

Republic of the Philippines
Province of Davao del Norte
CITY OF TAGUM

BEFORE THE 'SANGGUNIANG PANLUNGSOD'

EXCERPT FROM THE MINUTES OF THE 132nd REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF TAGUM, PROVINCE OF DAVAO DEL NORTE HELD AT THE SP SESSION HALL ON FEBRUARY 12, 2001.

PRESENT:

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| Hon. GERARDO R. RACHO, JR., | City Vice Mayor (Presiding Officer) |
| Hon. FORTUNATO A. DAYOT, | Member |
| Hon. ALLAN L. RELLON, | Member |
| Hon. ALFREDO D. DE VEYRA, | Member |
| Hon. REYNALDO P. ALBA, | Member |
| Hon. MACARIO A. BERMUDEZ, 11, | Member |
| Hon. OSCAR M. BERMUDEZ, | Member |
| Hon. JOEDEL T. CAASI, | Member |
| Hon. AGRIPINO G. COQUILLA, JR., | Member |
| Hon. GETERITO T. GEMENTIZA, | Member |
| Hon. TRISTAN ROYCE R. AALA, | Member |
| Hon. FRANCISCO C. REMITAR, | Member (ABC Representative) |

ON OFFICIAL BUSINESS:

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| Hon. REY CYRIL T. ALBA, | Member (SK Representative) |
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CITY ORDINANCE NO. 40, s-2000

AN ORDINANCE GRANTING INCENTIVES AND RELIEF IN THE FORM OF CONDONATION OF REAL PROPERTY TAX AND/OR PENALTIES TO REAL PROPERTY OWNERS OF TAGUM CITY WHOSE PORTION/S OF THEIR PROPERTY/IES HAD BEEN UTILIZED AS ROAD RIGHT OF WAYS, DRAINAGE AND OTHER PUBLIC USE/PURPOSES, SUBJECT TO CERTAIN CONDITIONS HERETO STATED AND FOR OTHER PURPOSES.

BE IT ENACTED by the Sangguniang Panlungsod of Tagum in regular session assembled, that:

SECTION 1. STATEMENT OF POLICY. Pursuant to the powers and authority granted to the local government units by virtue of Republic Act No. 7160, it is hereby made as a policy of the City Government of Tagum to promote the ends of social justice and equity as well as promote the general welfare of the inhabitants of Tagum City.

SECTION 2. INCENTIVES AND RELIEF IN THE FORM OF CONDONATION. Incentives and relief in the form of condonation of the real property tax and/or penalties to real property owners of Tagum City whose portion/s of their property/ies had been utilized as road right of ways, drainage and other public use/purposes, subject to certain conditions hereto stated and for other purposes shall be granted.

SECTION 3. EXTENT OF INCENTIVES AND RELIEF IN THE FORM OF CONDONATION. The extent of incentives and relief in the form of condonation of real property tax and/or penalties shall be in proportion only to the affected portion of real properties not otherwise excluded under Section 4 of this

CITY ORDINANCE NO. 40, s-2000, cont'd:

SECTION 4. APPLICATION. This Ordinance shall apply to real property taxpayers of Tagum City who are willing to donate such affected portions of their properties and where only formal deed of donation inter vivos in favor of the City Government of Tagum has been lacking.

SECTION 5. RECKONING PERIOD. The incentives and relief in the form of condonation of real property tax and/or penalties to real property owners of Tagum City whose portion/s of their property/ies had been utilized as road right of ways, drainage and other public use/purposes not otherwise excluded under Section 6 of this ordinance shall be counted starting at the time that the said property is used.

SECTION 6. EXCLUSION. This Ordinance shall not apply to any of the following:

- a. Delinquent real properties which have been disposed of at public auction to satisfy real property tax delinquents;
- b. Real properties subject to pending cases in court for real property tax delinquencies;
- c. Real properties with tax delinquencies which are being paid pursuant to a compromise agreement;
- d. Those included in public auction conducted by the City Government of Tagum and were not purchased by private persons or entities; and
- e. Those road right of ways, drainage, and open space/parks and playgrounds of housing subdivisions which are not properly turned-over to the City Government of Tagum.

SECTION 7. SEPARABILITY CLAUSE. Should any provision of this ordinance be declared unconstitutional or illegal by any court of competent jurisdiction, those parts which are not affected thereby shall continue to be in full force and effect.

SECTION 8. REPEALING CLAUSE. Any ordinance, resolution, order, issuance or pertinent law not in conformity with this ordinance is hereby amended, superseded, modified or repealed accordingly.

SECTION 9. EFFECTIVITY. This Ordinance shall take effect immediately upon approval.

UNANIMOUSLY CARRIED.

ENACTED AND PASSED this 12th day of February, 2001.

(Sgd) CARMEN B. APURA
Secretary to the Sanggunian

ATTESTED:

(Sgd) GERARDO R. RACHO, JR.
City Vice Mayor
(Presiding Officer)