



**OFFICE OF THE SANGGUNIANG BAYAN**

EXCERPT FROM THE MINUTES TAKEN DURING THE 111<sup>TH</sup> REGULAR SESSION OF THE SANGGUNIANG BAYAN OF IPIL, ZAMBOANGA DEL SUR HELD AT ITS SESSION HALL ON NOVEMBER 27, 2000 AT 9:00 IN THE MORNING.

*OFFICERS/MEMBERS:*

		Present	Absent	O/B
HON. RICHARD B. RAMBUYONG,	Municipal Vice Mayor			
HON. RAMON R. VILLAFUERTE,	SB Member	( / )	( )	( )
HON. ELEANOR F. SARDUAL,	- do - (Floor Leader)	( / )	( )	( )
HON. NESTOR D. NATIVIDAD,	SB Member	( / )	( )	( )
HON. RESTITUTO C. ALEJANDRO Jr.,	- do -	( / )	( )	( )
HON. JAINAL H. ANDUHOL,	- do -	( / )	( )	( )
HON. WENIFREDO M. CHIONG,	- do -	( / )	( )	( )
HON. MARLON A. PONTANAR,	- do - (Presiding Officer)	( / )	( )	( )
HON. CLEOPATRA P. LARGO,	SB Member/Ex-officio	( / )	( )	( )
HON. JAYCER F. ANDUHOL,	- do -/Ex-officio	( / )	( )	( )
MRS. ESTELITA S. EGUIA,	Secretary to the Sanggunian	( / )	( )	( )

ORDINANCE NO. 11-153-2000

AN ORDINANCE ESTABLISHING THE RULES AND REGULATIONS IN THE MANAGEMENT OF THE IPIL PUBLIC CEMETERY, AND APPROPRIATING FUNDS THEREOF AND FOR OTHER PURPOSES.

EXPLANATORY NOTE

WHEREAS, Ipil is a fast growing Municipality with an area for a Public Cemetery and which can also be subdivided into specific burial lots;

WHEREAS, there is a need to regulate the management of the Ipil Public Cemetery for proper zoning and general guidelines and also as source of revenue;

WHEREAS, this Ordinance is enacted in pursuance to Section 447-(a) (2) (x) and Section 458 (a) (2) (x) of Republic Act 7160;

Be it ordained by the Honorable Sangguniang Bayan of Ipil in session assembled and by authority of the same, that:

SECTION 1. TITLE. This shall be known as the Ipil Public Cemetery Management Ordinance (IPCMO).

SECTION 2. PURPOSE AND COVERAGE. The IPCMO shall serve as the management authority in the governance of the existing Ipil Public Cemetery (IPC) at Barangay Sanito, this Municipality, and those that may hereafter be acquired, established and designated as such by the Local Government.

SECTION 3. POLICY OF THE LOCAL GOVERNMENT. As a matter of policy, the Local Government through its duly elected and appointed government officials, shall see to it that the operation of the municipality-owned cemetery or cemeteries shall not only be for the purpose of deriving income therefrom. But equally important thereto shall be the deliverance of the rights of the families whose dead shall have been buried thereat.

SECTION 4. GLOSSARY OF TERMS. The following terms used herein are either constitutively or operationally defined:

4.1 Burial Lot. This refers to the niche in the public cemetery where the dead shall be buried.

4.2 Burial Space. Pertains to the whole area in the cemetery that is designated as burial site.

4.3 Cadaver Transfer. This relates to exhumed human remains intended to be transferred from original grave to the public cemetery.

4.4 Pauper Burial Space. This means the high-rise burial niches, constructed and designed along perimeter wall by the Local Government, where which deceased persons, certified to as indigent by proper authorities, and those whose remains are unclaimed, shall be rested at.

4.5 IPC. This refers to the Ipil Public Cemetery and other cemeteries that shall hereinafter be acquired established and designated by the Local Government as such.

SECTION 5. CEMETERY MANAGEMENT. Shall be under the Mayor's Office, through the Engineering Office and the Office of the Municipal Treasurer; and shall

5.1 Enforce, implement and administer all plans, programs, policies, rules and regulations pursuant to the operation of the Cemetery;

5.2 Propose measures, additional rules and regulations appurtenant to and/or involving the Administration and/or operation of the Cemetery;

The management of the cemetery shall be vested in the Municipal Engineer's Office. Through its Department Head, shall perform, among others, the following duties:

5.3 Prepares the over-all plans, design and lay-out of the cemetery, including the facilities and surfacing structures that shall be constructed thereon;

5.4 Facilitates subdivision scheme of the burial space;

5.5 Maintains physical orderliness, cleanliness, sanitation, hygiene and beautification within the premises of the Cemetery through the designated cemetery caretaker/s.

5.6 The designated cemetery caretaker/s shall strictly observe the disallowance of astray animals within the premises of the Ipil Public Cemetery.

The Municipal Treasurer's Office shall also perform the following:

5.7 Accepts, assesses and records all applications and disposals of burial lots in accordance with the provisions hereof;

5.8 Collects and issues corresponding receipts of burial lot fee, the amount of which shall be in consonance with the imposition hereof.

SECTION 6. BURIAL LOT AND FEE. The burial space at the Public Cemetery shall be subdivided into burial lots, each measuring 1.2 x 2.4 m. or 2.88 sq.m. per lot and shall be disposed of according to the following categories and rates, to wit:

6.1 New area. P1,200.00 per lot for the first five years and a payment of P300.00 for every year thereafter. Tombs in this burial lot area shall be constructed underground with a slab on top. No construction of any kind shall be allowed within this area.

6.2 Government Area. P1,200.00 per lot for the first five years and a payment of P300.00 for every year thereafter.

6.3 Regular area. P800.00 per lot for the first five years and a payment of P150.00 for every year thereafter.

6.4 Pauper burial space. P20.00 per lot area.

6.5 Concerned person/s or entities shall pay the amount of P400.00 for a niche that shall be constructed on top of an old tomb, and same shall pay P150.00 per year after five years.

6.6 There shall be a strict prohibition of the construction of any structure (payag-payag, atop-atop, kural-kural, & bangko-bangko) within the burial lot area.

SECTION 7. PAUPER BURIAL SPACE. There shall be allocated in the Public Cemetery an area where niches shall be constructed by the Municipal Government and be designated as a Pauper Burial Space. This space shall be divided into two (2) categories, namely:

7.1 Burial space for deceased persons belonging to a family certified to as indigent by MSWD;

7.2 Burial space for those deceased persons whose remains are unclaimed by immediate kin and/or relatives, and ordered buried by competent authorities.

Provided, that the Municipal Government reserves the right to exhume the remains of the dead persons referred to hereof after ten (10) years from the date of interment and transfer the same to another appropriate area within the cemetery; Provided, further, that space correspondingly vacated shall be made available again for burial purposes.

SECTION 8. DISPOSITION OF LOTS. The grant of burial lots to an individual shall be governed by the following rules:

8.1 A deceased person, evidenced by a Death Certificate, shall be allocated one (1) burial lot after payment of the herein prescribed fee;

8.2 A cadaver for transfer at the cemetery shall be allocated likewise one (1) burial lot, subject to the presentation of a Permit to Transfer Cadaver and after payment of the herein assessment;

8.3 A lot reservation shall be permitted only for a person who shall have been medically considered a terminal case, subject to proof there about and after payment of the herein mandated imposition;

8.4 Reservations for burial lot shall be limited to a maximum of 2 meters only.

8.5 No lot shall be let to any person but for burial purposes;

8.6 The designated pauper burial space shall be disposed of with minimal cost only to bury indigents, certified to as such, as well as those whose remains are unclaimed.

Provided, that the Municipal Government reserves the right to exhume the remains of the dead persons referred to hereof after six (6) years from the date of interment, and transfer the same to another appropriate area within the Cemetery; Provided further, that space correspondingly vacated shall be made available again for burial purposes.

SECTION 9. PUBLIC CEMETERY INCOME. All funds generated by the Municipal Treasurer's Office from the operation of the Cemetery shall be accounted for as Trust Fund by the Municipal Accountant and shall be appropriated exclusively for the maintenance and improvement of the Cemetery.

SECTION 10. SANCTION. Violation of any provision of this Ordinance shall suffer a penalty according to the following:

10.1 Private Person – Fine of P500.00 or imprisonment of not less than fifteen (15) days or both such fine and imprisonment at the discretion of the court.

10.2 Government Employee – Sangguniang Bayan may initiate the filing of proper charges and recommend for his suspension or removal from Office.

SECTION 11. SEPARABILITY CLAUSE. Should any court or competent jurisdiction adjudge any provision, section or part of this Ordinance invalid, such judgement shall not affect or impair the remaining provisions, sections or parts thereof which shall continue to be in effect.

SECTION 12. REPEALING CLAUSE. All laws or ordinances of local effect inconsistent with this ordinance are hereby modified, superceded or repealed accordingly.

SECTION 13. TRANSITORY PROVISIONS. The following shall be complied by the respective offices within three (3) months from the effectivity of this Ordinance.

13.1 The Municipal Engineer's Office shall:

13.1.1 Subdivide the Cemetery into burial lots delineating the pauper's burial space with provisions for the road system;

13.1.2 Prepare the design and the program of work of high rise burial niche for indigent and unclaimed remains.

Provided, that in all of the above, the Municipal Engineer's Office shall coordinate with the Municipal Treasurer's Office.

13.2 The Municipal Engineer's Office and the Municipal Treasurer's Office shall prepare the implementing guidelines and submits the same to the Municipal Mayor through the Sangguniang Bayan for approval.

13.3 This section shall be deemed extinguished upon satisfactory compliance thereof.

SECTION 14. EFFECTIVITY CLAUSE. This Ordinance shall take effect ten (10) days after the posting and/or publication requirements shall have been complied with.

That this Ordinance was moved by the Floor Leader and unanimously seconded.

APPROVED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the above-quoted Ordinance.

SECTION I. TITLE. This Ordinance shall be known as the Ordinance Creating the Position of Project Development Officer III, Sg18, in the Office of the Municipal Planning and Development Coordinator.

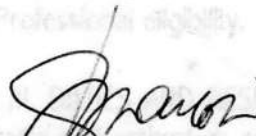
SECTION II. QUALIFICATIONS. The Project Development Officer III must have a Bachelor's degree relevant to the job, must have at least two years of relevant experience, eight (8) hours of relevant courses, and possess a Career Service Professional eligibility.


SECTION III. DUTIES AND RESPONSIBILITIES. The PDO III shall be the one to attend to details of work and monitors development projects, conduct actual studies to assist in the construction of projects, follows up and monitors development projects, subdivision plans approval, record analysis of concrete data necessary for the development of projects, assists in the evaluation of zoning applications, and provides information (type or community project) to the Sangguniang Bayan for its function as such and as may be ordered by the higher authority.


SECTION IV. EFFECTIVITY. This Ordinance shall be filed up as soon as possible and shall take effect upon the approval of the Municipal Mayor.

That this Ordinance was moved by the Floor Leader and unanimously seconded.

APPROVED UNANIMOUSLY.

ATTESTED BY:  
  
MARLON A. PONTANAR  
SB Member  
Acting Municipal Vice Mayor  
Presiding Officer

  
ESTELITA S. EGUA  
Sangguniang Secretary

APPROVED BY:  
  
ATTY. RICHARD B. RAMBUYONG  
Municipal Vice Mayor  
Acting Municipal Mayor