



Pamahalaang Bayan ng Taytay TANGGAPAN NG SANGGUNIAN BAYAN

**EXCERPT FROM THE MINUTES OF THE 103RD REGULAR SESSION OF THE
9TH SANGGUNIANG BAYAN, TAYTAY, RIZAL HELD ON AUGUST 25, 2015
AT THE SESSION HALL OF THE MUNICIPAL BUILDING, TAYTAY, RIZAL**

PRESENT:

Hon. Carlito G. Gonzaga	-	Vice Mayor/Presiding Officer
Hon. Jan Victor B. Cabitac	-	Councilor
Hon. Archie L. Calderon	-	"
Hon. Sharon DL. Macabebe	-	"
Hon. Ceferino R. Resurreccion, Jr.	-	"
Hon. Kristofer Charls S. Esguerra	-	"
Hon. Philip Jeison J. Cruz	-	"
Hon. Joseph Z. Valera	-	LnB President

ABSENT:

Hon. Michell B. Bermundo	-	Councilor
Hon. Sophia Priscilla L. Cabral	-	" (Vacation Leave)

Authored and Sponsored by: Coun. Philip Jeison J. Cruz
Co-Authored by: Vice Mayor Carlito G. Gonzaga
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Coun. Archie L. Calderon
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Coun. Michell B. Bermundo
Coun. Sophia Priscilla L. Cabral
Coun. Ceferino R. Resurreccion, Jr.
Coun. Kristofer Charls S. Esguerra
LnB Pres. Joseph Z. Valera

ORDINANCE NO. 25

**AN ORDINANCE ENACTING THE TAYTAY, RIZAL INVESTMENTS
AND INCENTIVES CODE OF 2015 DEFINING ITS PURPOSE AND
FUNCTIONS, APPROPRIATING THE NECESSARY FUNDS THEREFORE**

CHAPTER 1. GENERAL PROVISIONS

Article 1. Title, Declaration of Policies and Scope

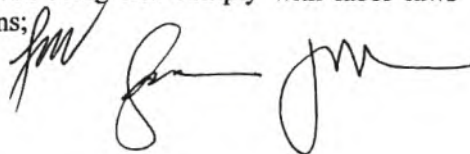
Section 1. Title

This Ordinance shall be known and cited as the "Taytay, Rizal Investments and Incentive Code of 2015".

Section 2. Declaration of Policy.

It is hereby declared as a policy of the Municipality of Taytay, Rizal to promote and encourage domestic and foreign investments with policies ensuring active and sustainable development and to provide an enabling environment to wit:

- a. Attract and encourage investments in priority areas that will significantly contribute to the socio-economic development of the Municipality of Taytay.
- b. Enhance the business environment of the Municipality through improved policies and measures including the provision of facilities in accordance with governing laws, rules and regulations.
- c. Prioritize investments that will provide employment and livelihood opportunities for Taytayeños.
- d. Promote the appropriate utilization and management of natural resources and maintain ecological balance in line with economic growth.
- e. Provide just and appropriate incentives to entrepreneurs considered pioneers or the first to invest in a certain priority area identified in this Code regardless of type of capitalization.
- f. Incentives to be established shall be fair, clear, time-bound and consistent with national laws to ensure a leveled playing field for investors in the Municipality.
- g. Incentives shall support and promote the development vision of the Municipality of Taytay as expressed in its Comprehensive Development and Land Use Plans.
- h. Investment policies and programs of the Municipality shall be supportive of and aligned with the regional and national thrusts.
- i. Efficient use of natural resources to conserve and protect those indigenous to the locality.
- j. Industries/businesses to be set up in the locality shall.
 - Help minimize adverse impacts and enhance positive effects on the environment by undertaking business practices that adhere to the country's environmental laws such as efficient solid waste and pollution management, adopting technologies that reduce greenhouse gas emissions, implanting climate change adaption measures and disaster risk reduction and management among others;
 - Treat all their employees and contractors fairly, respect their dignity and well-being and comply with labor laws and other legislations;



- Ensure the safety and healthy working conditions for employees and safeguard those affected by the business by producing healthy and safe products, among others;
- Provide opportunities and protection for women, children, person with disability indigenous people and contribute to improved quality of life through corporate social responsibility programs; and
- Provide greater employment opportunities to Taytayeños.

Section 3. Scope

This code shall apply to all enterprises whose nature of business/es are in the preferred areas of investments as provided herein and classified as micro, small, medium and large enterprise.

Article 2. Definition of terms

Section 4. Definition of Terms

As used in this Code, the following words and phrases shall mean as follows:

- a. BOI - refers to the Board of Investment defined under Executive Order No. 226 otherwise known as the Omnibus Investment Code;
- b. Areas of Investment - shall mean priority areas identified for investment;
- c. Board - shall refer to the Taytay, Rizal Investment Board;
- d. Code - shall refer to the Taytay, Rizal Investments and Incentives Code;
- e. Enterprise - shall refer to any business activity or enterprise engage in industry, agribusiness and or service whether single proprietorship, cooperative, partnership of cooperative, partnership of corporation whether micro, small, medium or large operating within the territorial jurisdiction of the Municipality;
- f. New Projects - Projects/activities listed in the Investment Priority Areas (IPAs) that have not started commercial operation undertaken by 1) a newly organized/formed enterprise; or 2) an existing enterprise that shall engage in an entirely distinct and different activity from its existing business operations; or the same activity provided it shall establish a new facility in an area not contiguous to the premises of its existing project and with new investments;
- g. Expansion Projects - refers to the installation of additional facilities/equipment that will result in increased production capacity of the same product line within the same existing plant/facilities of the enterprise;
- h. Modernization Projects - in general, modernization must result in any of the following: 1) at least twenty five percent (25%) substantial reduction of production costs of goods and services; 2) upgrading of product/services quality or classification of the facility (e.g., hospitals, hotels, resorts) to a higher class;

- i. Existing Projects - refers to the projects that have started commercial operation at the time of application with the Board that does not qualify as new expansion or modernization project;
- j. Incentive - refers to the fiscal and non-fiscal "Eligibility to Government Assistance" as provided for under Rule 4 of R.A. 9501;
- k. Investor - shall refer to any person or group of persons, local or foreign investing capital within the Municipality;
- l. Investment - shall refer to any investing of money or capital in order to secure profit;
- m. Qualified Enterprise - shall refer to any enterprise entitled to fiscal and non-fiscal incentives stated in this Code;
- n. Green Economy - describes the recent business requirement towards the production of environmentally-friendly goods and services that more sustainable in the long-term and can moderate climate change and biodiversity loss
(i.e., renewable energy production, green transportation, carbon capture, green building practices);
- o. Micro, Small and Medium Enterprises (MSMEs) - any business activity enterprise engaged in industry or agribusiness services, whether single proprietorship, cooperative, partnership or corporation, whose total assets (inclusive of those arising from loans but exclusive of the land on which the particular business entity's office plant and equipment are situated) must have value falling under the following categories:

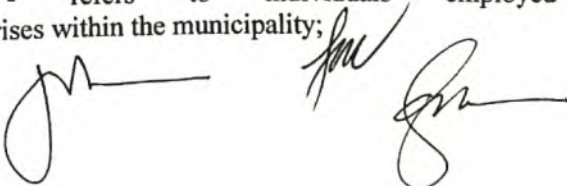
By Asset Size:

Micro:	Below Php 3,000,000.00
Small:	Php 3,000,000.00 - Php 15,000,000.00
Medium:	Php 15,000,001.00 - Php 100,000,000.00
Large:	Above Php 100,000,000.00

By Number of Employees:

Micro:	1-9 Employees
Small:	10 - 99 Employees
Medium:	100 - 199 Employees
Large:	More than 200 Employees

- p. Brownfield - refers to abandoned or underused industrial or commercial facilities available for re-use or redevelopment;
- q. Personnel/Worker - refers to individuals employed by establishments/enterprises within the municipality;



r. Municipality - shall refer to the Municipality of Taytay;

s. ^{MEIPO} TEIPO - shall stand for Taytay Economic and Investments Promotion Office;

t. TIB - shall stand for Municipality of Taytay Investment Board created under this Code.

u. TRIIC- shall refer to the Taytay Rizal Investment and Incentives Code.

CHAPTER II. INVESTMENT BOARD

Article 3. Creation, Purpose and Composition

Section 5. The Municipality of Taytay Investment Board

There is hereby created the Municipality of Taytay Investment Board (TIB). It shall be composed of the following members appointed by the Municipal Mayor:

Chairman:	Municipal Mayor
Vice Chairman:	Municipal Vice Mayor
Members:	Chairman, Committee on Budget and Finance
	Chairman, Committee on Trade and Industry
	Municipal Planning and Development Officer
	Municipal Treasurer
	Municipal Budget Officer
	Municipal Legal Officer
	Municipal Assessor
	Business Permit and Licensing Office Head
	Public Employment and Services Office Head
	President Chamber of Commerce and Industry-Taytay

On call members with NO voting powers: Other Line agencies/entities
Non-Government Organization Representative

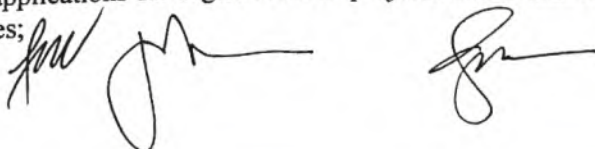
Section 6. Board Meeting and Quorum

The Board may meet once a month or as necessary, on such a day and time as it may set. The presence of at least a majority of the members constitute a quorum. All decisions and policies must be approved by at least a majority of the members present during the meeting, there being quorum.

Section 7. Purpose Powers and Functions of the Board

Pursuant to its objectives, the Board shall:

- Promulgate the implementing rules and Regulations (IRR) of the Investment and Incentives Code of Municipality;
- Periodically review Investment Priority Areas (IPAs) eligible for incentives;
- Adopt an investment promotions program;
- Act on applications for registration of projects and availment of local incentives;



- e. Recommend to the Sangguniang Bayan any amendments to this Code;
- f. Supervise the operations of the Municipal Economic and Investments Promotion Office;
- g. Establish cooperative undertakings with other LGUs, the private sector, NGOs or other institutions as may be necessary;
- h. Establish trade and investment satellite offices in such other places as may be necessary to effectively carry out its mandates; and
- i. Perform such other tasks necessary and incidentals to the performance of their functions.

Section 8. Powers and Functions of the Chairperson

The Chairman of the Board shall have the following powers and duties:

- a. To preside over the regular and special meetings of the Board/Committee;
- b. To sign the Certificate of Registration in accordance with the rules and regulations of this Code; and
- c. To exercise such other powers and perform such other duties as may be necessary to carry out the objectives of this Code.

Section 9. Powers and Functions of the Vice Chairperson

The Vice Chairperson shall have the following powers and duties:

- a. To preside over the regular and special meetings of the Board/Committee in the absence of the Chairperson; and
- b. To perform such other duties and functions as may be necessary for and in behalf of the Chairperson.

Section 10. Visitorial Power of the Board

The Board, or any duly authorized representative thereof, shall be empowered and authorized to conduct an ocular inspection of the premises or examination of the business activity of any enterprise within Taytay, Rizal, including the records and books of any enterprise, registered or applying for registration, at any reasonable time of the day, during office hours, for verification or ascertaining the enterprise's compliance with the provisions of this Code, or when the Board deems it necessary or incidental to the effective exercise and performance of their respective powers and functions.

Section 11. Additional Members

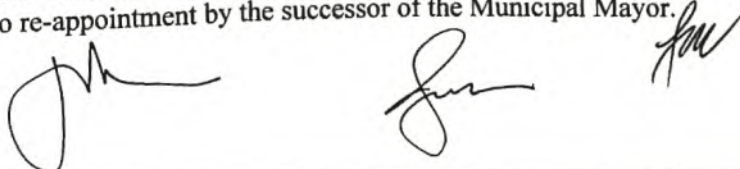
Upon recommendation of the Board, the Sangguniang Bayan shall include additional members to the TIB for the active implementation of this Code.

Section 12. Formulation and Updating of Internal Rules

The Board shall formulate and update its own rules of procedures, quorum, voting and other related matters.

Section 13. Term of Office

The term for members of the Board shall be co-terminus with the Chairman without prejudice to re-appointment by the successor of the Municipal Mayor.



Section 14. Executive Committee

There is hereby created an executive committee to represent and act in its behalf when it is not in session. The composition of the executive committee shall be as follows:

Chairman: Municipal Mayor
Members: Municipal Vice Mayor
Sangguniang Bayan Chair on Budget and Finance
Sangguniang Bayan Chair on Trade and Industry
Municipal Planning and Development Officer
Municipal Treasurer

Section 15. Secretariat

The Municipal Mayor shall appoint from the members of the TIB who will be constituted for the board as secretariat which shall be responsible for providing technical support, documentation of proceedings, preparation of reports and such other assistance as may be required in the discharge of its functions.

CHAPTER III. TAYTAY ECONOMIC AND INVESTMENT PROMOTIONS OFFICE (TEIPO)

Article 4. Creation, Duties and Functions

Section 16. Creation

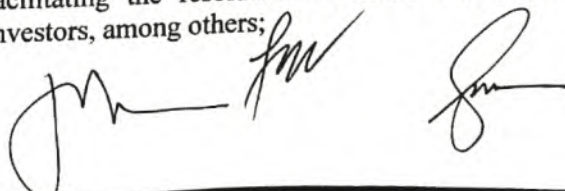
There is hereby created the Taytay Economic and Investment Promotions Office to carry out the objectives of this Code. It shall be the lead office on investments promotion.

Section 17-a Working Force of the TEIPO. The Board shall appoint the head of the TEIPO who shall be the Taytay Economic and Investment Promotion Officer in accordance with DILG Memorandum Circular 2010-113.

17-b Supervision and Staffing. The Taytay Economic and Investment Office shall be supervised by the Office of the Municipal Mayor. The Municipal Mayor shall, after the study of the Municipal Human Resources Management Office, appoint or designate appropriate personnel needed in the execution of duties and functions of the Taytay Economic and Investment promotion Office.

Section 18. Functions of the TEIPO. For the proper and efficient implementation of this Code. The Taytay Economic and Investment Promotion Office, also to be known as TEIPO shall:

- a. Prepare and implement annual investment promotion plan as approved by the Board;
- b. Receive, process and evaluate applications for registration and applications for the availment of the local incentives and submit its recommendation to the Board within a specified period from the official receipt of the application;
- c. Assist in: 1) securing licenses and permits; 2) identifying business or joint venture partners, raw material suppliers and possible business sites; 3) sourcing skilled manpower and service provider; 4) facilitating the resolution of issues and concerns encountered by investors, among others;



- d. Render after care services to registered enterprises/locators;
- e. Monitor and supervise project implementation of registered enterprises;
- f. Establish and update the data bank of general business information;
- g. Prepare and disseminate investment promotion collaterals, i.e., brochures, industry and project profiles, as well as the cost of doing business in the Municipality;
- h. Conduct briefings to potential investors;
- i. Represent the Municipality in trade and investments meetings, conferences, conventions, and other similar gatherings in both domestic and foreign venues as directed by the Board;
- j. Collate, analyze and compile pertinent data and studies concerning areas that have been or may be declared as "Investment Priority Area";
- k. Recommend to the Board any modifications/amendments to existing legislation and procedures on local investments for its appropriate action;
- l. Establish cooperative undertaking with the LGUs, the private sector, NGAs, NGOs or other institutions as may be necessary, useful and incidental to the effective and efficient implementation of the Taytay Rizal Investments and Incentives Code;
- m. Perform such other functions as may be necessary to implement the intent of this Code.

It shall be the function of the TEIPO to determine enterprises that have delinquent records and decline their application for any incentives both fiscal and non-fiscal.

Article 5. Administrative Provisions

Section 19. TEIPO Services.

Pursuant to its duties and functions, the Taytay Economic and Investments Promotion Office shall have the following services:

- a. Processing applications for fiscal and non-fiscal incentives;
- b. Business plans, feasibility studies and other researches for client-beneficiaries;
- c. Provision of information vital to business establishment, development and expansion;
- d. Assistance in business registration and securing of licenses, permits and clearances;
- e. Promotion/Marketing assistance on product/services;
- f. Enhancement of Grievance Mechanisms

f.1) Duties and functions

f.2) Procedure

f.3) Jurisdiction



CHAPTER IV. INVESTMENT PRIORITY AREAS

Article 6. Investment Priority Areas (IPAs)

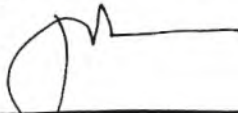
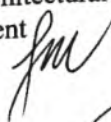
Section 20. List of Preferred Areas of Investment.

The Municipality, through the TEIPO, shall formulate its IPAs, consistent with the IPP (Investments Priorities Plan), the CDP (Comprehensive Development Plan), the CLUP (Comprehensive Land Use Plan), Zoning Regulations and such other criteria that will ensure sustainable and equitable economic and social development. The Municipality, however, is not precluded from including in their IPA's other activities that suit their needs subject to laws, rules and regulations, and/or ordinances. The list of specific priority areas issued by the Board may change based on the development of the Municipality's business activities. The list of IPA's presented as follows:

- a.) Manufacturing
 - 1.) Garments and Personal Apparel
 - 2.) Woodworks
 - 3.) Precision Assembly
 - 4.) Semiconductors
 - 5.) Communication Equipment/Devices
 - 6.) Farm Equipment/Devices
 - 7.) Organic Fertilizers and Animal Feeds
 - 8.) Gift Items
 - 9.) Household Items and Decorations
 - 10.) Food Processing
- b.) Tourism
 - 1.) Sports Recreation Facilities
 - 2.) Hotels and Resorts
 - 3.) Forest Park/Picnic Sites
 - 4.) Eco-Adventure Facilities
 - 5.) Hospitality/Wellness Services
 - 6.) Retirement Villages
 - 7.) Gaming and other Amusements
 - 8.) Theme Parks/Leisure Parks
- c.) Agri-Business
 - 1.) High Value Commercial Crop Production
 - 2.) Organic Farming
 - 3.) Fruit/Meal/Fish Processing
 - 4.) Domestic Crop Distribution
 - 5.) Crops used as bio-fuel
- d.) Services
 - 1.) Publicity/Advertising/Publication
 - 2.) Product Packaging
 - 3.) Health and Commercial Design
 - 4.) Human Resource Development
 - 5.) Material Recovery Facilities
 - 6.) Cargo Transportation
- e.) Information and Communications Technology
 - 1.) Contact Center
 - 2.) Transcription Services
 - 3.) Engineering and Architectural
 - 4.) Software Development

**TO BE
DETERMINED BY
THE TEIPO**

**TO BE
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THE TEIPO**



- 5.) Graphic Design 2D/3D Animation
- 6.) Outsourced Business Processes
- 7.) Green Projects

Section 21. Criteria in Determining Investments

- a. Availability of local/indigenous raw materials and manpower needed for the said project.
- b. Generation of Municipal Employment
- c. Necessity and importance of products and/or services
- d. Importance to other local industries
- e. Environmentally safe operation/production
- f. Contribution to economic development of the Municipality

Section 22. Removal of Investment Area. The board may remove from the list a specific area if:

- a. It has attained targeted/sufficient investments
- b. It poses a threat to the environment and welfare of the people of Taytay
- c. It cannot attract investors within a certain period
- d. It results in unfavorable and unfair business climate

Section 23. Rights. All entrepreneurs operating within the Municipality of Taytay and whose business activities are aligned with the investment priorities of the Municipality shall have the right to:

- a. Be informed of the economic priorities of the Municipality and general conditions that may affect business activities:
- b. Advocate transparency in local governance and administration:
- c. Propose amendments to business policies of the Municipality and to other related rules and regulations:
- d. Regulate or redress activities and measures that may threaten business stability and sustainability:
- e. Privacy in management and operations and protection from piracy, plagiarism and industrial espionage:
- f. Propose and advocate measures in times of severe economic impediments:
- g. Secure and own copies of rules and regulations, resolutions and ordinances relevant to sector development. In the protection of the investors in absence of local ordinance the national law will be upheld.

CHAPTER V. REGISTRATION

Article 7. Qualifications, Requirements and Application Process

Section 24. Pre-Qualification Requirements - For purposes of applying for registration and availment of incentives under this Code, the following requirements must be complied with:

- a. Mandated under existing laws, rules and regulations for doing business in the Philippines.
- b. The activity engaged in must be listed in the IPA's of the Municipality.
- c. The place of operation or production must be located within the jurisdiction of the Municipality of Taytay.



- d. 60% of its work force must be bona-fide residents of the Municipality of Taytay, giving equal opportunities for men, women, the poor, the indigenous people and the physically handicapped. This provision shall not apply to companies that is already existing in other areas that have decided to transfer its operation in Taytay, Rizal
- e. The activity engaged in must have safeguards against pollution and other environment and health hazards.

Section 25. Types of Projects for Registration.

- a. New Projects
- b. Expansion Projects
- c. Modernization Projects

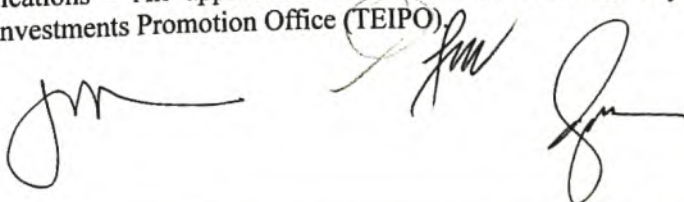
Section 26. Documentary Requirements

Authorized company representatives shall file its application to the Board through the Taytay Economic and Investments Promotion Office and are required to submit the following:

- a. Single Proprietorship
 - i. Copy of Business Name Registration issued by the Department of Trade and Industry (DTI);
 - ii. Copy of Audited Financial Statements (if existing);
 - iii. Copy of completed application form for registration under the TRIIC; and
 - iv. Such other documents that may be required by the Municipality
- b. For Partnership/Corporation:
 - i. Copy of the Articles of Partnership or Incorporation;
 - ii. Certified true copy of its Certificate of registration issued by the Securities and Exchange Commission (SEC), for Corporation/Partnership;
 - iii. Certificate of Good Standing from SEC, if the business is already existing;
 - iv. Resolution authorizing the filing of application by the applicant's Board of Directors;
 - v. Copy of Audited Financial Statements (if existing);
 - vi. Environmental Compliance Certificate (ECC), or Non-Compliance Certificate (NCC), if applicable;
 - vii. Copy of completed application form for registration under the TRIIC; and
 - viii. Such other documents as may be required by the Municipality.
- c. For Board of Investments (BOI) Registered Enterprises:
 - i. Certified true copy of BOI Certificate of Registration;
 - ii. Copy of the document submitted to BOI pertaining to their registration; and
 - iii. Copy of completed application form for registration under the TRIIC.

Section 27. Registration Procedures

- a. Filing of Applications - All applications shall be filed with the Taytay Economic and Investments Promotion Office (TEIPO).



- b. Check Listing/Assessment of Documents - Applicant shall present documents for check listing to determine the completeness and consistency of information.
- c. Date of Official Acceptance - Only complete application shall be officially accepted and registered in the Registration Book. The date stamped on the application shall be considered as the date of official acceptance of the application.
- d. Notice of filing of application in the Municipal Hall shall suffice as publication requirement.
- e. The Order of Payment of the necessary fees shall then be issued.
- f. Evaluation/Approval of Application - Once an Application is officially accepted, the project will be evaluated by the TEIPO, which may conduct an ocular inspection at the premises of the business, if necessary. The evaluation of the application shall be submitted to the Board for action. If the application is approved, the TEIPO shall notify the applicant and inform the Municipal Treasurer and Assessor of such approval for their guidance and appropriate action. If the application is denied, the TEIPO shall inform the applicant in writing. In both cases, a Resolution shall be entered in the minutes of the meeting on the Board. Applicants shall be notified on the approval or disapproval of their application.
- g. Filing Fee - The Board, after enactment of tax ordinance by the Sanggunian Bayan, shall impose fees and charges on application.
- h. Pending Applications - The pending applications shall deemed approved if not acted upon by the Board after sixty (60) days from the date of endorsement.
- i. Certificate of Registration - Upon approval, an enterprise shall be issued a Certificate of Registration which shall state among others, the following:
 - i. Name of the Registered Enterprises
 - ii. The Investment Priority Area (IPA) in which the registered enterprise will engage
 - iii. The incentives granted and period of its availment
 - iv. Such other terms and conditions to be observed by virtue of its registration.
- j. Assistance given to BOI-registered MSME's are as follows:
 - i. Preparation of simplified project application
 - ii. Identification of MSME's support companies
 - iii. Exemption/reduced payment of application and registration fees
 - iv. Exemption from the twenty-five percent (25%) equity requirement
 - v. Reduction of application fee for incentives
 - vi. Posting of notice of filing of application in the Municipal hall in lieu of the publication in newspaper of general circulation
 - vii. Simplified documentary, reportorial requirements and applicants for incentives.

CHAPTER VI. INCENTIVES

Article 8. Fiscal and Non-Fiscal Incentives

Section 28. Fiscal Incentives

28.1. In addition to the exemption from tax obligations provided by the Foreign Investment Act (Republic Act. No. 7042 as amended by RA 8179), Special Economic Zone Act (RA 7916) and the Omnibus Investment Act (E.O. 226), qualified enterprises whose nature of business or business expansion is aligned with the Investments Priority Areas of the Municipality shall be:



Exempted from paying half of the business tax due for the first and second year upon registration for Micro, Small, Medium and Large Enterprises.

28.2. Taytay, Rizal being the Garments and Woodworks Capital of the Philippines, shall give additional fiscal incentives for newly registered Micro Enterprises that are in the manufacturing of garments and woodworks production.

The additional fiscal incentives are as follows:

5% discount on Mayor's Permit fee for the 1st to 5th year of operation

10% discount on Mayor's Permit fee for the 6th to 10th year of operation

28.3. Enterprises registered under the Board of Investments shall not be eligible for the fiscal incentives under this code as they are already exempted from business taxes and have income tax holidays.

28.4 Enterprises availing Incentives under Article 61 of Republic Act 9520, otherwise known as the "Philippine Cooperative Code of 2008", and Republic Act 7916, "The Special Economic Zone Act of 1995", shall not be allowed to avail the fiscal incentive under this code of cooperative and locators of eco-zones.

Section 29. General Policies on Local Fiscal Incentives.

- a. The incentive shall be granted only to new, expanding and/or modernizing projects located in the Municipality of Taytay, Rizal.
- b. Exemption under Section 133 (g) of the Local Government Code shall be for a period of six (6) years for pioneer and four (4) years for non-pioneer from the date of registration; Exemptions under this Code shall be in addition to the incentives provided under Executive Order No. 226, otherwise known as the "Omnibus Investments Code of 1987".
- c. The exemption should not extend to fees and charges imposed for services rendered by the Municipality, such as garbage fees, sanitary inspection fees, electrical inspection fees and similar other fees, as well as rental for use of public utilities owned and operated by the Municipality such as charges for actual consumption of water, electric power and toll fees for use of public roads and bridges and the like, and those levied for the use of government facilities and properties.
- d. The 2 year fiscal incentive exemption granted shall take effect only during the next calendar year of operation upon renewal of necessary permits and documents.
- e. On shared revenues, the exemption shall pertain only to the share of the Municipality granting such exemptions or relief unless the Municipality shall extend the same privilege to such enterprise qualified under this Code.
- f. In case of change of ownership of the enterprise, the incentives shall continue to be enjoyed by the enterprise, provided that, the terms and conditions of the registration of the project have been assumed by the new owner/s.
- g. No double availment of the incentives/benefits under different laws and/or programs shall be allowed.

Section 30. Non-Fiscal Incentives.

30.1. Small, medium and large enterprises whose nature of business/ess are within the IPA's of the Municipality shall be entitled to:

- a. One stop documentation for simplified registration procedure with the assistance from the TEIPO;
- b. The assistance in resolving issues and concerns with NGAs, NGOs and other service providers;



- c. Support for industrial peace through reconciliation and the mediation;
- d. Assistance in securing electric power and water supply connection;
- e. Coordination in the negotiation of special rates for utilities for industries with certain minimum load, if feasible;
- f. Assistance in site selection and negotiation for right of way;
- g. Networking with concerned national and local agencies such as Technical Education Skills and Development Authority (TESDA) and other similar institutions for trainings of workers to enhance the skills of the manpower of the enterprise and assistance in identifying and sourcing of skilled human resources thru the PESO of Taytay.
- h. Facilitation of outbound and inbound missions of investors; and
- i. Such other aftercare services that may be accorded to investors.

30.2. Micro Enterprises that are in the line of garments manufacturing and woodworks industry shall enjoy free advertisement placement at the official website of Taytay Municipal Government for a span of one year.

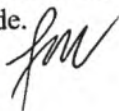
30.3 Enterprise that would employ a number of PWDs and a good number of female employees shall be recognized by the TEIPO upon the recommendation of the Gender and Development Office of this Municipality.

Section 31. Green Investment Incentives

Other incentives, as approved by the Board, may be given to enterprises engaged in Payments for Ecosystem Services for environmental protection and climate change adaption in poor, marginalized communities. Payments for Environmental Services (PES) Contributions may be in the form of technical and financial assistance on sustainable livelihood activities and green technologies that will reduce the poor's vulnerability to climate change, financing protection or rehabilitation of degraded ecosystems and other environmental activities formally agreed on with the concerned community and the Municipality.

Application for Green Investment Incentives

- a. An enterprise availing of the green investment incentives shall file an application with the TEIPO regarding its intent to undertake a green/social activity, the location and the date/s activity shall either be a regular activity or that which can be completed within the timeframe approved by the Board.
- b. The TEIPO shall be in charge if issuing a certification that the registered enterprise is in its environmental services program, or has undertaken regular green and socially responsible activities and is qualified for the incentive.
- c. After due verification of contributors to payments for environmental or ecosystem services program, urban greening and restoration, reforestation and biodiversity conservation activities, such certification shall be presented to the Municipal Treasurer during the payment of the business tax to avail of the incentive.
- d. The Municipality shall have the right to reappraise the cost of the re-greening or landscaping in case it finds the reported cost excessive.
- e. The incentive may be availed of only once every two (2) years and may not be availed at the same time as the fiscal incentive stated in Section 28.1 of this Code.





- f. This incentive is non-transferable. In case of a change of ownership of the enterprise, the incentive on Section 31 of this Code shall not be transferred to the new owner. The new owner of the enterprise has the option to apply for green incentives upon the renewal of the necessary permits and documents for its enterprise provided further that the enterprise continues its green initiatives and complies with all the requirements to avail of the incentives.

Section 32. CORPORATE SOCIAL RESPONSIBILITY (CSR) OF REGISTERED ENTERPRISES

BOI registered enterprises with projects under pioneer status must initiate and undertake a yearly Corporate Social Responsibility (CSR) program/s for Taytayenos, *whereas*, those on non-pioneer status are encourage to undertake CSR, to the extent possible, in accordance with the development plan of the community where the registered project is located. To sustain environmental protection, adaptations to climate changes and reduce poverty in the local areas the following may be undertaken as CSR of registered enterprises such as but not limited to:

Greening/Re-greening of Area

1. Rehabilitation and Restoration of buildings or other structures in accordance with the municipal urban renewal or restoration plan of the LGU
2. Re-greening or landscaping may be in the form of urban greening or landscaping such as major road sides; areas with historical or tourism value; areas in biogeographic zones; eroded slopes as technically appropriate based on assessment by competent authorities; public open spaces especially in residential and commercial areas including street islands, parks, promenades, parking area peripheries, and the like. Provided that, the enterprise takes care of the maintenance of the trees and plants, otherwise, reimbursement of the incentive granted shall be due and demanded.

Social Projects

- a. Housing for Employees residing in Taytay
- b. Educational Projects for Taytayenos
- c. Taytay Cultural Revivals
- d. Programs for Women, Children, Elderly, Disabled, Out of School Youths and Indigenous Peoples
- e. Community infrastructure projects aligned with the development plan of the LGU and
- f. Such other projects or activities based on the development needs of the community where the project is located or identified under National Anti- Poverty Commission (NAPC).

Section 33. Hazardous Substances

Projects involving handling, transporting, processing and storage of toxic, hazardous substances and/or nuclear waste shall not be entitled to any incentives under this code.



Specific Prohibitions.

1. No industrial or manufacturing facility shall be operated without proper air pollution devices and wastewater treatment facilities, and solid waste management facilities.
2. 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 law.
3. All industrial and manufacturing establishment shall subject their operations and premises, facilities and systems to periodic environmental compliance monitoring, which shall be conducted by the MENRO in coordination with the Department of Environment and Natural Resources. Refusal to be subject to such inspection shall be sufficient ground for the forfeiture of any incentive and revocation of its Certificate of Registration and/or Business Permit.

Section 34. Regulation

The board shall ensure that the green and socially responsible projects undertaken by enterprises on public property shall be in harmony with the overall environmental management program of the Municipality of Taytay, as determined by Municipal Environment and Natural Resources Office.

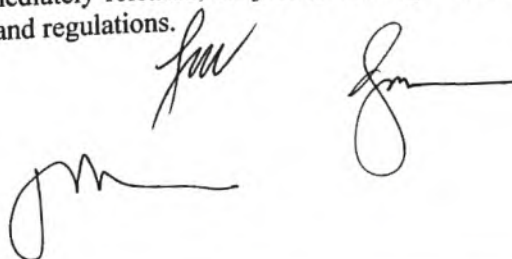
CHAPTER VII. FINAL PROVISION

Article II. Administrative and Penal Provisions

Section 35. Appropriations

The Sangguniang Bayan shall provide the Board and the TEIPO with the required initial appropriations deemed necessary for the effective performance of duties and functions and services. Provided that, the Local Finance Committee (LFC) shall furnish the Board, information on financial resources and budgetary allocations available and applicable, which will serve as a guide in their planning functions and budget preparations. Provided further, that the succeeding appropriations shall be provided through regular or supplemental budget, to wit:

- a. Revenues from the Operation of this Code. This Code shall provide that income revised from the operation of the same and shall go to a special account captioned "Local Economic and Investments Promotion Fund". Said fund shall be used solely for the operation and maintenance and other operating expenses of the TEIPO and investment promotion expenses of the Municipality.
- b. Immediate Release of Fund. For purposes of expediting the operations of the TEIPO, its allocation for the Local Economic and Investments and Promotion Fund shall be immediately released, subject to usual government accounting and auditing rules and regulations.



Section 36. Procedures in the Barangays within the Municipality

Barangays within the territorial jurisdiction of the Municipality of Taytay shall as much as possible modify their systems and procedures in the issuance of applicable permits and licenses so as to be consistent with the provisions of this Code. The Barangays must coordinate with the Municipality for the proper guidance on matters of incentives such as possible PES and CSR programs in their respective Barangays.

Section 37. Penalty Clause

Any violation of the provision of this Code shall be ground for the cancellation or revocation of the Certificate of Registration of the project or business; it shall mean withdrawal of all rights, privileges and incentives granted under this Code. All fees and charges previously exempted shall become due and demandable, and a penalty fee of not more than Two Thousand Five Hundred Pesos (2,500.00) shall be paid by the enterprise or the owner shall be imprisoned for not more than 6 months or both at the discretion of the court.

Section 38. Ground for the cancelation of the Certificate of Registration

1. Violation of the provisions of this Code and such other violations of laws, rules and regulation or ordinances.
2. Violations of the terms and conditions specified in the Certificate of Registration.
3. Material Misrepresentation.

Section 39. Reconsideration of the decision of the Board

The applicant or business enterprise adversely affected by any decision of the Board relative to its cancelation/revocation of registration or the imposition of fines/penalties in accordance with this Code may file a motion for reconsideration within fifteen (15) days from the receipt of the decision, otherwise, the decision shall become final and executory.

Section 40. Implementing Rules and Regulations

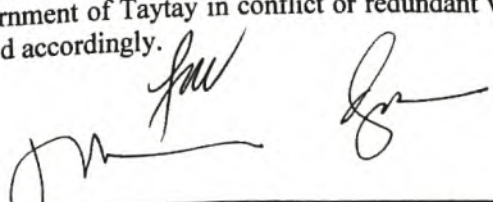
The TIB, thru a technical working group, in coordination with the Municipal Legal Office (MLO) and the Municipal Planning and Development Office (MPDO), in consultation with the Municipal Finance Committee (MFC) and Department of Trade and Industry-Rizal shall formulate the necessary rules and regulations for the effective implementation of this Code.

Section 41. Separability Clause

If for any reason or reasons, any part of provision of this Code shall be held to be unconstitutional or invalid by component authority or judiciary, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

Section 42. Repealing Clause

All Ordinances of Taytay, Resolutions, Executive Orders, Rules and Regulations, enacted by the Municipal Government of Taytay in conflict or redundant with this Code are hereby repealed and modified accordingly.

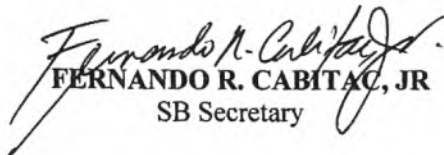


Section 43. Effectivity Clause

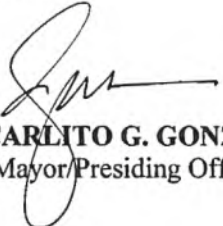
This Code shall take effect 30 days after publication on local newspaper with general circulation and posting on conspicuous places.

ENACTED, this 25th day of August 2015 at the Session Hall of the New Municipal Building, Taytay, Rizal.

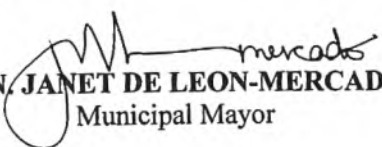
I HEREBY CERTIFY, to the correctness of the foregoing Ordinance which was duly enacted by the Sangguniang Bayan of Taytay during 103rd Regular Session held on the 25th day of August, 2015.


FERNANDO R. CABITAC, JR
SB Secretary

ATTESTED AND CERTIFIED TO BE DULY
ADOPTED BY HIS HONOR


HON. CARLITO G. GONZAGA
Vice Mayor/Presiding Officer

APPROVED BY HER HONOR
THE MUNICIPAL MAYOR


HON. JANET DE LEON-MERCADO
Municipal Mayor