



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 THE PROVINCE OF NEGROS OCCIDENTAL HELD IN THE CITY OF BACOLOD ON THE 19TH DAY OF MARCH 2024

PRESENT:

Hon. Araceli T. Somosa	Temporary Presiding Officer
Hon. Rommel T. Debulgado	Member - 1 st District
Hon. Sixto Teofilo Roxas V. Guanzon, Jr.	Member - 2 nd District
Hon. Samson C. Mirhan	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. Jeffrey T. Tubola	Member - 6 th District
Hon. Julius Martin D. Asistio	Member - PCL Rep.
Hon. Richard Julius L. Sablan	Member - ABC Rep.

OFFICIAL BUSINESS:

Hon. Jeffrey P. Ferrer	Vice Governor
Hon. Jose Benito A. Alonso	Member - 4 th District
Hon. Andrew Martin Y. Torres	Member - 4 th District
Hon. Anthony Dennis J. Occeño	Member - 5 th District
Hon. Valentino Miguel J. Alonso	Member - 6 th District
Hon. Mayvelyn L. Madrid	Member - SK Rep.

RESOLUTION NO. 0433
Series of 2024

RESOLUTION DECLARING ORDINANCE NO. 2024-105 OF THE CITY OF VICTORIAS, NEGROS OCCIDENTAL, ENTITLED: "AN ORDINANCE ADOPTING THE OFFICIAL SEAL/LOGO OF THE OFFICE OF THE VICE MAYOR OF THE CITY OF VICTORIAS, NEGROS OCCIDENTAL, PRESCRIBING THE USE AND IMPOSING PENALTY FOR UNOFFICIAL/UNAUTHORIZED USE THEREOF" 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, Ordinance No. 2024-105 of the City of Victorias, Negros Occidental, entitled: "AN ORDINANCE ADOPTING THE OFFICIAL SEAL/LOGO OF THE OFFICE OF THE VICE MAYOR OF THE CITY OF VICTORIAS, NEGROS OCCIDENTAL, PRESCRIBING THE USE AND IMPOSING PENALTY FOR UNOFFICIAL/UNAUTHORIZED USE THEREOF" was submitted for review by the City of Victorias to the Sangguniang Panlalawigan of Negros Occidental;

[Handwritten signatures]



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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 Panlungsod of Victorias to enact, thus, the same may be given due course by the Sangguniang Panlalawigan;

WHEREAS, the enactment of the above-captioned ordinances is anchored on Section 458 (a) of the Local Government Code of 1991 (RA 7160) which provides that, "the Sangguniang Panlungsod, as the legislative body of the city, shall enact ordinances, xxx for the general welfare of the city xxx, and in the proper exercise of the corporate powers of the city as provided for under Section 22 of this Code", to wit:

"Section 22. Corporate Powers. (a) Every local government unit, as a corporation, shall have the following powers:

(1) xxx

(2) xxx

(3) To have and use a corporate seal;"

b) Local government units may continue using, modify, or change their existing corporate seals: Provided, that newly established local government units or those without corporate seals may create their own corporate seals which shall be registered with the Department of the Interior and Local Government: Provided, further, That any change of corporate seal shall also be registered as provided herein.

And

"Section 54. Approval of Ordinances. - (a) Every ordinance enacted by the xxx, Sangguniang Panlungsod, xxx, shall be presented to the xxx, city, xxx, mayor. If the local chief executive concerned approves the same, he shall affix his signature on each and every page thereof; otherwise, he shall veto it and return the same with his objections to the Sanggunian, which may proceed to reconsider the same. The Sanggunian concerned may override the veto of the local chief executive by two-thirds (2/3) vote of all its members, thereby making the ordinance or resolution effective for all legal intents and purposes.

(b) The veto shall be communicated by the local chief executive concerned to the Sanggunian within fifteen (15) days in the case of a province, and ten (10) days in the case of a city or a municipality; otherwise, the ordinance shall be deemed approved as if he had signed it.

WHEREAS, the approval process for an ordinance by the Local Chief Executive can occur in several ways. Firstly, the Chief Executive may signify approval by signing the ordinance. Secondly, if the Chief Executive takes no action, the ordinance automatically becomes law after a period of either ten (10) or fifteen (15) days from receipt, depending on the specific provisions. Lastly, the Chief Executive may choose to exercise veto power, although this decision can be overridden by the Sanggunian with a two-thirds vote. In the case where the ordinance is approved through any of these methods—such as in the instance where the subject ordinances were duly signed by the City Mayor—the ordinance is considered enacted and is recognized as an "approved ordinance";



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WHEREAS, the implementation of the current ordinance aims to establish regulations that formalize the appropriate utilization of the Official Seal/Logo. This endeavor aligns with the directives outlined in RA 7160, which require the enactment of ordinances essential for enhancing efficiency in local governance;

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., unanimously seconded by all the members present during the regular session of the Sangguniang Panlalawigan of Negros Occidental;

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

RESOLUTION DECLARING ORDINANCE NO. 2024-105 OF THE CITY OF VICTORIAS, NEGROS OCCIDENTAL, ENTITLED: "AN ORDINANCE ADOPTING THE OFFICIAL SEAL/LOGO OF THE OFFICE OF THE VICE MAYOR OF THE CITY OF VICTORIAS, NEGROS OCCIDENTAL, PRESCRIBING THE USE AND IMPOSING PENALTY FOR UNOFFICIAL/UNAUTHORIZED USE THEREOF" AS A VALID ENACTED ORDINANCE

ADOPTED UNANIMOUSLY.

This resolution shall take effect immediately upon approval.

CERTIFIED CORRECT:


HON. ARACELI T. SOMOSA
Temporary Presiding Officer

ATTESTED:


ATTY. MARK ANGEL O. ASCALON
Provincial Secretary

Copy for: all concerned