



REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SEVENTH
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE
PLACIDO ENECIO HALL, SANGGUNIANG PANLUNGSOD
BUILDING ON JULY 27, 1995

PRESENT:

Hon. Benjamin F. Tugonon,	Vice-Mayor & Presiding Officer
Hon. Celso P. Adolfo,	Majority Floor Leader, Kagawad
Hon. Claudio P. Larrazabal,	Asst. Majority Floor Leader, Kagawad
Hon. Benjamin B. Lladoc,	Kagawad
Hon. Sotero M. Pepito,	Kagawad
Hon. Alfredo F. Capahi,	Kagawad
Hon. Manuel T. Fiel,	Kagawad
Hon. Jose C. Alfaro, Jr.,	Kagawad
Hon. Gregorio A. Yrastorza, Jr.,	Kagawad
Hon. Mariano Y. Corro,	Minority Floor Leader, Kagawad
Hon. Fernando P. Parrilla,	Chapter Pres., Liga ng mga Barangay ng Ormoc, Ex-Officio, Kagawad
Hon. Angelyn R. Paca,	SK Federation President, Ex-Officio, Kagawad

ABSENT:

Hon. Jose B. Conejos,	Kagawad
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RESOLUTION NO. 95-23

A RESOLUTION RETURNING ORDINANCE NO. 03 S. 1995 TO THE
BARANGAY COUNCIL OF DANHUG, ORMOC CITY, ENTITLED, "AN
ORDINANCE REGULATING FISHING AND/OR FISHERIES IN
BARANGAY DANHUG, ORMOC CITY, AND FOR OTHER PURPOSES,"
FOR THE REASON THAT SAID ORDINANCE IS A SUPERFLUITY
CONSIDERING THAT THE SANGGUNIANG PANLUNGSOD NG ORMOC
HAS ALREADY PASSED ORDINANCE NO. 38 WHICH REGULATES ALL
FISHING ACTIVITIES WITHIN THE TERRITORIAL WATERS OF
ORMOC.

WHEREAS, this august Body is in receipt of Ordinance No. 03 s. 1995
of the Barangay Council of Brgy. Danhug, this city, entitled, "AN
ORDINANCE REGULATING FISHING AND/OR FISHERIES IN BARANGAY DANHUG, ORMOC
CITY AND FOR OTHER PURPOSES";

WHEREAS, the City Legal Officer, through 3rd Indorsement dated 18
July 1995, has made the following comment:

"X X X That the SP of Ormoc City has already passed
Ordinance No. 38 s. 1993 which regulates all fishing
activities within the territorial waters of Ormoc. This
makes Ordinance No. 03 s. 1995 a superfluity."

WHEREAS, the Honorable Chairman, Committee on Laws and Ordinances,
has further recommended returning said Ordinance to the Barangay of
Origin, for being ultra vires, specifically Sec. 4 par C thereof, for
the reason that barangays cannot impose penalty of imprisonment as
provided for in the Local Gov't. Code of 1991;

NOW, THEREFORE, on motion of Kagawad Mariano Y. Corro, Chairman,
Committee on Laws and Ordinances, duly seconded by Kagawad Benjamin B.
Lladoc; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a resolution RETURNING ORDINANCE NO. 03 S. 1995 TO THE BARANGAY COUNCIL OF DANHUG, ENTITLED, "AN ORDINANCE REGULATING FISHING AND/OR FISHERIES IN BARANGAY DANHUG, ORMOG CITY, AND FOR OTHER PURPOSES," FOR THE REASON THAT SAID ORDINANCE IS A SUPERFLUITY CONSIDERING THAT THE SANGGUNIANG PANLUNGSOD NG ORMOG HAS ALREADY PASSED ORDINANCE NO. 38 WHICH REGULATES ALL FISHING ACTIVITIES WITHIN THE TERRITORIAL WATERS OF ORMOG;

ENACTED, July 27, 1995.

RESOLVED, FURTHER, to furnish copies of this resolution each to His Honor, the City Mayor; the City Administrator, the City Treasurer, the DILG-ACLG0 Officer and the Honorable Punong Barangay of Brgy. Danhug, - all in Ormog City;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

BENJAMIN P. GUGONON
Vice-Mayor & Presiding Officer

ATTESTED:

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HERMOGENA P. SUMALING
Board Secretary II
(For and in the Absence of a
City Secretary - Retired)

APPROVED:

[Signature]
EUFROCINO M. CODILLA, SR.
City Mayor

[Signature]
(Date) 8/7/95