

RESOLUTION NO. _____
(Series of 2025)

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AFFIRMING ORDINANCE NO. 28 DATED NOVEMBER 4, 2024 OF THE MUNICIPALITY OF BAYABAS, THIS PROVINCE ENTITLED “AN ORDINANCE CREATING THE MUNICIPAL HUMAN RIGHTS ACTION CENTER (MHRAC) OF THE MUNICIPALITY OF BAYABAS, SURIGAO DEL SUR UNDER THE OFFICE OF THE MUNICIPAL MAYOR AND DEFINING ITS POWERS AND FUNCTIONS”, IT BEING WITHIN THE SCOPE OF THE PRESCRIBED POWERS OF THE SANGGUNIANG BAYAN CONCERNED TO ENACT SUCH ORDINANCE PURSUANT TO THE LOCAL GOVERNMENT CODE OF 1991

SPONSORS:

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HON. ANTONIO C. AZARCON, HON. GINES RICKY J. SAYAWAN, SR., HON. AMADO M. LAYNO, JR., HON. JOHN PAUL C. PIMENTEL, HON. RUEL D. MOMO, HON. MARGARITA G. GARAY, HON. JOSE DUMAGAN, JR., HON. CONRAD C. CEJOCO, HON. VALERIO T. MONTESCLAROS, JR., HON. RAUL K. SALAZAR, HON. ANTHONY JOSEPH P. CAÑEDO, HON. JIMMY I. GUINSOD AND HON. MELANIE JOY M. GUNO

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. 28 dated November 4, 2024 of the Municipality of Bayabas, this Province entitled “An Ordinance Creating the Municipal Human Rights Action Center (MHRAC) of the Municipality of Bayabas, Surigao del Sur Under the Office of the Municipal Mayor and Defining its Powers and Functions”, was submitted to this Body for review and was referred to the Committee on Good Government, Public Ethics and Accountability and same was endorsed to the Provincial Human Resource Management Officer and the Provincial Finance Committee for their comment and recommendation;

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WHEREAS, the Provincial Finance Committee (PFC) in its letter dated December 6, 2024 informed the Body that the subject Ordinance is within the scope of the prescribed powers of the Sanggunian Bayan concerned pursuant to Section 447 of R.A. 7160 and the said LGU has still an allowable Personal Services Cost of ₱17,953,930.01;

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WHEREAS, Mr. Ace R. Orcullo, Provincial Human Resource Management Officer (PHRMO), this Province, in his letter dated January 28, 2025 notes that the creation of the Municipal Human Rights Action Center (MHRAC) is mandated under DILG-CHR JMC No. 1-2014 dated December 16, 2014, and therefore finds no impediment in its creation;

WHEREAS, after careful review by the Committee to which the matter was referred to, it was found out that it is within the ambit of the provisions of the Local Government Code of 1991;

WHEREAS, in view of the foregoing and on motion of _____ and duly seconded by _____;

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NOW THEREFORE

BE IT RESOLVED by the Sangguniang Panlalawigan of Surigao del Sur to affirm Ordinance No. 28 dated November 4, 2024 of the Municipality of Bayabas, this Province entitled “An Ordinance Creating the Municipal Human Rights Action Center (MHRAC) of the Municipality of Bayabas, Surigao del Sur Under the Office of the Municipal Mayor and Defining its Powers and Functions”, it being within the scope of the prescribed powers of the Sangguniang Bayan concerned to enact such Ordinance pursuant to the Local Government Code of 1991.

RESOLVED FINALLY: To furnish copies of this Resolution to Hon. Apolonio B. Lozada, Municipal Mayor, and to the Sangguniang Bayan thru Hon. Maria Clarita Garcia-Limbaro, Municipal Vice Mayor/Presiding Officer, all of the Municipality of Bayabas, this Province, for their information and guidance.

ADOPTED this ____ day of _____, 2025 at the _____, Province of Surigao del Sur by unanimous votes of all Sangguniang Panlalawigan Members present.

FMP(ord-no.28-bayabas)
OSSP-SDS-2024-4216