



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

ORDINANCE NO. 3 S. 2022

**ORDINANCE AMENDING SECTION 99 OF ORDINANCE NO. 19 S. 2008 OR THE
BATANGAS CITY REVENUE CODE OF 2009**

SPONSOR : COUNCILOR ALYSSA RENEE A. CRUZ
CO-SPONSORS : THE COMMITTEE ON LAWS, RULES AND REGULATIONS

WHEREAS, the Local Government Code of 1991 has empowered the City of Batangas to enact, amend or revise the revenue code;

WHEREAS, there is a need to expunge the collection of delayed registration fee stated in the Batangas Revenue Code of 2009;

WHEREAS, the Office of the Undersecretary for Local Government Memorandum Circular No. 2013-086 state that the registration of births, deaths, marriages and foundlings should be free of charge. All concerned departments, agencies and local government units are hereby encouraged to advance and promulgate measures for the adoption of effective registration procedures, including the elimination of registration fees, in accordance with the Civil Registry Law and other existing laws.

NOW THEREFORE, by virtue of the powers vested by law, BE IT ORDAINED by the Sangguniang Panlungsod in session assembled, that-

SECTION 1. Section Ninety-nine of Ordinance No. 19 S. 2008 or the Batangas City Revenue Code of 2009 is hereby amended to read as follows:

“Section 99” Civil Registry Fees

xxx

xxx

3. There shall be no payment for the delayed registration of registrable documents

SECTION 2. This ordinance shall take effect 15 days after its complete publication in a newspaper of general circulation in the Cities and Provinces of Batangas.



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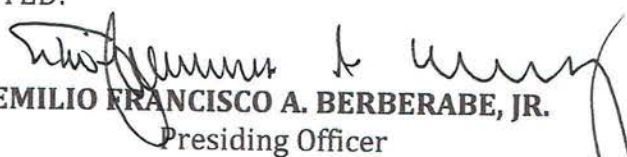
Continuation of Ordinance No. 3 S. 2022

ORDINANCE AMENDING SECTION 99 OF ORDINANCE NO. 19 S. 2008 OR THE
BATANGAS CITY REVENUE CODE OF 2009

ENACTED by the Sangguniang Panlungsod of Batangas City this 1st day of March,
2022.


ATTY. OLIVA D. TELEGATOS
Secretary

ATTESTED:


EMILIO FRANCISCO A. BERBERABE, JR.
Presiding Officer

APPROVED:


BEVERLEY ROSE A. DIMACUHA
City Mayor

Date Approved: MAR 08 2022

REPUBLIC OF THE PHILIPPINES
BATANGAS CITY

OFFICE OF THE SANGGUNIANG PANLUNGSOD

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE
MEMBERS OF THE SANGGUNIANG PANLUNGSOD OF BATANGAS CITY
ON MARCH 1, 2022 VIA ZOOM APPLICATION

PRESENT:

Hon. Emilio Francisco A. Berberabe Jr.,	Presiding Officer
Hon. Alyssa Renee A. Cruz,	Councilor
Hon. Aileen Grace A. Montalbo,	“
Hon. Nestor E. Dimacuha,	“
Hon. Karlos Emmanjuel A. Buted,	“
Hon. Gerardo A. Dela Roca,	“
Hon. Oliver Z. Macatangay,	“
Hon. Nelson J. Chavez,	“
Hon. Julian B. Villena,	“
Hon. Michael Thomas T. Pastor,	“
Hon. Isidra “Ched” M. Atienza,	“
Hon. Maria Aleth A. Lazarte,	“
Hon. Lorenzo A. Gamboa, Jr.,	“
Hon. Angelito “Dondon” A. Dimacuha,	ABC-Rep.
Hon. Marjorie A. Manalo,	SK-Fed. Pres.

“On motion of Councilor Cruz seconded by Councilor Villena, the following Resolution was Adopted:

RESOLUTION NO. 38 S. 2022

**ADOPTING THE REPORT OF THE COMMITTEE ON LAWS, RULES AND
REGULATIONS AND APPROVING THE ORDINANCE AMENDING THE BATANGAS
CITY REVENUE CODE OF 2009**

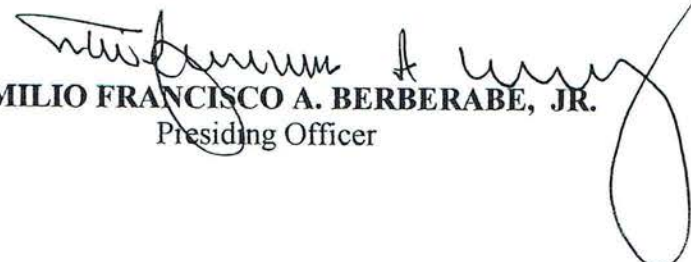
RESOLVED, to adopt the report of the Committee on Laws, Rules and Regulations and to approve the Proposed Ordinance amending Section 99 of the Batangas City Revenue Code of 2009.

UNANIMOUSLY APPROVED.”

I hereby certify that the foregoing Resolution No. 38 S. 2022 was approved by the Sangguniang Panlungsod of Batangas City during its Regular Session held on March 1, 2022.


ATTY. OLIVA D. TELEGATOS
Secretary

ATTESTED:


EMILIO FRANCISCO A. BERBERABE, JR.
Presiding Officer



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 723-2175

THE COMMITTEE ON LAWS, RULES AND REGULATIONS

COMMITTEE REPORT

*CITY CIVIL REGISTRAR TO EXPUNGE THE COLLECTION OF DELAYED
REGISTRATION FEE STATED IN THE BATANGAS CITY REVENUE CODE OF 2009.*

COMMENTS/RECOMMENDATIONS

The subject request for the passage of a resolution was referred to the Committee on Laws, Rules and Regulations for its consideration during the Regular Session on January 31, 2022.

The Committee held a hearing on February 14, 2022 and in attendance were the following:

From PGDH-PACD: Mr. Emilio E. Katigbak III and Mr. Romeo Aguda; from Office of the City Treasurer: Ms. Arminda L. Mandayag; from City Registrar: Mrs. Josephine Maranan. Also present are the Chairperson Coun. Alyssa Renee A. Cruz and the committee members: Coun. Gerardo Dela Roca, Coun. Julian Villena, Coun. Oliver Z. Macatangay and Coun. Nelson J. Chavez. The Vice Mayor Emilio Francisco Berberabe Jr. and other members of the Sangguniang Panlungsod, Councilors Aileen Grace A. Montalbo, Nestor Dimacuha, Karlos Buted, Michael Thomas Pastor, Isidra M. Atienza and Lorenzo A. Gamboa Jr., were also present.

As per Sec. 17, Act 3753 "a local civil registrar may not impose the penalty. The power belongs to the courts alone. For unless clearly authorized by statute, executive officials have no power to impose fines especially as against individuals."

This was supported by state policy as per Sec. 186, RA 7160 cited that "fines" or "penalty" for late registration are not also allowed to imposed on that matter.

The free registration of births, deaths, marriages and foundlings were supported under Memorandum dated November 16, 1994 and August 27, 2013, stating that any existing ordinance or resolution authorizing the collection of registration fees or other charges for timely and delayed registration of vital events is hereby rendered inconsistent with Proclamation No. 326, and as such, it is respectfully requested that the ordinance or resolution be repealed, amended or modified in the interest of the general public.

In view thereof, all mayors are hereby enjoined to comply with the Presidential directive and cause the immediate repeal, amendment or modification of their existing ordinances and resolutions exacting civil registration fees and charges.



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Tel. No. 723-2175

Considering the justifications above, the Committee hereby recommends the following:

1. The adoption of this Committee Report.
2. The approval of the ordinance for first, second and final reading in today's session.

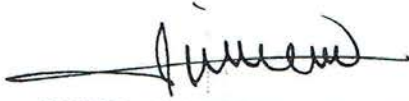
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Respectfully submitted, February 28, 2022

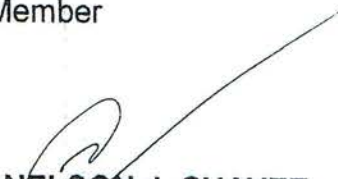
THE COMMITTEE ON LAWS, RULES AND REGULATIONS

COUNCILOR ALYSSA RENEE A. CRUZ
Chairperson


COUN. GERARDO A. DELA ROCA
Member


COUN. JULIAN B. VILLENA
Member


COUN. OLIVER Z. MACATANGAY
Member


COUN. NELSON J. CHAVEZ
Member

REPUBLIC OF THE PHILIPPINES
BATANGAS CITY

OFFICE OF THE SANGGUNIANG PANLUNGSOD

JOURNAL OF THE COMMITTEE HEARING HELD VIA ZOOM CONDUCTED BY THE
COMMITTEE ON LAWS, RULES AND REGULATIONS ON FEBRUARY 14, 2022 AT
9:00 O'CLOCK IN THE MORNING

**SUBJECT: Request of Mrs. Josephine Maranan to
Expunge the Collection of Delayed
Registration Fee**

Pormal na sinimulan ang pagdinig sa ganap na ika 9:00 ng umaga sa pangunguna ng Tagapangulo Konsehala Alyssa Cruz Atienza.

Pinamunuan ni Konsehal Julian Villena ang pambungad na panalangin.

MGA DUMALO:

Vice Mayor Emilio Francisco Berberabe

Coun. Alyssa Cruz Atienza

Coun. Julian Villena

Coun. Gerardo dela Roca

Coun. Oliver Macatangay

Coun. Nelson Chavez

Coun. Lorenzo Gamboa

Coun. Michael Thomas Pastor

Coun. Aileen Montalbo

Coun. Nestor Dimacuha

Coun. Isidra Atienza

Coun. Karlos Buted

Coun. Gerardo dela Roca

Coun. Ma. Aleth Lazarte

Coun. Angelito Dimacuha

Coun. Marjorie Manalo

Chairperson

Committee Member

Member

Member

Member

Visitors:

Ms. Armie Madayag

Ms. Josephine Maranan



CHAIR: Magandang umaga po sa ating lahat. Tayo po ay magsisimula na ng ating committee hearing. Ito pong patawag na ito ay chaired by the Committee on Laws, Rules and Regulations. Unahin po natin ngayong umaga - 9:00 o'clock - Request ni Mrs. Josephine Maranan, City Civil Registrar to expunge the Collection of Delayed Registration fee stated in the Batangas City Revenue Code of 2009. Mam Josie Maranan please kindly explain po itong nire-request ninyo.

MRS. JOSEPHINE MARANAN: Good morning po Madam Chairman at good morning po sa lahat.

Nire-request ko po yong pagtatanggal o pag-e-expunge doon po sa ating ipinatutupad na Revenue Code para po doon sa collection ng delayed registration fee sa ating mga birth, deaths at saka marriage kasi po, meron tayong mga circulars na sa pagre-research ko ay nakita ko at nabasa ko yong maraming circulars na hindi po authorized pala ang ating city government na mangolekta ng fees for delayed registration, kaya po nire-request ko na matanggal yon kasi po baka po tayo ay makasuhan pa. Meron po kasing Order galing NSO Circular No. ___94-7, meron din pong letter from the the DILG dated October 20, 1994 at saka po 2013 na ipinaalis na po talaga yong delayed registration fee.

Iyon pong ating kinokolekta ay basta po na-late ng kahit 1 day lang ay meron na po tayong initial n kinokolekta na 100 pesos. Tapos every year of delay po ay nakalagay din po doon ay 100 per year of delay. So, kung ilan pong years ay di add po ng add ng 100. Ang atin pong period of registration ng birth ay 30 days from date of birth. So, pag lumampas po ng isang araw ay meron na po tayong kinokolekta na 100. So, yon po ang nire-request ko na matanggal na, yong delayed registration fee.

CHAIR: Thank you po Mam Josie Maranan. Siguro po ay I would agree doon sa inyong request na ito dahil sa totoo po ay marami rin po ang nahihirapan kasi siyempre pag umabot na ng ilang taon na hindi pa naire-rehistro ang bata at minsan nga ay matanda na ay medyo malaki ang kailangang bayaran nila. Matagal na rin pala po itong mga circulars na ito. And since 1986 pala po ay bawal na mangolekta. So, tama lang po na matanggal na talaga yan. Any comments po?

COUN. NESTOR DIMACUHA: Madam Chair . . .

CHAIR: Yes, Councilor Boy Dimacuha you are now recognized.

COUN. NESTOR DIMACUHA: Thank you very much. Magandang umaga po. Ang

pinag-uusapan natin ditto ay collection of delayed registration fee.

MRS. JOSEPHINE MARANAN: Yes po, opo.

COUN. NESTOR DIMACUHA: What if kung meron pa ring. . . . (chappy). . .papaano maii-consider yon?

MRS. JOSEPHINE MARANAN: Pag hindi naman po delayed ay wala naman po tayong kinokolektang fee pag hindi delayed registration.

COUN. NESTOR DIMACUHA: Okay, halimbawa nakita natin yong problema. At na-expunge yong fee under the Revenue Code. . . .(chappy) . . . at natanggal natin yong nasa Revenue Code, (chappy. . .) . .paano halimbawa na may isang tao o isang bata na na-delay ng pagre-rehistro, anong approach ang gagawin natin don.

MRS. JOSEPHINE MARANAN: Konsehal hindi ko po masyado naliwanagan ang inyong tanong.

COUN. JULIAN VILLENA: (Chappy si Pareng Boy, nawawala)

CHAIR: Balikan po natin si Konsehal Boy, baka po pwede kayo lumipat Konsehal Boy sa may signal. Let us ecognize po the presence of other members of the Sanggunian, ABC President Dondon Dimacuha, Councilor Karlos Buted, narito din si Councilor Gerry dela Roca, nandito din po ang ating City Treasurer Mam Army Madayag. Councilor Julian Villena, you are now recognized.

COUN. JULIAN VILLENA: Since po na i-revise itong Code Mrs Maranan ay nakalagay na doon?

MRS. JOSEPHINE MARANAN: Alin ho ang nakalagay na?

Coun. Julian villena: Ito hong pinag-uusapan ngayon, iyong collection of fees doon sa mga delayed.

MRS. JOSEPHINE MARANAN: Opo. 2009 po yon, 2009 Revenue Code.

COUN. JULIAN VILLENA: So, ang ibig sabihin noong ito ay ilagay noon ay wala pa tao noong sinasabi ninyo na inyong pinag-aralan na mga circulars na sinasabi ninyo kanina.

MRS. JOSEPHINE MARANAN: Ah, yong pong mga circulars?

COUN. JULIAN VILLENA: Opo.

MRS. JOSEPHINE MARANAN: Meron na po siguro kaya lang po ay hindi natin nababasa.

COUN. JULIAN VILLENA: Ah, so tama nga sinasabi ng ating Kgg. Chairwoman na malaking kagaaanan sa mga tao yan kung ating aalisin. So, ako po ay may isang proposal diyan, parang sa aking pagkaalam ay meron pa tayong ibang mga bagay na dapat i-repeal doon sa ating ibang pinag-usapan dati na siguro ay kung maaari ay sabay-sabayin na lang natin para isang trabaho na lang.

CHAIR: Pakinggan po natin ang ibang opinion ng ating ibang kasamahan. Thank you po Councilor Julian Villena.

COUN. NESTOR DIMACUHA: May I be recognized now Madam Chair?

CHAIR: Councilor Boy Dimacuha you are now recognized.

COUN. NESTOR DIMACUHA: Thank you. Babalikan ko yong question ko kanina. Gusto ko lang maging klaro. Ang pinag uusapan natin dito ay ating ire-repeal ang 2009 Tax Code kasi incorporated doon ang pangongolekta ng mga fees pagdating sa delayed registration. Now, for example – may isang pa ring individual na nag file pa rin ng delay. Paano yong approach natin? Ang ating pinag-uusapan naman regarding doon sa correction ng mga fake registration, is it part also of the issue?

MRS. JOSEPHINE MARANAN: Kapag po fake ay hindi naman po natin yon i-correct.

COUN. NESTOR DIMACUHA: Yes, yes. Ang ibig kong sabihin ay meron tayong isyu na pinag-uusapan na yong mga adopted children, Natatandaan mo yon?

MRS. JOSEPHINE MARANAN: Yes po, RA 11222.

COUN. NESTOR DIMACUHA: Yes 11222, Is it included also?

MRS. JOSEPHINE MARANAN: Magkaiba po kasi yon.

COUN. NESTOR DIMACUHA: So, hindi natin tatanggalin sa Tax Code yon ano?

MRS. JOSEPHINE MARANAN: Opo, hindi po. Wala pa po yong 11222 sa Tax Code.

COUN. NESTOR DIMACUHA: Okay, okay no problem. Thank you. So, gagawin ko agad yon. Paano naman yong na late naman na nag apply ng delayed registration ngayon?

MRS. JOSEPHINE MARANAN: Ang kanila pong gagawin ay mag-a-affidavit lamang sila, wala na po tayong sisingiling delayed registration fee. Affidavit of delayed registration lamang at supporting documents na proof ng kanilang birthdate.

COUN. NESTOR DIMACUHA: Okay, thank you. That will be all Madam Chair, thank you.

CHAIR: Thank you Coun. Boy Dimacuha. Yes Councilor Julian Villena, you are recognized.

COUN. JULIAN VILLENA: Thank you, madam chair. Is it possible na mag draft muna tayo ng isang resolution na isuspend ang collection ng fee. Kasi sa tingin ko ay yong ating tax code ay pinag aaralan na ngayon at pinag-uusapan na kasi almost 13 years na hindi nababago yan eh. Ang alam ko diyan ay every 3 to 5 years ay dapat nare-revise. So, kung okay lang ay maggawa muna tayo kung anomang resolution o ordinance na angkop para diyan at saka na laang natin idelete yong dapat i-delete at yong lahat ng babaguhin. Thank you.

CHAIR: Thank you po Councilor Julian Villena. Any other comments po. Wala na po ba? Hingan muna po natin ng opinion ang representative ng City Treasurer's office, Mam Armie Madayag.

MS. ARMIE MADAYAG: Yes mam, Dito po sa delayed registration, wala naman po kaming objection kung aalisin po ito pero i-inform lang po natin, for the information of everyone . . . (chappy) . . . average po natin na . . . 354,000.00 per year, so mam, kaya lang kung meron tayong mga regulations. Pero wala po kaming objection na alisin ito sa aming collection kaya lang po ay kailangan namin ng resolution ng Sanggunian para po dito. Salamat po.

CHAIR: Thank you po Miss Armie.

COUN. GERARDO DELA ROCA: Madam Chair

CHAIR: Yes Councilor Gerry dela Roca you are now recognized.

COUN. GERARDO DELA ROCA: Good morning everyone. Ang totoo po ay totoo yong sinasabi na makakatulong ito ng maganda, but I don't think na yong resolution will be enough para masuspend ang isang isyu na nakalagay doon sa batas. I don't know if it would proper kung ang resolution po is just enough para po tanggalin kung anoman ang nakalagay doon sa tax code natin which is considered as a law. Baka mas maigi kung yong Executive Order, I just don't know

if it can amend doon sa mga probisyon.

CHAIR: Yes po. Tama po kayo because the Revenue Tax Code of Batangas City is a form of an ordinance and in order to amend it ay dapat po ay ordinance din ang ating gawin to expunge the collection of delayed registration fee. Any other questions po or comment?

NOBODY ANSWERED

So, kung wala na ay aprubahan na rin natin itong ating pinag-uusapan para kahit papaano ay makakatulong pa tayo sa mga ibang nagpapa-delayed registration. So, kung wala na po ay tinatapos na natin itong committee hearing na ito. Thank you Mam Josie Maranan for attending today's committee hearing.

Natapos ang pagdinig sa ganap na ika 9:15 ng umaga.

CERTIFICATION

I hereby cerify that the foregoing transcript is true and correct to the best of my own personal knowledge, belief and understanding.


CECILIA D. ATIENZA
Senior Administrative Asst. 1