



Republic of the Philippines  
Province of Oriental Mindoro  
PINAMALAYAN

**OFFICE OF THE SANGGUNIANG BAYAN**

RESOLUTION NO. 132-2003

RESOLUTION ENACTING AN ORDINANCE DIRECTING ALL PRIVATE BUSINESS ESTABLISHMENTS & FIRMS/ENTITIES OPERATING IN THE LOCALITY, TO GIVE PREFERENCE TO SKILLED AND NON-SKILLED RESIDENTS OF PINAMALAYAN IN THEIR WORKFORCE.

WHEREAS, as provided in Sec. 16 (General Welfare) of the Local Government Code of 1991, every local government unit shall exercise in the power expressly granted, those necessarily, appropriate, or incidental for the efficient and effective governance;

WHEREAS, the LGU shall promote self-reliant scientific and technological capabilities, improve public moral, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitant;

WHEREAS, this ordinance is meant to protect the residents right to a decent jobs, curb rising criminality due to unemployment, and help the youth fight drugs. Gambling and other vices;

NOW THEREFORE:

On motion of Honorable SB Member Arnel G. Abrenica and seconded by all-

RESOLVED as it is HEREBY RESOLVED to enact an Ordinance directing all private business establishments & firms/entities operating in the locality, to give preference to skilled and non-skilled residents of Pinamalayan in their workforce.

ORDINANCE NO. 09-2003

Be it ordained by the Sangguniang Bayan of Pinamalayan, Oriental Mindoro.

**SECTION I. TITLE** - This shall be known as the ordinance directing all private business establishments & firms/entities operating in locality of Pinamalayan to give preference to skilled and non-skilled residents in their workforce.

**SECTION II. DEFINITION OF TERMS:**

**BUSINESSESS** - means trade or commercial activity regularly engaged in as mean of livelihood.

**CONSTRUCTIONS** - the process, art of manner of constructing (putting together out of separate pieces) that are consolidated by manpower.

**EXISTING BUSINESS ESTABLISHMENTS** - those business firms or entities that exist prior to the passage of this ordinance.

**FACTORIES** - facilities for manufacturing or some kind of production that requires employment.

**FINANCIAL INSTITUTIONS** - it includes banks, money lending entities, pawnshops, insurance and other related firms.

*[Handwritten signatures and notes on the left margin, including names like 'Arnel G. Abrenica' and 'Dy...']*

*[Handwritten signature in blue ink on the bottom right corner.]*

*[Handwritten signature at the bottom center.]*



Republic of the Philippines  
Province of Oriental Mindoro  
PINAMALAYAN

## OFFICE OF THE SANGGUNIANG BAYAN

**INDUSTRIAL ESTABLISHMENTS** – refers to the large-scale manufacturing of goods or products through the use of modern machineries and equipment.

**MEDICAL INSTITUTIONS** – it includes hospitals, clinics and other related institutions that provides health related services.

**SCHOOL/COLLEGES** – an institution of learning/education provided by professional individuals that requires/possesses the passing a government board or bar examination.

**HOTELS AND SIMILAR ESTABLISHMENT** – includes any houses or building or portion thereof in which any person or persons may be regularly harbored or received as transient.

**COMMUNICATION/CABLE COMPANIES** – refers to business engaged in technology of transmission of information by means of satellites or cables.

**SKILLED PERSON** – are professional individuals or person possesses expertise, enough knowledge and technical know how on the job.

**NON-SKILLED PERSON** – lacks skills or dexterity and good only for common labor.

**RESIDENTS** – refers to natural persons who have their habitual residence in the municipality, where they exercise their civil rights and fulfill their civil obligation.

**NON-RESIDENT** – person or persons who are not residing in any particular place covered of Pinamalayan.

**NATIONAL ESTABLISHMENT** – businesses that are operating in centralized systems even though they are office branches in one locality or firm/institution extending business nationwide.

### **SECTION III. Preference for Hiring:**

It shall be ordained that all private business establishment and firms/entities in Pinamalayan shall give preference to Pinamalayan resident in the following skilled & non-skilled percentage:

- Factories* – not less than 70% of total workforce. (skilled & non-skilled)
- Constructions* – not less than 70% of total workforce (skilled & non-skilled)
- Industrial Establishments* – 70% of total workforce (skilled & non-skilled)
- School/Colleges* – not less than 50% of total workforce. (skilled & non-skilled)
- Medical Institutions* – not less than 70% skilled and non-skilled.
- Financial Institutions* – not less than 70% skilled & non-skilled
- Communications/Cable Companies* – not less than 70% skilled & non-skilled.
- Garment Factories* – not less than 70% skilled and non-skilled
- Hotel and the likes* – not less than 70% skilled and non-skilled

### **SECTION IV. CREATION OF LOCAL COMMITTEE & APPROPRIATION OF FUND:**

- A) For effective enforcement, routine inspection and proper evaluation. This provision provides the creation of governing body that will properly administer and penalize violators of this ordinance.



Republic of the Philippines  
Province of Oriental Mindoro  
**PINAMALAYAN**

## OFFICE OF THE SANGGUNIANG BAYAN

Composition of Local Committee on Workforce of all  
Business Establishment in Pinamalayan

- a) Municipal Chief Executive
- b) Chairman – Committee of Labor and Employment
- c) Chairman – Committee on Social Welfare
- d) Chairman – Committee of Human Rights, Public Safety and Peace & Order
- e) Municipal Business Licensing Officer
- f) Municipal Treasurer
- g) NGO Representative – President, Pinamalayan Business Club/Association

**B) Appropriation of Funds**

This provision provides the appropriation of funds amounting to P50,000.00 to be utilized by the governing body in their operations, that will take effect on the next calendar year and subsequent years.

**SECTION V. ADMINISTRATIVE PROVISION AND PENAL PROVISION:**

Within 30 days upon the passage of this ordinance, the created body shall convene and elect among themselves the Chairman and Vice-Chairman of the Committee and likewise promulgate the Implementing Rules and Regulations for the proper and efficient administration, to be confirmed by the Sangguniang Bayan concern.

The Committee shall hold meeting once every quarter or as often as necessary to attain the objectives of this ordinance.

Any person/business firm who shall violate, refuse or neglect to comply with any of the provision promulgated under this ordinance shall be guilty of misdemeanor and upon conviction shall be fine of P2,000.00. Fine will be in effect on continuing monthly basis until the firm owner follows the directives and subject for cancellation of business permit in the succeeding calendar year in case violation is continuously committed.

**SECTION VI. TRANSITORY PROVISION:**

All existing business establishment employed with non-resident prior to the enactment of this ordinance shall not be covered provided however filing up vacancy of the position must comply on Section III of this Ordinance.

National companies/establishment like banks and other national establishment whose hiring where conducted on their main office outside the municipality or province shall not be covered by this municipal law but they must considered if possible in any means the objective of the ordinance.

In case or in the event the number or percentage required on hiring was not meet as provided in Section III. Especially in a mass job recruitment like in factories and constructions, the business owner must show to the committee prior to the operation, the proof of evidence they done in all possible means like posting of job opportunities to conspicuous places, advertising to cable TV and any other form of announcement. To which the Local Committee on Workforce of all Business in Pinamalayan shall validate the authenticity of the process done by the owner and execute the decision.



Republic of the Philippines  
Province of Oriental Mindoro  
PINAMALAYAN

## OFFICE OF THE SANGGUNIANG BAYAN

### SECTION VII. SEPARABILITY CLAUSE:

Any part or section hereof found to be unconstitutional for any reason, the remaining section not affected by the declaration of invalidity shall remain in force in effect.

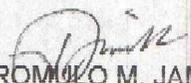
### SECTION VIII. REPEALING CLAUSE:

All municipal laws, letters of implementation and executive orders inconsistent with the provisions of this ordinance are hereby repealed or amended accordingly.

### SECTION IX. EFFECTIVITY CLAUSE:

This Ordinance shall take effect upon approval.

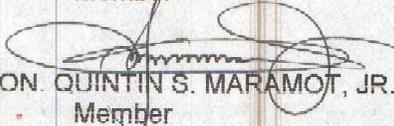
Unanimously approved this 21<sup>st</sup> day of November, 2003 on joint motion of Coun. Abrenica & Coun. Agarap, seconded by all members present.

  
HON. ROMULO M. JAMILLA  
Member

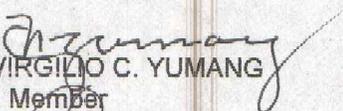
  
HON. RODOLFO A. SARIO, JR.  
Member

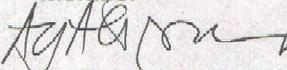
  
HON. N. VICENTE C. CASTILLO  
Member

  
HON. CORAZON F. AGARAP  
Member

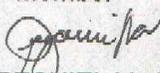
  
HON. QUINTIN S. MARAMOT, JR.  
Member

HON. MARCELITO N. MAPACPAC  
Member

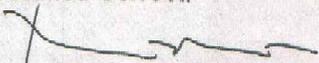
  
HON. VIRGILIO C. YUMANG  
Member

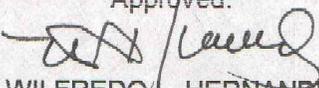
  
HON. ARNEL G. ABRENICA  
Member

  
HON. RAUL M. MICIANO  
ABC President, Member

  
HON. RESHIEL Y. JAMILLA  
SKMF President, Member

Attested   
CELSO M. JAMIG, JR.  
Secretary to the Sanggunian

Certified Correct:  
  
HON. ROBERTO A. MORENTE  
Vice Mayor, Presiding Officer

Approved:  
  
HON. WILFREDO L. HERNANDEZ, SR.  
Municipal Mayor