



Republic of the Philippines
Province of Isabela
CITY OF ILAGAN
OFFICE OF THE SANGGUNIANG PANLUNGSOD

General Ordinance No. 307
May 23, 2022

AN ORDINANCE AMENDING GENERAL ORDINANCE NO. 193 s. 2019, OTHERWISE KNOWN AS THE CITY INVESTMENTS AND INCENTIVES CODE OF 2019.

Author: Honorable Jay Eveson C. Diaz
Co-Author: Honorable Jessamyn Uy-Ligan

WHEREAS, the City of Ilagan has capitalized on its potential to become an economic destination in the north by opening its doors to new investments opportunities from across the country and South East Asia, in line with the thrust of the national government towards ASEAN integration;

WHEREAS, in pursuance of the Executive-Legislative Agenda of the City Government of Ilagan, particularly in providing opportunities for the establishment and encouragement of new investments to this City, it is necessary to revise the incentives provided to new economic players in priority investment categories and investment areas;

WHEREAS, the enactment of this Ordinance will serve as a catalyst that would transform the economic landscape of the city and promote inclusive growth;

NOW, THEREFORE

Be it ordained by the Sangguniang Panlungsod of Ilagan in its Regular Session assembled, that:

CHAPTER I
TITLE AND DECLARATION OF POLICIES

Section 1. Title. This Ordinance shall be known as "The Revised City of Ilagan Investments and Incentives Code of 2022".

Section 2. Scope. The incentives granted under this Code shall be independent from incentives granted by the national government to a registered enterprise.

Section 3. Objective. This Code shall have the following objectives:

- a. Determine by way of clear policies, which areas of investments may best accomplish the goals declared under this Code considering the need to foster a more stable economy and to contribute to the enrichment of culture, the promotion of health and safety, the enhancement of balanced ecology, the improvement of public morals, the promotion of better, the enhancement of social justice, the promotion of gainful employment and livelihood and the preservation of the environment.
- b. Maintain and enhance the city's environment and resources and preserve ecological balance.

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- c. Promote the socio-economic life of every citizen critical to the realization of an image for the City of Ilagan as a haven for productive investments and businesses that would spur sustainable development and expand livelihood opportunities by encouraging new enterprises that shall primarily be engaged in the advancement of preferred areas of investments, expansions, and diversification more particularly, for those that:
 - 1. Provide employment opportunities, especially to *bonafide* residents of the City of Ilagan, for them to raise their standard and quality of living and to provide equitable distribution of wealth.
 - 2. Support the industrialization and tourism program of the City of Ilagan by initializing industry-oriented businesses and to showcase the city as a premier tourist destination in the northeast of Philippines.
 - 3. Support the information technology and business outsourcing industry by encouraging their expansion with the core human resource drawn from local employable citizens.
- d. Forge partnership with both foreign and domestic institutions that would be instrument in strengthening the economic potential of the City's human resources through the creation of employment, the promotion of consumer interest, and the transfer of relevant technologies in trade and commerce, industry and support services.
- e. To increase local product's market viability.
- f. To rationalize the business systems and processes of investments accreditation and intensify promotional and business development activities that would highlight the viability of the city as a prime investment capital.
- g. To develop the city's tourism potentials.
- h. To promote macro and micro economic growth
- i. To make the private sector in partner in enhancing the business environment in the city through Public-Private Partnership (PPP) and to promote the participation of non-governmental organizations as active partners in the realization of the provisions on local autonomy expressly granted by the Philippine Constitution and the Local Government Code of 1991.
- j. To encourage modernization and promote global competitiveness.

Section 4. Declaration of Policies. In pursuit of these objectives, the City Government of Ilagan shall be guided by the following policies:

- a. Incentives shall not give undue advantage to new investors to the detriment of existing enterprises engaged in the same or similar line of economic activity.
- b. Investments projects shall preserve biodiversity and shall use or impact upon natural resources in ways that do not diminish their ability to provide for future generations.
- c. Joint ventures between commercial enterprises and farmer's association or cooperative shall be encouraged as a strategy to modernize agriculture and improve its competitiveness.
- d. Balanced growth within the city's jurisdiction shall determine the density and spatial distribution of private investments.
- e. Investments shall not compromise nor impose upon the people's socio-cultural values.




**CHAPTER II
DEFINITIONS**

Section 5. Definition of Terms. For purpose of this Ordinance, the following definitions shall apply:

- a. Board – shall refer to the City Investments and Incentives Board.
- b. Capital Investments – shall refer to CIIB-Certified Totality of Investments by a firm or enterprises for purposes of furthering its businesses objectives.
- c. Capitalization – shall mean the total or initial investments in a business by a paid-in corporation, cooperative or partnership, or invested in a single proprietorship, which may be in cash or in property.
- d. City Investments and Incentives Board– shall refer to the body constituted as such in which resides the powers and functions on policy formulation and implementation, subject to the provisions of this Code.
- e. Local Economic Development and Investment Promotions Office (LEDIPO) - shall mean the office created for the purpose of implementing the economic and investment promotion activities of the City pursuant to this Code.
- f. Code – shall refer to this Ordinance
- g. Existing Enterprise – shall mean an enterprise which has been in operation and has been conducting business in the City of Ilagan for more than one year.
- h. Expansion – shall mean Board-Certified Additional Capital Investments infused by an existing enterprise for purposes of furthering its business objectives, under the following conditions:
 1. The phases and stages of production sought to be modernized must be identified.
 2. It must not result in the layoff of workers.
 3. The facilities or equipment to be installed must be brand new.
 4. It must cumulatively result in the following:
 - Substantial reduction in production cost.
 - Significant increase in productive and efficiency including debottlenecking.
 - Upgrading of product’s quality.
 - Keeping abreast with the state of the art in the production of the enterprises’ principal product line.
- i. Gross Income – shall refer to gross sales or gross receipts derived from the business activity, net of sales, discounts and sales returns and allowance
- j. Incentives – shall refer the benefits and privileges granted to registered firms which may be classified as fiscal and non-fiscal as provided in this Code.
- k. “Local” “Locally” and “Metro Ilagan” – shall refer to the City of Ilagan, and the member offices and departments of City of investments and incentives Board.,
- l. New Enterprise – shall refer to a prospective firm interested to economic activity within the city.
- m. Processing – shall mean the conversion of raw materials into marketable form through industrial, physical, mechanical, chemical, electrical, biochemical, biological or other means but shall excluded packing and packaging and rice and corn milling.




- n. Registered Enterprise – shall refer to a firm registered in accordance with the provision of this Code.

CHAPTER III PRIORITY INVESTMENT CATEGORIES AND INVESTMENT AREAS

Section 6. Priority Investment Categories and Investment Areas. The following are the priority investment categories under the Priority Investment Program of the City of Ilagan:

- a. Industrial/manufacturing – those activities that are related to companies engaged in the manufacture of products.
- b. Commercial – those activities that are related to enterprises that provide goods or services for profit.
- c. Tourism – those activities that provides accommodations, services, amenities, for pleasure, leisure, recreational and business.
- d. Agri-business – an industry engaged in the producing operations of a farm, the manufacture and distribution of farm equipment and supplies, and the processing, storage, and distribution of farm commodities.
- e. Environmental Sanitation – those activities aimed at improving or maintain the standard of basic environmental conditions, including but not limited to clean and safe water supply, safe animal, human and industrial waste disposal.

This Code also offers “green incentives”. Any existing enterprise which plants trees at specified locations is entitled to deduct a certain amount from its gross receipts for each growing tree. The deductions, however, must not exceed 30% of the firm’s gross receipt. Any excess may be charged against succeeding tax years for a maximum of three (3) years. The same is true for landscaping, and repainting if an enterprise is building.

- f. Public Utilities – those activities that provides energy, telecommunications, transportation, water, housing, and other such goods or services.
- g. Information and Communications Technology – activities that involves the application of computer systems and the integration of telecommunications focusing on Business Process Management and Services, E-Business, E-Government, IT infrastructure, Design and Fabrication of Information Technology Parts, Cybersecurity, among others.

CHAPTER IV PRIORITY INVESTMENT ACTIVITIES

Section 7. Category Specific Priority Investment Activities. The following are the priority investment activities which shall be encouraged in each of the priority investment categories:

- a. Industrial/ Manufacturing – establishments of industrial complex, manufacturing company, assembly plants, processing company using raw materials, or assemblies, usually on large scale, and operation of business activities that involves production of farm machineries.
- b. Commercial – construction and operation of commercial business and establishments for the purpose of selling and trading of goods and services.
- c. Tourism – construction and operation of establishments or services that cater to tourists, including but not limited to, hotels, theme parks, recreational and amusement facilities, resorts, travel and tours services, and such other related activities.

- d. Agri-business – operation of business activities that involves processing, manufacturing, packaging of farm products.
- e. Environmental Sanitation – construction or operation of waste disposal plants and facilities environmental protection facilities and services, and other related services and activities.
- f. Public Utilities – establishment and operation of energy, telecommunication and water plants and facilities, transportation facilities and services, and housing and settlement services.
- g. Information and Communications Technology – construction and operation of Information Technology Park, establishment and operation of Business Process Services and other Information and Communications Industries.

Section 8. Non-Category Specific Priority Investment Activities. New Investments in economic activities which fall under any of the following shall be eligible for the incentives even if they are outside the defined priority investment categories:

- a. Labor-intensive investment resulting in the employment of at least 80% of Ilagueño Citizen Employees for a given period, in addition to the regular requirements for investments and incentives.
- b. Value Extensive Investment which uses local raw materials content of at least 60% in addition to the regular requirements for investments and incentives.
- c. Expansion Projects – Expansion projects borne out of the original company which shall qualify as labor-intensive and value-extensive.

Section 9. Compliance with Land Use Plan and Zoning Ordinance. The location of investments projects shall comply with the provision of the Comprehensive Land Use Plan, Forest Land Use and Zoning Ordinance of the City of Ilagan.

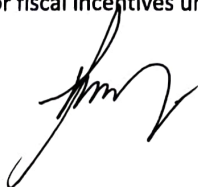
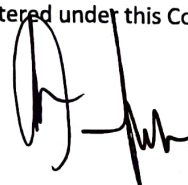
**CHAPTER V
FISCAL INCENTIVES**

Section 10. Business Tax.

- a. New investment in priority economic activities registered under this Code shall be entitled to fiscal incentive under the following incentive schedule:

Capital Investment (In Peso Currency)	Rate of Business Tax Incentives				
	YEAR 1	YEAR 2	YEAR 3	YEAR 4	YEAR 5
P3,000,000.00 To P5,000,000.00	100%	50%	25%	10%	-
Over P5,000,000.00 To P15,000,000.00	100%	50%	25%	10%	10%
Over P15,000,000.00 To P100,000,000.00	100%	60%	40%	10%	10%
Over P100,000,000.00 To P200,000,000.00	100%	100%	80%	40%	20%
Over P200,000,000.00	100%	100%	100%	40%	20%

- b. New investment in other priority economic activities under Section 8 registered under this Code shall be eligible for fiscal incentives under the following schedule:

Capital Investment (In Peso Currency)	Rate of Business Tax Incentives				
	YEAR 1	YEAR 2	YEAR 3	YEAR 4	YEAR 5
P3,000,000.00 To P5,000,000.00	100%	50%	25%	10%	-
Over P5,000,000.00 To P15,000,000.00	100%	50%	25%	10%	10%
Over P15,000,000.00 To P100,000,000.00	100%	60%	40%	10%	10%
Over P100,000,000.00 To P200,000,000.00	100%	100%	80%	40%	20%
Over P200,000,000.00	100%	100%	100%	40%	20%

Section 11. Real Property Tax. Real Property Tax (RPT) Exemption shall depend on the registered enterprise's compliance to the minimum requirements stipulated in this Code and shall be governed further by the following:


- a. Exemption shall be through grant of rebates;
- b. Application of rebate shall take effect the next calendar year but not exceed twelve (12) months;
- c. Rebate shall only be on RPT payment made on buildings, machinery and other improvements which are used actually, directly, and exclusively in the registered activity of registered enterprise;
- d. Land shall only be exempt from real property tax if the same is owned by the registered enterprise and only to the extent that the same is actually, directly, and exclusively used in the registered activity;
- e. The real property tax exemption shall not extend to the Special Education Fund.

Section 12. Provision of Dollar-Denominated Investments. For dollar-denominated investments, the total investments shall be computed to Philippine Peso Currency at a prevailing exchange rate on the date of submission of application and shall follow the same brackets as provided in the ordinance.

Section 13. General Guidelines. The City Government of Ilagan may, upon recommendations of the Board, grant additional exemptions and other incentives on investments registered under this Code. These additional exemptions and incentives shall apply to taxes, and fees and charges the City Government is authorized by law to impose.

The grant of these fiscal incentives and additional exemptions and incentives shall be governed further by the following:

- a. The Registration Certificate issued by the Board shall be non-transferable and shall be valid only for the period covered thereat.
- b. At least 80% of the workforce must be residents of the City of Ilagan.
- c. Business Permit and other similar permits necessary to operate the business must be secured.
- d. Incentives granted to existing enterprises shall apply only to additional capitalization and not to previous investments, provided further that such additional capitalization is over 10 million pesos.

Section 14. Application of Fiscal Incentives.

- a. On enterprise engaged in two or more lines of business, the incentive shall be applied to investments in priority economic activities only.
- b. On enterprise engaged in two or more line of business all belonging to different priority economic activities, each will be applied and registered separately, incentives shall apply and reckoned from the start of commercial operations.

Section 15. Fiscal Incentives for Expansion Projects. Expansion projects of an existing registered or unregistered enterprise shall be eligible for another incentive reckoned on the new investments' capital infused by the original enterprise, and subject to the approval under this Code.

Section 16. Non-Fiscal Incentives. A registered enterprise shall be entitled to the following non-fiscal incentives:

- a. Assistance in the following requirements:
 - i. Registration requirements of the Securities and Exchange Commission (SEC), Department of Trade and Industry (DTI), or Cooperative Development Authority (CDA), as the case may be;
 - ii. Processing of Business Permit and other related local permits/clearances;
 - iii. Application of Certificate of Registration (COR) and TIN at the Bureau of Internal Revenue (BIR);
 - iv. Registration with the Social Security System (SSS);
 - v. Registration with the Philippine Health Insurance Corporation (PhilHealth);
 - vi. Applications for the conduct of Department of Labor and Employment (DOLE) approved time and motion studies; and
 - vii. Applications for Environmental Clearance Certificates (ECC) from DENR;
- b. Facilitating service connections with local utilities;
- c. Assistance in site selection and negotiation for right of way;
- d. Joint venture partner identification, partner referral, and identification of possible source of required labor and raw materials;
- e. Networking with Public Employment Services Office, Technical Education Skills and Development Authority, Universities and Colleges and other similar institutions for training of workers to enhance manpower skills of the enterprise and assistance in identifying and sourcing of skilled human resources;
- f. Facilitation and/or referral of existing technical and financial assistance programs available through national and local government;
- g. For Micro Enterprises, they shall be given opportunities to participate in LGU/Non-governmental agency/organization- organized trade fairs and exhibits, entrepreneur development and training, and inclusion in business matching; and
- h. Such other aftercare services that may be accorded to investors.

Section 17. Qualifications of Enterprise. Any person, partnership, cooperative, corporation, or any other form of business organization intending to engage in an economic activity qualified for incentive under this Code may apply for registration.

Section 18. Registration Requirement. The application for registration shall be deemed accepted on the date and time stamped as received by the LEDIPO, upon submission of the complete application to wit:

- a. Three (3) copies of duly accomplished application form with Board Resolution authorizing the application, if applicable;
- b. A copy of the complete project study of the proposed investment showing the project is economically, technically, financially feasible and environmentally viable;
- c. Applicable clearances and/or permits; and
- d. Official Receipt for the payment of registration fee, as follows:

Capital Investment (PhP)	Registration Fee
P3,000,000.00 To P5,000,000.00	P 1,000.00
Over P5,000,000.00 To P15,000,000.00	P 3,000.00
Over P15,000,000.00 To P100,000,000.00	P 5,000.00
Over P100,000,000.00	P 10,000.00

Section 19. Board Action. The accepted application shall be forwarded to the Board with the proper recommendation of the LEDIPO.

- a. Approval or disapproval of each application shall be through a resolution, furnishing concerned applicant with the copy thereof, provided that in case of denial, ground/s relied upon for such denial be stated.
- b. Applications filed and accepted, if not acted within twenty (20) working days from its acceptance, shall be deemed approved.
- c. The Board shall adopt rules and regulations to facilitate action on application filed with it and prescribed or revise standard forms for applications.

Section 20. Certificate of Registration. Upon approval of the applications, the Board shall issue a Certificate of Registration with terms and conditions, which shall entitle the enterprise to the applicable incentives set forth in this Code.

Section 21. Validity of Certificate. The Certificate of Registration shall be valid for a period specifically provided therein.

Section 22. Board Decision. The Resolution of the Board shall be final and executory upon its approval.

Section 23. Confidentiality of Applications. All applications and their supporting documents filed under this Code shall be treated as confidential and shall not be disclosed to any person, except with the consent of the applicant or an order of a Court of competent jurisdiction.

**CHAPTER VI
THE CITY INVESTMENTS AND INCENTIVES BOARD**

Section 24. Creation. The City Investments and Incentives Board, here in after referred to as the Board, is hereby created for the purpose of administering and supervising the implementation of this Code.

Section 25. Functions. The Board shall have the following functions:

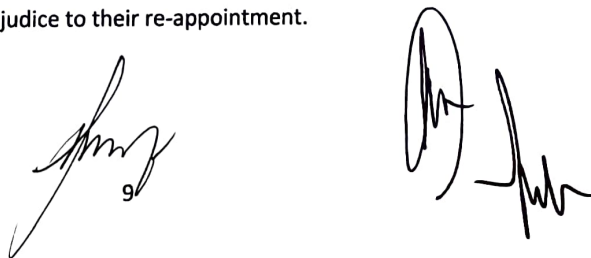
- a. The Board shall act on application for registration and eligibly for incentives under this Code.
- b. It shall recommend measures that will strengthen its functions, and policies that tend to enhance our efforts to lure or request the entry of investment into the City of Ilagan.

- c. It shall ensure the compliance of registered enterprises to the provisions of this Code, with emphasis on the provision on employment of local residents, adherence to labor laws, rules and regulations, sourcing of raw materials from local farmers, manufactures and producers and the protection of the environment.
- d. It shall coordinate with the Office of the City Treasurer and the Business Permits and Licensing Office and other related agencies of the National Government for the periodic inspection of the Books of Accounts of the registered enterprises, inventory of personnel and other activities in compliance with the provision of this Code, and the terms and conditions of its Certificate of Registration.
- e. After due notice, it may cancel the registration or suspend the enjoyment of incentives of any registered enterprise and/or require refund of incentives enjoyed by such enterprise including interest and monetary penalties, for failure to maintain the standards as required by this Code. For this purpose, an enterprise whose project fails to commence its business activities within a period of one (1) year from the date of issuance of Certificate of Registration, shall be deemed automatically canceled and shall only be reinstated upon appeal from the Board and renewal of its application.
- f. It shall approve application for Certificate for Registration for Expansion and Extension Projects upon satisfactorily compliance off all requirements needed and imposed.
- g. Review and adopt the Investments Promotion Programs submitted by the LEDIPO.
- h. Within three (3) months from the close of the calendar year, it shall submit an annual report to the Local Chief Executive; copy furnished the Sangguniang Panlungsod, on its activities and accomplishments, including its recommendation for improvements of investment promotion.
- i. It shall periodically review the list of priority investments areas and activities and, after due deliberations, shall recommend for the removal of inclusion of priority investments areas.
- j. It shall exercise the powers ascribed to it by this Code, and those necessary or incidental to attain the purpose of this Code.

Section 26. Composition. The City Investments and Incentives Board shall be composed of the following:

Chairman	City Mayor
Vice Chairman	President or its authorized representative of the City of Ilagan Philippine Chamber of Commerce and Industry
Members	Local Economic Development and Investment Promotions Officer, Chairperson of the Sangguniang Panlungsod Committee on Trade and Industry, Chairperson of the Sangguniang Panlungsod Committee on Ways and Means, and City Planning and Development Coordinator
Resource Persons	Provincial Director of DTI, City Agriculturist, City Environment and Natural Resources Officer, City Cooperatives Officer, City Treasurer, City Tourism Council Representative, City General Services Officer, City Budget Officer, City Business Permits and Licensing Officer

Section 27. Terms of Office. The term of office of the members of the Board shall be co-terminus with the term of office local officials without prejudice to their re-appointment.



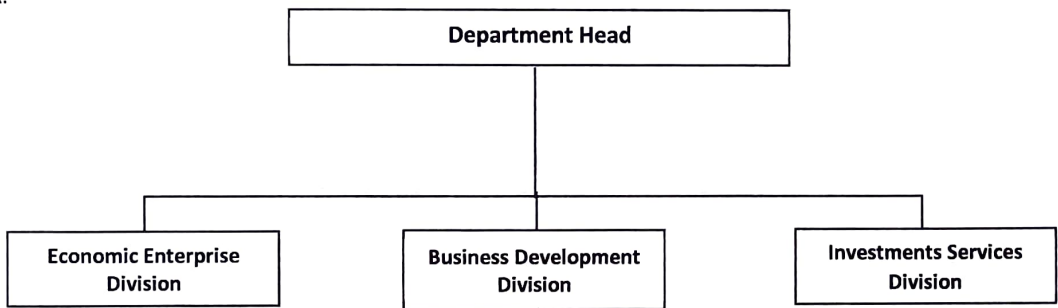
Section 27. Terms of Office. The term of office of the members of the Board shall be co-terminus with the term of office local officials without prejudice to their re-appointment.

**CHAPTER VII
LOCAL ECONOMIC DEVELOPMENT AND INVESTMENT PROMOTIONS OFFICE**

Section 28. Creation. The Local Economic Development and Investment Promotions Office, herein referred to as LEDIPO, is hereby created for the purpose of implementing the economic and investment promotion activities of the City pursuant to this Code.

Section 29. Organizational Structure and Composition. The LEDIPO shall have the following organizational structure and personnel complement:

A.



B. The LEDIPO shall be headed by a Local Economic Development and Investment Promotions Officer. It shall consist of Economic Enterprise Division, Business Development Division, and Investment Services Division. It shall be comprised of the following *plantilla* positions:

Position	Salary Grade (SG)	No. of Positions
Local Economic Development and Investment Promotions Officer	25	1
Supervising Administrative Officer	22	1
Administrative Officer III (Administrative Officer II)	15	1
Administrative Officer II (Administrative Officer I)	11	1
Administrative Assistant IV (Clerk IV)	8	1
Administrative Aide IV (Clerk II)	4	3
Administrative Aide I (Utility Worker I)	1	2
Total		10

Section 30. Functions, Duties and Responsibilities. The LEDIPO shall have the corresponding functions, duties and responsibilities, to wit:

- a. Serve as member of the advisory group that will guide the city for investment promotion;
- b. Steer the creation of a business enabling environment to attract, retain or expand investments.
- c. Advocate and promote policies and practices that will encourage local investments such as:
 - i. Preparation of City Economic Development aligned with the Provincial Development and Physical Framework Plan (PDPFP), Comprehensive Land Use Plan (CLUP), Comprehensive Development Plan (CDP) and Local Investments and Incentive Code as may be applicable.

- e. Provide support and facilitation assistance for prospective and new investors;
- f. Establish and maintain a local economic database containing relevant facts and figures on the local economy to be able to provide information about business potentials of the City including its services to prospective investors to attract more investment to flow in the locality.
- g. Conduct mission trips in relation to promotion and marketing activities of the City to attract investments;
- h. Assist and support local councils whose undertakings are related to economic development;
- i. Assist in the promotion and development of Micro, Small and Medium Enterprises (MSMEs) in the locality, as well as all other potential investors, particularly in (1) securing licenses and permits, (2) identifying business or joint venture partners, raw materials suppliers and possible business sites, (3) sourcing skilled manpower and service providers, and (4) facilitating the resolution of issues and concerns encountered by business entities;
- j. Establish and maintain partnership with Regional Office of National Economic Development Authority (NEDA), Public-Private Partnership (PPP) Center; Department of Trade and Industry (DTI), DTI-Board of Investments (DTI-BOI), National Competitiveness Council (NCC); Department of Science and Technology (DOST), Department of Finance (DOF) Bureaus and attached agencies such as Bureau of Internal Revenue(BIR), Bureau of Customs (BOC), Securities and Exchange Commission (SEC), and Bureau of Local Government Finance (BLGF), along with other national government regulatory agencies and with the private sector, NGOs/CSOs, academe and other stakeholders in the implementation of programs, projects and activities that will promote the business-friendliness and competitiveness of the City;
- k. Represent the City in trade and investment meetings, conferences, and other similar activities in both domestic and foreign venues;
- l. Prepare and disseminate investments promotion collaterals, e.g., brochures, and a website of the city for the purpose of information dissemination, including issuing reminders to Registered Enterprises, and providing information relevant to investors, among other information generally relevant to doing business.

Section 31. Positions and Job Description. Position and job description for personnel complement shall be in accordance with the position classification and job description prescribed by the Department of Budget and Management and the Civil Service Commission. Hiring and placement of personnel shall conform to the rules, regulation and procedures prescribed by the CSC and the provisions of RA 7160, otherwise known as the Local Government Code.

Section 32. Appropriations. The amount required for the creation of positions and for the operation of the LEDIPO shall be provided for in the budget appropriations.

CHAPTER VIII INDUSTRIAL HARMONY

Section 33. Minimum Benefits. Workers, employees and other personnel employed by registered enterprise shall receive wages and benefits pursuant to the provisions of the Labor Code, and other related laws, issuances, rules and regulations of the Department of Labor and Employment and Regional Wage Board.

Section 34. Basic Rights. All workers shall be assured of their rights under the constitution and the Labor Code, and other related laws, rules and regulations, including the right to security of tenure and humane conditions of work and the right to self-organization.

Section 35. Priority in Hiring. Enterprises registered under this Code shall adhere to the employment retention policy of the City Government of Ilagan, providing no less than eighty percent (80%) of their labor force to residents of Ilagan.

CHAPTER IX PROTECTION ON THE ENVIRONMENT

Section 36. Environment Impact Assessment. Environment-critical projects or enterprise locating their activities or expansion projects in environmentally critical areas shall comply with the requirements of Presidential Decree No. 1586 (Philippine Environmental Impact Statement System) and related issuance of the Department of Environmental and Natural Resources.

Section 37. Hazardous Substance. Projects involving the handling, transport, processing and storage of toxic, hazardous substance and/or industrial waste shall conform to the provisions of Section 37 of this Chapter.

Section 38. Specific Prohibitions:

- a. No industrial or manufacturing facility shall be operated without proper solid and wastewater disposal facilities.
- b. No industrial or manufacturing plant shall be operated at levels beyond the operating capacity of their respective waste treatment facilities in order to maintain the effluent quality within the standards required by law.
- c. All industrial and manufacturing establishments shall subject their operations and premises, facilities and system to periodic environmental assessments which shall be conducted by the City Government in coordination with the Department of Environment and Natural Resources. Refusal to be subjected to such inspection shall be sufficient ground for the forfeiture of any incentive and the revocation of its business permit.

CHAPTER X FINAL PROVISIONS

Section 39. Eco-Zone Investments. Republic Act No. 7916, otherwise known as the Special Economic Zone Act of 1995, shall govern the grant of incentives and administration of enterprise with the Ilagan Economic Zone upon proclamation by the President of the Philippines of the metes bounds delineating the area of such eco-zone.

Section 40. Modification in the Systems and Procedure of City Government Offices. The City Government of Ilagan shall provide special lane for investment application under this Code, and shall implement a modified system of processing for this purpose. The LEDIPO shall coordinate with the various offices involved in the processing of Business Permits and Licenses for the processing of application of eligible enterprises enrolling in this incentive Program.

Section 41. Refund and Penalties. In case of cancellation of the Registration Certificate due to violations of the existing laws, ordinance, rules and regulations, the Board shall require the refund of incentives availed of and impose corresponding fines and penalties.

Section 42. Penal Clause. Violation of any provision of this Code, or of the terms and conditions of registration, or the act of abetting or aiding in any manner any such violation shall be punished by a fine not exceeding P5,000.00, and the cancellation of its Registration Certificate. If the offense is committed by a juridical entity, its President and/or officials responsible therefore shall be individually subject to the penalty prescribed above.

Section 43. Separability Clause. In the event of any provision of this Code or parts thereof are declared unconstitutional, the other parts not affected therein shall remain in full force and effect.

Section 44. Repealing Clause. The provisions of Ordinance, Executive Orders, and other issuances or parts thereof inconsistent with this Code are hereby repealed or modified accordingly.

Section 45. Effectively. This Code shall take effect fifteen days following its three (3) consecutive publications in a newspaper of general circulation in the locality.

ENACTED: May 23, 2022.

I HEREBY CERTIFY to the correctness of the foregoing General Ordinance 307-2022.


MARIA ROSARIO I. YUMUL
Sangguniang Panlungsod Secretary

ATTESTED:


KIRYLL S. BELLO
City Vice Mayor & Presiding Officer

APPROVED:


JOSEMARIE L. DIAZ, DMD, MBA
City Mayor