



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
Hon. Rommel T. Debulgado
Hon. Araceli T. Somosa
Hon. Sixto Teofilo Roxas V. Guanzon, Jr.
Hon. Samson C. Mirhan
Hon. Andrew Gerard L. Montelibano
Hon. Jose Benito A. Alonso
Hon. Jeffrey T. Tubola
Hon. Mayvelyn L. Madrid
Hon. Richard Julius L. Sablan

Temporary Presiding Officer
Member - 1st District
Member - 1st District
Member - 2nd District
Member - 2nd District
Member - 3rd District
Member - 4th District
Member - 6th District
Member - SK
Member - ABC

On Official Business:

Hon. Jeffrey P. Ferrer
Hon. Manuel Frederick O. Ko
Hon. Andrew Martin Y. Torres
Hon. Rita Angela S. Gatuslao
Hon. Anthony Dennis J. Occeño
Hon. Julius Martin D. Asistio

Vice Governor
Member - 3rd District
Member - 4th District
Member - 5th District
Member - 5th District
Member-PCL

RESOLUTION NO. 0614
Series of 2024

RESOLUTION DECLARING CITY ORDINANCE NO. 2024-002 OF THE CITY OF SAGAY, ENTITLED: "AN ORDINANCE AMENDING SECTION 2 OF CITY ORDINANCE NO. 2023-017, OTHERWISE KNOWN AS THE DONATION OF 1,588 SQ. M. OF LOT TO NATIONAL POWER CORPORATION (NPC)," 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'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, City Ordinance No. 2024-002 of the City of Sagay amending Section 2, of City Ordinance No. 2024-017, otherwise known as the donation of 1,588 sq.m. portion of lot National Power Corporation (NPC), was submitted for review by the City of Sagay 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 Sagay to enact, thus, the same may be given due course by the Sangguniang Panlalawigan;



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(Page 2, Res. No. 0614, series of 2024)

WHEREAS, the Sangguniang Panlungsod of Sagay has the power to enact the subject ordinance, which is in keeping with Local Government Code of 1991 (R.A. 7160), to wit:

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 xxx, and shall:

(1) Approve ordinances and pass resolutions necessary for an efficient and effective city government,

WHEREAS, the preceding provision makes it evident that the Sangguniang Panlungsod holds the authority to enact ordinances. Currently under scrutiny is an amendatory ordinance aimed at revising "Section 2 of City Ordinance No. 2023-017." It's worth noting that this amendment seeks to rectify an error in the technical description of a particular lot. Given the absence of a specific provision in the Code regarding the power to amend, we are adopting the principle established in *Perras vs. Land Registration Commission* (G.R. No. L-1661, July 26, 1980). This ruling asserts that "the power of the sanggunian to enact ordinances encompasses the power to amend them."

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, resolved, as it hereby resolves, to pass and approve this resolution to wit:

RESOLUTION DECLARING CITY ORDINANCE NO. 2024-002 OF THE CITY OF SAGAY, ENTITLED: "AN ORDINANCE AMENDING SECTION 2 OF CITY ORDINANCE NO. 2023-017, OTHERWISE KNOWN AS THE DONATION OF 1,588 SQ. M. OF LOT TO NATIONAL POWER CORPORATION (NPC)," 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