



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

ORDINANCE NO. 22-19 S. 2023

AN ORDINANCE ADOPTING A LOCAL GOVERNMENT ENERGY CODE TO PROMOTE ENERGY EFFICIENCY AND CONSERVATION, FACILITATE THE IMPLEMENTATION OF ENERGY PROJECTS, HARMONIZE LOCAL AND NATIONAL POLICIES ON ENERGY UTILIZATION, EFFICIENCY, SAFETY, RESILIENCE, AND DEVELOPMENT, AND FOR SUCH OTHER RELATED PURPOSES AND PROVIDING FUNDS THEREFOR

SPONSOR : HON. ARMANDO LAZARTE
Chairman, Committee on Environment and Urban Development, Land Use and Zoning

WHEREAS, the National Economic and Development Authority (NEDA) launched AmBisyon Natin 2040, which envisions Filipinos to enjoy a strongly rooted, comfortable, and secure life in all aspects by 2040";

WHEREAS, the Philippine Development Plan (PDP) 2017-2022 intends to accelerate all infrastructure development projects, including the energy sector;

WHEREAS, the Philippine Energy Plan (PEP) 2018 - 2040 seeks to unify with government partners and the private sector to meet the country's electricity and fuel requirements through improvements in the energy market, simplification of government procedures, promotion of resiliency in energy systems and infrastructures, and the enhancements of the consumers' power of choice;

WHEREAS, the Philippine Power Development Plan 2017-2040 forecasts that the country will need 49,287 megawatts (MW) of additional capacity by 2040. With an average annual growth rate of 5%, power demand will continue to move in an upward trend;

WHEREAS, the Congress of the Philippines passed Republic Act No. 11032, otherwise known as the "Ease of Doing Business and Efficient Government Service Delivery (EODB) Act of 2018," that seeks to establish the interoperability of government processes through an online system that streamlines the permitting processes of power generation, transmission, and distribution projects;

WHEREAS, the Congress of the Philippines passed Republic Act No. 11285, An Act Institutionalizing Energy Efficiency and Conservation, Enhancing the Efficient Use of Energy, and Granting Incentives to Energy Efficiency and Conservation Projects otherwise known as the "Energy Efficiency and Conservation Act"

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HON. MICHAEL VILLENA
HON. JERONIMO A. SAMBOA, JR.
HON. SIDRA M. TENZEA
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HON. JOSE YONASH LUIS F. TOLENTINO



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and its Implementing Rules and Regulations (IRR) mandating all LGUs to formulate, develop, and implement their own Local Energy Efficiency and Conservation Plan (LEECP) to ensure sufficiency and stability of energy supply in their jurisdiction in support of their local economic and social development goals;

WHEREAS, in adopting a whole-of-government approach for the needs of the energy sector, Executive Order No. 30 (EO 30) was issued to streamline regulatory procedures affecting Energy Projects of National Significance;

WHEREAS, Section 3 of Administrative Order No. 23 on Eliminating Overregulation to Promote Efficiency of Government Processes, for processes applicable to energy-related projects, the timelines provided by RA No. 11234 shall be complied with;

WHEREAS, under the operative principles of decentralization and as provided by Republic Act No. 7160, otherwise known as the "Local Government Code of 1991", the LGU's capabilities shall be employed to implement national programs and projects actively. Within their respective territorial jurisdictions, LGUs shall ensure support, among other things, the establishment of guidelines to facilitate the implementation of energy projects, energy policies and mechanisms for energy safety practices, energy efficiency and conservation, energy resiliency, energy planning, which includes energy access and resource development;

WHEREAS, the Department of Energy (DOE), in implementing the pertinent energy laws, sees the LGUs as indispensable stakeholders and reiterates the existing and potential benefits for host communities of energy projects, such as Energy Regulation 1-94 (ER 1-94), national wealth tax or government share, job creations, and other social and economic development programs;

WHEREAS, the Department of the Interior and Local Government (DILG), in support of the DOE, enjoins all LGUs to implement the directive of the President on the implementation of energy projects;

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WHEREAS, the DILG and the DOE issued a Joint Memorandum Circular No. 2020-01 providing for the Guidelines for LGUs to Facilitate the Implementation of Energy Projects;

NOW, THEREFORE, in order to establish, strengthen and integrate the energy policies and mechanisms with respect to energy safety practices, energy efficiency and conservation, energy resiliency, and energy planning, which includes energy access and resource development, to harmonize and fast-track the implementation of the EODB Act and EO 30, to maximize benefits from energy projects to the host communities, and to implement the necessary energy programs and projects;

Be it Ordained that:

CHAPTER I
PRELIMINARY PROVISIONS

SECTION 1. TITLE. - This Ordinance shall be known as the "Local Energy Code of Batangas City".

SECTION 2. DECLARATION OF POLICY. - It is the policy of Batangas City to:

- (a) Institutionalize energy efficiency and conservation as a way of life of its constituents to secure sufficiency, stability, and reliability of energy supply;
- (b) Utilize available energy resource efficiently and decrease the wasteful utilization of energy through the use of energy efficiency measures and strategies;
- (c) Promote and encourage the development and utilization of efficient renewable energy systems and technologies and other alternative sources of energy;
- (d) Realize economic growth and development through a sufficient and stable energy supply while promoting the general welfare of the citizen and protecting the environment.

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(e) It is the policy of Batangas City to require all energy projects and facilities within its jurisdiction to develop, formulate, and adopt mitigation and adaptation measures against the adverse impacts of climate change, destructive environmental conditions, human-induced calamities, interruptions, and other system disturbance to ensure that the energy system shall be resilient from all types of risks and vulnerabilities.

SECTION 3. DEFINITION OF TERMS. - For the purposes of this Ordinance, the following terms shall have the meanings below unless indicated otherwise:

- a) **Designated Establishment** - refers to a private or public entity in the commercial, industrial, transport, power, agriculture, public works, and other sectors identified by the Department of Energy (DOE) as energy-intensive industries based on their annual energy consumption as indicated in R.A. No. 11285 and as adjusted by the DOE in the previous year or an equivalent annual index;
- b) **EODB** - refers to R.A. No. 11032, otherwise known as the "Ease of Doing Business and Efficient Government Service Delivery Act of 2018";
- c) **Energy audit** - refers to the evaluation of energy consumption and review of current energy cost to determine appropriate intervention measures and efficiency projects in which energy can be judiciously and efficiently used to achieve savings;
- d) **Energy conservation** - refers to the reduction of losses and wastage in various energy stages, from energy production to energy consumption through the adoption of appropriate measures, that are technologically feasible, economically sound, environmentally friendly, and socially affordable;

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- e) **Energy efficiency** - refers to the way of managing and restraining the growth in energy consumption resulting in the delivery of more services for the same energy input or the same services for less energy input;
- f) **Government Energy Management Program (GEMP)** - refers to the government-wide program to reduce the government's monthly consumption of electricity and petroleum products through electricity efficiency and conservation, and efficiency and conservation in fuel use of government vehicles, among others;
- g) **Green Energy Option** - refers to the mechanism to empower end-users to choose renewable energy to meet their energy requirements;
- h) **Local Energy Efficiency and Conservation Plan (LEECP)** - refers to a collaborative and multi-stakeholder comprehensive framework, governance structure, and programs prepared by the LGU for local energy efficiency and conservation with defined targets, feasible strategies, and regular monitoring and evaluation;
- i) **National Energy Efficiency and Conservation Database (NEECD)** - refers to a centralized, comprehensive, and unified database on national energy consumption, the application and use of energy efficient and renewable energy technologies, and other critical and relevant information to be used for evaluation, analysis, and dissemination of data and information related to energy efficiency and conservation;
- j) **Net-Metering** - refers to a system appropriate for distributed generation, in which a distribution grid user has a two-way connection to the grid and is only charged for his net electricity consumption and is

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credited for any overall contribution to the electricity grid;

k) Renewable Energy Resources - refer to energy resources that do not have an upper limit on the total quantity to be used. Such resources are renewable on a regular basis and whose renewal rate is relatively rapid to consider availability over an indefinite period of time. These include, among others, biomass, solar, wind, geothermal, ocean energy and hydropower, conforming with internationally accepted norms and standards on dams and other emerging renewable energy technologies;

l) Waste-to-Energy Technologies shall refer to systems that convert biodegradable materials such as, but not limited to, animal manure or agricultural waste, into useful energy through processes such as anaerobic digestion, fermentation, and gasification, among others, subject to the provisions and intent of Republic Act No. 8749 (Clean Air Act of 1999) and Republic Act No. 9003 (Ecological Solid Waste Management Act of 2000).

m) One-Stop Shop Construction Permit (OSCP) - Obtaining building permits and certificates of occupancy is expected to be easier and faster with the establishment of one-stop shops as well as the reduced processing time for securing construction/ building permits (OSCP) in local government units (LGUs) as mandated in a new Joint Memorandum Circular issued by the DILG, DPWH, DTI, and DICT.

n) Distribution Development Plan (DDP) - this DDP also featured the summary tables of the total number of metered customers, energy sales, energy purchased, and peak demand with regard to the number of customers.

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- o) **Business Permit and Licensing Office (BPLO)** - Provide an effective system of conducting inspections and verification of all business establishments; Monitor and enforce existing laws, ordinances, policies, rules, and regulations in the operations of businesses in the city; Maintenance of an electronic business permits and licensing system.

**CHAPTER II
ENERGY SECTOR COMMITTEE**

SECTION 4. ENERGY SECTOR COMMITTEE. - The Local Energy Sector Committee is hereby created to facilitate the implementation of energy projects in accordance with the existing pertinent energy and other regulatory laws and issuances.

The Local Energy Sector Committee shall be composed of the following:

Chairperson: City Mayor

Vice Chairperson: City Administrator

Members:

1. Heads of the following Departments and Offices:

- a) City Engineer's Office / Office of the Building Official;
- b) Business Permit and Licensing Office (BPLO)
- c) Environment and Natural Resources Office;
- d) City Energy Efficiency and Conservation Office;
- e) City General Services Office;
- f) City Social Welfare and Development Office;
- g) City Budget Office;
- h) City Legal Office;
- i) City Planning and Development Office;
- j) City Disaster Risk Reduction and Management Office
- k) City Assessor's Office

2. President of the Liga ng mga Barangay;

HON. NELSON
L. CHAVEZ

HON. AFAMANDO
C. LAZARTE

HON. OLIVER Z.
MACATANGAY

HON. WESLOR E.
DIMACUHA

HON. ANDREA VOISE
F. MACARANG

HON. KARLOS
EMMANUEL A. BUTED

HON. HAMILTON G.
BLANCO

HON. ALYSIA RENEE
A. CEJIZ

HON. MARIORIE
A. MANALO

HON. ANGELITO DONDON
A. DIMACUHA

HON. MICHAEL
VILLENIA

HON. LORENZO A.
GAMBOA, R.

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3. Representative of the Sanggunian;

- Chairperson of the Committee on Laws, Rules, and Regulations
- Chairperson of the Committee on Environment, Urban Development;
- Chairperson of the Committee on Engineering and Public Works;
- Chairperson of the Committee on Trade, Commerce, and Industry

4. Representative of the Civil Society Organization;

5. Representative of the Academe.

SECTION 5. POWERS AND FUNCTIONS. - The Local Energy Sector Committee shall have the following powers and functions:

- (a) Develop, formulate, evaluate, recommend approval, and oversee the implementation of all energy policies, programs, and projects, such as those that:
- (i) Promote, encourage, assist, and support the exploration and development of energy sources within the locality in support of the national government's aim of achieving an optimal energy mix from conventional, alternative, renewable, and other energy sources;
 - (ii) Promote and mandate the development, generation, and utilization of renewable energy resources, efficient renewable energy system and technologies, and other alternative source of energy;

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- (iii) Promote and mandate energy efficiency and conservation in accordance with existing pertinent laws, policies, and issuances;
- (b) Provide strategic direction in the implementation of the Batangas City Government Energy Management Program (GEMP) by developing, formulating, and recommending approval of energy efficiency policies, programs, projects, and measures designed to reduce the consumption of fuel, water, electricity, and other utilities;
- (c) Incorporate the energy policies, programs, and projects into the Batangas City Spatial Plan and Comprehensive Development Plan;
- (d) Develop and formulate a Local Energy Efficiency and Conservation Plan (LEECP) aligned with the Local Climate Change Action Plan (LCCAP) and other national directives;
- (e) Represent Batangas City in the prior and periodic consultations required by R.A. No. 7160, otherwise known as the Local Government Code, before any renewable energy exploration activity is conducted within its jurisdiction;
- (f) Recommend the approval of financial arrangements for energy efficiency projects following the procedures laid down in pertinent laws, rules and regulations, policies and issuances;
- (g) Recommend to the City Development Council the incorporation of energy programs and projects, including energy efficiency and conservation programs to the Investment Priority Areas (IPA) and, when appropriate, recommend the granting of applicable incentives in the Local Investments Incentive Plan (LIIP) to establishments with energy efficiency projects upon prior compliance with the applicable rules and regulations;

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- (h) Ensure the strict enforcement of the penalty provisions of existing energy laws, rules and regulations, and other issuances;
- (i) Perform such other powers and functions necessary to attain the objectives of this Code.

**CHAPTER III
ENERGY DEVELOPMENT**

ARTICLE I

EXPLORATION AND DEVELOPMENT OF ENERGY RESOURCES

SECTION 6. POLICY ON ENERGY DEVELOPMENT. - It shall be the policy of Batangas City to promote, encourage, assist, and support the exploration and development of energy source, in support of the national government's aim of achieving an optimal energy mix from conventional, alternative, renewable, and other energy sources. Provided that such exploration and development shall be in conformity with the Sangguniang Panlungsod Ordinance No. 16 Series of 2010, or the Environment Code of Batangas City.

SECTION 7. ENERGY RESOURCE ASSESSMENT. - The Energy Efficiency and Conservation Office shall consider the conduct of a survey, assessment, review, and evaluation of potential energy resources in its jurisdiction once every three (3) years to determine the feasibility or viability of conducting exploration and development and submit the same to the Energy Sector Committee. This shall be done in partnership with the DOE.

SECTION 8. PROMOTION AND DEVELOPMENT OF RENEWABLE AND ALTERNATIVE ENERGY. - In line with the national policy of reducing dependence on conventional energy sources and minimizing greenhouse gas emissions, Batangas City shall promote the development and utilization of indigenous renewable and alternative energy sources in its jurisdiction. The Local Energy Sector Committee shall develop, formulate, recommend approval of a policy that promotes and require, if feasible, the Batangas City Local Government, designated establishments, and such other establishments to be determined by the committee, to:

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- (a) Source such percentage of their energy requirement from renewable and alternative sources through the Green Energy Option Program;
- (b) Utilize net metering; and
- (c) Adopt waste-to-energy technologies.

ARTICLE II

INCORPORATION OF ENERGY PROJECTS INTO THE CITY OF BATANGAS' SPATIAL PLAN AND COMPREHENSIVE DEVELOPMENT PLAN

SECTION 9. INCORPORATION OF ENERGY PROJECTS. - The City Planning and Development Office shall incorporate the energy programs, policies, and projects into its spatial plan, the City Comprehensive Land Use Plan, and the Comprehensive Development Plan.

SECTION 10. SPATIAL PLAN. - The Spatial Plan shall incorporate and embody the following:

- (a) **Identifying Upstream and Downstream Energy Facilities.** - The City Planning and Development Office, in consultation with concerned stakeholders shall identify upstream conventional (coal, petroleum, or natural gas) and/or renewable energy (biomass, geothermal, solar, hydropower, ocean, and wind) energy resources within its area of jurisdiction which shall be posted on a conspicuous area within the City Hall and in the official website of Batangas City.
- (b) **Plotting of Energy Facilities.** - The City Planning and Development Office, in consultation with concerned stakeholders, shall plot existing upstream and downstream energy facilities with coordinates in accordance with the Philippine Reference System 1992 (PRS 92);

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AN ORDINANCE ADOPTING A LOCAL GOVERNMENT ENERGY CODE TO PROMOTE ENERGY EFFICIENCY AND CONSERVATION, FACILITATE THE IMPLEMENTATION OF ENERGY PROJECTS, HARMONIZE LOCAL AND NATIONAL POLICIES ON ENERGY UTILIZATION, EFFICIENCY, SAFETY, RESILIENCE, AND DEVELOPMENT, AND FOR SUCH OTHER RELATED PURPOSES AND PROVIDING FUNDS THEREFOR

(c) **Coordination with the Private Sector.** - The City Planning and Development Office shall coordinate with existing private sector stakeholders on the expansion plans of the existing upstream and downstream energy facilities;

(d) **Submission of Data.** - The City Planning and Development Office shall cause the submission of the data required by this section to the Provincial Government for consolidation and submission to the DILG Regional Office, provided that all such data shall likewise be submitted to the DILG - Bureau of Local Government Development and the DOE-Investment Promotion Office;

(e) **Coordination with Public-Private Partnership (PPP) Center.** - The Local Energy Sector Committee shall coordinate with the Public-Private Partnership (PPP) Center for energy investment opportunities and potential private-public partnerships.

SECTION 11. INCORPORATION INTO THE COMPREHENSIVE DEVELOPMENT PLAN (CDP) OF THE BENEFITS OF ENERGY PROJECTS. - The City Planning and Development Office, in cooperation and coordination with the relevant Barangay, shall monitor and collect the benefits of energy projects and incorporate these benefits in the Comprehensive Development Plan. The benefits to host communities from the energy projects include, but shall not be limited to, those provided under Energy Regulation 1-94 (ER 1-94) and the National Wealth Tax.

The City Planning and Development Office shall include all local energy policies, plans, and programs covering energy safety and best practices, energy efficiency and conservation, and energy resiliency in the Comprehensive Development Plan, which shall be submitted to the Regional Development Council and integrated into the Regional Development Plan.

HON. NELSON E. CHAVEZ

HON. ARMANDO C. LAZARTE

HON. OLIVER Z. MACATANGAY

HON. DESTOR E. DIMACUHA

HON. ANDREA LOISE F. MACARANG

HON. CARLOS EM. MARQUEL A. BUTED

HON. HAMILTON G. BLANCO

HON. ALVIN A. KENEENE A. CRUZ

HON. MARIORIE A. MANALO

HON. ANGELITO DONDON A. DIMACUHA

HON. MICHAEL VILLENA

HON. LORENZO A. GAMBAGA JR.

HON. SIDRA M. ATIENZA

HON. ZESTER CARLO M. HERNANDEZ

HON. JOSE JONASH LUIS F. TOKENTINO



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CHAPTER IV
POWER DISTRIBUTION DEVELOPMENT

SECTION 12. POWER DISTRIBUTION. - It shall be the policy of Batangas City to achieve total electrification of all households and establishments in its jurisdiction and ensure the delivery of reliable, secure, and affordable electrical service in its locality. Considering all the applications for building permits, the City Planning and Development Office shall inform or coordinate with the distribution utilities to include the additional supply and demand of energy in the Distribution Development Plan (DDP).

SECTION 13. ANTI-OBSTRUCTION OF POWER LINES. - The Batangas City shall ensure compliance with R.A. No. 11361, otherwise known as the Anti-Obstruction of Power Lines Act. The Energy Sector Committee shall develop and formulate guidelines for the prohibition of hazardous activities and hazardous improvements as defined in the said law, which threatens or endangers the continuous and uninterrupted conveyance of electricity in its jurisdiction.

CHAPTER V
DOWNSTREAM OIL FACILITIES

SECTION 14. SUSPENSION OF OPERATIONS BY THE CITY GOVERNMENT. - The Batangas City shall assist the DOE in the suspension of the actual operation of Liquefied Fuel (LF) Retail Outlets or Gasoline Stations, Household Liquefied Petroleum Gas (LPG) Establishments (i.e., Refiller, Dealer, and/or Retailer), and Auto LPG Dispensing Stations which do not have the DOE Certificate of Compliance (COC) and Standards Compliance Certificate (SCC) through the suspension of their Mayor's/Business Permit.

SECTION 15. CALIBRATION OF INSTRUMENTS OF WEIGHTS AND MEASURES. - The Batangas City, through the Business Permit Licensing Office, shall enforce its mandate to calibrate instruments of weights and measures of dispensing pump meters in LF Retail Outlets and weighing devices in LPG Establishments.

HON. NELSON E. CHAVEZ
HON. ARMANDO C. LAZARTE
HON. OLIVER Z. MACATANGAY
HON. NESTOR E. DIMACUHA
HON. ANDREA LOISE F. MACARANG
HON. KARLOS EMMANJUEL A. BUTED
HON. HAMILTON G. BLANCO
HON. AYSA RENEE CRUZ

HON. MARJORIE A. MANALO
HON. ANGELITO DONDON A. DIMACUHA
HON. MICHAEL VILLENA
HON. LORENZO A. GAMBINO, JR.
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SECTION 16. IMPLEMENTATION OF PRICE FREEZE. - The Batangas City, through the Business Permit Licensing Office, shall implement a price freeze of household LPG and kerosene upon declaring a state of calamity in the locality. The price freeze will be implemented for a maximum period of fifteen (15) days, starting from the day of the official declaration. Monitoring LPG and kerosene prices that will serve as the basis for the price freeze shall be regularly conducted.

**CHAPTER VI
ENERGY EFFICIENCY AND CONSERVATION**

SECTION 17. COMPLIANCE WITH THE ENERGY EFFICIENCY AND CONSERVATION ACT. - The Batangas City shall comply with the provisions of R.A. No. 11285, otherwise known as the Energy Efficiency and Conservation Act.

SECTION 18. LOCAL ENERGY EFFICIENCY AND CONSERVATION PLAN. - The Local Energy Sector Committee shall, in consultation and coordination with the DOE, DILG, and relevant stakeholders, develop and formulate a Local Energy Efficiency and Conservation Plan (LEECP) aligned with the Local Climate Change Action Plan (LCCAP) and other national directives and submit the same for adoption by the Sanggunian.

The Comprehensive Development Plan shall incorporate the Local Energy Efficiency and Conservation Plan (LEECP).

SECTION 19. CREATION OF THE ENERGY EFFICIENCY AND CONSERVATION OFFICE (EECO). - There shall be established an Energy Local Efficiency and Conservation Office (EECO), which shall be under the supervision of the Energy Sector Committee.

The EECO shall be headed by an Energy Efficiency and Conservation Officer appointed by the City Mayor and possess all the qualifications and attributes provided under R.A. No. 11285.

SECTION 20. POWERS AND FUNCTIONS OF THE EECO. - The EECO shall have the following powers and functions:

HON. NELSON CHAVEZ

HON. ARMANDO CAZARTE

HON. OLIVER MACATANGAY

HON. NESTOR E. DIMACUHA

HON. ANDREA JOISE MACARANG

HON. KARLOS EMERANIELA A. BUTED

HON. HAMILTON G. BLANCO

HON. ALYSSA TENE A. CRUZ

HON. MARIORE A. MANALO

HON. ANGELITO DONDON A. DIMACUHA

HON. MICHAEL VILLENA

HON. LORENZO A. GAMBINO, JR.

HON. SIDRA M. ATIENZA

HON. ZESTER CARLO M. HERNANDEZ

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- (a) Ensure compliance by the City Government with the provisions of R.A. No. 11285, otherwise known as the Energy Efficiency and Conservation Act;
- (b) Implement the LEECP and monitor compliance therewith;
- (c) Undertake an energy audit of all facilities of the City Government every three (3) years and prepare an energy audit report to be submitted to the Local Energy Sector Committee.
- (d) Implement the Batangas City energy conservation program pursuant to the Government Energy Management Program (GEMP) and issue a report describing the status of the City's energy efficiency projects;
- (e) Assist the DOE in (i) monitoring compliance of designated establishments in accordance with Section 7 of R.A. No. 11285 for input in the National Energy Efficiency and Conservation Database (NEECD), and (ii) enforcing and ensuring compliance with prescribed rating standards for energy performance in buildings and industries in accordance with building permit issuance pursuant to Section 18 of R.A. No. 11285. For these purposes, EECO shall have visitorial power and the power to conduct on-site inspections;
- (f) Require all designated establishments in the locality to submit an annual energy consumption report, annual energy conservation report, and an energy audit report upon completion of the energy audit once every three (3) years;
- (g) Assist in implementing compliance of new building construction and retrofit of buildings with the minimum requirements specified in the Guidelines on Energy Conserving Design on Buildings issued by the

HON. NELSON C. CHAVEZ

HON. ARMANDO C. LAZARTE

HON. OLIVER Z. MACATANGAY

HON. NESTOR E. DIMACUHA

HON. ANDREA VOISE F. MACARAIG

HON. CARLOS EMANUELA A. BUTED

HON. HAMILTON G. BLANCO

HON. AYMSSA RENEE A. CRUZ

HON. MARJORIE A. MANALO

HON. ANGELITO DONDON A. DIMACUHA

HON. MICHAEL VILLENA

HON. LORRENZO A. SANBOSA, JR.

HON. SIDRAM ATIENZA

HON. ZESTER CARLO M. HERNANDEZ

HON. JESSE WASH LUIS F. TOLENTINO



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DOE in consultation with the DPWH, provided that state-owned buildings and facilities shall comply with the Government Energy Management Program (GEMP) and other relevant guidelines, prior to the issuance of building permits;

- (h) Conduct information, education, and communication campaign designed to capacitate the City's constituents on energy safety practices, energy planning, energy efficiency and conservation, and energy resiliency;
- (i) Administer and oversee the granting of awards and citations under this Code;
- (j) Subject to the supervision of the Energy Sector Committee, perform such other powers and functions necessary to attain the objectives of this Ordinance.

SECTION 21. LOCAL ENERGY EFFICIENCY AND CONSERVATION OFFICER.

- The EEC Officer, who shall head the EECO, must be at least a college graduate, possesses all the qualifications of an ECC Officer under R.A. No. 11285, and with relevant training and/or experience on energy efficiency, conservation, and utilization.

He may be designated by the City Mayor from the existing personnel of the LGU or hired through external recruitment.

The EEC Officer shall be responsible for carrying out the duties, powers, and functions of the EECO.

SECTION 22. FUNDING FOR THE EECO AND REMUNERATION OF THE EEC OFFICER. - Funding requirements for the remuneration of the EEC Officer's services shall be charged to the existing fund of Batangas City.

SECTION 23. BARANGAY EEC FOCAL PERSON. - Each barangay shall have an Energy Efficiency and Conservation Focal Person designated by the Punong Barangay from the incumbent officials or existing personnel of the barangay. The Barangay EEC Focal Person shall be responsible for the following:

HON. NELSON J. CHAVEZ

HON. AMANDO C. LAZARTE

HON. OLIVER Z. MACATANGAY

HON. NESTOR E. DIMACUHA

HON. ANDREA LOISE F. MACARAIG

HON. CARLOS ENRIQUE A. BUTED

HON. HAMILTON G. BLANCO

HON. ALYSSA RENEE A. CRUZ

HON. MARJORIE A. MANALO

HON. ANGELITO DONDON A. DIMACUHA

HON. MICHAEL VILLENA

HON. LORENZO A. GAMBOA, JR.

HON. SIDRA M. ATIENZA

HON. ZESTER CARLO M. HERNANDEZ

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- (a) Promoting and mainstreaming energy efficiency and conservation measures and practices within the barangay;
- (b) Ensuring the barangay's compliance with the Government Energy Management Program (GEMP);
- (c) Conducting information, education, and communication campaign on energy efficiency and conservation within the barangay;
- (d) Performing such other powers and functions necessary to attain the objectives of the Batangas City energy efficiency and conservation policies and programs.

**CHAPTER VII
TRANSPORTATION**

SECTION 24. ADOPTION AND UTILIZATION OF ALTERNATIVE FUELS AND TECHNOLOGIES. - It shall be the policy of Batangas City to promote greater adoption, utilization, and commercialization of Alternative Fuels and Technologies, such as auto LPG, electric, LNG, and CNG, in the transport sector to reduce reliance on conventional fuels and lessen carbon emission.

SECTION 25. THE BATANGAS CITY GOVERNMENT VEHICLE RE-FLEETING. - Batangas City shall prioritize acquiring next-generation vehicles that utilize Alternative Fuels and Technologies in its vehicle re-fleeting program.

SECTION 26. INFRASTRUCTURE SUPPORT. - Batangas City shall support the commercialization of next-generation vehicles that utilize Alternative Fuels and Technologies such as, but not limited to:

- (a) Development of dedicated parking lots with installed charging stations for electric vehicles in every public and private establishment;

HON. NELSON J. CHAVEZ

HON. IRMANDO C. CAZARTE

HON. OLIVER Z. MACATANGAY

HON. NESTOR E. DIMACUHA

HON. ANDREA LOISE P. MACARAIG

HON. KARLOS EMMAWUEL A. BUTED

HON. HAMILTON G. BIANCO

HON. ALYSSA RENEE A. CRUZ

HON. MARJORIE A. MANALO

HON. ANGELITO DONDON A. DIMACUHA

HON. MICHAEL VILLENA

HON. L. RENZO A. GAMBOL JR.

HON. ISIDRA M. ATIENZA

HON. ZESTER CARLO M. HERNANDEZ

HON. JOSE DANASH LUIS F. TOCENTINO



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- (b) Installation of public charging stations for electric vehicles and refueling stations for LNG and CNG fuelled vehicles;
- (c) Creation of green routes where bicycles, electric bikes, electric scooters, and the likes will exclusively pass through;
- (d) Establishment of motor shops that provide after-sales service to next-generation vehicles within its locality;
- (e) Offering free training to technicians on repair and maintenance of next-generation vehicles;
- (f) Such other programs, projects, and facilities that promote the mainstreaming and commercialization of next-generation vehicles.

SECTION 27. EMERGING TECHNOLOGIES. - Batangas City shall regularly assess emerging energy technologies in the transport sector and develop and formulate policies for their adoption and utilization.

**CHAPTER VIII
PRIVATE SECTOR PARTICIPATION**

SECTION 28. LOCAL INVESTMENT INCENTIVES PLAN (LIIP). - In coordination with the PPP Center, the LGU Energy Sector Committee may explore energy development, efficiency and conservation, safety, and resiliency projects with the private sector.

Pursuant to Section 109 of RA 7160 and in the interest of promoting energy efficiency in the local setting, Batangas City, through the City Development Councils, shall include all energy projects, including efficiency and conservation projects, in the Investment Priority Areas (IPA).

HON. NELSON J. CHAVEZ

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Furthermore, Batangas City shall encourage the participation of the private sector in opportunities provided by the pertinent prevailing upstream and downstream laws.

**CHAPTER IX
ENVIRONMENTAL MANAGEMENT**

SECTION 29. COMPLIANCE WITH ENVIRONMENTAL REGULATIONS. - The Batangas City, through the City Environment and Natural Resources Office (ENRO), shall ensure that all energy projects and facilities in its jurisdiction strictly implement environmental impact mitigation and enhancement measures. Compliance of all energy projects and facilities with other pertinent existing environmental rules and regulations shall be strictly enforced and monitored.

SECTION 30. MONITORING AND COMPLIANCE. - The City Environment and Natural Resources Office (ENRO) shall assist the DOE in conducting regular environmental compliance monitoring of energy projects and facilities to ensure that all environmental quality standards are observed.

The City ENRO shall ensure that all energy projects and facilities strictly comply with their (1) Environmental Management Plan or Environmental Management and Monitoring Plan, which should cover air quality, water quality, biodiversity, and waste management; (2) Environmental Compliance Certificates (ECC) conditionalities, and (3) other pertinent existing regulations.

The ENRO shall designate from the department's existing personnel representatives to Multi-Partite Monitoring Team (MMT) to projects and undertakings required to organize such MMT.

SECTION 31. WASTE MANAGEMENT COLLECTION, RECYCLING, AND DISPOSAL. - The City ENRO shall ensure that the pertinent existing laws, guidelines, and rules and regulations on waste management collection, recycling, and disposal of wastes arising from energy-consuming devices, equipment, fixtures, and other relevant items, including end-of-life vehicles and their component parts.

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HON. ANGELITO DONDON A. DIMACUHA

HON. MICHAEL VILLENA
HON. LORENZO A. GAMBACA, JR.

HON. ISIDRO ATIENZA

HON. ZESTER CARLO M. HERNANDEZ

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The guidelines on appropriate containment features and management measures for hazardous wastes consistent with R.A. No. 6969, otherwise known as the "Toxic Substances and Hazardous and Nuclear Wastes Control Act of 1990," shall be strictly enforced and monitored by the City ENRO.

**CHAPTER X
RESILIENCY**

SECTION 32. ASSESSMENT OF ENERGY INFRASTRUCTURE AND SYSTEM VULNERABILITY. - The City Disaster Risk Reduction and Management Office shall annually conduct an assessment of energy infrastructure and system vulnerability and provide recommendations to improve the resiliency of energy projects and facilities.

SECTION 33. STRUCTURAL ADAPTATIONS. - The City Engineer's Office / Office of the Building Official shall develop and formulate guidelines for integrating structural adaptations into the structural designs of energy infrastructures and implementing infrastructure reinforcement measures on existing energy infrastructures.

SECTION 34. LOCAL ENERGY CONTINGENCY PLAN. - The Local Energy Sector Committee shall develop and formulate a Local Energy Contingency Plan that lays down the processes and procedures that shall govern in the event of disasters and emergencies. The plan should ensure that necessary electricity service and fuel supply would be uninterrupted or restored to vital public service and critical and strategic activities during and after the occurrence of a disaster or emergency.

SECTION 35. BUSINESS AND SERVICE CONTINUITY PLAN. - All business establishments, public facilities, and government offices providing essential goods and services shall annually submit a Business Continuity Plan or Public Service Continuity Plan, as the case may be, that lays down the processes and procedures to be adopted to maintain business functions or the delivery of public service in the event of power and fuel delivery interruption, whether or not caused by a disaster or emergency.

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HON. LORENZO A. GAMBORA JR.

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**CHAPTER XI
INFORMATION, EDUCATION, AND COMMUNICATION CAMPAIGN**

SECTION 36. INFORMATION, EDUCATION, AND COMMUNICATION CAMPAIGN. - Batangas City, through the EECO, in coordination with the DILG and the DOE, shall disseminate and capacitate its concerned stakeholders and constituents on energy safety practices, energy efficiency and conservation, energy resiliency, energy planning which include energy access and resource development, energy programs, policies, and projects.

A holistic approach shall be adopted for the dissemination of information through curriculum integration, barangay grassroots campaign, multimedia platform campaign, and other appropriate methods and strategies.

SECTION 37. PROMOTION AND INTEGRATION OF ENERGY EFFICIENCY AND CONSERVATION IN SCHOOL CURRICULA. - The EECO shall coordinate with the Department of Education and the Commission on Higher Education to prepare and integrate energy efficiency and conservation practices into school curricula.

**CHAPTER XII
AWARDS AND CITATIONS**

Section 38. Awards and Citations. - The Batangas City shall grant appropriate recognitions, awards, and citations, including cash and non-cash rewards, to individuals, juridical entities, business establishments, organizations, offices, and households that shall exhibit best practices in energy efficiency and conservation.

Awards and citations shall likewise be given for innovations in energy development, energy efficiency and conservation best practices.

Special awards shall be given to women, children, youth, and other sectors for innovations in energy development and energy efficiency, and conservation best practices.

HON. NELSON J. CHAVEZ

HON. ARMANDO C. LAJARTE

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HON. CARLOS EMMANUEL A. BUTED

HON. HAMILTON G. BLANCO

HON. ALYSSA ENEE A. CRUZ

HON. MARJORIE A. MANALO

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A criteria shall be formulated, that will serve as basis in providing incentives and/or rewards.

**CHAPTER XIII
FINAL PROVISIONS**

SECTION 39. FUNDING SUPPORT. - For the effective implementation of this Code and upon the availability of funds, a sum sufficient in amount shall be appropriated and included in the annual budget and/or supplemental budget of the City Government. Partnership with various stakeholders shall be encouraged.

SECTION 40. SEPARABILITY CLAUSE. - If for any reason, any section or provision of this Ordinance is declared illegal or unconstitutional, other sections or provisions hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 41. REPEALING CLAUSE. - All previous issuances, ordinances, rules, and regulations or parts thereof which are inconsistent or in conflict with the provisions of this Ordinance are hereby repealed or modified accordingly.

SECTION 42. EFFECTIVITY CLAUSE. - This Ordinance shall take effect fifteen (15) days after its approval and posting on the bulletin board at the entrance of the city hall and two (2) other conspicuous places within Batangas City.

ENACTED by the Sangguniang Panlungsod of Batangas City this 29th day of August, 2023.

HON. NELSON J. CHAVEZ
HON. ARMANDO C. LAZARTE
HON. OLIVER Z. MACATANGAY
HON. NESTOR E. DIMACUHA
HON. ANDREX LOISE F. MACARAIG
HON. KARLOS ENRIQUE A. BUTED
HON. HAMILTON G. BLANCO
HON. ALYSSA RENEE A. SUZ

HON. MARIORIE A. MANALO
HON. ANGELITO DONDON A. DIMACUHA
HON. MICHAEL VILLENA
HON. LORENZO A. GAMBON JR.
HON. ISIDRO MATIENZA
HON. ZESTER CARLO M. HERNANDEZ
HON. JOSE JONASH LUIS F. TOLENTINO



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304


23

Continuation of Ordinance No. 22-19 S. 2023


AN ORDINANCE ADOPTING A LOCAL GOVERNMENT ENERGY CODE TO PROMOTE ENERGY EFFICIENCY AND CONSERVATION, FACILITATE THE IMPLEMENTATION OF ENERGY PROJECTS, HARMONIZE LOCAL AND NATIONAL POLICIES ON ENERGY UTILIZATION, EFFICIENCY, SAFETY, RESILIENCE, AND DEVELOPMENT, AND FOR SUCH OTHER RELATED PURPOSES AND PROVIDING FUNDS THEREFOR


ATTY. OLIVA D. TELEGATOS
Secretary

ATTESTED:


ATTY. ALYSSA RENEE A. CRUZ
Presiding Officer

APPROVED:


BEVERLEY ROSE B. DIMACUHA
City Mayor

Date Approved: SEP 15 2023

HON. NELSON J. CHAVEZ
HON. ARMANDO C. LAZARTE
HON. OLIVER Z. MACATANGAY
HON. NESTOR E. DIMACUHA
HON. ANDREA LOISE F. MACARAIG
HON. KARLOS EMANUEL A. BUTED
HON. HAMILTON G. BLANCO

HON. MARJORIE A. MANALO
HON. ANGELITO DONDON A. DIMACUHA
HON. MICHAEL VILLENA
HON. LORENZO A. GAMBORA JR.
HON. SIDRA M. ATIENZA
HON. ZESTER CARLO M. HERNANDEZ
HON. JOSE JONASH LUIS F. TOLENTINO

**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 AUGUST 29, 2023 AT THE SAMPAGUITA FARM,
SAMPAGA, BATANGAS CITY**

PRESENT:

Hon. Alyssa Renee A. Cruz	Presiding Officer
Hon. Hamilton G. Blanco,	Sangguniang Panlungsod Member
Hon. Karlos Emmanjuel A. Buted,	”
Hon. Andrea Loise F. Macaraig,	”
Hon. Nestor E. Dimacuha,	”
Hon. Oliver Z. Macatangay,	”
Hon. Armando C. Lazarte,	”
Hon. Jose Jonash Luis F. Tolentino,	”
Hon. Zester Carlo M. Hernandez,	”
Hon. Isidra “Ched” M. Atienza,	”
Hon. Lorenzo A. Gamboa, Jr.,	”
Hon. Michael C. Villena,	”
Hon. Angelito Dondon A. Dimacuha,	Liga ng mga Barangay President
Hon. Marjorie A. Manalo,	Sangguniang Kabataan President
Hon. Nelson J. Chavez, Sick Leave	Sangguniang Panlungsod Member

“On motion of SP Member Lazarte seconded by SP Member Angelito Dondon Dimacuha, the following Resolution was Adopted:

RESOLUTION NO. 22-342 S. 2023

**ADOPTING THE REPORT OF THE JOINT COMMITTEE ON ENVIRONMENT AND
URBAN DEVELOPMENT, LAND USE AND ZONING AND COMMITTEE ON LAWS,
RULES AND REGULATIONS AND APPROVING ON SECOND AND FINAL
READING THE LOCAL ENERGY CODE OF BATANGAS CITY**

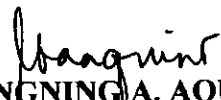
RESOLVED, to adopt the report of the Joint Committee on Environment and Urban Development, Land Use and Zoning and Committee on Laws, Rules and Regulations and to approve on Second and Final Reading the Ordinance entitled: “An Ordinance Adopting a Local Government Energy Code to Promote Energy Efficiency and Conservation, Facilitate the Implementation of Energy Projects, Harmonize Local and National Policies on Energy Utilization, Efficiency, Safety, Resilience, and Development, and for Such Other Related Purposes, and Providing Funds Therefor or the Local Energy Code of Batangas City”.

UNANIMOUSLY APPROVED . ”


Continuation of Resolution No. 22-342 S. 2023

ADOPTING THE REPORT OF THE JOINT COMMITTEE ON ENVIRONMENT AND URBAN DEVELOPMENT, LAND USE AND ZONING AND COMMITTEE ON LAWS, RULES AND REGULATIONS AND APPROVING ON SECOND AND FINAL READING THE LOCAL ENERGY CODE OF BATANGAS CITY

I hereby certify that the foregoing Resolution No. 22-342 S. 2023 was approved by the Sangguniang Panlungsod of Batangas City during its Regular Session held on August 29, 2023.


LUNINGNING A. AQUINO
Board Secretary III

NOTED:


ATTY. OLIVA D. TELEGATOS
Secretary

ATTESTED:


ATTY. ALYSSA RENEE A. CRUZ
Presiding Officer

ODT/LAA/ystingchuy...



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

COMMITTEE REPORT

DATE : August 23, 2023

TO : The Honorable Presiding Officer and Members of the Sangguniang Panlungsod

FROM : Joint Committee on Environment and Urban Development, Land Use and Zoning and Committee on Laws, Rules and Regulations

SUBJECT : **AN ORDINANCE ADOPTING A LOCAL GOVERNMENT ENERGY CODE TO PROMOTE ENERGY AND CONSERVATION, FACILITATE THE IMPLEMENTATION OF ENERGY PROJECTS, HARMONIZE LOCAL AND NATIONAL POLICIES ON ENERGY UTILIZATION, EFFICIENCY, SAFETY, RESILIENCE AND DEVELOPMENT AND FOR SUCH OTHER RELATED PURPOSES AND PROVIDING FUNDS THEREOF**

BACKGROUND

The aforementioned subject was referred to the Committee on Environment and Urban Development, Land Use and Zoning during the Regular Session on January 17, 2023 and held a Committee Hearing on January 31, 2023 wherein the subject was called to recess and resume on June 20, 2023 at 9:00 in the morning.

In attendance were the following:

Hon. Armando C. Lazarte	SP/Committee Chairman
Hon. Nestor E. Dimacuha	SP/Committee Member
Hon. Nelson J. Chavez	SP/Committee Member
Hon. Lorenzo A. Gamboa, Jr.	SP/Committee Member
Hon. Isidra M. Atienza	SP/Committee Member
Hon. Karlos Emmanjuel A. Buted	SP/Committee Member
Hon. Oliver Z. Macatangay	SP/Committee Member
Hon. Angelito A. Dimacuha	SP/Committee Member
Hon. Marjorie A. Manalo	SP/Committee Member
Hon. Hamilton G. Blanco	SP Member
Hon. Andrea Loise F. Macaraig	SP Member
Hon. Jose Jonash Luis F. Tolentino	SP Member
Hon. Zester Carlo M. Hernandez	SP Member
Hon. Michael C. Villena	SP Member

Representatives from relevant offices were:

Engr. Aileen Paglicauan	City ENRO
Atty. Shaira Camile Garcia	City Legal
Engr. April Adeva	CEO
Ar. Anna Ceniza	CEO
MS. Ditas A. Rivera	Dept. Head/BPLO
Mr. Joel Villalon	Energy Secure Phils – PLENRO
Ms. Bing Reyes	ESP Technical Staff – PLENRO



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DISCUSSIONS AND OBSERVATIONS

The following observations resulted after extensive discussions and deliberations of all present during the Committee hearing, to wit:

1. The City ENRO explained that the Local Energy Code is a new law that had a Republic Act under the Department of Energy (DOE) which mandates all Local Government Units to enact its own ordinance when it comes to Local Energy Code particularly on conservation and efficient use of energy and all programs underlying that. This also mandates all LGUs to have a local energy efficiency and conservation plan. Looking at this law, the Philippines may after many years could possibly have a shortage of energy resource, so it is really necessary for the LGUSs to have a plan and manage it well, so that it does not reach the point of having energy concerns or problems.
2. Representative from Secure Energy Philippines (ESP) further explained that the objective of the PLENRO (Philippine League of Local Energy and Natural Resources Officers) is to assist the LGUs in terms of enhancing or providing technical assistance in the formulation of the Local Energy Code and the LLECP or Local Energy Efficiency Conservation Plan as mentioned by the City ENRO and the EVOSS (Energy Virtual One-Stop-Shop) Act and everything that is all related to energy conservation and this is under the guidelines of the Department of Energy (DOE).
3. Issues raised by the Committee:
 - The proposed ordinance was profoundly and intellectually written, simplify it.
 - It was noticed that the Creation of Energy Sector Committee was very powerful and has the mandatory obligations which could possibly undermine the power accorded to Sangguniang Panlungsod especially on Sections 4, 5 and 8. Suggest going deeper and studying the provisions.
 - Chapter I, Sec. 2, par. C, is in conflict with the provision under Chapter III, Sec. 6
 - The words “promote, encourage, assist and support was suggested to change and use the word “to study” or put a provision, “if it is in conformity with the environmental code of Batangas City”.
 - On Section 4, Energy Sector Committee, a member or representative from Disaster Risk and Management should be included for there are issues associated in terms of security and safety measures. It was further explained that inclusion of members on the said committee was not limited as long as they are related on the energy code.
 - To add the “City Assessor’s Office (j)” and “Disaster Risk Management (k)” as members of the Energy Sector Committee.
4. To give discounts as added incentive for the successful implementation of the Ordinance.
5. To include on Section 3, Definition of Terms, the definition of RA 11032 – The Ease of Doing Business and Efficient Government Service Delivery (EODB) Act of 2018.
 - Chapter 12. Information, Education and Communication Campaign – Different strategies for the information dissemination was discussed like the online class, use of social media, info videos, tiktok and other online platforms.
 - There was a question with regard to the funds, on who will shoulder the cost.
 - The simplest way suggested was to coordinate with the Barangay and attach on the curricula.
 - To include on the provision that the City government can issue a discount on any business establishment of household that may avail of solar energy.
 - The committee emphasized what is the real purpose of the ordinance whether if it is to streamline the energy producers or to protect the ordinary consumers.
6. Final draft of the ordinance will be distributed to the concerned agencies for other comments and suggestions which will then be submitted back to the Committee.



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RECOMMENDATIONS

In accordance with the proceedings and based on the observations and discussions during the Committee Hearing, the Committee proposes the following recommendations:

1. The approval of the attached Ordinance for second and final reading and;
2. The adoption of this Committee report.

Respectfully submitted, August 23, 2023.

HON. ARMANDO C. LAZARTE
CHAIRMAN
Committee on Environment and
Urban Development, Land Use and Zoning
Member- Committee on Laws, Rules and Regulations

HON. NESTOR E. DIMACUHA
CHAIRMAN
Committee on Laws, Rules and Regulations
Member – Committee on Environment and
Urban Development, Land Use and Zoning

HON. KARLOS EMMANJUEL A. BUTED
Member- Committee on Environment and
Urban Development, Land Use and Zoning
Member- Committee on Laws, Rules and Regulations

HON. NELSON J. CHAVEZ
Member- Committee on Environment and
Urban Development, Land Use and Zoning
Member-Committee on Laws, Rules and
Regulations

HON. OLIVER Z. MACATANGAY
Member- Committee on Environment and
Urban Development, Land Use and Zoning

HON. LORENZO A. GAMBOA JR
Member- Committee on Environment and
Urban Development, Land Use and Zoning

HON. ANGELITO A. DIMACUHA
Member- Committee on Environment and
Urban Development, Land Use and Zoning

HON. ISIDRA M. ATIENZA
Member- Committee on Environment and
Urban Development, Land Use and Zoning
Member- Committee on Laws, Rules and
Regulations

HON. MARJORIE A. MANALO
Member- Committee on Environment and
Urban Development, Land Use and Zoning