

Republic of the Philippines
Province of Davao del Norte
CITY OF TAGUM

BEFORE THE 5TH CITY COUNCIL

EXCERPT FROM THE MINUTES OF THE 35TH REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF TAGUM, PROVINCE OF DAVAO DEL NORTE HELD ON MARCH 14, 2011 AT THE SP SESSION HALL.

PRESENT:

Hon. ALLAN L. RELLON, MPA,	City Vice Mayor	
Hon. DE CARLO L. UY,	Member (Temporary Presiding Officer)	
Hon. MARIA LINA F. BAURA,	Member	
Hon. NICANDRO T. SUAYBAGUIO, JR.,	Member	
Hon. ROBERT L. SO,	Member	
Hon. JOEDEL T. CAASI,	Member	
Hon. OSCAR M. BERMUDEZ,	Member	
Hon. ALAN D. ZULUETA,	Member	
Hon. GETERITO T. GEMENTIZA,	Member	
Hon. TRISTAN ROYCE R. AALA,	Member	
Hon. FRANCISCO C. REMITAR,	Member	
Hon. ALFREDO R. PAGDILAO,	Member	(ABC Representative)
Hon. JACQUELINE GRACE Q. EDULLANTES,	Member	(SKF Representative)

RESOLUTION NO. 293, s-2011

“A RESOLUTION CALLING ON THE SUPREME COURT TO STOP THE ILLEGAL CONVERSION OF 16 MUNICIPALITIES TO CITIES, UPHOLD THE RULE OF LAW, PROTECT THE LOCAL GOVERNMENT CODE AND RESPECT THE CONSTITUTION.”

WHEREAS, after declaring the conversion of sixteen (16) municipalities into cities as unconstitutional in a ruling issued on August 24, 2010, the Supreme Court reversed the said decision once again, and reinstated its December 21, 2009 ruling, which affirmed the constitutionality of the said laws;

WHEREAS, this is the third time that the Supreme Court has reversed itself on the issue of whether or not the cityhood laws, which allow sixteen (16) municipalities to be converted into cities is constitutional;

WHEREAS, the flip-flopping of the Supreme Court is unprecedented in its history and will set a bad precedent and will disturb the well-established legal principles on finality and immutability of final judgments;

WHEREAS, this action of the Supreme Court does not inspire confidence in our judicial process and is another setback in our quest to restore the people's faith in our judicial system;

WHEREAS, the Supreme Court decision will open the floodgates for more conversions of unqualified municipalities to become cities in violation of the express provisions of the Constitution and the Local Government Code of 1991;

WHEREAS, the Supreme Court rulings shall only cause confusion and instability on the development and planning process of the Philippine cities and will seriously and adversely affect the delivery of basic public services;

WHEREAS, the Supreme Court decision will unduly reduce the income of Philippine cities intended for anti-poverty, health, education and other equally significant programs aimed at improving the quality of life of their constituents;

WHEREAS, the city Council hereby emphasized that it is not against the conversion of municipality into city but objects the conversion of a municipality that is **NOT YET PREPARED** to become a city in compliance with the requirements of Philippine laws;

RESOLUTION NO. 293, s-2011, cont'd:

NOW THEREFORE, be it resolved as it is hereby resolved by the 5th City Council to call on the Supreme Court to stop the illegal conversion of sixteen (16) municipalities to cities, uphold the rule of law, protect the local government code and respect the constitution;

RESOLVED FURTHER, that the 5th City Council urges the Supreme Court to RESPECT the well-established legal principles on finality of judgment and preserve the stability of our judicial and legislative system;

RESOLVED FURTHERMORE, that the 5th City Council calls on the Filipino people to join effort and advocacy to stop the illegal conversion of cities, protect the local government code, uphold the rule of law and respect the constitution;

RESOLVED FINALLY, that copies of this resolution be furnished to the Supreme Court Justices and the LCP Secretariat for their information.

CARRIED AND APPROVED.

I HEREBY CERTIFY to the correctness of the foregoing.

REY A. BUHION
Secretary to the Sanggunian

ATTESTED AND CERTIFIED
TO BE DULY ADOPTED:

ALLAN L. RELLON, MPA
City Vice Mayor
(Presiding Officer)