



REPUBLICA 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 OCTOBER 3, 1996

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. Chiqui B. Labagala,	SK Federation President, Ex-Officio, Kagawad

ABSENT:

N O N E .

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

RESOLUTION NO. 96-177

A RESOLUTION RETURNING THE SANGGUNIANG BARANGAY OF BRGY.
LILO-AN, ORMOC CITY, ITS ORDINANCE NO. 03, ENTITLED,
"PROHIBITING ANIMALS PASTURING WITHIN THE VICINITY OF
THE BARANGAY HALL, BARANGAY HEALTH CENTER, BARANGAY DAY
CARE CENTER OF BRGY. LILO-AN, ORMOC CITY AND OTHER
SIMILAR PURPOSES", AND ORDINANCE NO. 02, ENTITLED,
"PROHIBITING FROM POISONING FOR CATCHING FISH IN THE
RIVERS, BROOKS, CANALS AND OTHERS WITHIN THE TERRITORI-
AL JURISDICTION OF THE BARANGAY LILO-AN, ORMOC CITY"
FOR THE REASONS STATED HEREUNDER.

WHEREAS, submitted to this august Body are Ordinances Nos. 2 and 3
of the Sangguniang Barangay of Lilo-an, Ormoc City, for review as man-
dated by the provisions of the Local Government Code of 1991;

WHEREAS, a review made on the aforementioned Ordinances disclosed
that certain requirements of the Local Government Code of 1991 were not
observed as stated hereunder;

WHEREFORE, on motion of Kagawad Mariano Y. Corro, Chairman, Commit-
tee on Laws and Ordinances, jointly seconded by mga Kagawad Sotero M.
Pepito and Benjamin B. Lladoc; be it,

RESOLVED, AS IT IS HEREBY RESOLVED, to return to the Sangguniang
Barangay of Brgy. Lilo-an, Ormoc City, its Ordinance No. 2, entitled,
"PROHIBITING FROM POISONING FOR CATCHING FISH IN THE RIVERS, BROOKS,
CANALS AND OTHERS WITHIN THE TERRITORIAL JURISDICTION OF THE BARANGAY OF
LILO-AN, ORMOC CITY" and Ordinance No. 3, entitled, "PROHIBITING ANIMALS
PASTURING WITHIN THE VICINITY OF THE BARANGAY HALL, BARANGAY HEALTH

CENTER, BARANGAY DAY CARE CENTER OF BRGY. LILO-AN, ORMOC CITY AND OTHER SIMILAR PURPOSES" for the reasons stated hereunder, to wit:

1. Both Ordinances do not contain a brief explanatory note containing the justification for its approval, as required by Article 107, paragraph (b) of the Rules and Regulations Implementing the Local Government Code of 1991;
2. Both Ordinances impose a minimum fine without indicating the maximum thereof in contravention with the provision of Article 101, par. (14) of the Rules and Regulations Implementing the Local Government Code of 1991;
3. The term "OTHERS" in Section 1 of Ordinance No. 02, and the phrase "OTHER SIMILAR PURPOSES" in Section 1, Ordinance No. 03, must be clarified, otherwise the Ordinances can be challenged on the ground of ambiguity.

ENACTED, October 3, 1996.

RESOLVED, FURTHER, to furnish copies of this resolution each to His Honor, the City Mayor; the Sangguniang Barangay of Lilo-an, Ormoc City; Office of the Barangay Affairs; the President, ABC, and other Offices concerned;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

OSCAR A. LASAM
Secretary to the
Sangguniang Panlungsod

ATTESTED:

BENJAMIN F. TUGONON
Vice Mayor & Presiding Officer