



EXECUTIVE ORDER NO. 3) SERIES OF 2021

CREATION OF AN OVERSIGHT COMMITTEE ON THE REVISION OF FEES AND CHARGES AND TECHNICAL WORKING GROUP OF THE MUNICIPAL GOVERNMENT OF HAGONUY, DAVAO DEL SUR

WHEREAS, Section 129 of the Republic Act 7160, otherwise known as the Local Government Code of 1991 (LGC), provides the power and authority for local government units (LGU) to create their own sources of revenue and to levy taxes, fees, and charges which shall accrue their use and disposition and which shall be retained by them, subject to the provisions therein, consistent with the basic policy of local autonomy;

WHEREAS, Section 142 of the LGC allow municipalities to levy taxes, fees and charges not otherwise levied by the provinces;

WHEREAS, Section 153 of the LGC stipulates that LGU may impose and collect reasonable fees and charges for services rendered;

WHEREAS, Section 130 of the LGC requires that the exercise of the taxing and other revenue-raising power of LGUs shall be governed by the following principles:

- a.) Uniform in each local government unit;
- b.) Equitable and based as far as practicable on the taxpayer's ability to pay, levied and collected only for public purposes, not be unjust, excessive, oppressive, or confiscatory, and not be contrary to law, public policy, national economic policy, or in the restraint of trade;
- c.) Collections shall be in no case be let to any private person;
- d.) Collections shall inure solely to the benefit of, and subjected to the disposition by the LGU levying the tax, fee, charge, or other imposition; and
- e.) Evolve a progressive system of taxation.

WHEREAS, Section 5 of the Republic Act No. 11032, otherwise known as the Ease of Doing Business and Efficient Government Service Delivery (EODB EGSD) Act of 2018, provides that all proposed regulations of government agencies shall undergo regulatory impact assessment to establish if the proposed regulation does not add undue regulatory burden and cost to these agencies and the applicants or requesting parties;

WHEREAS, The Department of Interior and Local Government (DILG) and the Department of Finance (DOF) issued Joint Memorandum Circular (JMC) No. 2019-01 dated May 17, 2019, on the subject of "GUIDELINES FOR THE REVIEW,

ADJUSTMENT, SETTING AND/OR ADOPTION OF REASONABLE REGULATORY FEES AND CHARGES OF LOCAL GOVERNMENT UNIT”.

WHEREAS, Section 6.4 of the JMC No. 2019-01 requires the creation of an oversight committee on the revision of fees and charges;

WHEREAS, to ensure uniform procedure in setting reasonable fees and charges as provided for by the pertinent provisions of LGC, and in order to establish a balance between recovering the cost of services and the ease of doing business in compliance with RA No. 11032, DILG-DOF JMC No. 2019-01 dated May 17, 2019, followed by the issuance of the Bureau of Local Government Finance (BLGF) Memorandum Circular (MC) No. 020-2019, dated September 2, 2019, providing guidelines and procedures on the use of the Local Fees and Charges (LFC) Toolkit for the LGUs;

NOW THEREFORE, I FRANCO MAGNO CALIDA, Municipal Mayor of the Municipality of Hagonoy, Davao del Sur, by the virtue of the powers vested upon me by law do hereby order:

SECTION 1. CREATION OF AN OVERSIGHT COMMITTEE ON THE REVISION OF FEES AND CHARGES AND TECHNICAL WORKING GROUP. A Municipal Oversight Committee on the Revision of Fees and Charges (hereinafter referred to as Committee) and Technical Working Group are hereby constituted and shall be composed of the following:

MUNICIPAL OVERSIGHT COMMITTEE ON THE REVISION OF FEES AND CHARGES

Chairperson: FRANCO MAGNO CALIDA
Municipal Mayor

Co-Chairperson: RUTH J. DIEZ
Municipal Treasurer

Members: DANTE AZNAR
SB Chairperson on Committee on Finance

DENNIS LASAT III
PDO II
MPDC-OIC

PUREZA CABARDO
Local Civil Registrar Officer

CHARMAYNE C. CANDO
MENRO Designate

RUDY AMODA
SB Chairperson on Tourism

MELCHORA A. YAMOMO, REA
Municipal Assessor

ROMEO GAMALONG, JR.
Municipal Health Officer

WILFREDO GABUTAN
Municipal Veterinarian

HERMOSO EDULLANTES
MAGRI-OIC

ENGR. NOEL D. ALEGRE
Municipal Engineer

ELVIRA B. ESPINA, MPA
Municipal Budget Officer

CHERRYL B. PARABA, CPA
Municipal Accountant

REBECCA S. RONDA
License Inspector I/BPLO Designate

RENE LINGON
CAO IV-Sanitary Inspector -Designate

ERICSON S. REZANE
Secretary of the Sangguniang Bayan

TECHNICAL WORKING GROUP

Chairperson: JANUARIO R. LASQUITE
LRCO II

Vice Chairperson: CHARLES R. ABUDA
Data Controller III

Members: MARY GRACE T. OCHIA, MPA
RCC II

JOCELYN TURADO
LLSO V

The TWG shall provide administrative support in the conduct of meetings, take charge of communications and notices, and take custody of all records, data information, and other documents of the Committee.

SECTION 2. FUNCTIONS AND RESPONSIBILITIES. The Committee shall perform the following functions and responsibilities, viz:

1. Ensure that the guiding principles as prescribed under the LGC, DILG-DOF JMC No. 2019-01, and BLGF MC No. 020-2019, among other relevant laws and issuances, are duly observed;
2. Review the rationale for local fees and charges currently imposed by the LGU and methodology for determination of the fee schedule or rates;

3. Gather data on the cost of delivering regulatory, servicing fees, and charges in order to compute the appropriate rates that will recover the cost, using the LFC Toolkit; and
4. Submit to the Municipal Mayor and the Sangguniang Bayan the recommended proposed revisions in the existing local revenue ordinance, including a program of action to institute reforms.

SECTION 3. MEETINGS AND QUORUM. The Committee shall meet as often as necessary upon the call of the Chairperson. A majority of the members of the Committee shall constitute a quorum, but the Chairperson or a Co-Chairperson must be present their proposals for the review of fees and charges will be approved. The affirmative vote of all the majority of the members shall be necessary to approve such proposal.

SECTION 4. EFFECTIVITY. This Executive Order shall take effect immediately and it shall remain in full force and effect until revoked, repealed or amended accordingly.

Done this 19th day of November, 2021 at Hagonoy, Davao del Sur, Philippines.


FRANCO MAGNO CALIDA
Mayor

	Barangay President, Chairperson, Committee on Ways and Means)			
4. Conduct meeting with the Oversight Committee to review the existing ordinance and identify particular fees and charges to be rationalized	Mun. Mayor, MTO, MPDO, BPLO, OBO, LCR MHO, MENRO, Mun. Agriculturist, PNP, LEIPO/Tourism,, MEO Municipal Council (Council Secretariat, Liga ng mga Barangay President, Chairperson, Committee on Ways and Means)	May, 2022		
5. Generate rates of fees and charges based on the actual computation using the LFC Toolkit	Mun. Mayor, MTO, MPDO, BPLO, OBO, LCR MHO, MENRO, Mun. Agriculturist, PNP, LEIPO/Tourism,, MEO Municipal Council (Council Secretariat, Liga ng mga Barangay President, Chairperson, Committee on Ways and Means)	June, 2022		
6. Recommend to the Oversight Committee whether to adopt the existing rate of fees and charges or the computed fees and charges based on the LFC toolkit and decision of the Oversight Committee (consultative meeting, etc.)	Mun. Mayor, MTO, MPDO, BPLO, OBO, LCR MHO, MENRO, Mun. Agriculturist, PNP, LEIPO/Tourism,, MEO Municipal Council (Council Secretariat, Liga ng mga Barangay President, Chairperson, Committee on Ways and Means)	July, 2022		
7. Submit to the	Oversight Committee, City			

Sanggunian for the necessary legislative process (conduct public hearing, publication, etc.) for the updating of the Local Revenue Code	Oversight Committee	August 15, 2022		
8. Oversight Committee to submit to BLGF the new rates based on the LFC toolkit, pursuant to the DILG-DOF JMC No. 2019-01	Oversight Committee	November 10, 2022		
9. Implementation of new rates of fees and charges, pursuant to JMC 2019-01	BPLO, OBO, MTO, Zoning Office, Sanitation Office, CENRO	January, 2023		

Prepared by:


MARY GRACE T. OCHIA, MPA
 RCC II

Approved by:


RUTH J. DIEZ
 Municipal Treasurer

Noted by:


FRANCO MAGNO CALIDA
 Municipal Mayor