



Republika ng Pilipinas  
Lungsod Quezon  
SANGGUNIANG PANLUNGSOD  
(City Council)

PR98-239

10th Regular Session

RESOLUTION NO. SP-1013, S-98

A RESOLUTION STRONGLY URGING CONGRESS TO PASS A LAW AMENDING SECTION 67 OF BATAS PAMBANSA BLG. 881, AS AMENDED, OTHERWISE KNOWN AS "THE OMNIBUS ELECTION CODE OF THE PHILIPPINES", DISALLOWING ANY ELECTIVE OFFICIAL TO RETAIN HIS OFFICE/POSITION AFTER LOSING THE PRESIDENTIAL AND/OR VICE-PRESIDENTIAL ELECTIONS .

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Introduced by Councilor WILMA AMORANTO-SARINO.

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WHEREAS, Section 66 of Batas Pambansa Blg. 881, as amended, otherwise known as "The Omnibus Election Code of the Philippines", specifically provides, that:

"Sec.66. Candidates holding appointive office or position. - Any person holding a public appointive office or position, including active members of the Armed Forces of the Philippines, and officers and employees in government-owned or controlled corporations, shall be considered ipso facto resigned from his office upon the filing of his certificate of candidacy;"

WHEREAS, Section 67 of the same Code, also provides that:

"Section 67. Candidates holding elective office. - Any elective official, whether national or local, running for any office other than the one which he is holding in a permanent capacity, except for President and Vice President, shall be considered ipso facto resigned from his office upon the filing of his certificate of candidacy."

WHEREAS, Section 67 of Batas Pambansa Blg. 881, as amended, is considered useless provision and is open to abuse for those elective officials with ulterior motive for personal whims and caprices or to make a mockery of the election;

WHEREAS, to allow elective officials, whose term of office has not ended, to stay in office after losing the presidential and/or vice presidential elections defeats the very purpose of the law, specifically Section 66 of Batas Pambansa Blg. 881, as amended. Likewise, Section 67 of the same Code is unconstitutional as it violates particular provision of the 1987 Constitution under the equal protection clause where it provides undue advantage to few and give favor to elite and moneyed politicians;

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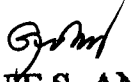
WHEREAS, the inquiry or question now of concern to politically active members of society, is why exempt elective officials who run for president or vice president and after losing, can return to their office with no sweat or obstacle;

NOW, THEREFORE,


BE IT RESOLVED BY THE CITY COUNCIL OF QUEZON CITY IN SESSION ASSEMBLED, to urge, as it does hereby strongly urge, Congress of the Philippines to pass a law amending Section 67 of Batas Pambansa Blg. 881, as amended, otherwise known as "The Omnibus Election Code of the Philippines" disallowing any elective official to retain his office/position after losing the presidential and/or vice-presidential elections.

RESOLVED, FURTHER, that copy of this resolution be forwarded to both Houses of Congress, for information and appropriate action.

ADOPTED: October 6, 1998.

  
CONNIE S. ANGELES  
Vice Mayor  
Presiding Officer

ATTESTED:

  
EUGENIO V. JURILLA  
Secretary to the Sanggunian

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