



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 APRIL 25, 1996

PRESENT:  
Hon. Benjamin F. Tugonon, Vice-Mayor & Presiding Officer  
Hon. Celso P. Adolfo, 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. Claudio P. Larrazabal, (On Leave), Assistant Majority Floor  
Leader, Kagawad

NOTE: One (1) seat vacant - By virtue of the resignation of  
Honorable Kagawad Jose B. Conejos

RESOLUTION NO. 96-61

A RESOLUTION TO RETURN TO THE SANGGUNIANG BARANGAY OF SAN  
ANTONIO, ORMOC CITY, ITS ORDINANCES NOS. 1 & 2,  
RESPECTIVELY ENTITLED, "AN ORDINANCE REQUESTING TO THE  
CITY MAYOR OF ORMOC CITY, HONORABLE EUFROCINO M.  
CODILLA, SR., AND THE SANGGUNIANG PANLUNGSOD TO SUPPORT  
THIS ORDINANCE SO THAT WE CAN IMPLEMENT IN OUR  
BARANGAY" AND "AN ORDINANCE REQUESTING TO THE CITY  
MAYOR OF ORMOC CITY, HONORABLE EUFROCINO M. CODILLA,  
SR., AND THE SANGGUNIANG PANLUNGSOD TO SUPPORT THIS  
ORDINANCE SO THAT WE CAN IMPLEMENT IN OUR BARANGAY",  
FOR REASONS BEING EMPHASIZED IN THIS RESOLUTION, AS  
RESOLVED.

WHEREAS, this Sanggunian is in receipt of Ordinances Nos. 1 and 2 of  
the Sangguniang Barangay of San Antonio, this City, entitled: "AN  
ORDINANCE REQUESTING TO THE CITY MAYOR OF ORMOC CITY, HONORABLE  
EUFROCINO M. CODILLA, SR., AND THE SANGGUNIANG PANLUNGSOD TO SUPPORT  
THIS ORDINANCE SO THAT WE CAN IMPLEMENT IN OUR BARANGAY" AND "AN  
ORDINANCE REQUESTING TO THE CITY MAYOR OF ORMOC CITY HONORABLE EUFROCINO  
M. CODILLA, SR., AND THE SANGGUNIANG PANLUNGSOD TO SUPPORT THIS  
ORDINANCE SO THAT WE CAN IMPLEMENT IN OUR BARANGAY", respectively;

WHEREAS, a review of subject Ordinances show that these do not  
conform, in form and substance to the standard of a valid ordinance as  
these do not contain, among others, an enacting or ordaining clause, and  
the date of their proposed effectivity; hence, are merely considered as  
RESOLUTIONS which do not require any action or approval of this  
Sanggunian;



WHEREAS, as stated in the book entitled, "LOCAL LEGISLATORS TOOLBOX" page 68 thereof, an "ORDINANCE" is a local law, a regulation of a general, permanent nature, and a rule established by authority. It prescribes some permanent rules of conduct of government which have the force and effect of law, to continue, in force until repealed or suspended by subsequent enactment." Whereas, a "RESOLUTION" is merely for the translation of the current business of the local government unit and has no permanent value, for it deals only with matters of special or temporary character. It is a mere expression of the opinion or mind of the sanggunian concerning some matters of administration coming within its official cognizance and provides for the disposition of a particular item of the administrative business of a local government unit."

WHEREAS, the concerns stated in the aforementioned "ORDINANCES" are within the jurisdiction of the Department of Environment and Natural Resources, hence, they were endorsed to the Community Environment and Natural Resources Office, Ormoc City, for their appropriate action with the request to inform this Sanggunian and the Sangguniang Barangay of San Antonio, this city, of the action taken thereon;

WHEREFORE, FOREGOING PREMISES CONSIDERED, on motion of Kagawad Mariano Y. Corro, Chairman, Committee on Laws & Ordinances, jointly seconded by mga Kagawad Sotero M. Pepito & Fernando P. Parrilla; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a resolution TO RETURN TO THE SANGGUNIANG BARANGAY OF SAN ANTONIO, ORMOC CITY, ITS ORDINANCES NOS. 1 & 2, RESPECTIVELY ENTITLED, "AN ORDINANCE REQUESTING TO THE CITY MAYOR OF ORMOC CITY, HONORABLE EUFROCINO M. CODILLA, SR., AND THE SANGGUNIANG PANLUNGSOD TO SUPPORT THIS ORDINANCE SO THAT WE CAN IMPLEMENT IN OUR BARANGAY" AND "AN ORDINANCE REQUESTING TO THE CITY MAYOR OF ORMOC CITY, HONORABLE EUFROCINO M. CODILLA, SR., AND THE SANGGUNIANG PANLUNGSOD TO SUPPORT THIS ORDINANCE SO THAT WE CAN IMPLEMENT IN OUR BARANGAY", FOR THE REASON THAT THE AFORECAITED ORDINANCES DO NOT, IN FORM AND SUBSTANCE, CONFORM TO THE STANDARD OF A VALID ORDINANCE; HOWEVER, THESE ARE CONSIDERED AS MERE RESOLUTIONS HENCE DO NOT REQUIRE APPROVAL OF THIS SANGGUNIANG, AND WITH THE FURTHER INFORMATION THAT SAID "ORDINANCES" WERE ENDORSED TO CENRO, ORMOC CITY, FOR THEIR APPROPRIATE ACTION CONSIDERING THAT THE CONCERNS STATED THEREIN FALL WITHIN THEIR JURISDICTION;

RESOLVED, FURTHER, to furnish copies of this Resolution, one each, the Honorable City Mayor, Eufrocino M. Codilla, Sr., the Honorable Punong Barangay of San Antonio, Gaudioso D. Canete; the CENR Officer, Mrs. Merlinda Manila, and all other Offices concerned.

ENACTED, April 25, 1996.

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

ATTESTED:

VIRGILIO D. ANTIG  
OIC - Secretary to the  
Sangguniang Panlungsod

BENJAMIN A. TUGONON  
Vice Mayor & Presiding Officer