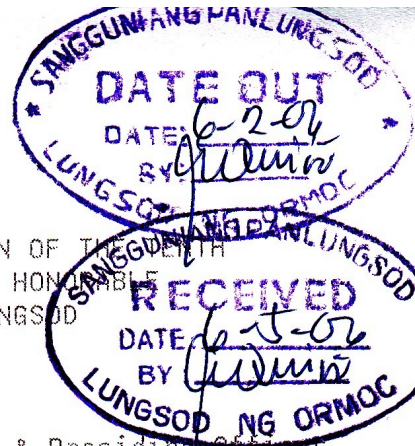


REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE MONTH  
SANGGUNIANG PANLUNGSOD NG ORMOC HELD AT THE HONORABLE  
PLACIDO ENECIO HALL, SANGGUNIANG PANLUNGSOD  
BUILDING ON JUNE 01, 2006



PRESENT:

Hon. Nepomuceno P. Aparis I, Vice Mayor & Presiding Officer  
Hon. Manuel T. Fiel, City Councilor, Assist. Minority Floor Leader  
Hon. Eduardo P. Tan, City Councilor  
Hon. Claudio P. Larrazabal, City Councilor, Majority Floor Leader  
Hon. Mariano Y. Corro, City Councilor  
Hon. Fe S. Lladoc, City Councilor  
Hon. Gregorio A. Yrastorza, Jr., City Councilor  
Hon. Sotero M. Pepito, City Councilor  
Hon. Jose C. Alfaro, Jr., City Councilor  
Hon. Ruben R. Capahi, City Councilor  
Hon. Emeterio Y. Larrazabal, Jr., Ex-Officio City Councilor,  
Chapter President, Liga ng mga Barangay ng Ormoc  
Hon. Cheryl A. Arcuino, Ex-Officio City Councilor,  
SK Federation President

ABSENT:

Hon. Jose S. Serafica, (Vacation Leave), City Councilor,  
Minority Floor Leader

RESOLUTION NO. 2006-112

A RESOLUTION RETURNING TO THE SANGGUNIANG PAMBARANGAY OF  
CAMP DOWNES, THIS CITY, THEIR ORDINANCE NO. 001, SERIES  
OF 2005, ENTITLED: "AN ORDINANCE IMPOSING THE INCREASE  
OF BARANGAY CLEARANCES ON BUSINESS ESTABLISHMENT,  
EMPLOYMENT, TRAVEL ABROAD, MARRIAGES, ENROLMENT,  
CHARACTER VERIFICATION AND ALL OTHER CERTIFICATIONS IN  
THE BARANGAY" FOR THE REASONS HEREIN BELOW STATED.

WHEREAS, this Sanggunian is in receipt of ORDINANCE NO. 1, Series  
of 2005, entitled: "AN ORDINANCE IMPOSING THE INCREASE OF BARANGAY  
CLEARANCE ON BUSINESS ESTABLISHMENTS, EMPLOYMENT, TRAVEL ABROAD,  
MARRIAGES, ENROLMENT, CHARACTER VERIFICATION AND ALL OTHER  
CERTIFICATIONS IN THE BARANGAY" of Barangay Camp Downes, this City,  
submitted for review as mandated by Section 57 (a) of the LGC of 1991  
(RA 7160);

WHEREAS, upon review of the aforementioned Ordinance, it was found  
out that: 1) there is no showing that the required public hearing prior  
to its enactment was made (See Section 187 of the LGC); and 2) the  
imposition of "P50 for formal complaint filing fee" as provided for in  
par. (g), Section 1 of the Ordinance, is violative of Section 4, Rule VI  
of the Katarungang Pambarangay Implementing Rules and Regulations, which  
allows the payment of the "filing fee in the amount of not less than  
Five (P5.00) Pesos, nor more than Twenty (P20.00) Pesos";

FOREGOING PREMISES CONSIDERED, upon motion of City Councilor  
Mariano Y. Corro, Chairman, Committee on Laws and Ordinances, duly  
seconded by City Councilors Sotero M. Pepito & Ruben R. Capahi; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass a resolution RETURNING TO THE SANGGUNIANG PAMBARANGAY OF CAMP DOWNES, THIS CITY, THEIR ORDINANCE NO. 001, SERIES OF 2005, ENTITLED: "AN ORDINANCE IMPOSING THE INCREASE OF BARANGAY CLEARANCES ON BUSINESS ESTABLISHMENT, EMPLOYMENT, TRAVEL ABROAD, MARRIAGES, ENROLMENT, CHARACTER VERIFICATION AND ALL OTHER CERTIFICATIONS IN THE BARANGAY" FOR THE REASONS HEREIN BELOW STATED, to wit:

- 1) that there is no showing that the required public hearing prior to its enactment was made as required in Section 187 of the LGC of 1991 (RA 7160);
- 2) that the filing fee of P50 as provided for in par. (g), Section 1, of the Ordinance is more than what is allowed in Section 4, Rule VI of the Katarungang Pambarangay Implementing Rules and Regulations, which allows the payment of "filing fee in the amount of not less than Five (P5.00) Pesos, nor more than Twenty (P20.00) Pesos".

It is respectfully suggested that the procedures for the enactment of TAX ORDINANCES be followed and observed as provided for in Arts. 107, 108, 275 and 276 of the Rules and Regulations implementing the Local Government Code of 1991 (RA 7160).

ADOPTED, 1 June 2006.


RESOLVED, FURTHER, to furnish copies of this Resolution to - His Honor the City Mayor, the City Administrator, the City Director of DILG, the President of ABC, Office of Barangay Affairs, and others concerned, all in Ormoc City.

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

ATTESTED:

  
NEPOMUCENO P. APARIS I  
Vice Mayor & Presiding Officer

  
JOEL S. DUERO  
OIC - Secretary to the SP  
(Loc. Leg. Staff Officer V)