



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 7TH DAY OF JANUARY 2025

PRESENT:

Hon. Jeffrey P. Ferrer	Vice Governor/ 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. Andrew Gerard L. Montelibano	Member - 3 rd District
Hon. Manuel Frederick O. Ko	Member - 3 rd District
Hon. Jose Benito A. Alonso	Member - 4 th District
Hon. Anthony Dennis J. Occeño	Member - 5 th District
Hon. Valentino Miguel J. Alonso	Member - 6 th District
Hon. Richard Julius L. Sablan	Member – ABC Rep.
Hon. Mayvelyn L. Madrid	Member – SK Rep.

ON OFFICIAL BUSINESS:

Hon. Samson C. Mirhan	Member - 2 nd District
Hon. Andrew Martin Y. Torres	Member - 4 th District
Hon. Rita Angela S. Gatuslao	Member - 5 th District
Hon. Jeffrey T. Tubola	Member - 6 th District
Hon. Julius Martin D. Asistio	Member – PCL Rep.

RESOLUTION NO. 0017
 Series of 2025

RESOLUTION DECLARING ORDINANCE NO. 727, SERIES OF 2024 OF THE CITY OF TALISAY, NEGROS OCCIDENTAL ENTITLED: “AN ORDINANCE PROCLAIMING BARANGAY ZONE 15 AS A LOCAL CONSERVATION AREA AND ESTABLISHING THE BARANGAY ZONE 15 LCA MANAGEMENT BOARD” 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. 727, Series of 2024 of the City of Talisay, Negros Occidental entitled: “AN ORDINANCE PROCLAIMING BARANGAY ZONE 15 AS A LOCAL CONSERVATION AREA AND ESTABLISHING THE BARANGAY ZONE 15 LCA MANAGEMENT BOARD” 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 Talisay to enact, thus, the same may be given due course by the Sangguniang Panlalawigan;



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WHEREAS, Ordinance No. 727 of Talisay City reveals that it establishes a Local Conservation Area (LCA) and LCA Management Board. Section 458(a)(5)(i) of R.A. 7160 better known as the Local Government of 1991 provides that "approve ordinances which shall ensure the efficient and effective delivery of the basic services and facilities as provided for under Section 17 of the said Code, and in addition to said services and facilities, shall: "provide for the establishment, maintenance, protection, and conservation of communal forests and watersheds, tree parks, greenbelts, mangroves, and other similar forest development projects.";

WHEREAS, the aforesaid Code mandates local government units to be self-reliant and continue to exercise the powers and discharge the duties and functions currently vested upon them. They shall also discharge the functions and responsibilities of national agencies and offices devolved to them pursuant to the said Code. Local government units should likewise exercise such other powers and discharge such other functions and responsibilities as are necessary, appropriate, or incidental to efficient and effective provisions of the basic services and facilities enumerated therein. Such basic services and facilities include, but is not limited to the conservation of mangroves;

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.*

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 in view of the foregoing, the SP Committee on Laws recommends approval 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. 727, Series of 2024 of the City of Talisay, Negros Occidental entitled: "AN ORDINANCE PROCLAIMING BARANGAY ZONE 15 AS A LOCAL CONSERVATION AREA AND ESTABLISHING THE BARANGAY ZONE 15 LCA MANAGEMENT BOARD" as a valid enacted Ordinance.

ADOPTED UNANIMOUSLY.

This resolution shall take effect immediately upon approval.



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CERTIFIED CORRECT:

HON. RICHARD JULIUS L. SABLAN
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. Richard Julius L. Sablan.