



Republic of the Philippines
PROVINCE OF PANGASINAN
Lingayen
www.pangasinan.gov.ph

OFFICE OF THE SANGGUNIANG PANLALAWIGAN SECRETARY

CERTIFICATION

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that at the regular session duly constituted of the Sangguniang Panlalawigan, Province of Pangasinan, held on April 4, 2022 at Lingayen, Pangasinan, the following resolution was approved:

Sponsored by SP Members Donabel N. Fontelera and Margielou Orange D. Humilde-Verzosa and co-sponsored by SP Members Sheila Marie S. Perez-Galicia, Jerome Vic O. Espino and Jeanne Jinky C. Zaplan

RESOLUTION NO. 426-2022

DECLARING MUNICIPAL ORDINANCE NO. 2020-01 OF THE SANGGUNIANG BAYAN OF BOLINAO, PANGASINAN, ENTITLED “AN ORDINANCE PROVIDING SUSTAINABLE MILK FISH CULTURE WITHIN THE MUNICIPAL WATERS OF BOLINAO, PANGASINAN” AS WITHIN THE CONFERRED POWERS OF THE SANGGUNIAN TO ENACT

WHEREAS, the Sangguniang Bayan of Bolinao, Pangasinan submitted its Ordinance No. 2020-01 to the Sangguniang Panlalawigan for review and evaluation pursuant to Section 56 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991,

WHEREAS, the Committee on Laws and Ordinances of the Sangguniang Panlalawigan with the technical assistance of the Provincial Legal Officer have conducted initial review and study on said municipal ordinance and found out that the same was enacted pursuant to Sections 17 (b) (2) (i), 149 (a) (b) (1), 447 (a) (5) (1) (vi) of R. A. No. 7160 and Republic Act No. 8550 entitled “An Act Providing for the Development, Management and Conservation of the Fisheries and Aquatic Resources, Integrating all Laws Pertinent Thereto, and for Other Purposes”;

WHEREAS, however, the Sanggunian Bayan is reminded on the principle that imposition of penalties for violation of ordinances is similar to that of prosecution of criminal cases and special laws, where a court order is necessary to impose the penalty. This is provided in Section 447 (1) (iii) of R.A. No. 7160. Although the local legislative body has the regulatory power to issue and revoke permits, it cannot be effected without due process of law;



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WHEREAS, subject ordinance shall take effect after compliance with the requirements of posting and publication pursuant to Sections 59 (c) and 511 (a) of R. A. No. 7160;

WHEREFORE, in view of the foregoing, on motion of SP Members Donabel N. Fontelera and Margielou Orange D. Humilde-Verzosa and co-sponsored by SP Members Sheila Marie S. Perez-Galicia, Jerome Vic O. Espino and Jeanne Jinky C. Zaplan, duly seconded, it was –

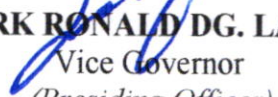
RESOLVED, by the Sangguniang Panlalawigan in session assembled, to declare Ordinance No. 2020-01 of the Sangguniang Bayan of Bolinao, Pangasinan, entitled “An Ordinance providing sustainable milk fish culture within the municipal waters of Bolinao, Pangasinan” as within the conferred powers of the Sanggunian to enact;

RESOLVED FURTHER, that a copy of this resolution be furnished the Office of the Sangguniang Bayan of Bolinao, Pangasinan, for its information and guidance.

CERTIFIED BY:


VERNA T. NAVA-PEREZ
Secretary to the Sanggunian

ATTESTED:


MARK RONALD DG. LAMBINO
Vice Governor
(Presiding Officer)