



February 20, 2015

GERALD D. GALLARDO  
Municipal Local Government Operations Officer  
Cervantes, Ilocos Sur

THRU: OIG-PD FEDERICO R. BITONIO  
DILG – Ilocos Sur Provincial Office

Dear MLGOO Gallardo:

This has reference to your letter seeking clarification on the following issues, to wit:

1. *What is the required number of votes needed to pass an appropriation ordinance in a 10-member Sanggunian?*
2. *If the required number of votes is just the simple majority of all the members present, there being a quorum, is the five (5) affirmative votes in favor for its approval sufficient or considered a majority votes against the four (4) votes?*
3. *In determining the presence of simple majority, is the Vice mayor/Presiding Officer considered in counting, considering the fact that he is a composite member of the SB but only allowed to vote to break a tie?*
4. *Can the three (3) members of the SB inhibit themselves to vote and waive their rights to participate in all deliberations relative to the budget?*
5. *Is the five (5) affirmative votes sufficient to consider/approve the budget on its Third and Final reading?*
6. *In determining the presence of simple majority, do we still need to consider the three (3) other members who inhibit themselves, or they will be excluded since they already waived their rights to vote?*
7. *As a collegial body, are member/s of the Sanggunian obliged to affix their signature in all resolutions and ordinances passed by the Sanggunian though their votes is on the negative during the votation?*
8. *Lastly, is the LGU operating under re-enacted budget pending review of the 2015 Annual Budget by the SP assuming that the five (5) votes in favor for its approval will suffice the requirement of the law on the authorization of annual budget?*

Per your letter, the 10-member Sanggunian is composed of the eight (8) regular Sanggunian Bayan, one (1) ex-officio Sangguniang Bayan and the Vice Mayor as the Presiding Officer.

Having determined the composition of your Sanggunian, we shall answer your first, second and third queries in one (1) discussion considering that they are interrelated.



Completed  
by Madhu  
on 2-27-15