



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 17TH DAY OF DECEMBER 2024*

**PRESENT:**

Hon. Jeffrey P. Ferrer	Vice-Governor /Presiding Officer
Hon. Rommel T. Debulgado	Member - 1 <sup>st</sup> District
Hon. Araceli T. Somosa	Member - 1 <sup>st</sup> District
Hon. Sixto Teofilo Roxas V. Guanzon, Jr.	Member - 2 <sup>nd</sup> District
Hon. Samson C. Mirhan	Member - 2 <sup>nd</sup> District
Hon. Manuel Frederick O. Ko	Member - 3 <sup>rd</sup> District
Hon. Andrew Gerard L. Montelibano	Member - 3 <sup>rd</sup> District
Hon. Jose Benito A. Alonso	Member - 4 <sup>th</sup> District
Hon. Andrew Martin Y. Torres	Member - 4 <sup>th</sup> District
Hon. Anthony Dennis J. Occeño	Member - 5 <sup>th</sup> District
Hon. Jeffrey T. Tubola	Member - 6 <sup>th</sup> District
Hon. Valentino Miguel J. Alonso	Member - 6 <sup>th</sup> District
Hon. Richard Julius L. Sablan	Member - ABC Rep.
Hon. Mayvelyn L. Madrid	Member - SK Rep.
<b>ON OFFICIAL BUSINESS:</b>	
Hon. Rita Angela S. Gatuslao	Member - 5 <sup>th</sup> District
Hon. Julius Martin D. Asistio	Member - PCL Rep.

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**RESOLUTION NO. 1482**  
**Series of 2024**

***RESOLUTION DECLARING ORDINANCE NO. 2024-156 OF THE CITY OF VICTORIAS, NEGROS OCCIDENTAL ENTITLED: "AN ORDINANCE ON THE ABATEMENT OF PUBLIC NUISANCE, CLEARING OF ILLEGAL STRUCTURES AND REGULATING BILLBOARDS" 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. 2024-156 of the City of Victorias, Negros Occidental entitled: "An Ordinance on the abatement of public nuisance, clearing of illegal structures and regulating billboards" was submitted for review by the City of Victorias to the Sangguniang Panlalawigan of Negros Occidental;

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

*Section 16 of the Local Government Code of 1991 (R.A. 7160), "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*

*[Handwritten signatures]*





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welfare. Within their respective territorial jurisdictions, local government units shall xxx, promote health and safety, xxx, and preserve the comfort and convenience of their inhabitants." In the same vein,

And

"Sec. 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 and in the proper exercise of the corporate powers of the city as provided for under section 22 of this Code, and shall: xxx." "

(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,

(v) Regulate the use of streets, avenues, alleys, sidewalks, bridges, parks and other public places and approve the construction, improvement repair and maintenance of the same; establish bus and vehicle stops and terminals or regulate the use of the same by privately-owned vehicles which serve the public; regulate garages and the operation of conveyances for hire; designate stands to be occupied by public vehicles when not in use; regulate the putting up of signs, signposts, awnings and awning posts on the streets; and provide for the lighting, cleaning and sprinkling of streets; and public places;

(vi) Regulate traffic on all streets and bridges; prohibit encroachments or obstacles thereon, and when necessary in the interest of public welfare, authorize the removal or encroachments and illegal constructions in public places;

**WHEREAS**, the enactment of the instant ordinance is in keeping with DILG Memorandum Circular No. 2019-121, among others, directing all local officials to "exercise their powers essential to reclaim public roads, rid them of illegal structures and constructions, rehabilitate them by placing street names and street lights, and to carry out strategies to address possible displacement issues."

**WHEREAS**, a DILG Memorandum Circular No. 2022-085, dated June 20, 2022 was, likewise, issued directing all local chief executives to resume road clearing activities in the new normal and such explicitly provides that, "local government units are directed to conduct regular road clearing operations in all local roads under their jurisdiction."

**WHEREAS**, the ordinance complies with the six (6) generally accepted principles for a valid ordinance, as adopted by the Sangguniang Panlalawigan of Negros Occidental under Resolution No. 1206, Series of 2024, 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.

**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. duly seconded by all the members present,



**THE SANGGUNIANG PANLALAWIGAN OF NEGROS OCCIDENTAL** resolved, as it hereby resolves, to pass and approve this resolution to wit:

**RESOLUTION DECLARING ORDINANCE NO. 2024-156 OF THE CITY OF VICTORIAS ENTITLED: "AN ORDINANCE ON THE ABATEMENT OF PUBLIC NUISANCE, CLEARING OF ILLEGAL STRUCTURES AND REGULATING BILLBOARDS" AS A VALID ENACTED ORDINANCE.**

**ADOPTED UNANIMOUSLY.**

This resolution shall take effect immediately upon approval.

**CERTIFIED CORRECT:**

  
**HON. JEFFREY P. FERRER**  
Vice-Governor/ Presiding Officer 

**ATTESTED:**

  
**ATTY. MAKI ANGEL O. ASCALON**  
Provincial Secretary 