

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF BULALACAO, ORIENTAL MINDORO HELD ON FEBRUARY 15, 1995 AT THE SANGGUNIANG BAYAN SESSION HALL

PRESENT:

Hon. Ludovico C. Silang	-	Presiding Officer
Hon. Dolores S. Bago	-	SB Member
Hon. Rey T. Amparo	-	-do-
Hon. Eduardo A. Buruanga	-	-do-
Hon. Senen C. Familara	-	-do-
Hon. Oscar C. Familara	-	-do-
Hon. Juan L. Salas	-	ABC President

ABSENT:

Hon. Elmo M. Baculinao	-	SB Member
Hon. Rosalinda M. Cabagay	-	-do-
Hon. Ronald S. Rondael	-	SK Fed. Pres.

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" RESOLUTION NO. 95-02-015

DETERMINING/SELECTING THE THREE (3) SECTORS TO BE REPRESENTED IN THE SANGGUNIANG BAYAN OF BULALACAO, ORIENTAL MINDORO AS MANDATED UNDER SECTIONS 41 AND 446 OF RA 7160 AND COMELEC RESOLUTION NO. 2753

"WHEREAS it is the intent of this sangguniang bayan to encourage the large and important segment of the different sectors of society to organize themselves for the purpose of pursuing and protecting, within the democratic framework, their legitimate and collective interests through peaceful and lawful means; in short, to have their voice in the formulation of legislation that would directly affect their individual members;

"WHEREAS, Section 9, Article X of the 1987 Constitution provides that: "Legislative bodies of local government shall have sectoral representation as may be prescribed by law.";

"WHEREAS, Sections 41 par (c) and 446 of Republic Act Numbered 7160, otherwise known as Local Government Code of 1991 provide that in addition to the regular members of the sangguniang bayan, 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 to include but not limited to urban poor, indigenous cultural minorities, disabled persons, peasants/small farmers/fishermen, senior citizens or war veterans;

"WHEREAS, to ensure compliance^{of} the second and third sectors, the Commission on Elections as well as the Department of Interior and Local Government have directed the local Sanggunians to determine the sectors involved not la-

ter than February 15, 1995;

"WHEREAS, in determining these sectors, this Sanggunian has considered the number that constitutes such sectors that could warrant their representation in the making of local legislation;

"WHEREAS, the inclusion of women is expressly stipulated in the provision of RA7160 and therefore needs no further determination by the sanggunian;

"WHEREAS, the statistics submitted by the Municipal Planning and Development Coordinator reveals that the main occupation of the inhabitants of this Municipality focuses on agriculture (90%) and the size of Hanunuo Mangyans accounts to no less than Twenty Five Percent (25%) of our total population (5980 out of 23918) ; Now therefore:

RESOLVED, AS IT HEREBY RESOLVED, To: Determine the following sectors to be represented in the Sangguniang Bayan: First, women, Second: Agricultural Workers and Third: Indigenous Cultural Minority;

RESOLVED, FURTHER; That: the following vital parts of the guidelines setforth by virtue of COMELEC Resolution No. 2753 be excerpted in order to fully inform all those concerned;

" Section 4. NOMINATION OF CANDIDATES - Only an accredited sectoral organization or coalition of organizations may nominate candidates representing the sector, with each organization, or a coalition in a sector limited to only one nominee.

" Section 7. SECTORAL ORGANIZATION. - A sectoral organization is a group or association of citizens with demonstrated capacity to promote the public interest and with identifiable leadership, membership and structure, formed to pursue and protect, within the democratic framework, their legitimate and collective interests and aspirations through peaceful and lawful means.

" Section 8. APPLICATION FOR ACCREDITATION; COMMITTEES. - Subject to the criteria prescribed in Section 10 hereof, application for accreditation of municipal sectoral organization shall be filed with the following committee:

- Chairman - Election Officer
- Members - Municipal Local Government Operation Officer
- DECS District Supervisor (most senior)

The application for accreditation shall be filed in ten (10) copies not later than February 28, 1995 and shall state the following:

- (a) The name and address of the organization;
- (b) The sector it seeks to represent;
- (c) The political subdivision it represents;
- (d) The name of its officers and members; and
- (e) Other relevant information.

" Section 10. CRITERIA FOR ACCREDITATION - the following criteria, aside from the constitutional requirements on people's organizations as provided for in Section 7 hereof, shall be observed by the appropriate government agencies:

- (a) For existing organizations - the track record or reputation of the organization and its officers and members;
- (b) For newly created organizations - the track record or reputation of its organizers and officers;
- (c) For all municipal/city organizations - membership, which should not be less than twenty-five (25) members;
- (d) Such other requirements as may be prescribed by the government agency concerned, provided, that such requirements shall not impede the people's constitutional right to inform unions, associations or societies.

The Accreditation Committee shall, at least thirty (30) days before the day of the elections, submit to the Law Department of the Commission, copy furnished the Regional Election Director, a certified consolidated list of all organizations it has accredited or registered.

" Section 17. QUALIFICATIONS. - No person may be elected Sectoral Representative unless he is:

- (a) a citizen of the Philippines;
- (b) a registered voter in the municipality, city or province where he intends to be elected;
- (c) a resident therein for at least one (1) year immediately preceding the day of the election;
- (d) able to read and write Filipino or any other local language or dialect; and
- (e) at least twenty-three (23) years of age on election day in the case of sectoral representative to the Sangguniang Panlalawigan or Sangguniang Panlungsod; eighteen (18) years of age in the case of Sangguniang Bayan;
- (f) bona fide member of the accredited organization of the sector he seeks to represent.

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" Section 18. DISQUALIFICATIONS. - The following shall not be nominated as candidate for sectoral representative:

- (a) those who are not members of an accredited sectoral organization of a sector entitled to representation in the sanggunian concerned;
- (b) those sentenced by final judgement for an offense involving moral turpitude or for an offense punishable by one (1) year or more of imprisonment, within two (2) years after serving sentence;
- (c) those removed from office as a result of an administrative case;
- (d) those convicted by final judgement for violating the oath of allegiance to the Republic;
- (e) those with dual citizenship;
- (f) fugitives from justice in criminal or non-political case here or abroad;
- (g) permanent residents in a foreign country or those who have acquired the right to reside abroad and continue to avail of said right after January 1, 1992, or
- (h) the insane or feeble-minded.

" Section 19. CERTIFICATE OF NOMINATION AND CANDIDACY. No person shall be elected sectoral representative unless he has been nominated by the sectoral organization to which he belongs, accepted the same and filed his certificate of candidacy, in the manner and within the period prescribed herein. The certificate of nomination and candidacy shall be in one form prescribed by the Commission.

" Section 21. FILING AND DISTRIBUTION OF CERTIFICATES. The certificate of nomination/candidacy for sectoral representative shall be prepared in five (5) legible copies, signed by the head of the sectoral organization and by the nominee, and filed beginning January 8, 1995 but not later than March 20, 1995 with the following officers:

- (a) For the sangguniang bayan or sangguniang panlungsod, with the municipal or city election officer;
- (b) For the sangguniang panlalawigan, with the provincial election supervisor.

No certificate shall be accepted or given due course unless it is filed personally by the head of the sectoral organization or by the nominee, or by their duly authorized representatives.


" Section 22. CANDIDATES IN CASE OF DEATH, DISQUALIFICATION OR WITHDRAWAL OF ANOTHER. - If after the last day for the filing of certificates of nomination/candidacy, an official nominee of a registered or accredited sectoral organization dies, withdraws or is disqualified for any cause, the same sectoral organization may file in accordance with Section 21 hereof not later than mid-day of the day of the election a new certificate of the nomination/candidacy to replace the nominee who died, withdrew or was disqualified. If the death, withdrawal or disqualification should occur between the day before the election and mid-day of election day, said certificate may be filed with any board of election inspectors in the political subdivision where the nominee seeks to be elected.

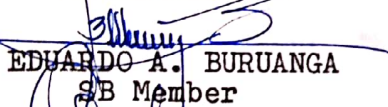
RESOLVED FINALLY, That: copies of this resolution be communicated to the Election Officer, the Accreditation Committee and be posted in three (3) conspicuous places to inform the constituents of this Municipality;

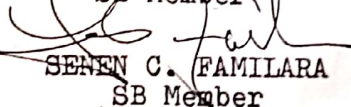
UPON MOTION of Hon. Senen C. Familara, duly seconded by all members present, foregoing was . . .

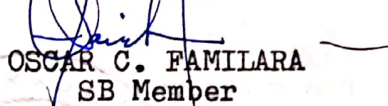
UNANIMOUSLY APPROVED:", this 15th day of February, 1995, at Bulalacao, Oriental Mindoro.

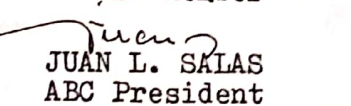

DOLORES S. BAGO
SB Member


REY T. AMPARO
SB Member


EDUARDO A. BURUANGA
SB Member

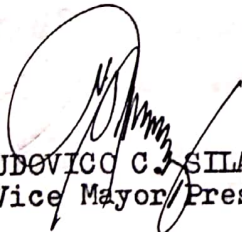

SENEC C. FAMILARA
SB Member

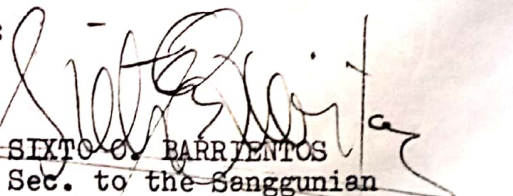

OSCAR C. FAMILARA
SB Member


JUAN L. SALAS
ABC President


CERTIFIED TRUE AND CORRECT:

ATTESTED:


LUDOVICO C. SILANG
Municipal Vice Mayor/Presiding Officer


SIXTO O. BARRIENTOS
Sec. to the Sanggunian

APPROVED:


GUILLERMO H. SALAS
Municipal Mayor
Date Signed: 2-20-1995

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