.96"	Thence following the course of the Biñan River, to
Cor. 10 = MBM 14	14°18'03.53"	121°03'18.99"	Thence following the course of the Biñan River, to
Cor. 11 = MBM 6	14°17'47.53"	121°03'12.25"	Thence following the course of the Biñan River, to
Cor. 12 = MBM 17	14°17'47.14"	121°03'11.26"	Thence following the course of the Biñan River, to
Cor. 13 = MBM 8	14°17'47.63"	121°05'05.01"	Thence following the course of the Biñan River, to
Cor. 14 = MBM 9	14°17'48.53"	121°03'01.31"	Thence following the course of the Biñan River, to
Cor. 15 = MBM 10	14°17'48.75"	121°02'58.03"	Thence following the course of the Biñan River, to
Cor. 16 = MBM 11	14°16'34.98"	121°02'28.48"	Thence following the course of the Biñan River, to
Cor. 17 = MBM 12	14°16'34.70"	121°02'23.47"	Thence following the course of the Biñan River, to
Cor. 18 = MBM 13	14°15'30.36"	121°01'10.55"	Thence following the course of the Biñan River, to
Cor. 19 = MBM 14	14°15'37.64"	121°01'04.44"	Thence following the course of the Biñan River, to
Cor. 20 = MBM 15	14°16'39.12"	121°00'19.24"	to
Cor. 1 = MBM 1	14°16'56.98"	121°00'05.67"	

1 Containing an Area of Twenty Nine Million Seven Hundred Forty Nine Thousand
2 Eight Hundred Seventy Four (29,749,874) Square Meters.

3 The foregoing provision shall be without prejudice to the resolution by the
4 appropriate agency or forum of existing boundary disputes or cases involving questions
5 of territorial jurisdiction between the City and the adjoining local government units.
6 *Provided, That, the territorial jurisdiction of the disputed area or areas shall remain with*
7 the local government unit which has existing administrative supervision over said area
8 or areas until the final resolution of the case.

9 **SEC. 3. *Corporate Powers of the City.*** – The City constitutes a political body
10 corporate and as such is endowed with the attributes of perpetual succession and
11 possessed of the powers which pertain to a municipal corporation to be exercised in
12 conformity with the provisions of this Charter.

13 The City shall have the following corporate powers:

- 14 a) To have a continuous succession in its corporate name;
15 b) To sue and be sued;
16 c) To have and use a corporate seal;
17 d) To acquire and convey real or personal property;
18 e) To enter into contracts; and
19 f) To exercise such other powers, prerogatives and authority as are granted to
20 corporations, subject to the limitations provided for in this Act and other laws.

21 **SEC. 4. *General Powers of the City.*** – The City shall have a common seal and
22 may alter the same at pleasure. It shall exercise the power to levy taxes, close and

1 open roads, streets, alleys, parks or squares subject to the provisions of the
2 Constitution and existing laws. It may take, purchase, receive, hold, lease, convey and
3 dispose of real and personal property for the general interests of the City; expropriate or
4 condemn private property for public use; contract and be contracted with; sue and be
5 sued; prosecute and defend to final judgment and execution suits wherein the City is a
6 party; and exercise all the powers as are granted to corporations as hereunder
7 conferred.

8 SEC. 5. **General Welfare Clause of the City.** – The City shall exercise the
9 powers expressly granted, those necessarily implied therefrom, as well as powers
10 necessary, appropriate or incidental for its efficient and effective governance, and those
11 which are essential to the promotion of the general welfare.

12 Within its territorial jurisdiction, the City shall ensure and support, among other
13 things, preserve and enrich its culture, promote health and safety, enhance the right of
14 the people to a balanced ecology, encourage and support the development of
15 appropriate and self-reliant scientific and technological capabilities, improve public
16 morals, enhance economic prosperity and social justice, promote full employment
17 among their residents, maintain peace and order, and preserve the comfort and
18 convenience of their inhabitants.

19 SEC. 6. **Liability for Damages.** – Unless otherwise provided by law, the City of
20 Carmona shall be liable for injuries or damages to persons or property arising from the
21 act or omission of any of its officers or employees while in the performance of their
22 official functions.

SEC. 7. ***Jurisdiction of the City.*** – The jurisdiction of the City of Carmona, for police purpose only, shall be coextensive with its territorial jurisdiction and for the purpose of protecting and ensuring the purity of the water supply of the City, such police jurisdiction shall also extend over all territory within the drainage area of such water supply or within one hundred meters (100 m.) of any reservoir, conduit, canal, aqueduct or pumping station used in connection with the city water service.

The current regional trial courts and the current city trial courts of the City of Carmona shall have concurrent jurisdiction with the regional trial courts and the metropolitan trial courts or city or municipal courts of the adjoining municipalities or cities, to try crimes and misdemeanors committed within said drainage area or within said spaces of one hundred meters (100 m.)

The court first taking cognizance of such an offense shall have jurisdiction to try said cases to the exclusion of others. The police forces of the several municipalities and cities shall have concurrent jurisdiction with the police forces of the City for the maintenance of good order and enforcement of ordinance throughout said zone, area or spaces.

ARTICLE II

City Officials in General

SEC. 8. ***The Officials of the City of Carmona.*** – a) There shall be in the City of Carmona, a City Mayor, a City Vice Mayor, twelve (12) Sangguniang Panlungsod members, a Secretary to the Sangguniang Panlungsod, a City Treasurer and an Assistant City Treasurer, a City Assessor and an Assistant City Assessor, a City

1 Accountant, a City Engineer, an Assistant City Engineer, a City Architect, a City Budget
2 Officer, a City Planning and Development Officer, a City Health Officer, an Assistant
3 City Health Officer, a City Civil Registrar, an Assistant City Civil Registrar, a City
4 Administrator, a City Legal Officer, a city Social Welfare And Development Officer, a
5 City Veterinarian, a City General Services Officer, a City Information Officer, a City
6 Cooperatives Officer, a City Population Officer, a City Agriculturist, a City Environment
7 And Natural Resources Officer, a City Tourism Officer and a City Human Resources
8 Development Officer.

9 b) In addition thereto, the City Mayor may appoint a city population officer and a
10 city building official.

11 c) The City shall establish a city fire station to be headed by a City Fire Marshal,
12 a city jail to be headed by a City Jail Warden, a city schools division to be headed by a
13 city schools Division Superintendent and a city prosecution service to be headed by a
14 City Prosecutor.

15 d) The Sangguniang Panlungsod of the City of Carmona may:

16 1. Maintain existing offices not mentioned in subsections (a), (b) and
17 (c), hereof;

18 2. Create such other offices as may be necessary to carry out the
19 purposes of the City; and

20 3. Consolidate the functions of any office with those of another in the
21 interest of efficiency and economy.

22 Unless otherwise provided herein, all appointive city officials of the City shall be
23 appointed by the City Mayor, subject to civil service law, rules and regulations. The

1 Sangguniang Panlungsod shall act on the appointment within fifteen (15) days from the
2 date of its submission otherwise the same shall be deemed confirmed.

3 4 5 **ARTICLE III**

6 **The City Mayor and the City Vice Mayor**

7 **SEC. 9. *The City Mayor.*** – a) The City Mayor shall be the chief executive of the
8 City. He shall be elected at large by the qualified voters of the City. No person shall be
9 eligible for the position of City Mayor unless at the time of election, he is at least twenty-
10 one (21) years of age, a resident of the City for at least one (1) year prior to his election
11 and a qualified voter therein. He shall hold office for three (3) years, unless sooner
12 removed, and shall receive a minimum monthly compensation corresponding to Salary
13 Grade Thirty (30) as prescribed under Republic Act No. 6758, otherwise known as the
14 Salary Standardization Law, and the implementing guidelines issued pursuant thereto,
15 and such other compensation, emoluments and allowances as may be determined by
16 law.

17 b) The City Mayor, as the chief executive of the city government, shall exercise
18 such powers and perform such duties and functions as provided herein:

19 1. Exercise general supervision and control over all programs, projects,
20 services and activities of the city government, those powers expressly granted to
21 him by law, those necessarily implied therefrom as well as powers necessary,
22 appropriate or incidental for the efficient and effective governance of the City,
23 and those which are essential to the promotion of the general welfare and, in this
24 connection, shall:

1 (i) Determine the guidelines of city policies and be responsible to
2 the Sangguniang Panlungsod for the program of government;

3 (ii) Direct the formulation of the city development plan with the
4 assistance of the city development council and, upon approval thereof
5 by the Sangguniang Panlungsod, implement the same;

6 (iii) Present the program of government and propose policies
7 and projects for the consideration of the Sangguniang Panlungsod at
8 the opening of the regular session of the Sangguniang Panlungsod
9 every calendar year and as often as may be deemed necessary as
10 the general welfare of the inhabitants and the needs of the city
11 government may require;

12 (iv) Initiate and propose legislative measures to the Sangguniang
13 Panlungsod, as may be deemed necessary, and provide such
14 information and data needed or requested by said Sanggunian in the
15 performance of its legislative functions;

16 (v) Appoint all officials and employees whose salaries and
17 wages are wholly or mainly paid out of city funds and whose
18 appointments are not otherwise provided for in the Local Government
19 Code of 1991, as well as those he may be authorized by law to
20 appoint;

21 (vi) Represent the City in all its business transactions and sign
22 on its behalf all bonds, contracts, obligations and such other

documents upon authority of the Sangguniang Panlungsod or pursuant to law or ordinance;

(vii) Carry out such emergency measures as may be necessary during and in the aftermath of man-made and natural disasters and calamities;

(viii) Determine the time, manner and place of payments of salaries or wages of the officials and employees of the City, in accordance with law or ordinance;

(ix) Allocate and assign office space to city and other officials and employees who, by law or ordinance, are entitled to such space in the city hall and other buildings owned or leased by the city government, including the offices and officials created therein;

(x) Ensure that all executive officials and employees of the City faithfully discharge their duties and functions as provided by law and this Act, and cause to be instituted administrative or judicial proceedings against any official or employee of the City who may have committed an offense in the performance of their official duties;

(xi) Examine the books, records and other documents of all offices, officials, agents or employees of the City and, in aid of his executive powers and authority, require all national officials and employees stationed in or assigned to the City to make available to him such books, records and other documents in their custody, except those classified by law as confidential;

1 (xii) Furnish copies of executive orders issued by him to the
2 provincial governor within seventy-two (72) hours after their issuance;

3 (xiii) Visit component barangays of the City at least once every
4 six (6) months to deepen his understanding of the problems and
5 conditions, listen and give appropriate counsel to local officials and
6 inhabitants of general laws and ordinances which especially concern
7 them, and otherwise conduct visits and inspections to ensure that the
8 governance of the City will improve the quality of life of the
9 inhabitants;

10 (xiv) Act on leave applications of officials and employees
11 appointed by him and the commutation of the monetary value of their
12 leave credits in accordance with law;

13 (xv) Authorize official trips of city officials and employees outside
14 of the City for a period not exceeding thirty (30) days;

15 (xvi) Call upon any national official or employee stationed in or
16 assigned to the City to advise him on matters affecting the City and to
17 make recommendations thereon; coordinate with the said officials or
18 employees in the formulation and implementation of plans, programs
19 and projects; and when appropriate, initiate an administrative or
20 judicial action against a national government official or employee who
21 may have committed an offense in the performance of their official
22 duties while stationed in or assigned to the City;

1 (xvii) Authorize payments for medical care, necessary
2 transportation, subsistence, hospital or medical fees of city officials
3 and employees who are injured while in the performance of their
4 official duties and functions, subject to the availability of funds;

5 (xviii) Solemnize marriages;

6 (xix) Conduct an annual palarong panlungsod which shall
7 feature traditional sports and disciplines included in national and
8 international games, in coordination with the Department of Education
9 (DepEd), the Philippine Sports Commission and other related
10 agencies; and

11 (xx) Submit to the Provincial Governor the following reports: an
12 annual report containing a summary of all matters pertinent to the
13 management, administration and development of the City and all
14 information and data relative to its political, social and economic
15 condition; and supplemental reports when unexpected events and
16 situations arise at any time during the year, particularly when man-
17 made or natural disasters or calamities affect the general welfare of
18 the City;

19 2. Enforce all laws and ordinances relative to the governance of the City
20 and in the exercise of its appropriate corporate powers as provided for under
21 Section 22 of the Local Government Code of 1991, implement all approved
22 policies, programs, projects, services and activities of the City and, in addition to
23 the foregoing, shall:

1 (i) Ensure that the acts of the City's component barangays and
2 of its officials and employees are within the scope of their prescribed
3 powers, duties and functions;

4 (ii) Call conventions, conferences, seminars or meetings of
5 elective or appointive officials of the City, including national officials
6 and employees stationed in or assigned to the City, at such time and
7 place and on such subject he may deem important for the promotion
8 of the general welfare of the local government unit and its inhabitants;

9 (iii) Issue such executive orders for the faithful and appropriate
10 enforcement and execution of laws and ordinances;

11 (iv) Be entitled to carry the necessary firearms within his
12 territorial jurisdiction after the procurement of necessary permits and
13 licenses from duly constituted authorities;

14 (v) Act as the deputized representative of the National Police
15 Commission, formulate the peace and order plan of the City and upon
16 its approval, implement the same and as such, exercise general and
17 operational control and supervision over the local police forces in the
18 City in accordance with Republic Act No. 6975, otherwise known as
19 the "*Department of the Interior and Local Government Act of 1990*;"
20 and

21 (vi) Call upon the appropriate law enforcement agencies to
22 suppress disorder, riot, lawless violence, rebellion or sedition, or
23 apprehend violators of the law when public interest so requires and

1 the city police forces are inadequate to cope with the situation or the
2 violators;

3 3. Initiate and maximize the generation of resources and revenues and
4 apply the same to the implementation of development plans, program objectives
5 and priorities, particularly the resources and revenues programmed for agro-
6 industrial development and the provision of basic services and, relative thereto,
7 shall:

8 (i) Require each head of an office or department to prepare and
9 submit an estimate of appropriations for the ensuing calendar year, in
10 accordance with the provisions of the Local Government Code of
11 1991 and other relevant laws;

12 (ii) Prepare and submit to the Sanggunian for approval the
13 executive and supplemental budgets of the City for the ensuing
14 calendar year in the manner provided for under the Local Government
15 Code of 1991;

16 (iii) Ensure that all taxes and other revenues of the City are
17 collected and that city funds are applied to the payment of expenses
18 and the settlement of obligations of the City, in accordance with law or
19 ordinance;

20 (iv) Issue licenses and permits and suspend or revoke the same
21 for any violation of the conditions upon which said licenses or permits
22 had been issued, pursuant to law or ordinance;

1 (v) Issue permits, not requiring approval from any national
2 agency, for the holding of activities for any charitable or welfare
3 purpose, excluding prohibited games of chance or shows contrary to
4 law, public policy and public morals;

5 (vi) Require owners of illegally constructed houses, buildings or
6 structures to obtain the necessary permits, subject to such fines and
7 penalties as may be imposed by law or ordinance, or to make
8 necessary changes in the construction or to order the demolition or
9 removal of said houses, buildings or structures within the period
10 prescribed by law or ordinance;

11 (vii) Adopt adequate measures to safeguard and conserve land,
12 mineral, forest, marine and other resources of the City;

13 (viii) Provide efficient and effective property and supply
14 management in the City, and protect the funds, credits, rights and
15 other properties of the City; and

16 (ix) Institute or cause to be instituted administrative or judicial
17 proceedings for violation of ordinances in the collection of taxes, fees
18 or charges, and for the recovery of funds and property, and cause the
19 City to be defended against all suits to ensure that its interests,
20 resources and rights shall be adequately protected;

21 4. Ensure the delivery of basic services and the provision of adequate
22 facilities as provided for under Section 17 of the Local Government Code of 1991
23 and, in addition thereto, shall:

1 (i) Ensure that the construction and repair of roads, bridges and
2 highways funded by the national government shall be, as far as
3 practicable, carried out in a spatially contiguous manner and in
4 coordination with the construction and repair of the roads and bridges
5 of the City and of the province; and

6 (ii) Coordinate the implementation of technical services,
7 including public works and infrastructure programs rendered by
8 national and provincial offices; and

9 (5) Perform such other duties and functions and exercise such other
10 powers as provided for under the Local Government Code of 1991, and those
11 that are prescribed by other relevant laws or by ordinance; and

12 (c) During his incumbency, the City Mayor shall hold office in the city hall.

13 SEC. 10. **The City Vice Mayor.** – a) There shall be a City Vice Mayor who shall
14 be elected in the same manner as the City Mayor and shall, at the time of his election,
15 possess the same qualifications as the City Mayor. He shall hold office for three (3)
16 years, unless sooner removed, and shall receive a minimum monthly compensation
17 corresponding to Salary Grade Twenty-six (26) as prescribed under the Salary
18 Standardization Law and the implementing guidelines issued pursuant thereto, and
19 such other compensation, emoluments and allowances as may be determined by law.

20 b) The City Vice Mayor shall:

21 1. Be the presiding officer of the Sangguniang Panlungsod and sign all
22 warrants drawn on the city treasury for all expenditures appropriated for the
23 operation of the Sangguniang Panlungsod;

2. Subject to civil service law, rules and regulations, appoint all officials and employees, including the Secretary of the Sangguniang Panlungsod, except those whose manner of appointment is specifically provided for in the Local Government Code of 1991;

3. Assume the office of the City Mayor for the unexpired term of the latter in the event of permanent vacancy, as provided for in Section 44 of the Local Government Code of 1991;

4. Exercise the powers and perform the duties and functions of the City Mayor in case of temporary vacancy; and

5. Perform such other duties and functions and exercise such other powers as provided for under the Local Government Code of 1991, and those that are prescribed by other relevant laws or by ordinance.

ARTICLE IV

The Sangguniang Panlungsod

SEC. 11. **Composition and Compensation.** – The Sangguniang Panlungsod, the legislative body of the City, shall be composed of the City Vice Mayor as the presiding officer, the twelve (12) regular Sanggunian members, the President of the City Chapter of the *Liga Ng Mga Barangay* and the President of the *Panlungsod Na Pederasyon Ng Mga Sangguniang Kabataan*, and such other members as may be provided for by law.

The regular members of the Sangguniang Panlungsod, the sectoral representatives and other members shall be elected or appointed in the manner as may

1 be provided for by law. The elective members of the Sangguniang Panlungsod shall
2 possess the qualifications as provided for under Section 39 of the Local Government
3 Code of 1991.

4 They shall receive a minimum monthly compensation corresponding to Salary
5 Grade Twenty-five (25) as prescribed under the Salary Standardization Law and the
6 implementing guidelines issued pursuant thereto, and such other compensation,
7 emoluments and allowances as may be determined by law.

8 SEC. 12. **Powers, Duties, Functions and Compensation.** – The Sangguniang
9 Panlungsod shall:

10 a) Approve ordinances and pass resolutions necessary for an efficient and
11 effective city government and, in this connection, shall:

12 1. Review all ordinances approved by the Sangguniang Barangay and
13 Executive Orders issued by the Punong Barangay to determine whether these
14 are within the scope of the prescribed powers of the Sangguniang Barangay and
15 of the Punong Barangay;

16 2. Maintain peace and order by enacting measures to prevent and
17 suppress lawlessness, disorder, riot, violence, rebellion or sedition and impose
18 penalties for the violation of said ordinances;

19 3. Approve ordinances imposing a fine not exceeding Five Thousand
20 Pesos (P5,000.00) or an imprisonment for a period not exceeding one (1) year,
21 or both, at the discretion of the court, for violation of a city ordinance;

22 4. Adopt measures to protect the inhabitants of the City from harmful
23 effects of man-made or natural disasters and calamities, and to provide relief

1 services and assistance to victims during and in the aftermath of said disaster or
2 calamity and in their return to productive livelihood following said events;

3 5. Enact ordinances intended to prevent, suppress and impose
4 appropriate penalties for habitual drunkenness in public places, vagrancy,
5 mendicancy, prostitution, establishment and maintenance of houses of ill repute,
6 gambling and other prohibited games of chance, fraudulent devices and ways to
7 obtain money or property, drug addiction, maintenance of drug dens, drug
8 pushing, juvenile delinquency, the printing, distribution or exhibition of obscene or
9 pornographic materials or publications and such other activities inimical to the
10 welfare and morals of the inhabitants of the City;

11 6. Protect the environment. Towards this end, it shall set aside a
12 reasonable amount from its development funds for the purpose of maintaining
13 and enhancing the ecological balance of the City. It may also impose
14 appropriate penalties for acts which endanger the environment and such other
15 activities which result in pollution, eutrophication of rivers and other bodies of
16 water, or of ecological imbalance, the fines for which shall be used exclusively for
17 the advancement of ecological protection;

18 7. Subject to the provisions of the Local Government Code of 1991 and
19 other pertinent laws, determine the powers and duties of officials and employees
20 of the City;

21 8. Consistent with the Salary Standardization Law, determine the
22 positions and the salaries, wages, allowances and other emoluments and
23 benefits of officials and employees paid wholly or mainly from city funds and

1 provide for expenditures necessary for the proper conduct of programs, projects,
2 services and activities of the city government;

3 9. Authorize the payment of compensation of a qualified person not in the
4 government service, who fills up a temporary vacancy or grant honorarium to any
5 qualified official or employee designated to fill up a temporary vacancy in a
6 concurrent capacity at the rate authorized by law;

7 10. Provide a mechanism and the appropriate funds therefor to ensure the
8 safety and protection of all city government properties, public documents or
9 records such as those relating to property inventory, land ownership, records of
10 births, marriages, deaths, assessments, taxation, accounts, business permits
11 and such other records and documents of public interest in the offices and
12 departments of the city government;

13 11. When the finances of the city government allow, provide for additional
14 allowances and other benefits to judges, prosecutors, public elementary and high
15 school teachers, and other national government officials stationed in or assigned
16 to the City;

17 12. Provide legal assistance to barangay officials, who in the performance
18 of their official duties or on the occasion thereof, have to initiate judicial
19 proceedings or defend themselves against legal actions; and

20 13. Provide for group insurance or additional insurance coverage for all
21 barangay officials, including members of barangay tanod brigades and other
22 service units, with public or private insurance companies;

b) Generate and maximize the use of resources and revenues for the development plans, program objectives and priorities of the City with particular attention to agro-industrial development, citywide growth and progress, and the provision of basic services and, relative thereto, the Sangguniang Panlungsod shall:

1. Approve the annual and supplemental budgets of the city government and appropriate funds for specific programs, projects, services and activities of the City or for other purposes not contrary to law, in order to promote the general welfare of the City and its inhabitants;

2. Subject to the provisions of Book II of the Local Government Code of 1991 and applicable laws and, upon the majority vote of all the members of the Sangguniang Panlungsod, enact ordinances levying taxes, fees and charges, prescribing the rates thereof for general and specific purposes, and granting tax exemptions, incentives or reliefs;

3. Subject to the provisions of Book II of the Local Government Code of 1991 and applicable laws and, upon the majority vote of all the members of the Sangguniang Panlungsod, authorize the City Mayor to negotiate and contract loans and other forms of indebtedness. The application for loans or other forms of indebtedness and the terms and conditions thereof shall, before approval, be published in a newspaper of general circulation in the City. Once approved, the contract covering the loans or other forms of indebtedness shall be furnished to any city resident requesting a copy thereof, upon payment of reasonable fees;

4. Subject to the provisions of Book II of the Local Government Code of 1991 and applicable laws and, upon the majority vote of all members of the

1 Sangguniang Panlungsod, enact ordinances authorizing the floating of bonds or
2 other instruments of indebtedness for the purpose of raising funds to finance
3 development projects. The authorization to float bonds or other instruments of
4 indebtedness shall be published in a newspaper of general circulation in the
5 City. Once approved, the contract covering the floating of bonds or other
6 instruments of indebtedness shall be furnished to any city resident requesting a
7 copy thereof, upon payment of reasonable fees;

8 5. Appropriate funds for the construction and maintenance or the rental of
9 buildings for the use of the City and, upon the majority vote of all the members
10 of the Sangguniang Panlungsod, authorize the City Mayor to lease to private
11 parties such public buildings held in a proprietary capacity, subject to existing
12 laws, rules and regulations;

13 6. Prescribe reasonable limits and restraints on the use of property within
14 the jurisdiction of the City;

15 7. Adopt a comprehensive land-use plan for the City and ensure that the
16 formulation, adoption or modification of said plan shall be in coordination with
17 the approved provincial comprehensive land-use plan;

18 8. Reclassify lands within the jurisdiction of the City, subject to pertinent
19 provisions of the Local Government Code of 1991;

20 9. Enact integrated zoning ordinances in consonance with the approved
21 comprehensive land-use plan, subject to existing laws, rules and regulations,
22 establish fire limits or zones, particularly in populous centers, and regulate the

1 construction, repair or modification of buildings within said fire limits or zones, in
2 accordance with the provisions of the Fire Code;

3 10. Subject to national law, process and approve subdivision plans for
4 residential, commercial or industrial purposes and other development purposes
5 and to collect processing fees and other charges, the proceeds of which shall
6 accrue entirely to the City: *Provided, however,* That where the approval of
7 national agency or office is required, said approval shall not be withheld for
8 more than thirty (30) days from receipt of the application. Failure to act on the
9 application within the period stated above shall be deemed as approval thereof;

10 11. With the concurrence of at least two-thirds (2/3) vote of all the
11 members of the Sangguniang Panlungsod, grant tax exemptions, incentives or
12 reliefs to entities engaged in community growth-inducing industries, subject to
13 the provisions of the Local Government Code of 1991;

14 12. Grant loans or provide grants to other local government units or to
15 national, provincial and city charitable, benevolent or educational institutions:
16 *Provided,* That said institutions are operated and maintained within the City;

17 13. Regulate the numbering of residential, commercial and other buildings;
18 and

19 14. Regulate the inspection, weighing and measuring of articles of
20 commerce;

21 c) Subject to the provisions of the Local Government Code of 1991, enact
22 ordinances granting franchises and authorizing the issuance of permits or licenses,

1 upon such conditions and for such purposes intended to promote the general welfare of
2 the inhabitants of the City and, pursuant to this legislative authority, shall:

3 1. Fix and impose reasonable fees and charges for all services rendered
4 by the city government to private persons or entities;

5 2. Regulate or fix license fees for any business or practice of profession
6 within the City and the conditions under which the license for said business or
7 practice of profession may be revoked, and enact ordinances levying taxes
8 thereon;

9 3. Provide for and set the conditions under which public utilities owned by
10 the City shall be operated by the city government and prescribe the conditions
11 under which the same may be leased to private persons or entities, preferably
12 cooperatives;

13 4. Regulate the display of and fix the license fees for signs, signboards or
14 billboards at the place or places where the profession or business advertised
15 thereby is, in whole or in part, conducted;

16 5. Authorize and license the establishment, operation and maintenance of
17 cockpits, regulate cockfighting and commercial breeding gamecocks;

18 6. Subject to the guidelines prescribed by the Department of
19 Transportation and Communications (DOTC), regulate the operation of tricycles
20 and grant franchises for the operation thereof within the territorial jurisdiction of
21 the City; and

22 7. Upon approval by a majority vote of all the members of the
23 Sangguniang Panlungsod, grant a franchise to any person, partnership,

1 corporation or cooperative to do business within the City; establish, construct,
2 operate and maintain ferries, wharves, markets or slaughterhouses; or undertake
3 such other activities within the City as may be allowed by existing laws:
4 *Provided*, That cooperatives shall be given preference in the grant of such
5 franchise;

6 d) Regulate activities relative to the use of land, buildings and structures within
7 the City in order to promote the general welfare and, for the said purpose, shall:

8 1. Declare, prevent or abate any nuisance;

9 2. With the concurrence of a majority of the members of the Sangguniang
10 Panlungsod constituting a quorum, deny the entry of legalized gambling by
11 ordinance into any part of the City or regulate its location within the City;

12 3. Require that buildings and the premises thereof and any land within
13 the City be kept and maintained in a sanitary condition: impose penalties for any
14 violation thereof or, upon failure to comply with the requirement, have the work
15 done at the expense of the owner, administrator or tenant concerned and require
16 the filling up of any land or premises to a grade necessary for proper sanitation;

17 4. Regulate the disposal of clinical and other wastes from hospitals,
18 clinics and other similar establishments;

19 5. Regulate the establishment, operation and maintenance of cafes,
20 restaurants, beerhouses, hotels, motels, inns, pension houses, lodging houses
21 and other similar establishments, including tourist guides and transports;

22 6. Regulate the sale, giving away or dispensing of any intoxicating malt,
23 *vino*, mixed or fermented liquors at any retail outlets;

1 7. Regulate the establishment and provide for the inspection of steam
2 boilers or any heating device in buildings and the storage of inflammable and
3 highly combustible materials within the City;

4 8. Regulate the establishment, operation and maintenance of
5 entertainment or amusement facilities, including the theatrical performance,
6 circuses, billiard halls, public dancing schools, public dance halls, sauna baths,
7 massage parlors and other places for entertainment or amusement, particularly
8 those which tend to disturb the community or annoy the inhabitants or require the
9 suspension or suppression of the same; or prohibit certain forms of amusement
10 or entertainment in order to protect the social and moral welfare of the
11 community;

12 9. Provide for the impounding of stray animals; regulate the keeping of
13 animals in homes or as part of a business, and the slaughter, sale or disposition
14 of the same; and adopt measures to prevent and penalize cruelty to animals,
15 subject to existing laws, rules and regulations; and

16 10. Regulate the establishment, operation and maintenance of funeral
17 parlors and burial or cremation of the dead, subject to existing laws, rules and
18 regulations;

19 e) Approve ordinances which shall ensure the efficient and effective delivery
20 of basic services and facilities as provided for under the Local Government Code of
21 1991 and, in addition to said services and facilities, shall:

1 1. Establish markets, slaughterhouses or animal corrals and authorize
2 the operation thereof by the city government; and regulate the construction and
3 operation of private markets, *talipapas* or other similar buildings and structures;

4 2. Regulate the preparation and sale of fish, meat, poultry, vegetables,
5 fruits, fresh dairy products and other foodstuffs for public consumption;

6 3. Regulate the use of streets, avenues, alleys, sidewalks, bridges, parks
7 and other public places, and approve the construction, improvement, repair and
8 maintenance of the same; establish bus and vehicle stops and terminals, or
9 regulate the use of the same by privately-owned vehicles which serve the public;
10 regulate garages and the operation of conveyances for hire; designate stands to
11 be occupied by public vehicles when not in use; regulate the putting up of signs,
12 signposts, awnings and awning posts on the streets; and provide for the lighting,
13 cleaning and sprinkling of streets and public places;

14 4. Regulate traffic on all streets and bridges; prohibit encroachment or
15 obstacles thereon and, when necessary in the interest of public welfare,
16 authorize the removal of encroachments and illegal constructions in public
17 places;

18 5. Subject to existing laws and when necessary, establish and provide for
19 the maintenance, repair and operation of an efficient waterworks system to
20 supply water for the inhabitants and to purify the source of the water supply;
21 regulate the construction, maintenance, repair and use of hydrants, pumps,
22 cisterns and reservoirs; protect the purity and quantity of the water supply of the
23 City and, for this purpose, extend the coverage of appropriate ordinances over all

territory within the drainage area of said water supply within one hundred meters (100 m.) of the reservoir, canal, conduit aqueduct, pumping station or watershed used in connection with the water service; and regulate the consumption, use or wastage of water and fix and collect charges therefor;

6. Regulate the drilling and excavation of the ground for the laying of water, gas, sewer and other pipes and the construction, repair and maintenance of public drains, sewers, cesspools, tunnels and similar structures; regulate the placing of poles and the use of crosswalks, curbs and gutters; adopt measures to ensure public safety against open canals, manholes, live wires and other similar hazards to life and property; and regulate the construction and use of private water closets, privies and other similar structures in buildings and homes;

7. Regulate the placing, stringing, attaching, installing, repair and construction of all gas mains, electric telegraph and telephone wires, conduits, meters and other apparatus; and provide for the correction, condemnation or removal of the same when found to be dangerous, defective or otherwise hazardous to the welfare of the inhabitants;

8. Subject to the availability of funds and the existing laws, rules and regulations, establish or maintain, or provide for the operation of a city college, vocational and technical schools and similar post-secondary institutions and, with the approval of the DepED, the Commission on Higher Education or the Technical Education and Skills Development Authority, as the case may be, and subject to existing laws on tuition fees, fix and collect reasonable tuition fees and

1 other school charges in educational institutions supported by the city
2 government;

3 9. Ensure the physical maintenance of educational institutions under the
4 operational control of the City and the provision of books and other capital
5 equipment for the same;

6 10. Establish a scholarship fund for poor but deserving students in schools
7 located within its jurisdiction or for students residing within the City;

8 11. Approve measures and adopt quarantine regulations to prevent the
9 introduction and spread of diseases;

10 12. Provide for an efficient and effective system of solid waste and
11 garbage collection and prohibit littering and the placing or throwing of garbage,
12 refuse and other filth and wastes; and, for this purpose, provide for incentive
13 schemes for industries engaged in the recycling of waste and garbage;

14 13. Provide for the care of disabled persons, paupers, the aged, the sick,
15 persons of unsound mind, abandoned minors, juvenile delinquents, drug
16 dependents, abused children and other needy and disadvantaged persons,
17 particularly children and the youth below eighteen (18) years of age and, subject
18 to the availability of funds, establish and provide for the operation of centers and
19 facilities for the said needy and disadvantaged persons;

20 14. Establish and provide for the maintenance and improvement of jails
21 and detention centers, institute a sound jail management program, including a
22 continuing education and training program for jail personnel assigned or detailed

1 in jails and detention centers within the jurisdiction of the City, and the provision
2 of separate detention centers for women and minors;

3 15. Establish a city council whose purpose is the promotion of culture and
4 the arts, coordinate with government agencies and nongovernmental
5 organizations and, subject to the availability of funds, appropriate funds for the
6 support and development of the same;

7 16. Establish a city council for the elderly which shall formulate policies
8 and adopt measures mutually beneficial to the elderly and to the community;
9 provide incentives for nongovernmental agencies and entities and, subject to the
10 availability of funds, appropriate funds to support programs and projects for the
11 benefit of the elderly; and

12 17. Perform for a social housing fund for the provision of housing for the
13 poor and, for this purpose, may allocate a reasonable amount annually for the
14 acquisition of land and development of the same; and

15 f) Perform such other duties and functions and exercise such powers as
16 provided for under the Local Government Code of 1991, and those that are prescribed
17 by other relevant laws or by ordinance.

18 **ARTICLE V**

19 **Process of Legislation**

20
21 **SEC. 13. *Internal Rules of Procedure.*** – a) On the First Regular Session
22 following the election of its members and, within ninety (90) days thereafter, the
23 Sangguniang Panlungsod shall adopt or update its rules of procedure.

1 b) The rules of procedure shall provide for the following:

2 1. The organization of the Sanggunian and the election of its officers as
3 well as the creation of standing committees which shall include, but shall not be
4 limited to, the Committees On Appropriations, Women And Family, Human
5 Rights, Youth And Sports Development, Environmental Protection And
6 Cooperatives, the general jurisdiction of each committee and the election of the
7 Chairman and members of each committee;

8 2. The order and calendar of business for each session;

9 3. The legislative process;

10 4. The parliamentary procedures, which include the conduct of members
11 during sessions;

12 5. The discipline of members for disorderly behavior and absences
13 without justifiable cause for four (4) consecutive sessions for which they may be
14 censured, reprimanded or excluded from the sessions, suspended for not more
15 than sixty (60) days or expelled: *Provided*, That the penalty of suspension or
16 expulsion shall require the concurrence of at least two-thirds (2/3) vote of all the
17 Sangguniang members: *Provided, further*, That a member convicted by final
18 judgment to imprisonment of at least one (1) year for any crime involving moral
19 turpitude shall be automatically expelled from the Sanggunian; and

20 6. Such other rules as the Sanggunian may adopt.

21 SEC. 14. ***Full Disclosure of Financial and Business Interests of***
22 ***Sangguniang Panlungsod Members.*** – a) Every Sangguniang Panlungsod member
23 shall, upon assumption to office, make a full disclosure of his business and financial

1 interests. He shall also disclose any professional relationship or any relation by affinity
2 or consanguinity within the fourth civil degree, which he may have with any person, firm
3 or entity affected by any ordinance or resolution under consideration by the Sanggunian
4 of which he is a member, which relationship may result in conflict of interests. Such
5 relationship shall include:

6 1. Ownership of stock or capital, or investment in the entity or firm to which
7 the ordinance or resolution may apply; and

8 2. Contracts or agreements with any person or entity which the ordinance or
9 resolution under consideration may affect.

10 In the absence of specific constitutional or statutory provisions applicable to this
11 situation, "*conflict of interest*" refers in general to one where it may be reasonably
12 deduced that a member of a Sanggunian may not act in the public interest due to some
13 private, pecuniary or other personal considerations that may tend to affect his judgment
14 to the prejudice of the service or the public.

15 (b) The disclosure required under this Act shall be made in writing and submitted
16 to the Secretary of the Sanggunian or the Secretary of the committee of which he is a
17 member. The disclosure shall, in all cases, form part of the record of the proceedings
18 and shall be made in the following manner:

19 1. Disclosure shall be made before the member participates in the
20 deliberations on the ordinance or resolution under consideration: *Provided*, That
21 if the member did not participate during the deliberations, the disclosure shall be
22 made before voting on the ordinance or resolution on second and third readings;
23 and

2. Disclosure shall be made when a member takes a position or makes a privilege speech on a matter that may affect the business interest, financial connection or professional relationship described therein.

SEC. 15. **Sessions.** – a) On the first day of the session immediately following the election of its members, the Sangguniang Panlungsod shall, by resolution, fix the day, time and place of its sessions. The minimum number of regular sessions shall be once a week.

b) When the public interest so demands, special sessions may be called by the City Mayor or by a majority of the members of the Sanggunian.

c) All Sanggunian sessions shall be open to the public unless a closed-door session is ordered by an affirmative vote of the majority of the members present, there being a quorum, in the public interest or for reasons of security, decency or morality. No two (2) sessions, regular or special, may be held in a single day.

d) In the case of special sessions of the Sanggunian, a written notice to the members shall be served personally at the member's usual place of residence at least twenty-four (24) hours before the special session is held.

Unless otherwise concurred in by two-thirds (2/3) vote of the Sanggunian members present, there being a quorum, no other matters may be considered at a special session except those stated in the notice.

e) The Sanggunian shall keep a journal and a record of its proceedings which may be published upon a resolution of the Sanggunian panlungsod.

SEC. 16. **Quorum.** – a) A majority of all the members of the Sanggunian who have been elected and qualified shall constitute a quorum to transact official business.

1 Should a question of quorum be raised during a session, the presiding officer shall
2 immediately proceed to call the roll of the members and thereafter announce the result.

3 b) Where there is no quorum, the presiding officer may declare a recess until
4 such time a quorum is constituted, or a majority of the members present may adjourn
5 from day to day and may compel the immediate attendance of any member absent
6 without justifiable cause by designating a member or members of the Sanggunian to be
7 assisted by a member or members of the police force assigned in the territorial
8 jurisdiction of the City of Carmona, to arrest the absent member and present him at the
9 session.

10 c) If there is still no quorum despite the enforcement of the immediately
11 preceding subsection, no business shall be transacted. The presiding officer, upon
12 proper motion and duly approved by the members present, shall then declare the
13 session adjourned for lack of quorum.

14 SEC. 17. **Approval of Ordinances.** – a) Every ordinance enacted by the
15 Sangguniang Panlungsod shall be presented to the City Mayor. If the City Mayor
16 approves the same, he shall affix his signature on each and every page thereof;
17 otherwise, he shall veto it and return the same with his objections to the Sanggunian,
18 which may proceed to reconsider the same. The Sanggunian may override the veto of
19 the City Mayor by two-thirds (2/3) vote of all its members, thereby making the ordinance
20 or resolution effective for all legal intents and purposes.

21 b) The veto shall be communicated by the City Mayor to the Sanggunian within
22 ten (10) days; otherwise, the ordinance shall be deemed approved as if he signed it.

1 SEC. 18. **Veto Power of the City Mayor.** – a) The City Mayor may veto any
2 ordinance of the Sangguniang Panlungsod on the ground that it is *ultra vires* or
3 prejudicial to public welfare, stating his reasons thereof in writing.

4 b) The City Mayor shall have the power to veto any particular item or items of an
5 appropriations ordinance, an ordinance or resolution adopting a local development plan,
6 any public investment program or an ordinance directing the payment of money or
7 creating liability. In such case, the vetoed item or items shall not take effect unless the
8 Sangguniang Panlungsod overrides the veto in the manner herein provided; otherwise,
9 the item or items in the appropriations ordinance of the previous year corresponding to
10 those vetoed, if any, shall be deemed enacted.

11 c) The City Mayor may veto an ordinance or resolution only once. The
12 Sanggunian may override the veto by two-thirds (2/3) vote of all its members, thereby
13 making the ordinance effective even without the approval of the City Mayor.

14 SEC. 19. **Review of City Ordinances by the Sangguniang Panlalawigan.** –

15 a) Within three (3) days after approval, the Secretary of the Sangguniang
16 Panlungsod shall forward to the Sangguniang Panlalawigan for review, copies of
17 approved ordinances and resolutions approving the local development plans and public
18 investment programs formulated by the local development councils.

19 b) Within thirty (30) days after receipt of copies of such ordinances and
20 resolutions, the Sangguniang Panlalawigan shall examine the documents or transmit
21 them to the provincial attorney or the provincial prosecutor for prompt examination. The
22 provincial attorney or the provincial prosecutor shall, within a period of ten (10) days
23 from receipt of the documents, inform the Sangguniang Panlalawigan in writing of his

1 comments or recommendations, which may be considered by the Sangguniang
2 Panlalawigan in making its decision.

3 c) If the Sangguniang Panlalawigan finds that such an ordinance or resolution is
4 beyond the power conferred upon the Sangguniang Panlungsod concerned, it shall
5 declare such ordinance or resolution invalid in whole or in part. The Sangguniang
6 Panlalawigan shall enter its action in the minutes and shall advise the corresponding
7 city authorities of the action it has taken.

8 d) If no action has been taken by the Sangguniang Panlalawigan within thirty
9 (30) days after submission of such an ordinance or resolution, the same shall be
10 presumed consistent with law and therefore valid.

11 **SEC. 20. *Review of Barangay Ordinances by the Sangguniang Panlungsod.***

12 – a) Within ten (10) days after the enactment, the Sangguniang Barangay shall furnish
13 copies of all barangay ordinances to the Sangguniang Panlungsod for review as to
14 whether the ordinance is consistent with law and city ordinances.

15 b) If the Sangguniang Panlungsod fails to take action on barangay ordinances
16 within thirty (30) days from receipt thereof, the same shall be deemed approved.

17 c) If the Sangguniang Panlungsod finds the barangay ordinance inconsistent
18 with law or city ordinances, the Sangguniang Panlungsod shall, within thirty (30) days
19 from receipt thereof, return the same with comments and recommendations to the
20 Sangguniang Barangay concerned for adjustment, amendment or modification; in which
21 case, the effectivity of the barangay ordinance is suspended until such time as the
22 revision called for is effected.

1 SEC. 21. ***Enforcement of Disapproved Ordinances or Resolutions.*** – Any
2 attempt to enforce any ordinance or any resolution approving the local development
3 plan and public investment program after disapproval thereof shall be sufficient ground
4 for the suspension or dismissal of the official or employee concerned.

5 SEC. 22. ***Effectivity of Ordinances or Resolutions.*** – a) Unless otherwise
6 stated in the ordinance or the resolution approving the local development plan and
7 public investment program, the same shall take effect after ten (10) days from the date
8 a copy thereof is posted in a bulletin board at the entrance of the city hall and in at least
9 two (2) other conspicuous places in the City of Carmona.

10 b) The Secretary of the Sangguniang Panlungsod shall cause the posting of an
11 ordinance or resolution in the bulletin board at the entrance of the city hall and in at
12 least two (2) other conspicuous places in the City of Carmona not later than five (5)
13 days after approval thereof. The text of the ordinance or resolution shall be
14 disseminated and posted in Filipino or English and in the language or dialect
15 understood by a majority of the people in the City, and the Secretary of the
16 Sangguniang Panlungsod shall record such fact in a book kept for the purpose, stating
17 the dates of approval and posting.

18 c) The main features of the ordinance or resolution duly enacted or adopted
19 shall, in addition to being posted, be published once in a local newspaper of general
20 circulation within the City: *Provided*, That in the absence thereof, the ordinance or
21 resolution shall be published in any newspaper of general circulation: *Provided, further*,
22 That the gist of all ordinances with penal sanctions shall also be published in a
23 newspaper of general circulation.

1
2 **ARTICLE VI**

3 **Succession for Elective City Officials**

4 **SEC. 23. *Permanent Vacancy in the Offices of the City Mayor and the City***
5 ***Vice Mayor.*** – a) If a permanent vacancy occurs in the office of the City Mayor, the city
6 vice mayor shall become the City Mayor. If a permanent vacancy occurs in the office of
7 the city vice mayor, the highest ranking Sangguniang Panlungsod member, or in case of
8 his permanent incapacity, the second highest ranking Sangguniang Panlungsod
9 member shall become the city vice mayor, as the case may be. Subsequent vacancies
10 in the said office shall be filled in automatically by the other Sanggunian members
11 according to their ranking as defined herein.

12 b) A tie between or among the highest ranking Sangguniang Panlungsod
13 members shall be resolved by drawing of lots.

14 c) The successors as defined herein shall serve only the unexpired terms of their
15 predecessors.

16 For purposes of this Act, a permanent vacancy arises when an elective local
17 official fills in a higher vacant office, refuses to assume office, fails to qualify, dies, is
18 removed from office, voluntarily resigns or is otherwise permanently incapacitated to
19 discharge the function of his office.

20 For purposes of succession as provided for in this Act, ranking in the Sanggunian
21 shall be determined on the basis of the proportion of votes obtained by each winning
22 candidate to the total number of registered voters in the City in the immediately
23 preceding local election.

1 SEC. 24. ***Permanent Vacancies in the Sangguniang Panlungsod. –***

2 Permanent vacancies in the Sangguniang Panlungsod where automatic succession as
3 provided above does not apply shall be filled in by appointments in the following
4 manner:

5 a) The provincial governor shall make the aforesaid appointments;

6 b) Only the nominee of the political party under which the Sanggunian member
7 concerned had been elected shall be appointed in the manner herein provided. The
8 appointee shall come from the same political party as that of the Sanggunian member
9 who caused the vacancy and shall serve the unexpired term of the vacant office.

10 In the appointment herein mentioned, a nomination and a certificate of
11 membership of the appointee from the highest official of the political party concerned
12 are conditions *sine qua non*, and any appointment without such nomination and
13 certification shall be null and void *ab initio* and shall be a ground for administrative
14 action against the official responsible therefor,

15 c) In case the permanent vacancy is caused by a Sanggunian member who
16 does not belong to any political party, the City Mayor shall, upon the recommendation of
17 the Sangguniang Panlungsod, appoint a qualified person to fill in the vacancy; and

18 d) In case of vacancy in the representation of the youth, the barangay and other
19 sectors in the Sangguniang Panlungsod, said vacancy shall be filled in automatically by
20 the official next-in-rank of the organization concerned.

21 SEC. 25. ***Temporary Vacancy in the Office of the City Mayor. –*** a) When the

22 City Mayor is temporarily incapacitated to perform his duties for physical or legal
23 reasons such as, but not limited to, leave of absence, travel abroad and suspension

1 from office, the city vice mayor shall automatically exercise the powers and perform the
2 duties and functions of the City Mayor, except the power to appoint, suspend or dismiss
3 employees which can only be exercised if the period of temporary incapacity exceeds
4 thirty (30) working days.

5 b) Said temporary incapacity shall terminate upon submission to the
6 Sangguniang Panlungsod of written declaration by the City Mayor that he has reported
7 back to office. In case where the temporary incapacity is due to legal cause, the City
8 Mayor shall also submit necessary documents showing the said legal cause no longer
9 exists.

10 c) When the City Mayor is traveling within the country but outside the territorial
11 jurisdiction for a period not exceeding three (3) consecutive days, he may designate in
12 writing the officer-in-charge of his office. Such authorization shall specify the powers
13 and functions that the local official concerned shall exercise in the absence of the City
14 Mayor, except the power to appoint, suspend or dismiss employees.

15 d) In the event, however, that the City Mayor fails or refuses to issue such
16 authorization, the city vice mayor or the highest ranking Sangguniang Panlungsod
17 member, as the case may be, shall have the right to assume the powers, duties and
18 functions of the said office on the fourth (4th) day of absence of the City Mayor subject to
19 the limitations provided in subsection (c) hereof.

20 e) Except as provided above, the City Mayor shall, in no case, authorize any
21 local official to assume the powers, duties and functions of the office other than the city
22 vice mayor or the highest ranking Sangguniang Panlungsod member, as the case may
23 be.

1
2 **ARTICLE VII**
3

4 **THE APPOINTIVE OFFICIALS OF THE CITY;**
5 **THEIR QUALIFICATIONS, POWERS AND DUTIES**
6

7 **SEC. 26. *The Secretary to the Sangguniang Panlungsod.* –**

8 a) There shall be a Secretary to the Sangguniang Panlungsod who shall be a
9 career official with the rank and salary equal to a head of a department or office who
10 shall be appointed by the City Mayor with the concurrence of a majority of all
11 Sangguniang Panlungsod members, subject to civil service law, rules and regulations.

12 b) No person shall be appointed Secretary to the Sangguniang Panlungsod
13 unless he is a citizen of the Philippines, a resident of the City, of good moral character,
14 preferably, a holder of a master's degree in law, commerce or public administration
15 from a recognized college or university and a first grade civil service eligible or its
16 equivalent.

17 c) The Secretary to the Sangguniang Panlungsod shall receive such
18 compensation, emoluments and allowances as may be determined by law.

19 d) The Secretary to the Sanggunian shall take charge of the office of the
20 Sangguniang Panlungsod, and shall:

21 1. Attend meetings of the Sangguniang Panlungsod and keep a journal
22 of its proceedings;

23 2. Keep the seal of the City and affix the same with his signature to all
24 ordinances, resolutions and other official acts of the Sangguniang Panlungsod
25 and present the same to the presiding officer for his signature;

1 3. Forward to the City Mayor for approval copies of ordinances enacted
2 by the Sangguniang Panlungsod, duly certified by the presiding officer;

3 4. Forward to the Sangguniang Panlalawigan copies of duly approved
4 ordinances in the manner as provided in Section 56 under Book I of the Local
5 Government Code of 1991;

6 5. Furnish, upon request of any interested party, certified copies of
7 records of public character in his custody, upon payment to the City Treasurer of
8 such fees as may be prescribed by ordinance;

9 6. Record in a book kept for the purpose, all ordinances and resolutions
10 enacted or adopted by the Sangguniang Panlungsod, with the dates of passage
11 and publication thereof;

12 7. Keep his office and all nonconfidential records therein open to the
13 public during usual business hours;

14 8. Translate into the dialect used by a majority of the inhabitants all
15 ordinances and resolutions immediately after their approval and cause the
16 publication of the same together with the original version in the manner provided
17 for under the Local Government Code of 1991;

18 9. Take custody of the local archives and, where applicable, the local
19 library and annually account for the same;

20 10. Perform such other duties and functions and exercise such other
21 powers as provided for under the Local Government Code of 1991, and those
22 that are prescribed by other relevant laws or by ordinance.

1 SEC. 27. **The City Treasurer.** – a) The City Treasurer shall be appointed by
2 the Secretary of Finance from a list of at least three (3) ranking eligible recommendees
3 of the City Mayor, subject to civil service law, rules and regulations.

4 b) The City Treasurer shall be under the administrative supervision of the City
5 Mayor, to whom he shall report regularly on the tax collection efforts of the City.

6 c) No person shall be appointed City Treasurer unless he is a citizen of the
7 Philippines, a resident of the City, of good moral character, a holder of a college degree
8 preferably in commerce, public administration or law from a recognized college or
9 university and a first grade civil service eligible or its equivalent. He must have acquired
10 experience in treasury or accounting service for at least five (5) years.

11 d) The City Treasurer shall receive such compensation, emoluments and
12 allowances as may be determined by law.

13 e) The City Treasurer shall take charge of the city treasury office, and shall:

14 1. Advise the City Mayor, the Sangguniang Panlungsod and other local
15 government and national officials concerned regarding disposition of local
16 government funds and on such other matters relative to public finance,

17 2. Take custody and exercise proper management of the funds of the
18 City;

19 3. Take charge of the disbursement of all funds of the City and other
20 funds, the custody of which may be entrusted to him by law or other competent
21 authority;

1 4. Inspect private commercial and industrial establishments within the
2 jurisdiction of the City in relation to the implementation of tax ordinances,
3 pursuant to the provisions of the Local Government Code of 1991;

4 5. Maintain and update the tax information system of the City; and

5 6. Perform such other duties and functions and exercise such other
6 powers as provided for under the Local Government Code of 1991, and those
7 that are prescribed by law or ordinance.

8 SEC. 28. ***The Assistant City Treasurer.*** – a) The Assistant City Treasurer may
9 be appointed by the Secretary of Finance from a list of at least three (3) ranking eligible
10 recommendees of the City Mayor, subject to civil service law, rules and regulations.

11 b) No person shall be appointed Assistant City Treasurer unless he is a citizen
12 of the Philippines, a resident of the City, of good moral character, a holder of a degree
13 preferably in commerce, public administration or law from a recognized college or
14 university and a first grade civil service eligible or its equivalent. He must have acquired
15 at least three (3) years experience in treasury or accounting.

16 c) The Assistant City Treasurer shall receive such other compensation,
17 emoluments and allowances as may be determined by law.

18 d) The Assistant City Treasurer shall assist the City Treasurer and perform
19 such other duties as the latter may assign to him. He shall have authority to administer
20 oaths concerning notices and notifications to those delinquent in the payment of the real
21 property tax and concerning official matters relating to the accounts of the City
22 Treasurer or otherwise arising from the offices of the City Treasurer and the City
23 Assessor.

1 SEC. 29. ***The City Assessor.*** – a) The City Assessor must be a citizen of the

2 Philippines, a resident of the City, of good moral character, a holder of a college degree
3 preferably in civil or mechanical engineering, commerce or any other related course
4 from a recognized college or university and a first grade civil service eligible or its
5 equivalent. He must have acquired experience on real property assessment work or in
6 any related field for at least five (5) years immediately preceding the date of his
7 appointment.

8 b) The City Assessor shall receive such compensation, emoluments and
9 allowances as may be determined by law.

10 c) The City Assessor shall take charge of the City Assessor's office, and shall:

11 1. Ensure that all laws and policies governing the appraisal and
12 assessment of real properties for taxation purposes are properly executed;

13 2. Initiate, review and recommend changes in policies and objectives,
14 plans and programs, techniques, procedures and practices in the evaluation and
15 assessment of real properties for taxation purposes;

16 3. Establish a systematic method of real property assessment;

17 4. Install and maintain real property identification and accounting
18 systems;

19 5. Prepare, install and maintain a system of tax mapping, showing
20 graphically all properties subject to assessment and gather all data concerning
21 the same;

22 6. Conduct frequent physical surveys to verify and determine whether
23 all real properties within the City are properly listed in the assessment rolls;

1 7. Exercise the functions of appraisal and assessments primarily for
2 taxation purposes of all real properties in the City;

3 8. Prepare a schedule of the fair market value of the different classes of
4 real properties in accordance with the provisions of the Local Government Code
5 of 1991;

6 9. Issue, upon request of any interested party, certified copies of
7 assessment upon payment of a service charge or fee to the City Treasurer;

8 10. Submit every semester a report of all assessments as well as
9 cancellations and modifications of assessments to the City Mayor and the
10 Sangguniang Panlungsod; and

11 11. Perform such other duties and functions and exercise such other
12 powers as provided for under the Local Government Code of 1991, and those
13 that are prescribed by law or ordinance.

14 SEC. 30. ***The Assistant City Assessor.*** – a) The Assistant City Assessor must
15 be a citizen of the Philippines, a resident of the City, of good moral character, a holder
16 of a college degree preferably in civil or mechanical engineering, commerce or any
17 related course from a recognized college or university and a first grade civil service
18 eligible or its equivalent. He must have acquired experience in assessment or in any
19 related field for at least three (3) years immediately preceding the date of his
20 appointment.

21 b) The Assistant City Assessor shall receive such compensation, emoluments
22 and allowances as may be determined by law.

1 c) The Assistant City Assessor shall assist the City Assessor and perform such
2 other duties as the latter may assign to him. He shall have authority to administer oaths
3 on all declarations of real property for purposes of assessment.

4 SEC. 31. **The City Accountant.** – a) The City Accountant must be a citizen of
5 the Philippines, a resident of the City, of good moral character and a certified public
6 accountant. He must have acquired experience in the treasury or accounting services
7 for at least five (5) years immediately preceding the date of his appointment.

8 b) The City Accountant shall receive such compensation, emoluments and
9 allowances as may be determined by law.

10 c) The City Accountant shall take charge of both the office of the accounting
11 and internal audit services, and shall:

- 12 1. Install and maintain an internal audit system in the City;
- 13 2. Prepare and submit financial statements to the City Mayor and to the
14 Sangguniang Panlungsod;
- 15 3. Apprise the Sangguniang Panlungsod and other officials on the
16 financial condition and operation of the City;
- 17 4. Certify to the availability of budgetary allotment from which
18 expenditures and obligations may be properly charged;
- 19 5. Review supporting documents before the preparation of vouchers to
20 determine the completeness of requirements;
- 21 6. Prepare statements of cash advances, liquidations, salaries,
22 allowances, reimbursements and remittances pertaining to the City;

1 7. Prepare statements of journal vouchers and liquidations of the same
2 and other adjustments related thereto;

3 8. Post individual disbursements to the subsidiary ledger and index
4 cards;

5 9. Maintain individual ledgers for officials and employees of the City
6 pertaining to payrolls and deductions;

7 10. Record and post in index cards details of purchased furniture, fixtures
8 and equipment, including disposal thereof, if any;

9 11. Account for all issued requests for obligations and maintain and keep
10 all records and reports related thereto;

11 12. Prepare journals and the analysis of obligations and maintain and
12 keep all records and reports related thereto; and

13 13. Perform such other duties and functions and exercise such other
14 powers as provided for under the Local Government Code of 1991, and those
15 that are prescribed by law or ordinance.

16 SEC. 32. **The City Engineer.** – a) The City Engineer must be a citizen of the
17 Philippines, a resident of the City, of good moral character and a licensed civil engineer.
18 He must have acquired experience in the practice of his profession for at least five (5)
19 years immediately preceding the date of his appointment.

20 b) The City Engineer shall receive such compensation, emoluments and
21 allowances as may be determined by law.

22 c) The City Engineer shall take charge of the city engineering office, and shall:

1 1. Initiate, review and recommend changes in policies and objectives,
2 plans and programs, techniques, procedures and practices in infrastructure
3 development and public works, in general, of the City;

4 2. Advise the City Mayor on infrastructure, public works and other
5 engineering matters;

6 3. Administer, coordinate, supervise and control the construction,
7 maintenance, improvement and repair of roads, bridges, other engineering and
8 public works projects of the City;

9 4. Provide engineering services to the City, including investigations and
10 surveys, engineering designs, feasibility studies and project management; and

11 5. Perform such other duties and functions and exercise such other
12 powers as provided for under the Local Government Code of 1991, and those
13 that are prescribed by law or ordinance.

14 SEC. 33. ***The Assistant City Engineer.*** – a) The Assistant City Engineer must
15 be a citizen of the Philippines, a resident of the City, of good moral character, a holder
16 of a college degree preferably in civil or mechanical engineering, commerce or any
17 related course from a recognized college or university and a first grade civil service
18 eligible or its equivalent. He must have acquired experience in assessment or in any
19 related field for at least three (3) years immediately preceding the date of his
20 appointment.

21 b) The Assistant City Engineer shall assist the city engineer and perform such
22 other duties as the latter may assign to him.

1 c) The Assistant City Engineer shall receive such compensation, emoluments
2 and allowances as may be determined by law.

3 SEC. 34. **The City Architect.** – a) The city architect must be a citizen of the
4 Philippines, a resident of the City, of good moral character and a duly licensed architect.
5 He must have practiced his profession for at least five (5) years immediately preceding
6 the date of his appointment.

7 b) The city architect shall receive such compensation, emoluments and
8 allowances as may be determined by law,

9 c) The city architect shall take charge of the office of the architectural planning
10 and design, and shall:

11 1. Formulate measures for the consideration of the Sangguniang
12 Panlungsod and provide technical assistance and support to the City Mayor in
13 carrying out measures to ensure the delivery of basic services and the provision
14 of adequate facilities relative to architectural planning and design;

15 2. Develop plans and strategies and, upon approval thereof by the City
16 Mayor, implement the same, particularly those which have to do with
17 architectural planning and design programs and projects which the City Mayor is
18 empowered to implement and which the Sangguniang Panlungsod is empowered
19 to provide for under the Local Government Code of 1991;

20 3. In addition to the foregoing duties and functions, the city architect
21 shall:

22 (i) Prepare and recommend, for consideration of the
23 Sanggunian, the architectural plan and design for the City or a part

1 thereof, including the renewal of slums and blighted areas, land
2 reclamation activities, the greening of land and appropriate planning
3 of marine and foreshore areas;

4 (ii) Review and recommend for appropriate action of the
5 Sanggunian or the mayor, as the case may be, the architectural
6 plans and designs submitted by governmental and nongovernmental
7 entities or individuals particularly those for undeveloped,
8 underdeveloped and poorly-designed areas; and

9 (iii) Coordinate with government, nongovernment entities and
10 individuals involved in the aesthetics and the maximum utilization of
11 the land and water within the jurisdiction of the City, compatible with
12 environmental integrity and ecological balance;

13 4. Be in the frontline of the delivery of services involving architectural
14 planning and design, particularly those related to the redesigning of spatial
15 distribution of basic facilities and physical structures during and in the aftermath
16 of man-made and natural disasters or calamities;

17 5. Recommend to the Sangguniang Panlungsod and advise the City
18 Mayor on all matters relative to architectural planning and design as it relates to
19 the total socioeconomic development of the City; and

20 6. Perform such other duties and functions and exercise such other
21 powers as provided for under the Local Government Code of 1991, and those
22 that are prescribed by law or ordinance.

1 SEC. 35. ***The City Budget Officer.*** – a) The city budget officer must be a
2 citizen of the Philippines, a resident of the City, of good moral character, a holder of a
3 college degree preferably in accounting, economics, public administration or any related
4 course from a recognized college or university and a first grade civil service eligible or
5 its equivalent. He must have acquired experience in government budgeting or in any
6 related field for at least five (5) years immediately preceding the date of his
7 appointment.

8 b) The city budget officer shall receive such compensation, emoluments and
9 allowances as may be determined by law.

10 c) The city budget officer shall take charge of the city budget office, and shall:

11 1. Prepare forms, orders and circulars embodying instructions on
12 budgetary and appropriation matters for the signature of the City Mayor;

13 2. Review and consolidate the budget proposals of different departments
14 and offices of the City;

15 3. Assist the City Mayor in the preparation of the proposed legislation and
16 submit comments and recommendations thereon;

17 4. Study and evaluate budgetary implementation of proposed legislation
18 and submit comments and recommendations thereon;

19 5. Submit periodic budgetary reports to the Department of Budget and
20 Management;

21 6. Coordinate with the City Treasurer, the city accountant and the city
22 planning and development officer for the purpose of budgeting;

1 7. Assist the Sangguniang Panlungsod in reviewing the approved budgets
2 of component barangays;

3 8. Coordinate with the city planning and development officer in the
4 formulation of the development plan of the City; and

5 9. Perform such other duties and functions and exercise such other
6 powers as provided for under the Local Government Code of 1991, and those
7 that are prescribed by law or ordinance.

8 **SEC. 36. *The City Planning and Development Officer.*** -- a) The City Planning
9 And Development Officer must be a citizen of the Philippines, a resident of the City, of
10 good moral character, a holder of a college degree preferably in urban planning,
11 development studies, economics, public administration or any related course from a
12 recognized college or university and a first grade civil service eligible or its equivalent.
13 He must have acquired experience in development planning or in any related field for at
14 least five (5) years immediately preceding the date of his appointment.

15 b) The City Planning And Development Officer shall receive such
16 compensation, emoluments and allowances as may be determined by law.

17 c) The City Planning And Development Officer shall take charge of the city
18 planning and development coordinating office, and shall:

19 1. Formulate integrated economic, social, physical and other development
20 plans and policies for the consideration of the City;

21 2. Conduct continuing studies, researches and training programs
22 necessary to evolve plans and programs for implementation;

1 3. Integrate and coordinate all sectoral plans and studies undertaken by
2 the different functional groups or agencies;

3 4. Monitor and evaluate the implementation of the different development
4 programs, projects and activities in the City in accordance with the approved
5 development plan;

6 5. Prepare comprehensive plans and other development planning
7 documents for the consideration of the local development council;

8 6. Analyze the income and expenditure patterns, and formulate and
9 recommend fiscal plans and policies for the consideration of the finance
10 committee of the City as provided for under the Local Government Code of 1991;

11 7. Promote people's participation in development planning within the City;

12 8. Exercise supervision and control over the secretariat of the local
13 development council; and

14 9. Perform such other duties and functions and exercise such other
15 powers as provided for under the Local Government Code of 1991, and those
16 that are prescribed by law or ordinance.

17 SEC. 37. ***The City Health Officer.*** – a) The City Health Officer must be a
18 citizen of the Philippines, a resident of the City, of good moral character and a licensed
19 medical practitioner. He must have acquired experience in the practice of his
20 profession for at least five (5) years immediately preceding the date of his appointment.

21 b) The City Health Officer shall receive such compensation, emoluments and
22 allowances as may be determined by law.

1 c) The City Health Officer shall take charge of the office of the city health
2 services, and shall:

3 1. Supervise the personnel and staff of the said office, formulate program
4 implementation guidelines, and rules and regulations for the operation of the said
5 office for the approval of the City Mayor in order to assist him in the efficient,
6 effective and economical implementation of health services programs geared to
7 implement health-related projects and activities;

8 2. Formulate measures for the consideration of the Sangguniang
9 Panlungsod and provide technical assistance and support to the City Mayor in
10 carrying out activities to ensure the delivery of basic services and the provision of
11 adequate facilities relative to health services provided for under Section 17 of the
12 Local Government Code of 1991;

13 3. Develop plans and strategies and, upon approval thereof by the City
14 Mayor, implement the same, particularly those which have to do with health
15 programs and projects which the City Mayor is empowered to implement and
16 which the Sangguniang Panlungsod is empowered to provide for under the Local
17 Government Code of 1991;

18 4. In addition to the foregoing duties and functions, the city health officer
19 shall:

20 (i) Formulate and implement policies, plans and projects to
21 promote the health of the people in the City;

22 (ii) Advise the City Mayor and the Sangguniang Panlungsod on
23 matters pertaining to health;

1 (iii) Execute and enforce all laws, ordinances and regulations
2 relating to health;

3 (iv) Recommend to the Sangguniang Panlungsod, through the
4 local health board, the passage of such ordinance as he may deem
5 necessary for the preservation of public health;

6 (v) Recommend the prosecution of any violation of sanitary
7 laws, ordinances or regulations;

8 (vi) Direct the sanitary inspection of all business
9 establishments selling food items or providing accommodation, such
10 as hotels, motels, lodging houses and the like, in accordance with the
11 Sanitation Code;

12 (vii) Conduct health information campaigns and render health
13 intelligence services; and

14 (viii) Coordinate with other government agencies and
15 nongovernment organizations involved in the promotion and delivery
16 of health services;

17 5. Be in the frontline of the delivery of health services, particularly during
18 and in the aftermath of man-made and natural disasters or calamities; and

19 6. Perform such other duties and functions and exercise such other
20 powers as provided for under the Local Government Code of 1991, and those
21 that are prescribed by law or ordinance.

22 SEC. 38. **The Assistant City Health Officer.** – a) The Assistant City Health
23 Officer must be a citizen of the Philippines, a resident of the City, of good moral

1 character and a licensed medical practitioner. He must have acquired experience in
2 assessment or in any related field for at least three (3) years immediately preceding the
3 date of his appointment.

4 b) The Assistant City Health Officer shall assist the City Health Officer and
5 perform such other duties as the latter may assign to him.

6 c) The Assistant City Health Officer shall receive a minimum monthly
7 compensation equivalent to Salary Grade Twenty-four (24) as prescribed under the
8 Salary Standardization Law and the implementing guidelines issued pursuant thereto,
9 and such other compensation, emoluments and allowances as may be determined by
10 law.

11 SEC. 39. ***The City Civil Registrar.*** – a) The City Civil Registrar must be a
12 citizen of the Philippines, a resident of the City, of good moral character, a holder of a
13 college degree from a recognized college or university and a first grade civil service
14 eligible or its equivalent. He must have acquired experience in civil registry work for at
15 least five (5) years immediately preceding the date of his appointment.

16 b) The City Civil Registrar shall receive such compensation, emoluments and
17 allowances as may be determined by law.

18 c) The City Civil Registrar shall be responsible for the civil registration program
19 in the City of Carmona pursuant to the Civil Registry Law, the Civil Code and other
20 pertinent laws, rules and regulations issued to implement them.

21 d) The City Civil Registrar shall take charge of the office of the city civil
22 registrar, and shall:

1 1. Develop plans and strategies and, upon approval thereof by the
2 City Mayor, implement the same, particularly those which have to do with the
3 management and administration-related programs and projects which the City
4 Mayor is empowered to implement and which the Sangguniang Panlungsod is
5 empowered to provide for under the Local Government Code of 1991;

6 2. In addition to the foregoing duties and functions, the city civil registrar
7 shall:

8 (i) Accept all registrable documents and judicial decrees
9 affecting the civil status of persons;

10 (ii) File, keep and preserve in a secure place the books
11 required by law;

12 (iii) Transcribe and enter immediately upon receipt all
13 registrable documents and judicial decrees affecting the civil status of
14 persons in the appropriate civil registry books;

15 (iv) Transmit to the Office of the Civil Registrar-General within
16 the prescribed period duplicate copies of registered documents
17 required by law;

18 (v) Issue certified transcript or copies of any certificate or
19 registered document upon payment of the required fees to the
20 treasurer;

21 (vi) Receive applications for the issuance of a marriage
22 license and after determining that the requirements and supporting
23 certificates and publication thereof for the prescribed period have

1 been complied with, issue the license upon payment of the
2 authorized fee to the treasurer; and

3 (vii) Coordinate with the National Statistics Office in
4 conducting educational campaigns for vital registration and assist in
5 the preparation of demographic and other statistics for the City of
6 Carmona; and

7 3. Perform such other duties and functions and exercise such other
8 powers as provided for under the Local Government Code of 1991, and those
9 that are prescribed by law or ordinance.

10 SEC. 40. ***The Assistant City Civil Registrar.*** – a) The Assistant City Civil
11 Registrar must be a citizen of the Philippines, a resident of the City, of good moral
12 character and a holder of a college degree from a recognized college or university and a
13 first grade civil service eligible or its equivalent. He must have acquired experience in
14 civil registry work or in any related field for at least three (3) years immediately
15 preceding the date of his appointment.

16 b) The Assistant City Civil Registrar shall assist the City Civil Registrar and
17 perform such other duties as the latter may assign to him.

18 c) The Assistant City Civil Registrar shall receive such compensation,
19 emoluments and allowances as may be determined by law.

20 SEC. 41. ***The City Administrator.*** – a) The City Administrator must be a citizen
21 of the Philippines, a resident of the City, of good moral character, a holder of a college
22 degree preferably in public administration, law or in any other related course from a
23 recognized college or university and a first grade civil service eligible or its equivalent.

1 He must have acquired experience in management and administrative work for at least
2 five (5) years immediately preceding the date of his appointment.

3 b) The term of the City Administrator is coterminus with that of his appointing
4 authority.

5 c) The City Administrator shall receive such compensation, emoluments and
6 allowances as may be determined by law.

7 d) The City Administrator shall take charge of the City Administrator's Office,
8 and shall:

9 1. Develop plans and strategies and, upon approval thereof by the City
10 Mayor, implement the same, particularly those which have to do with the
11 management and administration-related programs and projects which the City
12 Mayor is empowered to implement and which the Sangguniang Panlungsod is
13 empowered to provide for under the Local Government Code of 1991;

14 2. In addition to the foregoing duties and functions, the City Administrator
15 shall assist in the coordination of the work of all the officials of the City under the
16 supervision, direction and control of the City Mayor and, for this purpose, he may
17 convene the chiefs of offices and other officials of the City;

18 3. Be in the frontline of the delivery of administrative support services,
19 particularly those related to the situations during and in the aftermath of man-
20 made and natural disasters or calamities;

21 4. Recommend to the Sangguniang Panlungsod and advise the City
22 Mayor on all matters relative to the management and administration of the City;
23 and

1 5. Perform such other duties and functions and exercise such other
2 powers as provided for under the Local Government Code of 1991, and those
3 that are prescribed by law or ordinance.

4 SEC. 42. ***The City Legal Officer.*** – a) The City Legal Officer must be a citizen
5 of the Philippines, a resident of the City, of good moral character and a member of the
6 Philippine Bar. He must have practiced his profession for at least five (5) years
7 immediately preceding the date of his appointment.

8 b) The term of the city legal officer shall be coterminus with that of his
9 appointing authority.

10 c) The City Legal Officer shall receive such compensation, emoluments and
11 allowances as may be determined by law.

12 d) The City Legal Officer, the Chief Legal Counsel of the City, shall take charge
13 of the office of the city legal service, and shall:

14 1. Formulate measures for the consideration of the Sangguniang
15 Panlungsod and provide legal assistance and support to the City Mayor in
16 carrying out the delivery of basic services and the provision of adequate facilities;

17 2. Develop plans and strategies and, upon approval thereof by the City
18 Mayor, implement the same, particularly those which have to do with programs
19 and projects related to legal services which the City Mayor is empowered to
20 implement and which the Sangguniang Panlungsod is empowered to provide for
21 under the Local Government Code of 1991;

22 3. In addition to the foregoing duties and functions, the City Legal Officer
23 shall:

1 (i) Represent the City in all civil actions and special
2 proceedings wherein the City or any official thereof, in his official
3 capacity, is a party: *Provided*, That, in actions or proceedings where
4 the City is a party adverse to the provincial government or to another
5 component city or municipality, a special legal officer may be
6 employed to represent the adverse party;

7 (ii) When required by the City Mayor or Sanggunian, draft
8 ordinances, contracts, bonds, leases and other instruments involving
9 any instruments already drawn;

10 (iii) Render his opinion in writing on any question of law when
11 requested to do so by the City Mayor or Sanggunian;

12 (iv) Investigate or cause to be investigated any local official or
13 employee for administrative neglect or misconduct in office and
14 recommend the appropriate action to the City Mayor or Sanggunian,
15 as the case may be;

16 (v) Investigate or cause to be investigated any person, firm or
17 corporation holding any franchise or exercising any public privilege
18 for failure to comply with any term or condition in the grant of such
19 franchise or privilege, and recommend appropriate action to the City
20 Mayor or Sangguniang Panlungsod, as the case may be;

21 (vi) When directed by the City Mayor or Sanggunian, initiate
22 and prosecute, in the interest of the City, any civil action on any

1 bond, lease or other contract upon any breach or violation thereof;
2 and

3 (vii) Review and submit recommendations on ordinances
4 approved and executive orders issued by component units;

5 4. Recommend measures to the Sangguniang Panlungsod and advise
6 the City Mayor on all matters related to upholding the rule of law;

7 5. Be in the frontline of protecting human rights and prosecuting any
8 violations thereof, particularly those which occur during and in the aftermath of
9 man-made and natural disasters or calamities; and

10 6. Perform such other duties and functions and exercise such other
11 powers as provided for under the Local Government Code of 1991, and those
12 that are prescribed by law or ordinance.

13 SEC. 43. ***The City Social Welfare and Development Officer.*** – a) The City
14 Social Welfare And Development Officer must be a citizen of the Philippines, a resident
15 of the City, of good moral character, a duly licensed social worker or a holder of a
16 college degree preferably in sociology or any other related course from a recognized
17 college or university and a first grade civil service eligible or its equivalent. He must
18 have acquired experience in the practice of social work for at least five (5) years
19 immediately preceding the date of his appointment.

20 b) The City Social Welfare And Development Officer shall receive such
21 compensation, emoluments and allowances as may be determined by law.

22 c) The City Social Welfare And Development Officer shall take charge of the
23 office of social welfare and development, and shall:

1 1. Formulate measures for the approval of the Sangguniang Panlungsod
2 and provide technical assistance and support to the City Mayor in carrying out
3 measures to ensure the delivery of basic services and the provision of adequate
4 facilities relative to social welfare and development services;

5 2. Develop plans and strategies and, upon approval thereof by the City
6 Mayor, implement the same, particularly those which have to do with social
7 welfare programs and projects which the City Mayor is empowered to implement
8 and which the Sangguniang Panlungsod is empowered to provide for under the
9 Local Government Code of 1991;

10 3. In addition to the foregoing duties and functions, the City Social
11 Welfare And Development Officer shall:

12 (i) Identify the basic needs of the needy, the disadvantaged and
13 the impoverished and develop and implement appropriate measures to
14 alleviate their problems and improve their living conditions;

15 (ii) Provide relief and appropriate crisis intervention for victims of
16 abuse and exploitation and recommend appropriate measures to deter
17 further abuse and exploitation;

18 (iii) Assist the City Mayor in implementing the barangay level
19 program for the total development and protection of children up to six
20 (6) years of age;

21 (iv) Facilitate the implementation of welfare programs for the
22 differently-abled, elderly and victims of drug addition, the rehabilitation
23 of prisoners and parolees, the prevention of juvenile delinquency and

1 such other activities which would eliminate or minimize the ill-effects of
2 poverty;

3 (v) Initiate and support youth welfare program that will enhance
4 the role of the youth in nation-building; and

5 (vi) Coordinate with government agencies and
6 nongovernmental organizations which have for their purpose the
7 promotion and protection of all the needy, disadvantaged,
8 underprivileged or impoverished groups or individuals, particularly
9 those identified to be vulnerable and high-risk to exploitation, abuse
10 and neglect;

11 4. Be in the frontline of the delivery of services particularly those which
12 have to do with the immediate relief and assistance during and in the aftermath
13 of man-made and natural disasters or calamities;

14 5. Recommend to the Sangguniang Panlungsod and advise the City
15 Mayor on all other matters related to social welfare and development services
16 which will improve the livelihood and living conditions of the inhabitants; and

17 6. Perform such other duties and functions and exercise such other
18 powers as provided for under the Local Government Code of 1991, and those
19 that are prescribed by law or ordinance.

20 SEC. 44. **The City Veterinarian.** – a) The City Veterinarian must be a citizen of
21 the Philippines, a resident of the City, of good moral character and a licensed doctor of
22 veterinary medicine. He must have practiced his profession for at least three (3) years
23 immediately preceding the date of his appointment.

b) The City Veterinarian shall receive such compensation, emoluments and allowances as may be determined by law.

c) The City Veterinarian shall take charge of the office of veterinary services, and shall:

1. Formulate measures for consideration of the Sangguniang Panlungsod and provide technical assistance and support to the City Mayor in carrying out measures to ensure the delivery of basic services and the provision of adequate facilities;

2. Develop plans and strategies and, upon approval thereof by the City Mayor, implement the same, particularly those which have to do with veterinary-related activities which the City Mayor is empowered to implement and which the Sangguniang Panlungsod is empowered to provide for under the Local Government Code of 1991;

3. In addition to the foregoing duties and functions, the City Veterinarian shall:

- (i) Advise the City Mayor on all matters pertaining to the slaughter of animals for human consumption and the regulation of slaughterhouses;

- (ii) Regulate the keeping of domestic animals;

- (iii) Regulate and inspect poultry, milk and dairy products for public consumption;

- (iv) Enforce all laws and regulations for the prevention of cruelty to animals; and

1 (v) Take the necessary measures to eradicate, prevent or cure
2 all forms of animal diseases;

3 4. Be in the frontline of veterinary-related activities, such as the
4 outbreak of highly contagious and deadly diseases and in situations resulting in
5 the depletion of animals for work and for human consumption, particularly those
6 arising from and in the aftermath of man-made and natural disasters or
7 calamities;

8 5. Recommend to the Sangguniang Panlungsod and advise the City
9 Mayor on all matters relative to veterinary services which will increase the
10 number and improve the quality of livestock, poultry and other domestic animals
11 used for work or for human consumption; and

12 6. Perform such other duties and functions and exercise such other
13 powers as provided for under the Local Government Code of 1991, and those
14 that are prescribed by law or ordinance.

15 SEC. 45. ***The City General Services Officer.*** – a) The City General Services
16 Officer must be a citizen of the Philippines, a resident of the City, of good moral
17 character, a holder of a college degree in public administration, business administration
18 or management from a recognized college or university and a first grade civil service
19 eligible or its equivalent. He must have acquired experience in general services,
20 including management of supply, solid waste disposal and general sanitation for at least
21 five (5) years immediately preceding the date of his appointment.

22 b) The City General Services Officer shall receive such compensation,
23 emoluments and allowances as may be determined by law.

1 c) The City General Services Officer shall take charge of the Office Of The
2 General Services, and shall:

3 1. Formulate measures for the consideration of the Sangguniang
4 Panlungsod and provide technical assistance and support to the City Mayor in
5 carrying out measures to ensure the delivery of basic services and the provision
6 of adequate facilities which require general services expertise and technical
7 support services;

8 2. Develop plans and strategies and, upon approval thereof by the
9 City Mayor, implement the same, particularly those which have to do with the
10 general services supportive of the welfare of the inhabitants of the City which the
11 City Mayor is empowered to implement and which the Sangguniang Panlungsod
12 is empowered to provide for under the Local Government Code of 1991;

13 3. In addition to the foregoing duties and functions, the city general
14 services officer shall:

15 (i) Take custody of and be accountable for all properties, real
16 or personal, owned by the City and those granted to it in the form of
17 donation, reparation, assistance and counterpart of joint projects;

18 (ii) With the approval of the City Mayor, assign building or
19 land space to local officials or other public officials which, by law, are
20 entitled to space;

21 (iii) Recommend to the City Mayor the reasonable rental rates
22 for local government properties, whether real or personal, which will
23 be leased to public or private entities, owned by the City;

1 (iv) Recommend to the City Mayor reasonable rental rates for
2 private properties which may be leased for the official use of the City;

3 (v) Maintain and supervise janitorial, security, landscaping
4 and other related services in all local government public buildings
5 and other real property, whether owned or leased by the City;

6 (vi) Collate and disseminate information regarding prices,
7 shipping and other costs of supplies and other items commonly used
8 by the City;

9 (vii) Perform archival and record management with respect to
10 records of offices and development of the City; and

11 (viii) Perform all other functions pertaining to supply and
12 property management and enforce policies on records creation,
13 maintenance and disposal;

14 4. Be in the frontline of general services-related activities, such as the
15 possible and imminent destruction or damage to records, supplies, properties
16 and structure materials or debris particularly during and in the aftermath of man-
17 made and natural disasters or calamities;

18 5. Recommend to the Sangguniang Panlungsod and advise the City
19 Mayor on all matters relative to general services; and

20 6. Perform such other duties and functions and exercise such other
21 powers as provided for under the Local Government Code of 1991, and those
22 that are prescribed by law or ordinance.

1 SEC. 46. ***The City Information Officer.*** – a) The City Information Officer must
2 be a citizen of the Philippines, a resident of the City, of good moral character, a holder
3 of a college degree preferably in journalism or mass communications or any related
4 course from a recognized college or university and a first grade civil service eligible or
5 its equivalent. He must have acquired experience in writing articles and research
6 papers or writing for print, television, broadcast and other forms of mass media for at
7 least five (5) years immediately preceding the date of his appointment.

8 b) The City Information Officer shall receive such compensation, emoluments
9 and allowances as may be determined by law.

10 c) The City Information Officer shall take charge of the office on public
11 information, and shall:

12 1. Formulate measures for the consideration of the Sangguniang
13 Panlungsod and provide technical assistance and support to the City Mayor in
14 providing the information and research data required for the delivery of basic
15 services and the provision of adequate facilities so that the public becomes
16 aware of said services and may fully avail of the same;

17 2. Develop plans and strategies and, upon approval thereof by the
18 City Mayor, implement the same, particularly those which have to do with public
19 information and research data to support programs and projects which the City
20 Mayor is empowered to implement and which the Sangguniang Panlungsod is
21 empowered to provide for under the Local Government Code of 1991;

22 3. In addition to the foregoing duties and functions, the city information
23 officer shall:

1 (i) Provide relevant, adequate and timely information to the
2 City and its residents;

3 (ii) Furnish information and data on the City to government
4 agencies or offices as may be required by law or ordinance and
5 nongovernmental organizations to be furnished to said agencies and
6 organizations; and

7 (iii) Maintain effective liaison with the various sectors of the
8 community on matters and issues that affect the livelihood and the
9 quality of life of the inhabitants and encourage support for programs
10 of the local and national governments;

11 4. Be in the frontline in providing information during and in the
12 aftermath of man-made and natural disasters or calamities, with special attention
13 to the victims thereof, to help minimize injuries and casualties during and after
14 the emergency, and to accelerate relief and rehabilitation;

15 5. Recommend to the Sangguniang Panlungsod and advise the City
16 Mayor on all matters relative to public information and research data as it relates
17 to the total socioeconomic development of the City; and

18 6. Perform such other duties and functions and exercise such other
19 powers as provided for under the Local Government Code of 1991, and those
20 that are prescribed by law or ordinance.

21 SEC. 47. **The City Cooperatives Officer.** – a) The City Cooperatives Officer
22 must be a citizen of the Philippines, a resident of the City, of good moral character, a
23 holder of a college degree preferably in business administration with special training on

1 cooperatives or any related course from a recognized college or university and a first
2 grade civil service eligible or its equivalent. He must have acquired experience in
3 cooperatives development for at least five (5) years immediately preceding the date of
4 his appointment.

5 b) The City Cooperatives Officer shall receive such compensation,
6 emoluments and allowances as may be determined by law.

7 c) The City Cooperatives Officer shall take charge of the Office For The
8 Development Of Cooperatives, and shall:

9 1. Formulate measures for the consideration of the Sangguniang
10 Panlungsod and provide technical assistance and support to the City Mayor in
11 carrying out measures to ensure the delivery of basic services and the provision
12 of facilities through the development of cooperatives, and in providing access to
13 such services and facilities;

14 2. Develop plans and strategies and, upon approval thereof by the City
15 Mayor, implement the same, particularly those which have to do with the
16 integration of cooperatives principles and methods in programs and projects
17 which the City Mayor is empowered to implement and which the Sangguniang
18 Panlungsod is empowered to provide for under the Local Government Code of
19 1991;

20 3. In addition to the foregoing duties and functions, the city cooperatives
21 officer shall:

22 (i) Assist in the organization of cooperatives;

1 (ii) Provide technical and other forms of assistance to existing
2 cooperatives to enhance their viability as an economic enterprise and
3 social organization; and

4 (iii) Assist cooperatives in establishing linkages with
5 government agencies and nongovernmental organizations involved in
6 the promotion and integration of the concept of cooperatives in the
7 livelihood of the people and other community activities;

8 4. Be in the frontline of cooperatives organization, rehabilitation or
9 viability enhancement, particularly during and in the aftermath of man-made and
10 natural disasters or calamities, to aid in their survival and, if necessary,
11 subsequent rehabilitation;

12 5. Recommend to the Sangguniang Panlungsod and advise the City
13 Mayor on all other matters relative to cooperatives development and viability
14 enhancement which will improve the livelihood and the quality of life of the
15 inhabitants; and

16 6. Perform such other duties and functions and exercise such other
17 powers as provided for under the Local Government Code of 1991, and those
18 that are prescribed by law or ordinance.

19 SEC. 48. **The City Population Officer.** – a) The City Population Officer must
20 be a citizen of the Philippines, a resident of the City, of good moral character, a holder
21 of a college degree preferably with specialized training in population development from
22 a recognized college or university and a first grade civil service eligible or its equivalent.
23 He must have acquired experience in the implementation of programs on population

1 development or responsible parenthood for at least five (5) years immediately preceding
2 the date of his appointment.

3 b) The City Population Officer shall receive such compensation, emoluments
4 and allowances as may be determined by law.

5 c) The City Population Officer shall take charge of the Office Of The
6 Population Development, and shall:

7 1. Formulate measures for the consideration of the Sangguniang
8 Panlungsod and provide technical assistance and support to the City Mayor in
9 carrying out measures to ensure the delivery of basic services and the provision
10 of adequate facilities relative to the integration of the population development
11 principles and in providing access to said services and facilities;

12 2. Develop plans and strategies and, upon approval thereof by the
13 City Mayor, implement the same, particularly those which have to do with the
14 integration of population development principles and methods in programs and
15 projects which the City Mayor is empowered to implement and which the
16 Sangguniang Panlungsod is empowered to provide for under the Local
17 Government Code of 1991;

18 3. In addition to the foregoing duties and functions, the city population
19 officer shall:

20 (i) Assist the City Mayor in the implementation of the
21 constitutional provisions relative to population development and the
22 promotion of responsible parenthood;

(ii) Establish and maintain an updated data bank for program operations, development planning and an educational program to ensure people's participation in and understanding of population development; and

(iii) Implement appropriate population training programs responsive to the cultural heritage of the inhabitants; and

4. Perform such other duties and functions and exercise such other powers as provided for under the Local Government Code of 1991, and those that are prescribed by law or ordinance.

SEC. 49. **The City Agriculturist** – a) The City Agriculturist must be a citizen of the Philippines, a resident of the City, of good moral character, a holder of a college degree preferably in agriculture or any other related course from a recognized college or university and a first grade civil service eligible or its equivalent. He must have practiced his profession in agriculture or acquired experience for at least five (5) years preceding the date of his appointment.

b) The City Agriculturist shall receive such compensation, emoluments and allowances as may be determined by law.

c) The City Agriculturist shall take charge of the Office For Agricultural Services, and shall:

1. Formulate measures for the approval of the Sangguniang Panlungsod and provide technical assistance and support to the City Mayor in carrying out measures to ensure the delivery of basic services and the provision of adequate facilities relative to agricultural services;

1 2. Develop plans and strategies and, upon approval thereof by the
2 City Mayor, implement the same, particularly those which have to do with
3 agricultural programs and projects which the City Mayor is empowered to
4 implement and which the Sangguniang Panlungsod is empowered to provide for
5 under the Local Government Code of 1991;

6 3. In addition to the foregoing duties and functions, the city
7 agriculturist shall:

8 (i) Ensure that maximum assistance and access to resources
9 in the production, processing and marketing of agricultural and
10 aquaculture and marine products are extended to farmers, fishermen
11 and local entrepreneurs;

12 (ii) Conduct or cause to be conducted location-specific
13 agricultural researches and assist in making available the appropriate
14 technology arising out of and disseminating information on basic
15 research on crops, prevention and control of plant diseases and
16 pests and other agricultural matters which will maximize productivity;

17 (iii) Assist the City Mayor in the establishment and extension
18 services of demonstration farms on aquaculture and marine products;

19 (iv) Enforce rules and regulations relating to agriculture and
20 aquaculture; and

21 (v) Coordinate with government agencies and
22 nongovernmental organizations which promote agricultural

1 productivity through appropriate technology compatible with
2 environmental integrity;

3 4. Be in the frontline of the delivery of basic agricultural services,
4 particularly those needed for the survival of the inhabitants during and in the
5 aftermath of man-made and natural disasters or calamities;

6 5. Recommend to the Sangguniang Panlungsod and advise the City
7 Mayor on all other matters related to agriculture and aquaculture which will
8 improve the livelihood and living conditions of the inhabitants; and

9 6. Perform such other duties and functions and exercise such other
10 powers as provided for under the Local Government Code of 1991, and those
11 that are prescribed by law or ordinance.

12 SEC. 50. ***The City Environment and Natural Resources Officer.*** – a) The
13 City Government And Natural Resources Officer must be a citizen of the Philippines, a
14 resident of the City, of good moral character, a holder of a college degree preferably in
15 environment, forestry, agriculture or any other related course from a recognized college
16 or university and a first grade civil service eligible or its equivalent. He must have
17 acquired experience in environment and natural resources management, conservation
18 and utilization work for at least five (5) years immediately preceding the date of his
19 appointment.

20 b) The City Environment And Natural Resources Officer shall receive a
21 minimum monthly compensation equivalent to Salary Grade Twenty-six (26) as
22 prescribed under the Salary Standardization Law, and such compensation, emoluments
23 and allowances as may be determined by law.

1 c) The City Environment And Natural Resources officer shall take charge of
2 the Office Of The Environment And Natural Resources, and shall:

3 1. Formulate measures for the consideration of the Sangguniang
4 Panlungsod and provide assistance and support to the City Mayor in carrying out
5 measures to ensure the delivery of basic services and the provision of adequate
6 facilities relative to environment and natural resources services as provided for
7 under Section 17 of the Local Government Code of 1991;

8 2. Develop plans and strategies and, upon approval thereof by the
9 City Mayor, implement the same, particularly those which have to do with the
10 environment and natural resources programs and projects which the City Mayor
11 is empowered to implement and which the Sangguniang Panlungsod is
12 empowered to provide for under the Local Government Code of 1991;

13 3. In addition to the foregoing duties and functions, the City
14 Environment And Natural Resources Officer shall:

15 (i) Establish, maintain, protect and preserve communal forests,
16 watersheds, tree parks, mangroves, greenbelts, commercial forests
17 and similar forest projects like industrial tree farms and agro-forestry
18 projects;

19 (ii) Provide extension service to beneficiaries of forest
20 development projects and render assistance for natural resources-
21 related conservation and utilization activities consistent with
22 ecological balance;

(iii) Manage and maintain seedbanks and produce seedlings for forest and tree parks;

(iv) Promote the small-scale mining and utilization of mineral resources, particularly the mining of gold; and

(v) Coordinate with government agencies and nongovernmental organizations in the implementation of measures to prevent and control land, air and water pollution, with the assistance of the Department of Environment and Natural Resources;

4. Be in the frontline of the delivery of services concerning the environment and natural resources, particularly in the renewal and rehabilitation of the environment during and in the aftermath of man-made and natural disasters or calamities;

5. Recommend to the Sangguniang Panlungsod and advise the City Mayor on all matters relative to protection, conservation, maximum utilization, application of appropriate technology and other matters related to the environment and natural resources; and

6. Perform such other duties and functions and exercise such other powers as provided for under the Local Government Code of 1991, and those that are prescribed by law or ordinance.

SEC. 51. **The City Tourism Officer.** – a) The City Tourism Officer must be a citizen of the Philippines, a resident of the City, of good moral character, a holder of a college degree preferably with specialized training in tourism development from a recognized college or university and a first grade civil service eligible or its equivalent.

1 He must have acquired experience in the implementation of programs on tourism
2 development for at least five (5) years immediately preceding the date of his
3 appointment.

4 b) The City Tourism Officer shall receive such compensation, emoluments and
5 allowances as may be determined by law.

6 c) The City Tourism Officer shall take charge of the City Tourism Office and
7 shall assist the City Mayor and the local tourism council in developing and implementing
8 programs, and shall:

9 1. Encourage the local government unit to enact local legislation adopting
10 the Department of Tourism (DOT) accreditation standards for tourism facilities
11 and services;

12 2. Ensure a pleasant experience and stay of tourists while at the same
13 time protecting the interests, welfare and rights of the City;

14 3. Develop tourist products and destinations that will benefit the City and
15 its local community;

16 4. Pursue the implementation of the national tourism master plans, the
17 national ecotourism strategy and the area specific plans of the national and local
18 government units;

19 5. Support the local government unit in promoting festivals, fiestas and
20 other tourism-related activities; and

21 6. Perform such other duties and functions and exercise such other
22 powers as provided for under the Local Government Code of 1991, and those
23 that are prescribed by law or ordinance.

1 SEC. 52. *The City Human Resource Development Officer.* – a) The City

2 Human Resource Development Officer must be a citizen of the Philippines, a resident of
3 the City, of good moral character, a holder of a college degree preferably in psychology
4 or any related course from a recognized college or university and a first grade civil
5 service eligible or its equivalent. He must have acquired experience in personnel
6 administration.

7 b) The City Human Resource Development Officer shall receive a minimum
8 monthly compensation equivalent to Salary Grade Twenty-Five (25) as prescribed
9 under the Salary Standardization Law, and such compensation, emoluments and
10 allowances as may be determined by law.

11 c) The City Human Resource Development Officer shall take charge of the
12 Human Resource Development Office, and shall:

13 1. Develop a human resource management program for approval by the
14 City Mayor and the Sangguniang Panlungsod;

15 2. Assist the City Mayor in implementing the city's policies and programs
16 relative to recruitment and selection, appointments, training, promotion,
17 compensation and other personnel actions involving officials and employees of
18 the City;

19 3. Recommend to the Sangguniang Panlungsod and advise the City
20 Mayor on all matters relative to human resource management and development;

21 4. Establish and maintain a sound personnel program for the City
22 designed to promote career development and uphold the merit principle in the
23 local government service;

1 5. Conduct a continuing organizational development of the City, with the
2 end in view of instituting effective administrative reforms; and

3 6. Perform such other duties and functions and exercise such other
4 powers as provided for under the Local Government Code of 1991, and those
5 that are prescribed by law or ordinance.

6
7
8 **ARTICLE VIII**

9
10 **The City Fire Station Service, The City Jail**
11 **Service, The City Schools Division And**
12 **The City Prosecution Service**

13
14 **SEC. 53. The City Fire Station Service.** – a) There shall be established in the
15 City at least one (1) fire station with adequate personnel, firefighting facilities and
16 equipment, subject to the standards, rules and regulations that may be promulgated by
17 the Department of the Interior and Local Government (DILG). The City shall provide the
18 necessary land or site of the station.

19 b) The city fire station service shall be headed by a city fire marshal whose
20 qualifications shall be as those provided for under the Philippine National Police Law.

21 c) The city fire station shall be responsible for the provision of various
22 emergency services such as the rescue and evacuation of injured people at fire-related
23 incidents and, in general, fire prevention and suppression measures to secure the
24 safety of life and property of the citizenry.

25 **SEC. 54. The City Jail Service.** – a) There shall be established and maintained
26 in the City a secured, clean and adequately equipped jail for the custody and
27 safekeeping of prisoners, any fugitive from justice, or person detained awaiting

1 investigation or trial or transfer to the national penitentiary, or the violent mentally ill
2 person who endangers himself or the safety of others, duly certified as such by the
3 proper medical health officer, pending the transfer to a mental institution.

4 b) The city jail service shall be headed by a city jail warden who must be a
5 holder of a Bachelor's degree in psychology, psychiatry, sociology, nursing, social work
6 or criminology, who shall assist in the immediate rehabilitation of individuals or detention
7 of prisoners. Great care must be exercised so that the human rights of these prisoners
8 are respected and protected, and their spiritual and physical well-being are properly and
9 promptly attended to. Likewise, the City shall ensure that proper separate detention
10 centers for juveniles and women are provided for.

11 SEC. 55. ***The City Schools Division.*** – a) The DepEd shall establish and
12 maintain a City Schools Division of the City of Carmona whose area of jurisdiction will
13 cover all the school districts within the City.

14 b) The city schools division shall be headed by a city schools Division
15 Superintendent who must possess the necessary qualifications required by the DepEd.

16 SEC. 56. ***The City Prosecution Service.*** – a) There shall be established in the
17 City a prosecution service to be headed by a City Prosecutor and such number of
18 assistant city prosecutors as may be necessary who shall be organizationally part of the
19 Department of Justice (DOJ), and under the supervision and control of the Secretary of
20 Justice and whose qualifications, manner of appointment, rank, salary and benefits shall
21 be governed by existing laws covering prosecutors in the DOJ.

22 b) The City Prosecutor shall handle the criminal prosecution in the municipal
23 trial courts in the City as well as in the regional trial courts for criminal cases originating

1 in the territory of the City, and shall render to or for the City such services as are
2 required by law, ordinance or regulation of the DOJ.

3 c) The Secretary of Justice shall always assure the adequacy and quality of
4 prosecution service in the City and for this purpose shall, in the absence or lack or
5 insufficiency in number of assistant city prosecutors as provided hereinabove, designate
6 from among the assistant provincial prosecutors a sufficient number to perform and
7 discharge the functions of the city prosecution service as provided hereinabove.

8 9 **ARTICLE IX**

10 **TRANSITORY AND FINAL PROVISIONS**

11
12
13 SEC. 57. ***Municipal Ordinances Existing at the Time of the Approval of This***
14 ***Act.*** – All municipal ordinances of the Municipality of Carmona existing at the time of the
15 approval of this Act shall continue to be in force and effect within the City of Carmona
16 until the Sangguniang Panlungsod shall provide otherwise.

17 SEC. 58. ***Plebiscite.*** – The City of Carmona shall acquire corporate existence
18 upon the ratification of its creation by a majority of the votes cast by the qualified voters
19 in a plebiscite to be conducted in the present Municipality of Carmona within thirty (30)
20 days from the approval of this Act. The expenses for such plebiscite shall be borne by
21 the Municipality of Carmona. The Commission on Elections shall conduct and
22 supervise such plebiscite.

23 SEC. 59. ***Officials of the City of Carmona.*** – The present elective officials of
24 the Municipality of Carmona shall continue to exercise their powers and functions until
25 such time that a new election is held and the duly elected officials shall have already

1 qualified and assumed their offices. The appointive officials and employees of the
2 municipality shall likewise continue exercising their functions and duties and they shall
3 automatically be absorbed by the city government of Carmona.

4 SEC. 60. **Succession Clause.** – The City of Carmona shall succeed to all the
5 assets, properties, liabilities and obligations of the Municipality of Carmona.

6 SEC. 61. **Election of Provincial Governor and Sangguniang Panlalawigan**
7 **Members of the Province of Cavite.** – The qualified voters of the City of Carmona
8 shall be qualified to vote and run for any elective position in the elections for provincial
9 governor, provincial vice governor, Sangguniang Panlalawigan members and other
10 elective offices for the Province of Cavite.

11 SEC. 62. **Jurisdiction of the Province of Cavite.** – The City of Carmona shall,
12 unless otherwise provided by law, continue to be under the jurisdiction of the Province
13 of Cavite.

14 SEC. 63. **Suspension of Increase in Rates of Local Taxes.** – No increase in
15 the rates of local taxes shall be imposed by the City within the period of five (5) years
16 from its acquisition of corporate existence.

17 SEC. 64. **Legislative District.** – The City of Carmona shall continue to be under
18 the 5th Legislative District of the Province of Cavite after the effectivity of this Act.

19 SEC. 65. **Applicability of Laws.** – The provisions of Republic Act No 7160,
20 otherwise known as the Local Government Code of 1991, and such laws as are
21 applicable to component cities shall govern the City of Carmona insofar as they are not
22 inconsistent with the provisions of this Act.

1 SEC. 66. **Reservation.** – Nothing herein contained shall preclude the
2 determination by the appropriate agency or forum of any boundary dispute or case
3 involving question of territorial jurisdiction between the City of Carmona and any of the
4 adjoining local government units even after the effectivity of this Act.

5 SEC. 67. **Separability Clause.** – If, for any reason, any part or provision of this
6 Act is declared invalid or unconstitutional, the remaining parts or provisions not affected
7 thereby shall remain in full force and effect.

8 SEC. 68. **Repealing Clause.** – All laws, decrees, rules and regulations or parts
9 thereof inconsistent with the provisions of this Act are hereby repealed, or modified
10 accordingly.

11 SEC. 69. **Effectivity.** – This Act shall take effect fifteen (15) days after
12 publication in the Official Gazette or in a newspaper of general circulation.

Approved,