



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 * 433-4894 * 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 22TH DAY OF OCTOBER 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. Andrew Gerard 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. Mayvelyn L. Madrid	Member - SK
On Official Business:	
Hon. Samson C. Mirhan	Member - 2 nd District
Hon. Manuel Frederick O. Ko	Member - 3 rd District
Hon. Rita Angela S. Gatuslao	Member - 5 th District
Hon. Julius Martin D. Asistio	Member-PCL
Hon. Richard Julius L. Sablan	Member - ABC

RESOLUTION NO. 1209
Series of 2024

RESOLUTION DECLARING CITY ORDINANCE NO. 2024-006 OF THE CITY OF HIMAMAYLAN MANDATING BUSINESS ESTABLISHMENT OPERATING WITHIN THE TERRITORIAL JURISDICTION OF THE CITY OF HIMAMAYLAN TO INSTALL A CLOSED CIRCUIT TELEVISION (CCTV) SYSTEM AND PRESCRIBING PENALTIES FOR VIOLATION 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'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. 2024-006 of the City of Himamaylan mandating business establishment operating within the territorial jurisdiction of the City of Himamaylan to install a closed circuit television (CCTV) system and prescribing penalties for violation thereof, was submitted for review by the City of Himamaylan 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 Himamaylan to enact, thus, the same may be given due course by the Sangguniang Panlalawigan;

WHEREAS, the Sangguniang Panlungsod of Himamaylan has the power to enact the subject ordinance, which is in keeping with Local Government Code of 1991 (R.A. 7160), Section 16 thereof, to wit:

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(Page 2, Res. No. 1209, series of 2024)

"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.

WHEREAS, Ordinance No. 2024-006 is based on Section 458 of R.A. 7160, which grants the Sangguniang Panlungsod of Himamaylan, as the city's legislative body, the authority to enact ordinances aimed at preventing and suppressing activities harmful to the welfare of its residents. This ordinance, like the one in question, is designed to promote the general welfare of the city's inhabitants.

WHEREAS, the ordinance complies with the six (6) generally accepted principles for a valid ordinance, as adopted by the Sangguniang Panlalawigan of Negros Occidental, which are:

It must not contravene the Constitution or any statute.

It must not be unfair or oppressive.

It must not be partial or discriminatory.

It must not prohibit but may regulate trade.

It must be general and consistent with public policy.

It must not be unreasonable.

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. 2024-006 OF THE CITY OF HIMAMAYLAN MANDATING BUSINESS ESTABLISHMENT OPERATING WITHIN THE TERRITORIAL JURISDICTION OF THE CITY OF HIMAMAYLAN TO INSTALL A CLOSED CIRCUIT TELEVISION (CCTV) SYSTEM AND PRESCRIBING PENALTIES FOR VIOLATION THEREOF, AS A VALID ENACTED ORDINANCE

ADOPTED UNANIMOUSLY.

This resolution shall take effect immediately upon approval.

CERTIFIED CORRECT:

HON. JOSE BENITO A. ALONSO
Temporary Presiding Officer

ATTESTED:

ATTY. MAKI ANGEL O. ASCALON
Provincial Secretary

Copy for: all concerned
Res2024@mmery

Note: The Presiding Officer, Hon. Jeffrey P. Ferrer, relinquished the chair to the Temporary Presiding Officer, Hon. Jose Benito A. Alonso.