



Republic of the Philippines
PROVINCE OF NEGROS OCCIDENTAL
OFFICE OF THE SANGGUNIANG PANLALAWIGAN
South Wing, Provincial Capitol Building
South Capitol Road, Bacolod City, Negros Occidental 6100
Tel. Nos. 435-7698 * 447-5657 * 707-8075

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN OF NEGROS OCCIDENTAL HELD IN THE CITY OF BACOLOD, NEGROS OCCIDENTAL ON THE 16TH DAY OF JANUARY 2024.

Present:

Hon. Jeffrey P. Ferrer	Vice Governor / Presiding Officer
Hon. Rommel T. Debulgado	Member - 1 st District
Hon. Araceli T. Somosa	Member - 1 st District
Hon. Sixto Teofilo Roxas V. Guanzon, Jr.	Member - 2 nd District
Hon. Manuel Frederick O. Ko	Member - 3 rd District
Hon. Andrew Gerard L. Montelibano	Member - 3 rd District
Hon. Rita Angela S. Gatuslao	Member - 5 th District
Hon. Anthony Dennis J. Occeño	Member - 5 th District
Hon. Valentino Miguel J. Alonso	Member - 6 th District
Hon. Jeffrey T. Tubola	Member - 6 th District
Hon. Mayvelyn L. Madrid	Member - SK

On Official Business:

Hon. Samson C. Mirhan	Member - 2 nd District
Hon. Jose Benito A. Alonso	Member - 4 th District
Hon. Andrew Martin Y. Torres	Member - 4 th District
Hon. Julius Martin D. Asistio	Member-PCL

RESOLUTION NO. 0073
Series of 2024

RESOLUTION DECLARING MUNICIPAL ORDINANCE NO. 011, SERIES OF 2023 OF THE MUNICIPALITY OF MANAPLA AUTHORIZING MUNICIPAL MAYOR TO EXECUTE AND SIGN A DEED OF DONATION IN FAVOR OF THE DEPARTMENT OF EDUCATION FOR THE DONATION OF LOT NO. 13 LOCATED AT BARANGAY TORTOSA, MANAPLA, NEGROS OCCIDENTAL WHERE TORTOSA ELEMENTARY SCHOOL IS LOCATED, AS A VALID ENACTED ORDINANCE

WHEREAS, Section 56 of the Local Government Code of 1991 expresses the reviewing power of the Sangguniang Bayan on Component City and Municipal Ordinances and Resolutions declaring the Ordinance or Resolution valid if it's consistent with the law or invalid in whole or in part if the Sangguniang Panlalawigan finds the Ordinance or Resolution to be beyond the power conferred upon the Sangguniang Panlungsod or Sangguniang Bayan concerned;

WHEREAS, Municipal Ordinance No. 011, series of 2023 of the Municipality of Manapla authorizing municipal mayor to execute and sign a deed of donation in favor of the Department of Education for the donation of Lot No. 13 located at Barangay Tortosa, Manapla, Negros Occidental where Tortosa Elementary School is located, was submitted for review by the Municipality of Manapla to the Sangguniang Panlalawigan of Negros Occidental;

WHEREAS, after prompt examination by the Provincial Legal Office, it is the recommendation of the said Office that the subject Ordinance is within the conferred power of the Sangguniang Bayan of Manapla to enact, thus, the same may be given due course by the Sangguniang Panlalawigan;

WHEREAS, The subject ordinances finds legal basis in Section 22 and Section 444 of the Local Government Code of 1991 (R.A. 7160), to wit:

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Section 22. Corporate Powers. –

(4) To acquire and convey real or personal property;

(5) To enter into contracts;

(c) Unless otherwise provided in this Code, no contract may be entered into by the local chief executive in behalf of the local government unit without prior authorization by the sanggunian concerned. A legible copy of such contract shall be posted at a conspicuous place in the provincial capitol or the city, municipal or barangay hall.

Section 444. The Chief Executive: Powers, Duties, Functions and Compensation. –

The municipal mayor, as the chief executive of the municipal government, shall exercise such powers and performs such duties and functions as provided by this Code and other laws. the municipal mayor shall:

(vi) Upon authorization by the sangguniang bayan, represent the municipality in all its business transactions and sign on its behalf all bonds, contracts, and obligations, and such other documents made pursuant to law or ordinance;

WHEREAS, the reviewing authority of the Sangguniang Panlalawigan finds no irregularity that follow thereto as a result of the thorough scrutiny of the Provincial Legal Officer;

NOW THEREFORE, premises considered, on motion of Hon. Sixto Teofilo Roxas V. Guanzon, Jr. duly seconded by all the members present during the regular session of the Sangguniang Panlalawigan of Negros Occidental, resolved, as it hereby resolves, to pass and approve this resolution to wit:

RESOLUTION DECLARING MUNICIPAL ORDINANCE NO. 011, SERIES OF 2023 OF THE MUNICIPALITY OF MANAPLA AUTHORIZING MUNICIPAL MAYOR TO EXECUTE AND SIGN A DEED OF DONATION IN FAVOR OF THE DEPARTMENT OF EDUCATION FOR THE DONATION OF LOT NO. 13 LOCATED AT BARANGAY TORTOSA, MANAPLA, NEGROS OCCIDENTAL WHERE TORTOSA ELEMENTARY SCHOOL IS LOCATED, AS A VALID ENACTED ORDINANCE

ADOPTED UNANIMOUSLY.

This resolution shall take effect immediately upon approval.

CERTIFIED CORRECT:


HON. JEFFREY P. FERRER
Vice Governor

ATTESTED:


ATTY. MAKLANGEL O. ASCALON
Provincial Secretary