

Republic of the Philippines
QUEZON CITY COUNCIL

Quezon City
18th City Council

PO2012-92

72nd Regular Session

ORDINANCE NO. SP- 2192, S-2012

AN ORDINANCE CREATING THE SPECIAL REVIEW COMMITTEE FOR BARANGAY ORDINANCE UNDER THE CITY COUNCIL AND APPROPRIATING A LUMP SUM AMOUNT OF FIVE HUNDRED THOUSAND PESOS (P500,000.00) TO BE INCLUDED IN THE 2013 CITY ANNUAL APPROPRIATION AND EVERY YEAR THEREAFTER.

Introduced by Councilor RANULFO Z. LUDOVICA.

Co-Introduced by Councilors Francisco A. Calalay, Jr., Dorothy A. Delarmente, Anthony Peter D. Crisologo, Ricardo T. Belmonte, Jr., Joseph P. Juico, Alexis R. Herrera, Precious Hipolito Castelo, Alfredo D. Vargas III, Eden "Candy" A. Medina, Julienne Alyson Rae V. Medalla, Roderick M. Paulate, Godofredo T. Liban II, Julian ML. Coseteng, Allan Benedict S. Reyes, Jaime F. Borres, Jose Mario Don S. De Leon, Gian Carlo G. Sotto, Eufemio C. Lagumbay, Jesus Manuel C. Suntay, Jessica Castelo Daza, Raquel S. Malañgen, Vincent DG. Belmonte, Marvin C. Rillo, Ivy Lim-Lagman and John Ansell R. De Guzman.

WHEREAS, Section 57, Chapter III, Title II, Book I of the Local Government Code of 1991 requires the review of all barangay ordinances by the sangguniang panlungsod or sangguniang bayan as to whether the ordinance is consistent with law and city or municipal ordinances;

WHEREAS, Section 458 (a) (1) (i), Article III of the Local Government Code of 1991 mandates that the sangguniang panlungsod shall review all ordinances approved by the sangguniang barangay and executive orders issued by the punong barangay to determine whether these are within the scope of the prescribed powers of the sangguniang and of the punong barangay;

WHEREAS, the Quezon City Council, through a resolution, Resolution No. SP-29, S-92 created the Special Review Committee on Barangay Ordinances (SRCBO for brevity) and for purposes of operation and administrative requirements, another local legislative act, the QC Ordinance No. SP-146, S-93 was passed/enacted allocating P360,000.00;

WHEREAS, at the moment the SRCBO is headed by the Secretary to the Sangguniang Panlungsod and to cope with the demands of local legislation in the barangay level, there is a need to change the composition through the enactment of this ordinance by placing the Chairmanship with the Liga President. This is not only to unburden the Secretary to the Sangguniang Panlungsod of his regular duties and functions it is because the office of the Liga ng Barangay is the right office and in proper position to create a sound and harmonious relationship among the barangay officials particularly the members of each sanggunian towards an effective barangay legislation;

WHEREAS, under Resolution No. 29, S-1992, the SRCBO is composed of the following: Secretary to the Sangguniang Panglungsod as Chairman, Representative of the Liga President as Vice-Chairman, and as Members, the Representative of the Committee on Laws, Rules and Internal Government, the Representative of the Minority Floor Leader, and the Representative of the Chairman of the Committee on Public Affairs and Information and People's Participation as Member;

WHEREAS, the SRCBO at present is conducting regular meeting to review all ordinances coming from 142 Sangguniang Barangays in Quezon City with no supplies and materials and office equipment to be used and even honorarium for the representatives/members because the City Council did not allocate an amount for the use of the SRCBO;

WHEREAS, SRCBO is an indispensable tool of the City Council considering the bulk of barangay ordinances that needed to be reviewed and examined thoroughly, requiring a long period of time which the regular committee cannot perform for the meantime because of some equal or very important matters that the member

WHEREAS, Section 16 of Republic Act No. 7160 expressly states that "Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental of its efficient and effective governance, and those which are essential to the promotion of the general welfare."

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED:

Section 1. Creation. The Special Review Committee on Barangay Ordinances (SRCBO) is hereby created under the City Council.

Section 2. Composition. The SRCBO is composed of the following:

- Chairman - Federation President of the Liga ng Barangay or representative*
- Vice-Chairman - Secretary to the Sangguniang Panlungsod or representative*
- Members - Representative of the Majority Floor Leader*
 - Representative of the Minority Floor Leader*
 - Representative of the Chairman Committee on Public Affairs and Information and People's Participation*

Section 3. Duties and Functions. For the implementation of the herein ordinance the SRCBO shall perform the following duties and functions:

- a. The SRCBO shall meet once a week to conduct a review of all barangay ordinances and executive orders submitted to the Secretary to the Sangguniang Panlungsod, including resolutions, if submitted for review by the Sangguniang Barangay concerned.*

- b. The SRCBO shall adopt its own house rules and regulations in the conduct of review of barangay ordinances, executive orders and resolutions.
- c. The SRCBO shall assist the Sangguniang Barangays in its legislative functions and, if the need arise, shall extend advices or conduct seminars regarding parliamentary procedures and legislative processes.
- d. The SRCBO shall submit to the City Council a monthly report of barangay ordinances and resolutions reviewed and recommended for approval for final action or confirmation and approval.

Section 4. Effect of SRCBO recommendation. The recommendation of the SRCBO is subject to confirmation/approval by the City Council. No barangay ordinances shall be brought to the City Council for confirmation/approval without proper review and recommendation by the SRCBO. No barangay ordinances and executive orders including resolutions submitted by the Sangguniang Barangay shall be implemented without the approval and/or confirmation by the City Council.

Section 5. Secretariat. The SRCBO shall be assisted by the staff of the Secretary to the Sangguniang Panlungsod and one (1) staff from the office of each member to serve as the Secretariat.

Section 6. Appropriation. The amount of Five Hundred Thousand Pesos (P500,000.00) is hereby appropriated in addition to the regular budget of the Ex-Officio City Councilor-Federation President of the Liga ng Barangays of Quezon City, for Honorarium, Maintenance and Other Operating Expenses (MOOE) and Capital Outlay which shall be included in the 2013 City Annual Appropriation and every year thereafter. The Ex-Officio City Councilor shall submit to the City Council the Estimated Budget and Expenditures for inclusion every year thereafter.


Section 7. Miscellaneous Provision. An honorarium for the members and staff of SRCBO is hereby authorized subject to existing auditing and accounting rules and regulations.

Section 8. Repealing Clause. All ordinances, resolutions and executive orders or part or parts thereof which are inconsistent with any of the provisions of this ordinance are hereby repealed or modified accordingly.

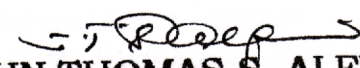
Section 9. Separability Clause. If, for any reason or reasons, any part or provisions of this ordinance shall be held to be unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

Section 10. Effectivity Clause. This ordinance shall take effect upon approval by the Quezon City Council.

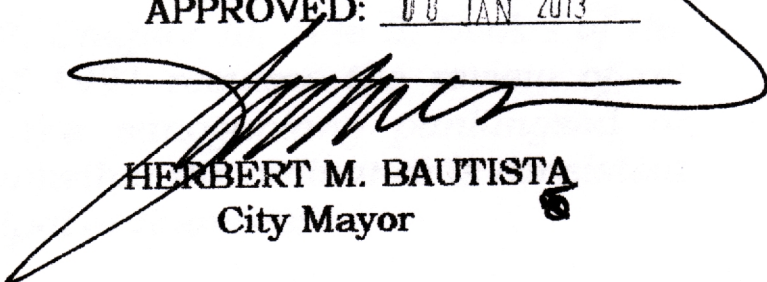
ENACTED: November 26, 2012.


MA. JOSEFINA G. BELMONTE
Vice Mayor
Presiding Officer

ATTESTED:


Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept Head III

APPROVED: 00 JAN 2013


HERBERT M. BAUTISTA
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on November 26, 2012 and was PASSED on Third/Final Reading on December 3, 2012.