



Republic of the Philippines  
Province of Iloilo  
Municipality of Tigbauan  
**OFFICE OF THE SANGGUNIANG BAYAN**

[www.Tigbauan.gov.ph](http://www.Tigbauan.gov.ph)

Tel.No. (033) 511-85-30

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE HONORABLE SANGGUNIANG BAYAN, TIGBAUAN, ILOILO HELD AT THE SB SESSION HALL, TIGBAUAN, ILOILO ON JULY 1, 2011 AT 2:15 IN THE AFTERNOON

**PRESENT:**

HON. ROEL T. JARINA,	Vice Mayor & Presiding Officer
HON. SUZETTE TENEFRANCIA-ALQUISADA,	SB Member
HON. DENNIS T. VALENCIA,	SB Member
HON. AGATON O. TUMABOTABO,	SB Member
HON. ALFONSO C. BABIERA,	SB Member
HON. JOSE DONEL T. TRASPORTO,	SB Member
HON. ELMER T. TORRATO,	SB Member.
HON. LORETA LUNGAY-ARIAS,	SB Member
HON. MARLON R. TERUÑEZ,	SB Member
HON. RICKY T. NULADA,	Pres., Liga Ng Mga Brgy.
HON. NYSSA NICHOLA T. CALLOSA,	SKMF President

**ABSENT: N O N E**

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**Resolution No. 2011-055**

RESOLUTION IMPOSING TEN (10) - WORKING DAY SUSPENSION TO HON. ELMER TORRATO, SANGGUNIANG BAYAN MEMBER, FOR HIS FOUR (4) CONSECUTIVE ABSENCES WITHOUT JUSTIFIABLE CAUSE.

WHEREAS, the Sangguniang Bayan of the Municipality of Tigbauan, Iloilo had conducted a total of forty seven (47) SB sessions from July 1, 2010 to June 3, 2011;

WHEREAS, as per record of the S.B. Secretariat, Hon. Elmer Torrato incurred a total of 14 absences and 3 sick leaves during said period;

WHEREAS, Hon. Elmer Torrato incurred 4 consecutive absences for two times already; Dec. 29, 2010 to Jan. 21, 2011 and May 20, 2011 to June 3, 2011;

WHEREAS, on his first 4 consecutive absences (*Dec. 29, 2011, Jan. 7, 2011, Jan. 14, 2011 and Jan. 21, 2011 S.B. sessions*), his attention was called by the Sanggunian Bayan through Resolution No. 2011-003 – "*Resolution Reprimanding Hon. Elmer Torrato On His 4 Unauthorized Consecutive Absences,*" passed on January 21, 2011;

WHEREAS, Hon. Elmer Torrato failed to justify this first 4 consecutive absences (*dated Dec. 29, 2010 to Jan. 21, 2011*);

WHEREAS, on his second 4 consecutive absences (*May 20, 2011, May 25, 2011, May 27, 2011 and June 3, 2011 S.B. sessions*), his attention was then again called through a letter dated June 6, 2011 signed by the Presiding Officer;

WHEREAS, those absences of Hon. Elmer Torrato were incurred without any notice to the Secretariat and no letter or communication was made to explain the said absences;

WHEREAS, Hon. Elmer Torrato was formally informed and requested to submit a written response during the SB regular session last June 10, 2011;

WHEREAS, Hon. Elmer Torrato submitted his response letter on June 24, 2011 and the Committee on Good Government convened on June 29, 2011 to deliberate this matter;

WHEREAS, the Committee composed of Hon. Agaton Tumabotabo, Hon. Loreta Lungay-Arias, Hon. Ricky Nulada and Hon. Marlon Terunez, unanimously recommended for the suspension of Hon. Elmer Torrato having incurred said absences without justifiable cause;

WHEREAS, **S.B. Resolution No. 2010-038** (*of the Internal Rules of Procedure*) – *“Resolution Approving the Internal Rules of Procedure of the Sangguniang Bayan of Tigbauan, Iloilo, Rule III, Section 2*; states that – *“Every member shall attend all the sessions of the Sanggunian unless he is prevented from doing so by reason of sickness or the Sangguniang Bayan member is on vacation leave, official travel or other official business, other unavoidable circumstances provided that, as a general rule, notice thereto shall be sent to the Sangguniang Bayan through the Presiding Officer or the Secretary before the session”*. **Rule XVII** – Enforcement of Orders, Decorum and Disciplinary Action; **Section 4** likewise states: *“A member of the Sanggunian who maybe found guilty of disorderly behavior or incurring absences without justifiable cause for four (4) consecutive sessions, shall, upon motion by a member of the Sanggunian duly seconded, be censured or reprimanded by a majority vote of the members present there being a quorum”*;

WHEREAS, RA 7160 (*Rules and Regulations Implementing the Local Government Code of 1991*) **Article 103**, Internal Rules of Procedure **(b) (5)** also states: – *“The discipline of members for disorderly behavior and absences without justifiable cause for four (4) consecutive sessions, for which they may be censured, reprimanded, or excluded from the session, suspended for not more than sixty (60) days, or expelled provided that the penalty of suspension or expulsion shall require the concurrence of at least two-thirds (2/3) vote of all the sanggunian members and provided further that a member convicted by final judgment to imprisonment of at least one (1) year for any crime involving moral turpitude shall be automatically expelled from the Sanggunian”*;

NOW, THEREFORE, on motion of Hon. Marlon R. Teruñez, *Chairman, Committee on Good Government, Public Ethics, Accountability and Civil Service* and duly seconded by Hon. Agaton Tumabotabo, Hon. Loreta Lungay-Arias, Hon. Ricky Nulada and Hon. Nyssa Nichola Callosa;

BE IT RESOLVED AS IT IS HEREBY RESOLVED, to impose a Ten (10) - Working Day Suspension to Hon. Elmer Torrato, Sangguniang Bayan Member for committing twice his four (4) consecutive absences dated December 29, 2010 to January 21, 2011 and May 20, 2011 to June 3, 2011 without justifiable cause,

RESOLVED, that this ten (10)- working day suspension of Hon. Elmer Torrato shall take effect on July 4, 2011 to July 15, 2011;

RESOLVED FURTHER, to furnish copies of this Resolution to the following: Hon. Mayor James Excelsior M. Torres, OIC-Municipal Accounting Office, Municipal Budget Office, Office of the MLGOO and Other Concerned Offices, for their information and guidance.

APPROVED.

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**I HEREBY CERTIFY** that the foregoing Resolution No. 2011-055 was approved by the Sangguniang Bayan.

**MARLENE TAYO-NAVA**  
S.B. Secretary

ATTESTED:

**ROEL T. JARINA**  
Vice Mayor & Presiding Officer

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**ON. ROEL T. JARINA, M.D.**  
Municipal Vice Mayor

**Sangguniang Bayan Members:**

HON. SUZETTE T. ALQUISADA, CPA-Lawyer  
HON. DENNIS T. VALENCIA  
HON. ALFONSO C. BABIERA  
HON. AGATON O. TUMABOTABO

HON. JOSE DONEL T. TRASPORTO  
HON. ELMER T. TORRATO  
HON. LORETA LUNGAY-ARIAS  
HON. MARLON R. TERUÑEZ, Ph.D.

HON. RICKY NULADA (LnB-Pres)  
HON. NYSSA NICHOLA CALLOSA (SKMF-Pres)

*“Public office is a public trust. Public Officials must at all times be accountable to the people.”*