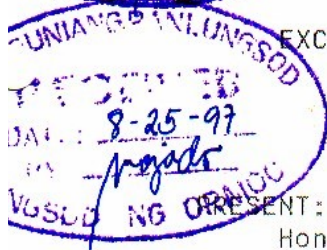
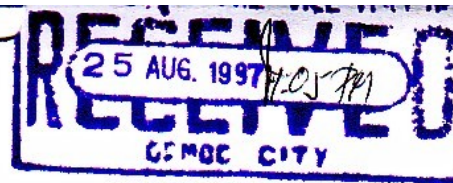


REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



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 AUGUST 21, 1997

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. Jose C. Alfaro, Jr.,	Kagawad
Hon. Gregorio A. Yrastorza, Jr.,	Kagawad
Hon. Mariano Y. Corro,	Minority Floor Leader, Kagawad
Hon. Chiqui B. Labagala,	SK Federation President, Ex-Officio, Kagawad
Hon. Deborah Robin B. Conejos,	(Appointed in lieu of Hon. Jose B. Conejos who resigned), Kagawad

FORCED LEAVE:

Hon. Claudio P. Larrazabal,	Asst. Majority Floor Leader, Kagawad
Hon. Manuel T. Fiel,	Kagawad
Hon. Fernando P. Parrilla,	Chapter Pres., Liga ng mga Barangay ng Ormoc, Ex-Officio, Kagawad

RESOLUTION NO. 97-146

A RESOLUTION RETURNING TO THE BARANGAY COUNCIL OF NAUNGAN, THIS CITY, ITS ORDINANCE NO. 01-1997 ENTITLED, "AN ORDINANCE PROHIBITING THE USE OF ANY PORTION OF THE BASKETBALL COURT FOR DRYING OF PALAY, FIREWOOD, CLOTHES AND IMPROPER WASTE DISPOSAL OR FOR ANY SIMILAR PURPOSES", CONSIDERING THAT SAID ORDINANCE IMPOSES PENALTY OF IMPRISONMENT WHICH IS BEYOND THE POWERS GRANTED TO A SANGGUNIANG BARANGAY.

WHEREAS, this Sangguniang is in receipt of Barangay Ordinance No. 01-1997, as aforesaid, from the Sangguniang Barangay of Brgy. Naungan, this city, for review action as mandated by Section 57 of the Local Government Code of 1991;

WHEREAS, upon the review made on said Ordinance, this august Body has observed an excess in the exercise of the powers and functions of said Barangay Council, for it is not so provided under the Local Government Code of 1991 regarding the imposition of imprisonment as penalty for any violation thereof, (Art. 101 Par. (a) Sub-Pars. (1) to (24), Implementing Rules & Regulations LGC '91). At the utmost, only fines not exceeding ₱1,000.00 shall be so imposed for any violation. (Art. 101 Par. (a) Sub-Par. (14), Implementing Rules & Regulations LGC '91).

WHEREFORE, foregoing premises considered, on motion of Kagawad Mariano Y. Corro, Chairman, Committee on Laws & Ordinances, severally seconded by mga Kagawad Chiqui B. Labagala, Deborah Robin B. Conejos, Sotero M. Pepito and Gregorio A. Yrastorza, Jr.; be it

RESOLVED, to pass a resolution RETURNING TO THE BARANGAY COUNCIL OF NAUNGAN, THIS CITY, ITS ORDINANCE NO. 01-1997 ENTITLED, "AN ORDINANCE PROHIBITING THE USE OF ANY PORTION OF THE BASKETBALL COURT FOR DRYING OF PALAY, FIREWOOD, CLOTHES AND IMPROPER WASTE DISPOSAL OR FOR ANY SIMILAR PURPOSES", CONSIDERING THAT SAID ORDINANCE IMPOSES PENALTY OF IMPRISONMENT WHICH IS BEYOND THE POWERS GRANTED TO A SANGGUNIANG BARANGAY;

ENACTED, August 21, 1997.

RESOLVED, FURTHER, to furnish copies of this resolution each to His Honor, the City Mayor; the City Administrator, the ABC President, the DILG-CGO Officer, the Chairman and the Secretary of Barangay Council of Naungan, -all in Ormoc City;

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

OSCAR LASAM  
Secretary to the  
Sangguniang Panlungsod

ATTESTED:

BENJAMIN F. TUGONON  
Vice Mayor & Presiding Officer