



Republic of the Philippines
Province of Davao Oriental
OFFICE OF THE SANGGUNIANG PANLALAWIGAN
SP Complex, Government Center, Dahican
CITY OF MATI



EXCERPTS FROM THE MINUTES OF THE 42ND REGULAR SESSION OF THE 16TH SANGGUNIANG PANLALAWIGAN OF DAVAO ORIENTAL, HELD ON WEDNESDAY, APRIL 15, 2020 AT THE CITY OF MATI, THIS PROVINCE.

PRESENT:

Hon. Niño Sotero L. Uy, Jr. Vice Governor - Presiding Officer

Regular Members:

District I

Hon. Nelson R. Dayanghirang, Jr.
Hon. Dante M. Caubang
Hon. Marietta D. Palmera
Hon. Joselito B. Villademosa
Hon. Laureano B. Taya

District II

Hon. Louis N. Rabat
Hon. Anacleto P. Macatabog
Hon. Lemuel Ian M. Larcia
Hon. Enrico M. Antopuesto

Ex-Officio Members:

Hon. Rustan R. Castellones President, Liga Ng Mga Barangay
Hon. Charlie S. Ambasan Indigenous Peoples' Mandatory Representative
Hon. Ronald T. Lara, Jr. Sangguniang Kabataan Provincial Federation President

ABSENT:

Hon. Dennis V. Roflo, Jr. SP Member, District II
Hon. Rabsalon M. Lamaran President, Philippine Councilor's League - O.B. - Banaybanay

RESOLUTION NO. 16-366-04-2020

Author : Hon. Laureano B. Taya
Sponsor : Hon. Laureano B. Taya

A RESOLUTION RECOMMENDING TO THE BARANGAY COUNCIL OF BACULIN, MUNICIPALITY OF BAGANGA, TO FILE A VERIFIED PETITION BEFORE THE REGIONAL TRIAL COURT (RTC), TO DECLARE MUNICIPAL ORDINANCE 37, SERIES OF 2019, OF THE SANGGUNIANG BAYAN OF BAGANGA, NULL AND VOID, AND TO PROHIBIT THE LGU AND OTHER SUBORDINATES IN CARRYING MUNICIPAL ORDINANCE NO. 37, SERIES OF 2019, INTO EFFECT.

WHEREAS, Republic Act 7160 mandated the local sanggunian as an APPROVING AUTHORITY to name and to change the name of the public school amending Republic Act 6655 whereby the Secretary of the Department of Education is mandated as the approving authority;

WHEREAS, the Sangguniang Bayan of Baganga approved Municipal Ordinance No. 37, series of 2019, to rename "*Baculin National High School*" to "**OUR LADY OF GUADALUPE NATIONAL HIGH SCHOOL**" upon receipt of the Local School Board Resolution No. 1, series of 2018;

WHEREAS, the Sangguniang Bayan of Baganga, failed to conduct committee meeting to validate, confirm, and verify the compliance and basis of the Local School Board Resolution No. 1, series of 2018, for the renaming of the said school;

WHEREAS, the sentiment of the general assembly of Barangay Baculin expressed in a legally held Barangay general assembly in compliance to Republic Act 7160, was not considered in the approval of the Municipal Ordinance No. 37, series of 2019;

WHEREAS, the utmost consideration of the people in "BACULIN" to continuously enjoy, honoured, and feel proud of their birthplace that became the important part of their existence and forever treasures the memories of all inhabitants was not considered, deliberated and contemplated in the approval of the Municipal Ordinance No. 37, series of 2019;

WHEREAS, asserting the approval of the Municipal Ordinance No. 37, series of 2019, was done in haste with exercise of grave of abuse of AUTHORITY and discretion by the Sangguniang Bayan of Baganga, by deliberately, cunningly and maliciously, ignored the sentiments, opinions, and recommendations of the majority of the inhabitants therein;

WHEREAS, interestingly, the court of law shall now serve as the rightful venue for an intelligent discussion with all concerned parties grounded on rational, sensible and well established facts, reasons, evidences and history as basis for peaceful resolution of the case;

WHEREFORE, on motion of SP Member Laureano B. Taya, duly and jointly seconded by SP Members Ronald T. Lara, Jr., and Anacleto P. Macatabog, it was

RESOLVED, as it is hereby resolved, **RECOMMENDING TO THE BARANGAY COUNCIL OF BACULIN, MUNICIPALITY OF BAGANGA, TO FILE A VERIFIED PETITION BEFORE THE REGIONAL TRIAL COURT (RTC), TO DECLARE MUNICIPAL ORDINANCE 37, SERIES OF 2019, OF THE SANGGUNIANG BAYAN OF BAGANGA, NULL AND VOID, AND TO PROHIBIT THE LGU AND OTHER SUBORDINATES IN CARRYING MUNICIPAL ORDINANCE NO. 37, SERIES OF 2019, INTO EFFECT;**

RESOLVED, FINALLY, That copies of this resolution be furnished: The Honorable Municipal Mayor and the Honorable Sangguniang Bayan Members thru its Presiding Officer, both of Baganga, Davao Oriental, for their information and guidance.

CARRIED AND APPROVED.

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I hereby Certify to the Correctness
of the foregoing Resolution.



MAXIMINO A. NAZARENO II
Secretary to the Sangguniang Panlalawigan

**Attested and Certified
to be duly Adopted:**


NIÑO SOTERO L. UY, JR.
Vice Governor and Presiding Officer

APPROVED:


NELSON L. DAYANGHIRANG
Governor

Date approved
and signed APR 20 2020