



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 32ND REGULAR SESSION OF THE 17TH SANGGUNIANG PANLALAWIGAN OF DAVAO ORIENTAL HELD ON WEDNESDAY, FEBRUARY 8, 2023 AT THE CITY OF MATI, THIS PROVINCE.

PRESENT:

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

Regular Members:

District I

Hon. Anna Cheryl N. Castro
Hon. Marietta D. Palmera
Hon. Andy A. Monday

District II

Hon. Shella Marie S. Go
Hon. Harold A. Montes
Hon. Rotchie M. Ravelo
Hon. Daud V. Linsag
Hon. Stephen Paul L. Uy

Ex-Officio Members:

Hon. Joselito B. Villademoso	President, Philippine Councilors League (PCL) - Davao Oriental Chapter
Hon. Eleuterio C. Manaytay	Indigenous Peoples Mandatory Representative (IPMR)

ABSENT:

Hon. Art Benjie C. Bulaong	SP Member, District I – Special Privilege Leave
Hon. Rustan R. Castellones	President, Liga Ng Mga Barangay (LNB) - Davao Oriental Chapter – OB – Boston
Hon. Ronald T. Lara, Jr.	Sangguniang Kabataan Provincial Federation President (SKPPF)

RESOLUTION NO. 17-353-02-2023

Author : Hon. Joselito B. Villademoso
Sponsor : Hon. Andy A. Monday

A RESOLUTION RETURNING TO THE SANGGUNIANG BAYAN OF TARRAGONA, PROVINCE OF DAVAO ORIENTAL, MUNICIPAL ORDINANCE NO. 01, SERIES OF 2022, ENTITLED: “AN ORDINANCE ADOPTING THE OFFICIAL SEAL OF THE SANGGUNIANG BAYAN OF THE LOCAL GOVERNMENT UNIT OF TARRAGONA, DAVAO ORIENTAL, REGULATING ITS USE AND PROVIDING PENALTY FOR VIOLATIONS THEREOF”, WITH NO ACTION, CONSIDERING THAT THE CITED LEGAL BASIS IS INCONSISTENT WITH THE PROVISIONS OF RA 7160.

WHEREAS, Ms. Irene D. Tinong, Secretary to the Sangguniang Bayan of Tarragona, Davao Oriental, submitted Municipal Ordinance No. 01, series of 2022, for review and appropriate action of the Sangguniang Panlalawigan;

WHEREAS, Municipal Ordinance No. 01, series of 2022, was enacted by the Sangguniang Bayan on October 11, 2022 and was approved by the Municipal Mayor, Honorable Samuel L. Uy, on October 18, 2022;

Samuel L. Uy

Amplaza

WHEREAS, the ordinance was enacted to adopt the official seal for the Office of the Sangguniang Bayan of Tarragona as a symbol of its authority and constant reminder of the duties and responsibilities of its officials and employees;

WHEREAS, the first premise cited under Republic Act 7160 or the Local Code of 1991 is not in consonance with the composition of the Sangguniang Bayan, specifically:

SECTION. 457. Composition. – (a) *The Sangguniang Panlungsod, the legislative body of the city, shall be composed of the city vice-mayor as presiding officer, the regular sanggunian members, the president of the city chapter of the liga ng mga Barangay, the president of the panlungsod na pederasyon ng mga Sangguniang Kabataan, and the sectoral representatives, as members.*

WHEREAS, Section 446 of the same code provides for the composition of the Sangguniang Bayan, which states that: *“The sangguniang bayan, the legislative body of the municipality, shall be composed of the municipal vice mayor as the presiding officer, the regular sanggunian members, the president of the municipal chapter of the liga ng mga barangay, the president of the pambayang pederasyon ng mga sangguniang kabataan, and the sectoral representatives, as members.”*;

WHEREFORE, on motion of SP Member Andy A. Monday, duly and jointly seconded by SP Members Shella Marie S. Go, Harold A. Montes, Daud V. Linsag, and Marietta D. Palmera, it was

RESOLVED, as it is hereby resolved, **RETURNING TO THE SANGGUNIANG BAYAN OF TARRAGONA, PROVINCE OF DAVAO ORIENTAL, MUNICIPAL ORDINANCE NO. 01, SERIES OF 2022, ENTITLED: “AN ORDINANCE ADOPTING THE OFFICIAL SEAL OF THE SANGGUNIANG BAYAN OF THE LOCAL GOVERNMENT UNIT OF TARRAGONA, DAVAO ORIENTAL, REGULATING ITS USE AND PROVIDING PENALTY FOR VIOLATIONS THEREOF”**, WITH NO ACTION, CONSIDERING THAT THE CITED LEGAL BASIS IS INCONSISTENT WITH THE PROVISIONS OF RA 7160;

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 the Municipality of Tarragona, Davao Oriental, for their information and guidance.

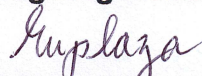
CARRIED AND APPROVED.

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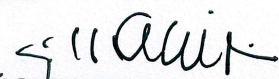
**I hereby Certify to the Correctness
of the foregoing Resolution.**



EVANGELINE UY-PLAZA

*Provincial Government Assistant Department Head
Assistant Secretary to the Sangguniang Panlalawigan
Acting Secretary*

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



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