



Republic of the Philippines
PROVINCE OF NEGROS OCCIDENTAL
OFFICE OF THE SANGGUNIAN 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
SANGGUNIAN PANLALAWIGAN OF THE PROVINCE OF NEGROS OCCIDENTAL
HELD IN THE CITY OF BACOLOD 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. Anthony Dennis J. Occeño	Member - 5 th District
Hon. Rita Angela S. Gatuslao	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 - SKF Rep.

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 Rep.

**RESOLUTION NO. 0080
Series of 2024**

***RESOLUTION DECLARING MUNICIPAL ORDINANCE NO. 073, SERIES OF 2023 OF
THE MUNICIPALITY OF SAN ENRIQUE AUTHORIZING THE TEMPORARY ROAD
CLOSURE OF A PORTION OF CANDELARIA STREET (SITIO UBOS) AND GARCIA
STREET, BRGY. POBLACION, SAN ENRIQUE IN CELEBRATION OF THEIR
COMMUNITY CHRISTMAS PARTY AS A VALID ENACTED ORDINANCE***

WHEREAS, Section 56 of the Local Government Code of 1991 expresses the reviewing power of the Sangguniang Panlalawigan on Component City and Municipal Ordinances and Resolutions declaring the Ordinance or Resolution valid if it is 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. 073, series of 2023 of the Municipality of San Enrique entitled: "An Ordinance authorizing the temporary road closure of a portion of Candelaria Street (Sitio Ubos) and Garcia Street, Brgy. Poblacion, San Enrique in celebration of their Community Christmas Party as a valid enacted ordinance was submitted for review by the Municipality of San Enrique, Negros Occidental 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 San Enrique enact, thus, the same may be given due course by the Sangguniang Panlalawigan;



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WHEREAS, the enactment of the subject Ordinance finds legal basis in the Local Government Code, to wit:

"Sec. 447. (a) The sangguniang bayan, as the legislative body of the municipality, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the municipality and its inhabitants pursuant to Section 16 of this Code

Sec. 21. Closure and Opening of Roads. - (a) A local government unit may, pursuant to an ordinance, permanently or temporarily close or open any local road, alley, park, or square falling within its jurisdiction: Provided, however, That in case of permanent closure, such ordinance must be approved by at least two-thirds (2/3) of all the members of the sanggunian, and when necessary, an adequate substitute for the public facility that is subject to closure is provided.

(c) Any national or local road, alley, park, or square may be temporarily closed during an actual emergency, or fiesta celebrations, public rallies, agricultural or industrial fairs, or an undertaking of public works and highways, telecommunications, and waterworks projects, the duration of which shall be specified by the local chief executive concerned in a written order: xxx.

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;

WHEREAS, in view of the foregoing, the SP Committee on Laws recommends approval of the same;

NOW, THEREFORE, on motion of Hon. Sixto Teofilo Roxas V. Guanzon, Jr., and unanimously seconded by all members present,

THE SANGGUNIANG PANLALAWIGAN RESOLVED, as it hereby resolves, to approve this resolution to wit:

RESOLUTION DECLARING MUNICIPAL ORDINANCE NO. 073, SERIES OF 2023 OF THE MUNICIPALITY OF SAN ENRIQUE AUTHORIZING THE TEMPORARY ROAD CLOSURE OF A PORTION OF CANDELARIA STREET (SITIO UBOS) AND GARCIA STREET, BRGY. POBLACION, SAN ENRIQUE IN CELEBRATION OF THEIR COMMUNITY CHRISTMAS PARTY AS A VALID ENACTED ORDINANCE

ADOPTED UNANIMOUSLY.

This resolution shall take effect immediately upon approval.

[Handwritten signatures]



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CERTIFIED CORRECT:


HON. JEFFREY P. FERRER
Vice Governor/Presiding Officer 

ATTESTED:


ATTY. MAKI ANGEL O. ASCALON
Provincial Secretary 