



Republic of the Philippines
MUNICIPALITY OF IBA
Province of Zambales

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF IBA, ZAMBALES HELD ON **AUGUST 20, 2014** AT THE MUNICIPAL SESSION HALL.

PRESENT:

HON. BENJAMIN R. FARIN, JR., Vice Mayor and Presiding Officer

SANGGUNIANG BAYAN MEMBERS

HON. FRANCISCO P. ALDEA
HON. ALCADE R. FALLORIN
HON. SALVADOR R. REDONDO
HON. DANILO M. BALLESTEROS
HON. LILIA B. BUTARAN
HON. NOEL D. SARMIENTO
HON. EDGAR C. PAYUMO, ABC President

ABSENT:

HON. GENARO N. MONTEFALCON – (*On-Official-Business*)
HON. LANIE T. NENGASCA – (*On-Official-Business*)

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RESOLUTION NO. 041
Series of 2014

DECLARING AS VALID ORDINANCE NO. 3 SERIES OF 2014 OF BARANGAY AMUNGAN, IBA, ZAMBALES, ENTITLED “AN ORDINANCE PROHIBITING CIGARETTE SMOKING WITHIN THE PREMISES OF BARANGAY HALL OF AMUNGAN, IBA, ZAMBALES, AND REMANDING ORDINANCE NO. 1 AND 2 SERIES OF 2014, FOR MODIFICATION/REVISION

WHEREAS, a Sangguniang Barangay is empowered to enact an ordinance to promote the general welfare of the inhabitants therein;

WHEREAS, Ordinance No. 1, Series of 2014 of Barangay Amungan, Iba, Zambales aims to promote the health and well-being of its inhabitants, especially the public transacting business in the Barangay Hall;

WHEREAS, the enactment of Ordinance No. 1, Series of 2014 is consistent to law, ordinances, rules, and regulations;

WHEREFORE, on motion of Kgd. Edgar Payumo, unanimously seconded, the Sangguniang Bayan of Iba, Zambales in session assembled;

RESOLVE as it is hereby RESOLVED, to declare as valid Ordinance No. 1, Series of 2014 of Barangay Amungan, entitled “An Ordinance prohibiting cigarette smoking within the premises of the Barangay hall.

Resolved also, to remand Ordinance No. 1 and 2, Series of 2014, for modification or adjustment because of the following infirmities:

1. On ordinance No. 1, Series of 2014, the fees should be charged as rentals of Fish dealers in using the Lawak Fishport not a fee in buying fish. The amount of Dilis or Terong should be specific. The Sanggunian may use unit of weights and measures instead of container or can. It's better to use per kilo instead of per can to determine the quantity.
2. On Ordinance No. 2, Series of 2014, this ordinance limits the coverage of places where garbage cannot be disposed/littered, contrary to Municipal Ordinance that prohibits anyone to dispose/litter solid wastes in public places in the Municipality of Iba, Zambales.

The terms "along the sides and shoulders are not defined to determine its meaning and scope. "Does it mean along the sides and shoulder of the road? If that is the purpose, barangay Amungan cannot penalize those who throw garbage in the middle of the road.

Adopted this 20th Day of August 2014

FRANCISCO P. ALDEA
SB Member

ALCADE R. FALLORIN
SB Member

SALVADOR R. REDONDO
SB Member

DANILO M. BALLESTEROS
SB Member

LILIA B. BUTARAN
SB Member

NOEL D. SARMIENTO
SB Member

EDGAR C. PAYUMO
ABC President

CERTIFIED CORRECT:

BENJAMIN R. FARIN, JR
Vice Mayor and Presiding Officer

ATTESTED:

NOLITO V. BASUL
Secretary to the
Sangguniang Bayan