



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 THE PROVINCE OF NEGROS
OCCIDENTAL HELD IN THE CITY OF BACOLOD ON THE 22ND DAY OF
OCTOBER 2024**

PRESENT:

Hon. Jeffrey P. Ferrer	Vice Governor/ Presiding Officer
Hon. Jose Benito A. Alonso	Member – 4 th District
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. Andrew Gerard L. Montelibano	Member - 3 rd 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 Rep.

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. Richard Julius L. Sablan	Member - ABC
Hon. Julius Martin D. Asistio	Member – PCL Rep.

RESOLUTION NO. 1215

Series of 2024

RESOLUTION DECLARING MUNICIPAL ORDINANCE NO. 010, SERIES OF 2024 OF THE MUNICIPALITY OF MANAPLA, NEGROS OCCIDENTAL ENTITLED: “AN ORDINANCE AUTHORIZING MUNICIPAL MAYOR MANUEL M. ESCALANTE III TO EXECUTE AND SIGN A DEED OF DONATION AND ACCEPTANCE BY AND BETWEEN THE MUNICIPALITY OF MANAPLA, NEGROS OCCIDENTAL AND THE NATIONAL HOUSING AUTHORITY REPRESENTED BY ITS GENERAL MANAGER JOEBEN A. TAI FOR THE DONATION OF THE COMPLETED PROJECTS AT BROOKSVILLE 1 AT BARANGAY PUNTA SALONG, MANAPLA, NEGROS OCCIDENTAL” AS A VALID ENACTED ORDINANCE

WHEREAS, Section 56 of the Local Government Code of 1991 expresses the reviewing power of the Sangguniang Bayan 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, Municipal Ordinance No. 010, Series of 2024 of the Municipality of Manapla, Negros Occidental entitled: “AN ORDINANCE AUTHORIZING MUNICIPAL MAYOR MANUEL M. ESCALANTE III TO EXECUTE AND SIGN A DEED OF DONATION AND ACCEPTANCE BY AND BETWEEN THE MUNICIPALITY OF MANAPLA, NEGROS OCCIDENTAL AND THE NATIONAL HOUSING AUTHORITY REPRESENTED BY ITS GENERAL MANAGER JOEBEN A. TAI FOR THE DONATION OF THE COMPLETED PROJECTS AT BROOKSVILLE 1 AT BARANGAY PUNTA SALONG, MANAPLA, NEGROS OCCIDENTAL” was submitted for review by the Municipality of Manapla to the Sangguniang Panlalawigan of Negros Occidental;



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Page 2, Resolution No. 1215, Series of 2024

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

WHEREAS, the subject ordinance finds application from Section 22 of the Local Government Code of 1991 (R.A.7160), as such:

Section 22. Corporate Powers.

(a) Every local Government Unit, as corporation, shall have the following powers:

[4] to acquire and convey real or personal property

[5] to enter into contracts.

(c) Unless otherwise provided in this Code, no contract may be entered into by the local chief executive in behalf of the local government unit without prior authorization by the sanggunian concerned. A legible copy of such contract shall be posted at a conspicuous place in the provincial capitol or the city, municipality or barangay hall.

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

"Section 444. Chief Executive; Powers, Duties and Compensation. – (a) The municipal mayor, as chief executive of the municipal government, shall exercise such powers and perform such duties and functions as provided by this Code and other laws.

(b) xxx, the Municipal Mayor shall:

(1) Exercise general supervision and control over all programs, projects, services, and activities of the municipal government, and in this connection, shall:

(vi) Represent the municipality in all its business transactions and sign in its behalf all bonds, contracts, and obligations, and such other documents upon authority of the Sangguniang Bayan or pursuant to law or ordinance;"

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:

- 1. It must not contravene the Constitution or any statute*
- 2. It must not be unfair or oppressive*
- 3. It must not be partial or discriminatory*
- 4. It must not prohibit but may regulate trade*
- 5. It must be general and consistent with public policy*
- 6. It must not be unreasonable*



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Page 3, Resolution No. 1215, Series of 2024

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, 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 Municipal Ordinance No. 010, Series of 2024 of the Municipality of Manapla, Negros Occidental entitled: "AN ORDINANCE AUTHORIZING MUNICIPAL MAYOR MANUEL M. ESCALANTE III TO EXECUTE AND SIGN A DEED OF DONATION AND ACCEPTANCE BY AND BETWEEN THE MUNICIPALITY OF MANAPLA, NEGROS OCCIDENTAL AND THE NATIONAL HOUSING AUTHORITY REPRESENTED BY ITS GENERAL MANAGER JOEBEN A. TAI FOR THE DONATION OF THE COMPLETED PROJECTS AT BROOKSVILLE 1 AT BARANGAY PUNTA SALONG, MANAPLA, NEGROS OCCIDENTAL" as a valid enacted ordinance.

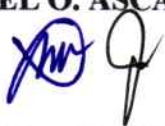
ADOPTED UNANIMOUSLY.

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 

Note: Hon. Jeffrey P. Ferrer, Vice-Governor/Presiding Officer relinquished the chair to the Temporary Presiding Officer, Hon. Jose Benito A. Alonso