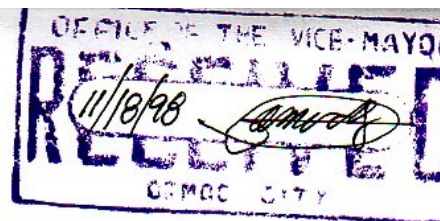
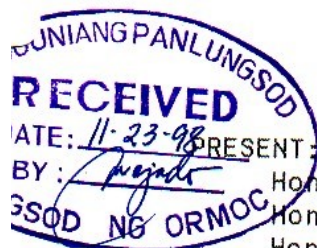


REPUBLIKA NG PILIPINAS
SANGGUNIANG PANLUNGSOD
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE EIGHTH
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE
PLACIDO ENECIO HALL, SANGGUNIANG PANLUNGSOD
BUILDING ON NOVEMBER 16, 1998 IN LIEU OF
NOVEMBER 19, 1998



Hon. Dennis Y. Capuyan,
Hon. Jose S. Serafica,
Hon. Nepomuceno P. Aparis I,
Hon. Mariano Y. Corro,
Hon. Benjamin B. Lladoc,
Hon. Sotero M. Pepito,
Hon. Alfredo F. Capahi,
Hon. Eduardo P. Tan,
Hon. Jose C. Alfaro, Jr.,
Hon. Claudio P. Larrazabal,
Hon. Fernando P. Parrilla,

Kagawad, Acting Presiding Officer
Kagawad, Floor Leader
Kagawad, Assistant Floor Leader
Kagawad
Kagawad
Kagawad
Kagawad
Kagawad
Kagawad
Kagawad
Ex-Officio Kagawad, Chapter President,
Liga ng mga Barangay ng Ormoc
Ex-Officio Kagawad,
SK Federation President

Hon. Chiqui B. Labagala,

ABSENT:

Hon. Celso P. Adolfo, (Sick Leave), Vice Mayor & Presiding Officer

RESOLUTION NO. 98-88

A RESOLUTION RETURNING TO THE SANGGUNIANG BARANGAY OF
CATMON, THIS CITY, THEIR ORDINANCE NO. 01-06, ENTITLED:
"AN ORDINANCE PENALIZING DAMAGES OF BARANGAY PROPERTIES
AND PUBLIC BUILDINGS", FOR THE REASONS STATED HEREIN.

WHEREAS, this Sanggunian is in receipt from the Sangguniang
Barangay of Catmon, this city, their Ordinance No. 01-06, entitled: "AN
ORDINANCE PENALIZING DAMAGES OF BARANGAY PROPERTIES AND PUBLIC
BUILDINGS", submitted for review as mandated by Article III of the Rules
and Regulations Implementing the Local Government Code of 1991;

WHEREAS, a review of the aforementioned Ordinance revealed that it
is defective as shown hereunder;

WHEREAS, on motion of Kagawad Nepomuceno P. Aparis I, Chairman,
Committee 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 pass a resolution returning
to the Sangguniang Barangay of Catmon, this city, their Ordinance No.
01-06, entitled: "AN ORDINANCE PENALIZING DAMAGES OF BARANGAY PROPERTIES
AND PUBLIC BUILDINGS", for the reasons stated hereunder, to wit:

1. That a separate Tax Ordinance be enacted imposing license fees
and permit fees.
2. That there is no need for enacting an ordinance imposing
penalty for destruction of properties mentioned therein as
this would duplicate the provision of the Revised Penal Code.

3. That Sec. 26 and 27 of Presidential Decree 231 is specifically repealed by Article 474, Repealing Clause, Par. (a) Sub par (3) of the Implementing Rules of Local Government Code of 1991, thus to quote:

"Art. 474. Repealing Clause. - (a) Except as otherwise provided in the Code, the following are repealed:

X X X

(3) The provisions of Section 2, 3 and 4 of RA 1939 regarding hospital fund; Section 3 a(3) and b(2) of RA 5447 regarding the special education fund; PD 144, as amended by PDs 559 and 1741; PD 231 as amended; PD 436, as amended by PD 558; and PDs 381, 436, 464, 477, 526, 632, 752 and 1136; X X

4. That "Ordaining Clause" should be placed at the top instead of placing it at the bottom of the Ordinance proper.

ADOPTED, 16 November 1998.

RESOLVED, FURTHER, to furnish copies of this resolution, one each to the Sangguniang Barangay of Catmon, through its Punong Barangay; the Honorable City Mayor of Ormoc, Eufrocino M. Codilla, Sr., the President, Association of Barangay Councils; Office of Barangay Affairs; DILG, Ormoc City, and other Offices concerned.

CARRIED _____

I HEREBY CERTIFY to the correctness of the foregoing resolution.

OSCAR C. LASAM
Secretary to the
Sangguniang Panlungsod

ATTESTED:

DENNIS Y. CAPUYAN
Kagawad
Acting Presiding Officer