



Republic of the Philippines
PROVINCE OF NUEVA ECIJA
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OFFICE OF THE SANGGUNIANG PANLALAWIGAN

EXCERPT FROM THE MINUTES OF THE 33RD REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN OF NUEVA ECIJA HELD VIA ZOOM, VIRTUAL ONLINE SESSION ON

AUGUST 22, 2023

PRESENT:

VG EMMANUEL ANTONIO M. UMALI	- Presiding Officer
BM JOSE LUCIUS POCHOLO M. DIZON	- Member
BM ERIC DANIEL F. SALAZAR	- Member
BM RAFAEL ANDREW R. VILLANUEVA	- Member
BM JASON J. ABALOS	- Member
BM FERDINAND V. DYSICO	- Member
BM EDUARDO JOSE B. JOSON, VII	- Member
BM MARY SWEET LIBERTY N. CRUZ	- Member
BM NAPOLEON P. INTERIOR, JR.	- Member
BM BELINDA E. PALILIO	- Member (President-PCL)
BM ARIEL L. MATIAS	- Member (President-LnB)
BM PAUL JOHN ARKHE C. SERRANO	- Member (President-SK Federation)
BM EMMANUEL B. DOMINGO	- Member (IPM Representative)

ABSENT:

BM JO-MARIO ANGELO E. MATIAS	- Member
BM TERESITA A. PATIAG	- Member

ORDINANCE NO. 38-S-2023

AN ORDINANCE IMPOSING AND STANDARDIZING THE FEES FOR PALAY DRYING AND MILLING SERVICES IN POST-HARVEST FACILITIES OWNED BY THE PROVINCIAL GOVERNMENT OF NUEVA ECIJA

WHEREAS, on August 15, 2023, the Sangguniang Panlalawigan received a communication dated August 14, 2023 from Governor Aurelio M. Umali, respectfully requesting for the passage of an ordinance standardizing the fees for palay drying and milling services in post-harvest facilities owned by the Provincial Government of Nueva Ecija with the following proposed fees, to wit:

a. NEPG Grain Drying Facility and Research Center, Palayan City

Service	Amount
Mechanical Drying Fee	P1.40/kilo

b. NEPG Rice Mill Complex, Guimba, Nueva Ecija

Service	Amount
Mechanical Drying Fee	P1.40/kilo
Milling Fee	P1.30/kilo

WHEREAS, Republic Act No. 7160 or the Local Government Code of 1991 specifically, Section 18 thereof provides: *“Power to Generate and Apply Resources. - Local government units shall have the power and authority to establish an organization that shall be responsible for the efficient and effective implementation of their development plans, program objectives and priorities; to create their own sources of revenue and to levy taxes, fees, and charges which shall accrue exclusively for their use and disposition and which shall be retained by them”*;

WHEREAS, Section 129 of the same code likewise provides: *“Power to Create Source of Revenue - Each local government unit shall exercise its power to create its own sources of revenue and to levy taxes, fees, and charges subject to the provisions herein, consistent with the basic policy of local autonomy. Such taxes, fees, and charges shall accrue exclusively to the local government units”*;

WHEREAS, Section 468 of the same code states: *“(a) The Sangguniang Panlalawigan, as the legislative body of the province, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the province and its inhabitants pursuant to Section 16 of this Code and in the proper exercise of the corporate powers of the province as provided for under Section 22 of this Code, and shall: (2) Generate and maximize the use of resources and revenues for the development plans, program objectives and priorities of the province as provided for under Section 18 of this Code, with particular attention to agro-industrial development and country-wide growth and progress and relative thereto, shall: (ii) Subject to the provisions of Book II of this Code and applicable laws and upon the majority vote of all the members of the Sangguniang Panlalawigan, enact ordinances levying taxes, fees and charges, prescribing the rates thereof for general and specific purposes, and granting tax exemptions, incentives or reliefs”*;

WHEREAS, after careful evaluation, the Sangguniang Panlalawigan finds the request in order and merits approval;

NOW THEREFORE, under the suspended internal rules and on motion of Board Member Eric Daniel F. Salazar, unanimously seconded by the Members present;

BE IT ORDAINED AND ENACTED BY THE SANGGUNIANG PANLALAWIGAN IN SESSION ASSEMBLED:

SECTION 1. The following Standard Fees for Palay Drying and Milling Services in post-harvest facilities owned by the Provincial Government of Nueva Ecija are hereby imposed, to wit:

a. NEPG Grain Drying Facility and Research Center, Palayan City

Service	Amount
Mechanical Drying Fee	P1.40/kilo

IPINASIYA, GAYA NG GINAGAWANG PAGPAPASIYA NG KAPULUNGAN NG SANGGUNIANG PANLALAWIGAN, NA PAGTIBAYIN ANG KAUTUSAN GAYA NG SUMUSUNOD:

SEKSYON 1. Ang **Seksyon 1.2 ng Kapasyahan Blg. 33-S-2015 (Kautusan Blg. 02-Serye-2015)** na may pamagat na: *“ISANG KAUTUSAN NA NAGTATAKDA NG PAGKAKARON NG HINDI PANGKARANIWANG SONA NA ILALAN PARA SA MGA ITATAYONG MANUKAN, BABUYAN AT IBANG URI NG PAGHAHAYUPAN SA LALAWIGAN NG NUEVA ECIIJA, AT NAGTATADHANA NG MGA PANUNTUNAN, PAMAMAHALA, PAGPAPATUPAD AT PAGSUSUSOG DITO MAGING SA PAGPAPAWALANG BISA NG LAHAT NG KAUTUSANG SALUNGAT DITO”*, ay sinusugan sa pamamagitan ng pagdadagdag ng probisyon na nagtatakda ng layo ng mga itatayong babuyan (piggery) ng mga benepisyaryo ng programa ng Department of Agriculture na *Integrated National Swine Production Initiatives for Recovery and Expansion (INSPIRE)* sa Lalawigan ng Nueva Ecija, alinsunod sa mga alintuntunin ng *DA Administrative Order No. 4 Series of 2004*, gaya ng sumusunod:

“Seksyon 1.2.a Na, ang layo ng mga itatayong babuyan ng mga benepisyaryo ng *Integrated National Swine Production Initiatives For Recovery and Expansion (INSPIRE)* ng Department of Agriculture mula sa isa’t isa ay hindi bababa sa isang (1) kilometro; gayundin, isang (1) kilometrong layo mula sa hangganan ng lugar na may mga kabahayan at iba pang istraktura (built-up areas), na siyang tutukuyin ng Pamahalaang Panlalawigan ng Nueva Ecija”.

SEKSYON 2. Anumang kautusang napagtibay na may pagkakahalintulad sa alin mang bahagi at tadhanain ng kautusang ito sa Lalawigan ng Nueva Ecija, ay ipinapawalang bisa.

SEKSYON 3. Ang kautusang ito ay magkakabisa matapos na ito ay mapagtibay.

IPINASIYA, Agosto 22, 2023.

PINATUTUNAYAN KO ang kawastuhan ng nasabing Ordinansa Blg. 39-S-2023.

ATTY. NORBERTO D. CORONEL
Kalihim ng Sangguniang Panlalawigan

PINATOTOHANAN:

EMMANUEL ANTONIO M. UMALI
Pangalawang Punong Lalawigan/Tagapangulo

PINAGTIBAY:

AURELIO M. UMALI
Punong Lalawigan
Petsa: AUG 29 2023