

Republic of the Philippines
SANGGUNIANG PANLALAWIGAN
PROVINCE OF NEGROS ORIENTAL

EXCERPTS FROM THE JOURNAL OF THE SANGGUNIANG PANLALAWIGAN SESSION ON:

Date: December 18, 2008 – 2:40 P.M.

Classification: Special Session

RECORD OF ATTENDANCE:

HON. JOSE A. BALDADO
Vice Governor & Presiding Officer
Present

UNION: PANLALAWIGAN
PROVINCE OF NEGROS ORIENTAL
RECORDS SECTION
RELEASED
FEB 27 2009

HON. MA. ANTONIA E. VILLEGAS	- Present	HON. RODOLFO A. MARTINEZ	- Present
HON. MELIMORE C. SAYCON	- Present	HON. LEA G. BROMO	- Absent
HON. ERWIN MICHAEL L. MACIAS	- Present	HON. NAPOLEON E. VILLEGAS, JR.	- Present
HON. SALETO J. ERAMES	- Present	HON. APOLINARIO I. ARNAIZ, SR. (LNMB)	- Absent
HON. ERNESTO T. TIJING	- Present	HON. PEVE O. LIGAN (PCL)	- Present
HON. MARCELO G. ADANZA	- Present	HON. WED ANN SOL A. DIOREC (SK)	- Present
HON. ROEL R. DEGAMO	- Present		

RESOLUTION NO. 1066

“Submitted for review before the August Body was Resolution No. 359, current series, of the Sangguniang Panlungsod of Bayawan, this province, enacting Ordinance No. 16, an ordinance granting insurance coverage for the members of the Auxiliary Police, Barangay Tanods and SCAA, and for other purposes;

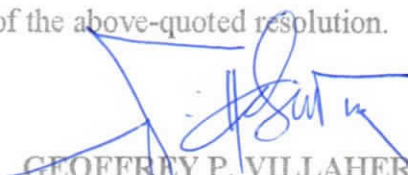
“Whereas, said resolution conforms to the provisions of the Local Government Code of 1991;

“On motion of Honorable Member Ernesto T. Tijing, seconded by Honorable Member Roel R. Degamo, the Sangguniang Panlalawigan

“RESOLVES, To declare VALID Resolution No. 359, current series, of the Sangguniang Panlungsod of Bayawan, this province; and to furnish a copy hereof for their information.

“Approved.”

I hereby certify to the correctness of the above-quoted resolution.


GEOFFREY P. VILLAHERMOSA
Provincial Secretary *ml*


JOSE A. BALDADO
Vice Governor of Negros Oriental
Presiding Officer *S*

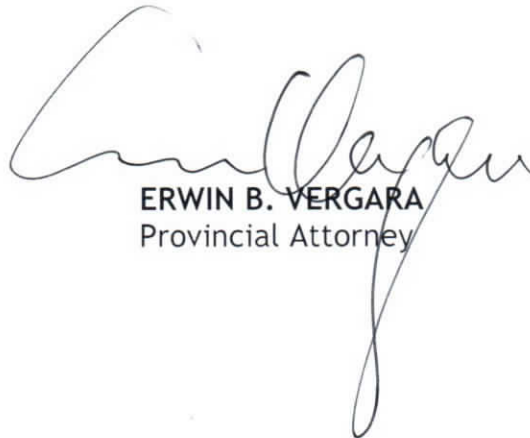
Copy For:
The Sangguniang Panlungsod
Bayawan City

Republic of the Philippines
PROVINCE OF NEGROS ORIENTAL
Dumaguete City
OFFICE OF THE PROVINCIAL ATTORNEY

DEC 10 2008
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2nd Indorsement
December 9, 2008

Respectfully returned to the Provincial Secretary, this province, herein Resolution No. 359, current series, of the Sangguniang Panlungsod of Bayawan, enacting Ordinance No. 16, an ordinance granting insurance coverage for the members of the Auxiliary Police, Barangay Tanods And SCAA and for others purposes, with the comment that the same conforms with the provisions of the LGC of 1991 and other related laws.



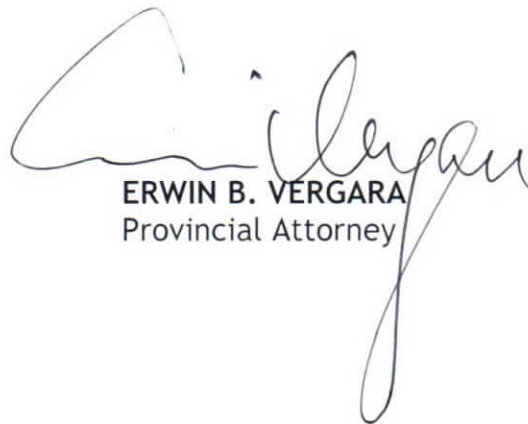
ERWIN B. VERGARA
Provincial Attorney

Republic of the Philippines
PROVINCE OF NEGROS ORIENTAL
Dumaguete City
OFFICE OF THE PROVINCIAL ATTORNEY

DEC 10 2008
Jimmy

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ERWIN B. VERGARA
Provincial Attorney

Republic of the Philippines
Province of Negros Oriental
City of Bayawan
Office of the Sangguniang Panlungsod

November 3, 2008

The Honorable Sangguniang Panlalawigan
Provincial Capitol
Dumaguete City

Gentlemen/Ladies:

I am respectfully submitting copies of Resolution No. 359, C.S., and Supplemental Budget Nos. 1 & 2, for CY 2008 of the General Fund of the Sangguniang Panlungsod for review.

Please acknowledge receipt hereof.

Very truly yours,



JULIUS T. ESPARTERO
SP Secretary

Republic of the Philippines
City of Bayawan
PROVINCE OF NEGROS ORIENTAL
Office of the Sangguniang Panlungsod

NOV 04 2008

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE CITY COUNCIL OF BAYAWAN, NEGROS ORIENTAL ON JUNE 2, 2008 AT 2 O'CLOCK P. M. AT THE SP SESSION HALL.

RECORD OF ATTENDANCE

Hon. Rene G. Gaudiel	(Vice Mayor & Presiding Officer)	Present
Hon. Clayborne Clyde L. Lim		Present
Hon. Raul P. Martinez		Present
Hon. Oscar T. Villamil		Present
Hon. Luis J. Sumalpong		Present
Hon. Mark Fidencio L. Aurelia		Present
Hon. Douglas T. Tijing		Present
Hon. Francisco T. Diao		Present
Hon. Victoriano D. Alabastro		Present
Hon. Serafin Ra. Albito		Present
Hon. Urbistondo C. Renacia		Present
Hon. Hermelie T. Saraña	(ABC President)	Present
Hon. Flintzel Dyan S. Diao	(SK Fed. Pres.)	Present

RESOLUTION NO. 359

“WHEREAS, the lack of Philippine National Police (PNP) personnel in the City of Bayawan to fully protect its jurisdictional area has prompted the local government to establish an Auxiliary Police and a Special CAFGU Active Auxiliary (SCAA) in order to give effect to the mandate of the Local Chief Executive to enforce all national and local ordinances as provided in Section 455 paragraph (b) subparagraph (2) of Republic Act No. 7160 (Local Government Code);

“WHEREAS, the Auxiliary Police and SCAA were created by means of Executive Order No. EO002-0012 dated July 26, 2002 and Executive Order No. EO002-0012A dated April 5, 2005 and the Memorandum of Agreement dated July 23, 2004 between the Philippine Army and the local government of Bayawan;

“WHEREAS, the President of the Philippines has issued Executive Order No. 546 Series of 2006 dated July 14, 2006 giving authority to the PNP to deputize the Barangay Tanods as force multipliers in the implementation of peace and order and the local government of Bayawan has positively responded to said Executive Order by training and engaging the services of Barangay Tanods through the recommendation of the concerned barangays and the local Peace and Order Council;

“WHEREAS, the local government is mindful of the hazards that the members of the Auxiliary Police, Barangay Tanods and the SCAA face on a daily basis;

“WHEREAS, most of the members of the Auxiliary Police, Barangay Tanods and the SCAA are takay and casual employees who are receiving meager wages;

“WHEREAS, the 1987 Constitution has mandated the following State policies:

“Section 9. The State *shall promote a just and dynamic social order* that will ensure the prosperity and independence of the nation and free the people from poverty *through policies* that provide adequate social services, promote full employment, *a rising standard of living, and an improved quality of life for all.*” [Emphasis supplied]

“Section 10. The State shall promote social justice in all phases of national development.”

“Section 18. The State affirms labor as a primary social economic force. It shall protect the rights of workers and promote their welfare.”

“WHEREAS, in cases when some untoward incident happens to any member of the Auxiliary Police/Barangay Tanods or SCAA, it is less costly and more convenient for the local government and

favorable to the heirs/family of affected personnel if an insurance company takes care of the appurtenant expenses:

“NOW THEREFORE, on motion of Honorable Councilor Victoriano D. Alabastro and unanimously seconded by all the Members present, the Council

ORDINANCE NO. 16

AN ORDINANCE GRANTING INSURANCE COVERAGE FOR THE MEMBERS OF THE AUXILIARY POLICE, BARANGAY TANODS & SCAA AND FOR OTHER PURPOSES.

Be it ordained that:

SECTION 1. Declaration of Policy. The local government of Bayawan has realized that the maintenance of peace and order coupled with the implementation of the national and local legislative enactments is of vital importance to the development of the locality and the members of the Auxiliary Police/Barangay Tanods and SCAA play a crucial role in this endeavour. It is further recognized that providing group insurance coverage for said personnel can give meaning and life to the aforementioned constitutionally mandated State policies.

SECTION 2. Coverage. All personnel serving as members of the Auxiliary Police, the Barangay Tanods and the SCAA are covered by this ordinance.

SECTION 3. Group Insurance. The local government through the usual procurement procedure shall obtain a group insurance for the members of the Auxiliary Police, Barangay Tanods and SCAA, regardless of employment status.

As far as practicable, the group insurance to be obtained shall include a provision that it is transferable to another qualified personnel in case any member of the insured group is separated from the service for any reason.

The Public Safety Office shall prepare and process the necessary documentation for this requirement.

SECTION 4. Appropriation. The present appropriation shall be utilized to procure/renew the group insurance for the members of the Auxiliary Police, Barangay Tanods and SCAA.

The Public Safety Office shall be responsible in the budget preparation for the renewal or procurement of the group insurance.

SECTION 5. Authority. The City Mayor is hereby authorized to execute the necessary contract and documents with insurance companies provided the usual procurement procedure has been observed.

SECTION 6. Retroactivity & Repealing Clause. All issuances and ordinances inconsistent with the provisions herein are deemed repealed.

Unless vested rights are affected, the grant of this privilege to members of the Auxiliary Police, Barangay Tanods and SCAA retroacts to the first day of their service for the local government.

SECTION 7. Separability Clause. If any provision of this Ordinance is declared unconstitutional or illegal by a competent court, the same shall not affect the validity and effectivity of the other provisions.

SECTION 8. Effectivity. This Ordinance shall take effect after compliance with the provisions of the Local Government Code of 1991.

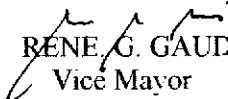
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I hereby certify to the correctness of the foregoing resolution.

* * *


JULIUS T. ESPARTERO
Secretary to the Sangguniang Panlungsod

ATTESTED:


RENE G. GAUDIEL.
Vice Mayor
Presiding

APPROVED: JUN 05 2008


GERMAN P. SARAÑA JR.
Mayor

Copy for:

- The Honorable Provincial Board, Dumaguete City