



Office of the Sangguniang Panlalawigan

EXCERPT FROM THE MINUTES OF THE 63rd REGULAR SESSION OF THE 10th SANGGUNIANG PANLALAWIGAN OF ISABELA HELD AT PROVINCIAL CAPITOL, ILAGAN CITY, ISABELA ON JANUARY 19, 2021.

PRESENT:

FAUSTINO G. DY III	Vice Governor & Presiding Officer
DELFINITO EMMANUEL L. ALBANO	Member (1 st District) & Floor Leader
EMMANUEL JOSELITO B. AÑES	Member (1 st District)
ED CHRISTIAN S. GO	Member (2 nd District)
EDGAR R. CAPUCHINO	Member (2 nd District)
RAMON JUAN N. REYES, JR.	Member (3 rd District)
RANDOLPH JOSEPH P. ARREOLA	Member (3 rd District)
CLIFFORD R. RASPADO	Member (4 th District)
ABEGAIL V. SABLE	Member (4 th District)
FAUSTINO U. DY IV	Member (5 th District)
EDWARD S. ISIDRO	Member (5 th District)
ALFREDO V. ALILI	Member (6 th District)
MARCO PAOLO A. MERIS	Member (6 th District)
ANTONIO S. HUI	Member, PCL Federation President
DANTE G. HALAMAN	Member, LnB Federation President
DAX PAOLO C. BINAG	Member, SK Federation President
ADRIAN PHILIP S. BAYSAC	Member, Agricultural /Industrial Workers Labor Sector Representative
VENUS T. BAUTISTA	Member, Women's Sectoral Representative
GRETCHEN F. VALDEZ	Member, Indigenous Cultural Communities Sector Representative

RESOLUTION NO. 2021-03-09
SERIES OF 2021

A RESOLUTION DECLARING ORDINANCE NO. 2020-816 OF THE SANGGUNIANG BAYAN OF SAN MATEO, ISABELA TO BE PARTLY VALID

Sponsor: HON. MARCO PAOLO A. MERIS
Chairperson, Committee on Local Government

WHEREAS, on October 27, 2020, the Sangguniang Bayan of San Mateo, Isabela enacted Ordinance No. 2020-816 entitled "**An Ordinance Determining Women and Agricultural Workers as Sectoral Representatives of the Sangguniang Bayan of San Mateo, Isabela**";

WHEREAS, pursuant to the directives of Section 56 of the Local Government Code, the Sangguniang Bayan of San Mateo, Isabela (SB San Mateo) forwarded Ordinance No. 2020-816, hereinafter referred to as Ordinance, to this Honorable Body to have the same be reviewed for the purpose of determining if such is consistent with law and in line with the powers conferred to Sangguniang Bayan;

WHEREAS, consistent with the established procedures of this Honorable Body, the Ordinance was referred to the Committee on Local Government (Committee) for its examination and assessment;

Nagkaisa para sa Isabela

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WHEREAS, to aid the Committee in determining the validity of the Ordinance, a Committee Hearing was held on January 12, 2020. The same was attended by the Members of SB San Mateo;

WHEREAS, after careful examination of the Ordinance and thorough assessment of the records submitted by SB San Mateo to this Honorable Body, the Committee determined that the Ordinance is partly consistent with law, or, otherwise stated, not entirely in line with the powers conferred to the Sangguniang Bayan. Paragraph (a) and (b) of Section 446 of the Local Government Code, which established the mandatory composition of Sanggunian, provides:

“SEC. 446. Composition. (a) 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.

(b) In addition thereto, there shall be three (3) sectoral representatives: one (1) from the women; and, as shall be determined by the sanggunian concerned within ninety (90) days prior to the holding of local elections, one (1) from the agricultural or industrial workers; and one (1) from the other sectors, including the urban poor, indigenous cultural communities, or disabled persons.”

WHEREAS, pursuant to the above provision, the Sanggunian’s determination of sectoral representatives, except for the women’s sector, must be made within ninety (90) days prior to the holding of local elections. In relation to the Ordinance, SB San Mateo determined its sectoral representatives well outside of the period provided by law;

WHEREAS, as a consequence, SB San Mateo’s determination that their Legislative Body be composed of a Representative from the Agricultural Workers’ Sector is violative of Section 446 of the LGC hence not in accordance with law. Meanwhile, their determination with regard to the Women’s Sector is consistent with law as the same does not require to be made within the provided period. Accordingly, the Ordinance is determined to be partly valid;

WHEREAS, the Committee recommended such findings to this Honorable Body which the latter adopted and approved;

WHEREFORE, premises considered, upon motion of Honorable Marco Paolo A. Meris, duly approved and seconded in a session duly assembled, it was –

RESOLVED, AS IT HEREBY RESOLVES, TO PASS A RESOLUTION DECLARING ORDINANCE NO. 2020-816 OF THE SANGGUNIANG BAYAN OF SAN MATEO, ISABELA TO BE PARTLY VALID

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RESOLVED FINALLY, that a copy of this Resolution be furnished to: the Municipal Mayor of San Mateo, Isabela, Hon. Gregorio A. Pua, for his information; and the Municipal Vice Mayor of San Mateo, Isabela, Hon. Crispina R. Agcaoili, for her guidance and further action.

Approved and Adopted, January 19, 2021.

**I HEREBY CERTIFY TO THE CORRECTNESS
of the foregoing Resolution:**


ATTY. FRANCIS JAMES E. MEER
Secretary to the Sangguniang Panlalawigan

ATTESTED/APPROVED:


FAUSTINO G. DY III
Provincial Vice Governor & Presiding Officer