



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 2ND DAY OF APRIL, 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	Member - 2 nd District
Hon. Samson C. Mirhan	Member - 2 nd District
Hon. Manuel Frederick O. Ko	Member - 3 rd District
Hon. Andrew L. Montelibano	Member - 3 rd District
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. Jeffrey T. Tubola	Member - 6 th District
Hon. Richard Julius L. Sablan	Member - ABC Rep.
Hon. Mayvelyn L. Madrid	Member - SKF Rep.
ON OFFICIAL BUSINESS:	
Hon. Rita Angela S. Gatuslao	Member - 5 th District
Hon. Julius Martin D. Asistio	Member - PCL Rep.

RESOLUTION NO. 0485
Series of 2024

RESOLUTION DECLARING ORDINANCE NO. 2024-099 OF THE CITY OF VICTORIAS, NEGROS OCCIDENTAL, ENTITLED: AN ORDINANCE AMENDING VICTORIAS CITY ORDINANCE NO. 2021-01 OTHERWISE KNOWN AS "AN ORDINANCE GRANTING ADDITIONAL BENEFITS TO SENIOR CITIZENS IN THE CITY OF VICTORIAS, NEGROS OCCIDENTAL AND APPROPRIATING FUNDS 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. 2024-099 of the City of Victorias, Negros Occidental, Negros Occidental, entitled: "AN ORDINANCE AMENDING VICTORIAS CITY ORDINANCE NO. 2021-01 OTHERWISE KNOWN AS "AN ORDINANCE GRANTING ADDITIONAL BENEFITS TO SENIOR CITIZENS IN THE CITY OF VICTORIAS, NEGROS OCCIDENTAL AND APPROPRIATING FUNDS THEREOF"" was submitted for review by the City of Victorias to the Sangguniang Panlalawigan of Negros Occidental;

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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 ordinance mentioned above was typically passed by the relevant legislative body, exercising its legislative authority as granted by the Local Government Code of 1991 (R.A. 7160), particularly under Section 458 (a), which stipulates:

"The sangguniang panlungsod, as the legislative body of the city, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the city and its inhabitants pursuant to Section 16 of this Code xxx."

WHEREAS, the initial ordinance was passed to modify Section 6 of the original Ordinance No. 2021-011, aiming to streamline the documentary prerequisites for accessing senior citizens' benefits. This action aligns with Section 458 (5) (xiv) of RA 7160, which states:

Section 458. Powers, Duties, Functions and Compensation.

(a) The sangguniang panlungsod, as the legislative body of the city, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the city and its inhabitants pursuant to Section 16 of this Code and in the proper exercise of the corporate powers of the city as provided for under Section 22 of this Code, and shall:

X x x

(5) Approve ordinances which shall ensure the efficient and effective delivery of the basic services and facilities as provided for under Section 17 of this Code, and in addition to said services and facilities, shall:

X x x

(xiv) Provide for the care of disabled persons, paupers, the aged, x x x

WHEREAS, the authority to amend an ordinance is grounded in an established principle of local legislation and reaffirmed in a judicial ruling, which emphasizes that the authority to enact ordinances inherently includes the power to amend or revoke them, ensuring that vested rights are not infringed upon;

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;



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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. 2024-099 OF THE CITY OF VICTORIAS, NEGROS OCCIDENTAL, ENTITLED: AN ORDINANCE AMENDING VICTORIAS CITY ORDINANCE NO. 2021-01 OTHERWISE KNOWN AS "AN ORDINANCE GRANTING ADDITIONAL BENEFITS TO SENIOR CITIZENS IN THE CITY OF VICTORIAS, NEGROS OCCIDENTAL AND APPROPRIATING FUNDS THEREOF" AS A VALID ENACTED ORDINANCE

ADOPTED UNANIMOUSLY.

This resolution shall take effect immediately upon approval.

CERTIFIED CORRECT:


HON. VALENTINO MIGUEL J. ALONSO
Temporary Presiding Officer

ATTESTED:


ATTY. MAKI ANGEL O. ASCALON
Provincial Secretary

Note: The Presiding Officer, Hon. Jeffrey P. Ferrer relinquished the chair to the Temporary Presiding Officer, Hon. Valentino Miguel J. Alonso.