



Republic of the Philippines
City Government of Meycauayan
Province of Bulacan

Office of the Sangguniang Panlungsod

EXCERPT FROM THE MINUTES OF THE 35TH REGULAR SESSION IN THE YEAR 2023
OF THE 7TH SANGGUNIANG PANLUNGSOD OF THE CITY OF MEYCAUAYAN, BULACAN,
HELD AT THE SESSION HALL OF THE CITY HALL BUILDING ON DECEMBER 5, 2023.

Present:

JOSEFINA O. VIOLAGO	City Vice Mayor (Presiding Officer)
JERIMECO S. DULALIA	City Councilor
RAOUL M. ATADERO	City Councilor
MARIO T. BERBOSO	City Councilor
DANILO B. ABACAN, JR.	City Councilor
LARISSA DS. ABRACERO-SAN DIEGO	City Councilor
WILFREDO DS. MACATULAD	City Councilor
ROVIELYN A. CABIGQUEZ	City Councilor
JIN MARIE EUGENIE L. MIZUSE	President, SK Federation

Absent:

ANNA KATHRINA M. HERNANDEZ	City Councilor
MARIANO V. ALARILLA II	City Councilor
RONALD S. PALOMARES	City Councilor

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CITY ORDINANCE NO. 368 (OF 2023)

***AN ORDINANCE AMENDING CITY ORDINANCE NO. 293 (OF 2021) ON THE
COLLECTION OF CORRESPONDING BARANGAY CLEARANCE FEES IN THE
APPLICATION FOR ANY BUSINESS AND CONSTRUCTION RELATED TRANSACTIONS.***

WHEREAS, there is a need to streamline/simplify the process of business registration and application for the different permits related to construction in the City of Meycauayan to provide a more efficient and effective revenue collection and to promote a friendlier atmosphere for taxpayers and investors and avoid any possibility of overcharging and corruption;

WHEREAS, when regulations are simple and transparent entrepreneurs and investors need not to suffer from corruption, red tape and time-consuming transactions;

WHEREAS, the *Ease of Doing Business Act of 2018* or Republic Act 11032, otherwise known as “*An Act Promoting Ease of Doing Business and Efficient Delivery of Government Services*” was signed into law seeks to make the process of putting up and running a business in the Philippines easier and more efficient;

WHEREAS, Section 11(f) of RA 11032 provides that “Barangay clearances and permits related to doing business shall be applied, issued and collected at the City in accordance with the prescribed processing time of said Act. Provided, that the share in the collections shall be remitted to the respective barangays;

WHEREAS, Section 302 of the Implementing Rules and Regulations of P.D. 1096 (also known as “The National Building Code of the Philippines”) has enumerated the different requirements in obtaining a building permit and any ancillary/accessory permit related thereto;

WHEREAS, Barangays in the City of Meycauayan, enacted Barangay Ordinances to authorize the City Government of Meycauayan to issue barangay clearances and collect the corresponding barangay clearance fees in the application for any business-related activities;

WHEREAS, Section 152 of the Local Government Code specifically provides that:

Scope of Taxing Powers. - The barangays may levy taxes, fees, and charges, as provided in this Article, which shall exclusively accrue to them: xxx

(c) Barangay Clearance. - No city or municipality may issue any license or permit for any business or activity unless a clearance is first obtained from the barangay where such business or activity is located or conducted. For such clearance, the sangguniang barangay may impose a reasonable fee. The application for clearance shall be acted upon within seven (7) working days from the filing thereof. In the event that the clearance is not issued within the said period, the city or municipality may issue the said license or permit.

WHEREAS, initially there was a confusion as to whether or not the barangay clearances issued by and paid to the City Government of Meycauayan may be used for applications of zoning clearance, construction, building and its accessory permits, occupancy permits and other ancillary permits as required under the National Building Code, thus, the need to clear this matter.

NOW, THEREFORE, be it **ORDAINED**, as it is hereby **ORDAINED**, by the Sangguniang Panlungsod of Meycauayan, Bulacan, in a Regular Session duly assembled, **THAT:**

SECTION 1. Coverage. - This policy applies to the issuance of Barangay Clearance for business permit, locational clearance (as a requirement for the issuance of building permit), and those relating to applications for permits for construction, such as, but not limited to, zoning clearance, building permits and its accessory permits, occupancy permits and other ancillary permits as required under the National Building Code at the City.

SECTION 2. Definition of Terms. - The words and phrases used in this ordinance are hereby defined as follows:

Barangay Clearance - refers to any and all documents issued by the barangays with or without corresponding fees as defined in their ordinances relative to or in relation to the issuance of business permit, locational/zoning clearance, and those relating to applications for permits for construction, such as, but not limited to, zoning clearance, building and its accessory permits, occupancy permits and other ancillary permits as required under the National Building Code by the city or any other permit as may be required.

Barangay Clearance Fees - is an amount imposed by the barangays through an ordinance and collected by the city in relation to the issuance of business permit and locational clearance by the city.

Business Permit - is a document that must be secured from the city government, usually through its Business Permits and Licensing Office (BPLO), for a business to legally operate in the locality. (IRR of RA 11032).

Locational Clearance - is a clearance issued by the Zoning Administrator/Zoning Officer to a project that is allowed under the provisions of an ordinance of a particular City. It is a requirement for the issuance of Building Permit. (House and Land Use Regulatory Board - Comprehensive Land Use Plan Guidebook).

Construction Related Permits - refers to permits relating to construction, such as, but not limited to, zoning clearance, building and its accessory permits, occupancy permits and other ancillary permits as required under the National Building Code.

SECTION 3. Authority to collect Barangay Clearance Fee of Business-Related Transactions and Construction Related Permits. - The City of Meycauayan is given the authority to collect Barangay Clearance Fee for business and construction related transactions and other activities subject to the remittance to the subject Barangay/s.

SECTION 4. Rate of Barangay Clearance Fee to be collected. - The rate of Barangay Clearance Fee to be collected by the City for the issuance of barangay clearance is hereby fixed at **ONE THOUSAND PESOS (P1,000.00)**.

SECTION 5. Barangay Clearance Signatory. - Electronic Signature of the Punong Barangay concerned shall appear in all barangay clearance issued.

SECTION 6. Reporting and Remittance. - The City shall remit the Barangay Clearance Fee collected to the subject Barangay, thru its Barangay Treasury Account, not later than seven (7) working days of the ensuing month with the list of the issued Business-Related Permits and those relating to applications for permits for construction, such as, but not limited to, zoning clearance, building and its accessory permits, occupancy permits and other ancillary permits as required under the National Building Code.

SECTION 7. Separability Clause. - If for any reason, a part of this Ordinance is declared illegal or invalid, other parts or provisions hereof which are not affected thereby shall remain valid and in full force and effect.

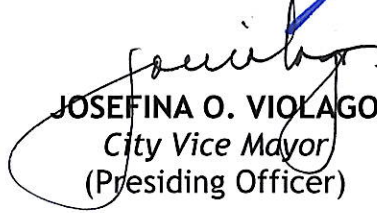
SECTION 8. Repealing Clause. - All previous Ordinance and rules/regulations which are inconsistent with the provisions of this ordinance are hereby deemed, modified or repealed accordingly.

SECTION 9. Effectivity Clause. - This Ordinance shall take effect immediately after its posting at the prominent places in the city hall for a period of three (3) consecutive weeks or its publication once in a newspaper of general circulation whichever comes later.

I hereby CERTIFY that this Ordinance was duly approved by the Sangguniang Panlungsod.


ATTY. BERNARD JOSEPH E. DOMINGO
Secretary to the Sangguniang Panlungsod

ATTESTED BY:

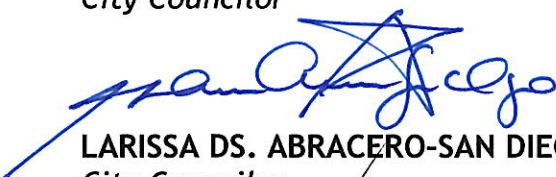

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President, SK Federation

APPROVED by the City Mayor this 15 DEC 2023 :


ATTY. HENRY R. VILLARICA
City Mayor