



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 14TH DAY OF MAY 2024.

PRESENT:

Hon. Valentino Miguel J. Alonso	Temporary Presiding Officer
Hon. Araceli T. Somosa	Member - 1 st District
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. Andrew Gerard L. Montelibano	Member - 3 rd District
Hon. Jose Benito A. Alonso	Member - 4 th District
Hon. Jeffrey T. Tubola	Member - 6 th District
Hon. Mayvelyn L. Madrid	Member - SK
Hon. Richard Julius L. Sablan	Member - ABC

ON OFFICIAL BUSINESS:

Hon. Jeffrey P. Ferrer	Vice Governor/Presiding Officer
Hon. Manuel Frederick O. Ko	Member - 3 rd District
Hon. Andrew Martin Y. Torres	Member - 4 th District
Hon. Rita Angela S. Gatuslao	Member - 5 th District
Hon. Anthony Dennis J. Occeño	Member - 5 th District
Hon. Julius Martin D. Asistio	Member - PCL

RESOLUTION NO. 0608
Series of 2024

RESOLUTION DECLARING ORDINANCE NO. 06-2024 OF THE CITY OF CADIZ, NEGROS OCCIDENTAL, ENTITLED: "AN ORDINANCE REQUIRING ALL HOUSEHOLDS IN THE CITY OF CADIZ TO COMPLY WITH THE ZERO OPEN DEFECATION (ZOD) POLICY, PROVIDING GUIDELINES 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. 06-2024 of the City of Cadiz, Negros Occidental, entitled: "AN ORDINANCE REQUIRING ALL HOUSEHOLDS IN THE CITY OF CADIZ TO COMPLY WITH THE ZERO OPEN DEFECATION (ZOD) POLICY, PROVIDING GUIDELINES AND APPROPRIATING FUNDS THEREOF" was submitted for review by the City of Cadiz 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 Panlungsod of Cadiz to enact, thus, the same may be given due course by the Sangguniang Panlalawigan;



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WHEREAS, the subject ordinance finds legal basis under the 1991 Local Government Code, to wit:

Section 16. General Welfare. - Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants.

Section 17. Basic Services and Facilities. - xxx. Local government units shall likewise exercise such other powers and discharge such other functions and responsibilities as are necessary, appropriate, or incidental to efficient and effective provision of the basic services and facilities

"(b) Such basic services and facilities include but are not limited to, the following:

"(iii) Subject to the provisions of Title Five, Book I of this Code, health services which include the implementation of programs and projects on primary health care, xxx, and communicable and non-communicable disease control services: access to secondary and tertiary health services; purchase of medicines, medical supplies, and equipment needed to carry out the services herein enumerated;"

"(vi) Solid waste disposal system or environmental management system and services and facilities related to general hygiene and sanitation."(Underlining ours).

"Section 458. (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;

WHEREAS, the assurance of the right to health is guaranteed by none other than our fundamental law, the 1987 Philippine Constitution, particularly in its Section 15, which explicitly states:

"The State shall protect and promote the right to health of the people and instill health consciousness among them.

WHEREAS, the statement above aligns with the objectives of PD No. 856, also known as the Code on Sanitation of the Philippines, which mandates that "all public service endeavors should prioritize the safeguarding and enhancement of health."



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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, the SP Committee on Laws favorably endorsed the passing of the same;

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

THE SANGGUNIANG PANLALAWIGAN RESOLVED, as it hereby resolves, to declare Ordinance No. 06-2024 of the City of Cadiz, Negros Occidental, entitled: "AN ORDINANCE REQUIRING ALL HOUSEHOLDS IN THE CITY OF CADIZ TO COMPLY WITH THE ZERO OPEN DEFECATION (ZOD) POLICY, PROVIDING GUIDELINES AND APPROPRIATING FUNDS THEREOF" as a valid enactment ordinance.

ADOPTED UNANIMOUSLY.

This resolution shall take effect immediately upon approval.

CERTIFIED CORRECT:

HON. VALENTINO MIGUEL J. ALONSO
Temporary Presiding Officer

ATTESTED:


APTY. MAKI ANGEL O. ASCALON
Provincial Secretary