



Republic of the Philippines  
PROVINCE OF BENGUET  
Capitol, La Trinidad  
OFFICE OF THE SANGGUNIANG PALALAWIGAN

FILE

A-11-3  
PROVINCIAL  
ORDINANCE

**REGULAR MEETING – FEBRUARY 07, 2011**

**PRESENT:** HON. CRESCENCIO C. PACALSO, Vice Governor & Presiding Officer  
HON. NELSON C. DANGWA, Board Member  
HON. JUAN M. NAZARRO, JR., Board Member  
HON. ALFONSO L. FIANZA, Board Member  
HON. FLORENCE B. TINGBAOEN, Board Member  
HON. APOLINARIO T. CAMSOL, Board Member  
HON. ROGELIO P. LEON, Board Member  
HON. CONCEPCION D. BALAO, Board Member  
HON. BENJAMIN C. SAGUID, Board Member  
HON. JOHNNY D. WAGUIS, Board Member  
HON. NARDO B. CAYAT, Board Member  
HON. BERNARD S. WACLIN, PCL President, Ex-Officio Member  
HON. DANVILLE D. ALIMONDO, SKF President, Ex-Officio Member  
HON. PACITO K. DONATO, ABC President, Ex-Officio Member

**ABSENT:** NONE

**PROVINCIAL ORDINANCE NO. 11-144**

**RECALLING ORDINANCE NO. 99-56, ENTITLED: "AN ORDINANCE AUTHORIZING THE PROVINCIAL ASSESSOR'S OFFICE OF BENGUET TO GIVE DUE COURSE TO APPLICATIONS FOR TAX DECLARATIONS OVER CERTAIN RESERVATIONS IN THE PROVINCE AND PROVIDING PENALTY THEREOF"**

**EXPLANATORY NOTE**

**WHEREAS**, on September 29, 1999, the Sangguniang Panlalawigan of Benguet enacted Provincial Ordinance No. 99-56, entitled: "Authorizing the Provincial Assessor's Office of Benguet to give due course to applications for Tax Declarations over certain reservations in the Province and providing penalty thereof";

**WHEREAS**, the purpose of that Ordinance is to allow applicants to declare for taxation purposes portions of forest reserve, areas suited for agriculture, residential, pasture and tree farming which they have occupied and possessed in the concept of an owner for not less than thirty (30) years. However, despite the clear exemptions stated in the ordinance, some individuals have abused this ordinance by occupying and declaring for taxation purposes portions of communal forests and school sites;

**WHEREAS**, Ordinance No. 99-56 has been in force and effect for the past eleven (11) years and it has already attained its purpose. To further implement the provisions of the said Ordinance will now run counter to the programs of the Government to protect, develop, and maintain a sustainable environment which indispensably includes the protection of its forested areas, among others;

**WHEREAS**, in view of these compelling reasons, there is an urgent need to recall Provincial Ordinance No. 99-56;

**NOW THEREFORE**, on motion duly seconded,

*[Handwritten signatures and initials in black and blue ink]*

**BE IT ORDAINED BY THE SANGGUNIANG PANLALAWIGAN, IN SESSION ASSEMBLED, THE FOLLOWING:**

**Section 1.** Provincial Ordinance No. 99-56 dated September 29, 1999 authorizing the Provincial Assessor's Office of Benguet to give due course to applications for tax declarations over certain reservations in the Province, is hereby recalled.

**Section 2.** The Provincial Assessor and all the Municipal Assessors in the Municipalities of Benguet Province are hereby ordered to stop accepting new applications for assessment of real property for taxation purposes of reservations covered by Ordinance No. 99-56.

**Section 3. Penalty.** Any person or employee in the Office of the Provincial Assessor or in the offices of the Municipal Assessor's who, in any way, obstructs, impedes, fails, or refuses to implement the provisions of this Ordinance shall be punished with a penalty of two (2) months imprisonment or a fine not exceeding Two Thousand Pesos (P2,000.00), Philippine Currency, or both such fine and imprisonment, at the discretion of the court, in addition to proper administrative charge under existing laws, rules and regulations.

**Section 4. Effectivity.** This Ordinance shall take effect in accordance with the provisions of the Local Government Code of 1991, as amended.

**Approved.**



**NELSON C. DANGWA**  
Board Member



**JUAN M. NAZARRO, JR.**  
Board Member



**ALFONSO L. FIANZA**  
Board Member



**FLORENCE B. TINGBAOEN**  
Board Member



**APOLINARIOT T. CAMSOL**  
Board Member



**ROGELIO P. LEON**  
Board Member



**CONCEPCION D. BALAO**  
Board Member



**BENJAMIN C. SAGUID**  
Board Member



**JOHNNY D. WAGUIS**  
Board Member



**NARDO B. CAYAT**  
Board Member

  
**BERNARD S. WACLIN**  
PCL Pres., Ex-Officio Member

**DANVILLE D. ALIMONDO**  
SKF Pres., Ex-Officio Member

  
**PACITO K. DONATO**  
ABC Pres., Ex-Officio Member

**CERTIFIED CORRECT:**

  
**ATTY. FRENZEL A. AYONG**  
Secretary to the Sanggunian

**ATTESTED:**

  
**CRESCENCIO C. PACALSO**  
Vice Governor  
Presiding Officer

**APPROVED:**

  
**NESTOR B. FONGWAN**  
Provincial Governor

Date: 2-16