

Municipal Ordinance No. 31
Series of 2011

Author: Hon. Lucas A. Bugatti
SB Member, Chairman- Committee on Health Nutrition, Sanitation and Environment
Vice Chairman : Romeo L. Haguyayap
Members : Hon. Agustina M. Ipan
: Hon. Evelyn Y. Balenga
: Hon. Ruben P. Wacoy

AN ORDINANCE ESTABLISHING AN ADDITIONAL FINANCIAL ASSISTANCE PROGRAM FOR BARANGAY OFFICIALS AND WORKERS WHO LOSE THEIR LIVES OR GET INJURED WHILE IN THE PERFORMANCE OF DUTY AND PROVIDING FUNDS THEREOF.

Be it ordained by the Sangguniang Bayan of Hungduan, Ifugao in session duly assembled that:

SECTION I. TITLE. This Ordinance shall be known as the “Municipal Financial Assistance Ordinance for Barangay Officials and Workers”

SECTION 2. DECLARATION OF POLICY. – It shall be the policy of the Municipal Government to provide financial assistance to Barangay Officials and Workers who lose their lives or get injured while performing their duty, exclusive of the benefits being granted by existing laws.

SECTION 3. DEFINITION OF TERMS. – as used in this Ordinance, the following terms shall be defined as:

- a.) Municipal Financial Assistance Program- A program of the Municipal Government of Hungduan, Ifugao intended to financially assist Barangay Officials and Workers who lose their lives or get injured while in the performance of their duty.
- b.) Barangay Officials– those who are duly elected or appointed to the position of Punong Barangay, regular or ex-officio members of the Barangay Council including the SK Kagawads.
- c.) Barangay Workers- individuals appointed by the Punong Barangay such as, but not limited to Barangay Treasurer, Barangay Secretary, Barangay Health Workers, Barangay Nutrition Scholars, Lupong Tagapamayapa, Barangay Tanods, AYOD Health Team members and Daycare Workers to facilitate and help in the administration of their respective Barangays.
- d.) Performance of Duty – includes any activity being done by the Barangay Officials and Workers pursuant to their mandated duties and responsibilities under existing laws or ordinances. It shall be construed liberally in favor of the Barangay Officials

and Workers, but in no case shall it be construed to include purely personal and private acts, or self-inflicted injury or death, or death or injury due to gross negligence, or death due to sickness not acquired or related in the performance of duty.

- e.) Injury Category- this shall construe as a major injury as maybe Stated/ provided in the medical certificate by Health Personnel in any known medical facility. This shall also include major sickness as a result from exposure to hazardous environment.

SECTION 4. BENEFITS

- Death Category for Barangay Officials and Workers: PhP 10,000.00
- Injury Category for Barangay Officials and Workers: PhP 5,000.00

The financial assistance program shall be supervised and administered by the Municipal Government in coordination with the Office of the President of Municipal Association of Barangay Captains (ABC).

SECTION 5. BENEFICIARIES.

In case of the death of Barangay Official or Barangay Worker, or in his inability to claim the benefits herein provided due to hospitalization, his beneficiaries in the order of successional rights as given below, shall be entitled to receive payment of the applicable benefits, subject to the limitations and upon submission of the requirements stipulated herein.

The following shall be the order of the successional rights of the beneficiaries/ claimants:

- a. Legitimate surviving spouse living with the Barangay official or Barangay worker at the time of his death or hospitalization.
- b. Legitimate, legitimated or legally adopted children who are unmarried.
- c. Legitimate, legitimated or legally adopted children who are married.
- d. Legitimate parents or descendants
- e. illegitimate parents or descendants

SECTION 5. DOCUMENTARY REQUIREMENT – The documentary requirement are as follows:

2. Death Category:
 - a. Death Certificate from the Office of the Civil registrar or from medical doctors, or a certification from the midwife assigned at the Barangay as the case maybe;
 - b. Oath of Office for elective or appointive positions.

- c. Certification of Incumbency from the DILG Municipal Office and noted by DILG Provincial Office;
- d. For Barangay Captains, a certification by the Municipal President of the Association of Barangay Captains (ABC) providing, among others, that the concerned Barangay Captain died while in the performance of duty and that the cause and circumstances of the death and other necessary information is based on police report or autopsy or affidavit of witnesses or other reliable records;
- e. For Barangay Kagawads, SK Officials and other appointed Barangay Workers, a certification by the concerned Barangay Captain providing, among others, that the Barangay Official or Worker died while in the performance of duty and that the cause and circumstances of the death and other necessary information is based on police report or autopsy or affidavit of witnesses or other reliable records
- f. Endorsement of the Barangay Captain as to legitimacy of the claim;
- g. Marriage Contact, if claimant is the spouse, and Birth Certificates, if claimant is the child of Barangay Officials or Workers or parents of SK Officials.
- h. Adoption paper, if claimant is the adopted child of the Barangay official or worker

3. Injury Category:

- a. Medical Certificate- The extent of injury shall be determined by the Health Personnel in any known Medical Health Facility and shall reflect in the medical certificate as basis for claiming said benefits.
- b. Oath of Office for elective or appointive positions.
- c.
- d. Certification of Incumbency from the DILG Municipal office and noted by the DILG Provincial office;
- e. For Barangay Captains, a certification by the Municipal President of the Association of Barangay Captains (ABC) providing, among others, that the concerned Barangay Captain was injured while in the performance of duty and that the cause and circumstances of the sustained injury and other necessary information is based on police report or autopsy or affidavit of witnesses or other reliable records;

- f. For Barangay Kagawads, SK Officials and other appointed Barangay Workers, a certification by the concerned Barangay Captain providing, among others, that the Barangay Official or Worker was injured while in the performance of duty and that the cause and circumstances of the sustained injury and other necessary information is based on police report or autopsy or affidavit of witnesses or other reliable records
- g. Endorsement of the Barangay Captain as to legitimacy of the claim;
- h. Marriage contract, if claimant is the spouse, or Birth certificate, if claimant is the child.

SECTION 6. PROCESSING OF CLAIM- upon submission of the required documents enumerated in Section 5 of this Ordinance, it shall be the responsibility of the office of the Municipal Association of Barangay Captains to process the claim and inform the claimant when the check is available.

SECTION 7. FUNDING. The Municipal Government shall appropriate an amount of One Hundred Thousand Pesos (PhP 100, 000.00) in the 2012 budget. Any amount not utilized within the year shall be reverted back to the general fund. In case the appropriated amount is not sufficient, supplemental appropriation shall be included in any succeeding annual or supplemental budget.

SECTION 8. PENAL CLAUSE- Any public officer and employee, who, through conspiracy, are found administratively guilty of violating the provisions of this Ordinance shall be suspended for six (6) months without prejudice to the provisions of the Local Government Code of 1991 and other existing laws.

SECTION 9. REPEALING CLAUSE – All ordinances and policies of the Municipal Government of Hungduan contrary or inconsistent with this Ordinance are deemed repealed.

SECTION 10. SEPARABILITY CLAUSE – Should any part of this Ordinance be declared unconditional or invalid by proper authority, other parts or provisions hereof which are not affected shall continue to be in full force and effect.

SECTION 11. EFFECTIVITY – This Ordinance shall take effect in 2012 upon approval and publication in the Napulawan Breeze, the Official Newsletter of the Local Government unit of Hungduan, Ifugao

ENACTED this 8th day of March, 2011 by the Sangguniang Bayan of Hungduan, Ifugao.

CERTIFIED CORRECT:

(Sgd.)JOCELYN H. DULNUAN

Secretary to the Sangguniang Bayan

ATTESTED:

(Sgd.)JOHN D. HANGDAAN
Municipal Vice Mayor

(Sgd.)AGUSTINA M. IPAN
SB Member

(Sgd.) EVELYN Y. BALENGA
SB Member

(Sgd.)ROMEO L. HAGUYAYAP
SB Member

(Sgd.) RUBEN P. WACOY
SB Member

(Sgd.)PEDRO I. BINWAG
SB Member

(Sgd.) JUANITO B. GAMBOC *SB Member*

(Sgd.)LUCAS A. BUGATTI
SB Member

(Sgd.) JESSIE B. LACBAWAN
SB Member

(Sgd.)MAX A. YOGYOG
Liga ng mga Brgy. President

(Sgd.) RAY B. PALATIC
SK Federation President

APPROVED BY:

(Sgd.)HILARIO T. BUMANGABANG
Municipal Mayor