

Republika ng Pilipinas
LALAWIGAN NG SURIGAO DEL SUR
TANDAG CITY

Tanggapan ng Sangguniang Panlalawigan
(Office of the Provincial Council)

EXCERPT FROM THE MINUTES OF THE 110TH REGULAR SESSION OF THE 20TH SANGGUNIANG PANLALAWIGAN OF SURIGAO DEL SUR HELD AT THE SANGGUNIANG PANLALAWIGAN SESSION HALL, LEGISLATIVE BUILDING, CAPITOL OF THE SOUTH, KAHAYAG, BISLIG CITY, PROVINCE OF SURIGAO DEL SUR ON SEPTEMBER 24, 2024

PRESENT:

Hon. Manuel O. Alameda, Sr.	- Vice Governor (Presiding Officer)
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Regular Sangguniang Panlalawigan Members:

District I	District II
Hon. Ruel D. Momo	Hon. Conrad C. Cejoco
Hon. Antonio C. Azarcon	Hon. Margarita G. Garay
Hon. Valerio T. Montesclaros, Jr.	Hon. Gines Ricky J. Sayawan, Sr.
Hon. Amado M. Layno, Jr.	Hon. Anthony Joseph P. Cañedo
	Hon. Raul K. Salazar

ON OFFICIAL BUSINESS:

Ex – Officio Members:

Hon. Jimmy I. Guinsod	- Indigenous Peoples Mandatory Representative, Surigao del
Hon. John Paul C. Pimentel	- President, Philippine Councilors’ League, Surigao del Sur Chapter
Hon. Melanie Joy M. Guno	- President, Provincial Chapter of the Liga ng mga Barangay sa Pilipinas
Hon. Yuri Art Eufy R. Sanchez	- President, Panlalawigang Pederasyon ng mga Sangguniang Kabataan

ABSENT:

On Sick Leave:

Hon. Jose Dumagan Jr.	- Member, Sangguniang Panlalawigan
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RESOLUTION NO. 2391-24
(Series of 2024)

RETURNING ORDINANCE NO. 15 DATED AUGUST 20, 2024 OF THE MUNICIPALITY OF CARMEN, THIS PROVINCE ENTITLED “AN ORDINANCE OPERATIONALIZING FREEDOM OF INFORMATION IN THE MUNICIPAL GOVERNMENT OF CARMEN, SURIGAO DEL SUR AND PROVIDING GUIDELINES THEREOF”, FOR RECTIFICATION

SPONSORS:

HON. JIMMY I. GUINSOD, HON. JOSE DUMAGAN, JR., HON. RAUL K. SALAZAR, HON. RUEL D. MOMO, HON. VALERIO T. MONTESCLAROS, JR., HON. GINES RICKY J. SAYAWAN, SR., HON. ANTHONY JOSEPH P. CAÑEDO, HON. ANTONIO C. AZARCON AND HON. MARGARITA G. GARAY

WHEREAS, Chapter 3, Article III, Section 468 Par. (a) No. 1 (i) of the Local Government Code of 1991 provides that, “the sangguniang panlalawigan shall review all ordinances approved by the sanggunians of component cities and municipalities and executive orders issued by the mayors of said component units to determine whether these are within the scope of the prescribed powers of the sanggunian and of the mayor”;

WHEREAS, Ordinance No. 15 dated August 20, 2024 of the Municipality of Carmen, this Province entitled “An Ordinance Operationalizing Freedom of Information in the Municipal Government of Carmen, Surigao del Sur and Providing Guidelines Thereof”, was submitted to this Body for review and same was referred to the Committees on Information, Technology and Communication (Lead Committee)/Laws and Justice and Human Rights, for appropriate action;

WHEREAS, after a careful deliberation on the matter, the Committees on Information, Technology and Communication (Lead Committee)/Laws and Justice and Human Rights, to which the matter was referred to, during its Committee Meeting on September 17, 2024 recommended to return Ordinance No. 15 dated August 20, 2024 of the Sangguniang Bayan of Carmen, this Province, for rectification considering that the imposing penalty has exceeded the maximum fine in the amount of ₱2,500 for a local government unit pursuant to Section 447 (a) (iii) of the Local Government Code of 1991;

SECTION. 447. - Powers, Duties, Functions and Compensation. -

(a) The Sangguniang Bayan, as the legislative body of the municipality, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the municipality and its inhabitants pursuant to section 16 of this Code and in the proper exercise of the corporate powers of the municipality as provided for under section 22 of this Code, and shall:

(iii) Approve ordinances imposing a fine not exceeding Two Thousand Five Hundred Pesos (₱2,500.00) or an imprisonment for a period not exceeding six (6) months, or both in the discretion of the court, for the violation of a municipal ordinance;

WHEREAS, in view of the foregoing and on motion of Hon. Raul K. Salazar and jointly seconded by Hon. Margarita G. Garay and Hon. Melanie Joy M. Guno;

NOW THEREFORE

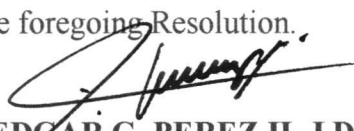
BE IT RESOLVED by the Sangguniang Panlalawigan of Surigao del Sur to return Ordinance No. 15 dated August 20, 2024 of the Municipality of Carmen, this Province entitled “An Ordinance Operationalizing Freedom of Information in the Municipal Government of Carmen, Surigao del Sur and Providing Guidelines Thereof”, for rectification.

RESOLVED FINALLY: To furnish copies of this Resolution to Hon. Carlos S. Estrada, Sangguniang Bayan Member/Acting Municipal Vice Mayor/Temporary Presiding Officer and to the Sangguniang Bayan thru Hon. Harvey S. Manawatao, Municipal Vice Mayor/Acting Municipal Mayor, all of the Municipality of Carmen, this Province, for their information and appropriate action.

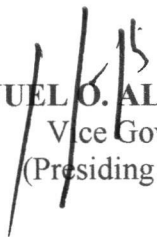
ADOPTED this 24th day of September, 2024 at the City of Bislig, Province of Surigao del Sur by unanimous votes of all the Sangguniang Panlalawigan Members present.

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I HEREBY CERTIFY to the correctness of the foregoing Resolution.


EDGAR G. PEREZ II, J.D.
Secretary to the Sangguniang Panlalawigan

**ATTESTED AND CERTIFIED
TO BE DULY ADOPTED:**


MANUEL O. ALAMEDA, SR.
Vice Governor
(Presiding Officer)