



Republic of the Philippines  
**DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT**  
Francisco Gold Condominium II, EDSA cor. Mapagmahal St.  
Diliman, Quezon City

**OFFICE OF THE SECRETARY**

January 16, 2008

**MEMORANDUM CIRCULAR**

**NO. 2008 - 07**

**TO :** ALL SANGGUNIANG PANLALAWIGAN, SANGGUNIANG PANLUNGSOD AND SANGGUNIAN BAYAN, AND OTHERS CONCERNED

**SUBJECT :** DUE RECOGNITION OF DULY ELECTED LIGA PRESIDENTS AS EX-OFFICIO MEMBERS OF CONCERNED SANGGUNIANS

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The Election Code of the Liga ng mga Barangay sa Pilipinas (Liga) requires the confirmation by the National Liga Board of the duly elected Municipal/Provincial Liga Chapter Presidents, viz:

Section 2, Article IX of the 2002 Election Code of the Liga ng mga Barangay provides:

*“Confirmation Period.- Upon receipt of the election results, to include the minutes of the election meetings, the canvass and proclamation forms of the local Liga chapters and in the absence of any election protest, the National Liga shall, within fifteen (15) days thereof, confirm the results of the different Liga chapter elections and furnish copies of the confirmation to the different chapters concerned. For reasons of expediency, the incumbent National Liga President shall have the full authority to act on behalf of the National Liga Board to confirm such election results.”*

Moreover, Section 5, Article III of the Constitution and By Laws of the Liga ng mga Barangay provides that:

*“a. The duly elected President of the Liga at the municipal, city and provincial chapters shall serve as ex-officio members of the Sangguniang Bayan, Sangguniang Panlungsod and Sangguniang Panlalawigan, respectively.”*

Corollarily, Section 494 of the Local Government Code of 1991 provides that:


*“Ex-Officio Membership in Sanggunians.- The duly elected presidents of the Liga at the municipal, city and provincial levels, including the component cities and municipalities of Metropolitan Manila, shall serve as ex-officio members of the sangguniang bayan, sangguniang panlungsod, sangguniang panlalawigan, respectively. They shall serve as such only during their term of office as presidents of the Liga chapters which in no case shall be beyond the term of office of the sanggunian concerned.”*

Clearly, therefore, the Constitution and By Laws of the Liga or its Election Code does not require the confirmation by the National Liga Board before a duly elected Liga President of the municipal or provincial/city can assume as ex-officio member of the Sanggunian concerned. For that matter, even the Local Government Code does not also require said confirmation for the Liga chapter presidents to assume their respective ex-officio offices in their local Sanggunians. Hence, there is no legal basis to require such confirmation. At this point, it bears to stress that the Liga Constitution and By Laws and its Election Code cannot require something not provided by and rise above a national legislation which is the Local Government Code.

The foregoing considered, and pursuant to the authority of this Department to exercise general supervision over all local government units per Administrative Order No. 267 dated 18 February 1992 of the Office of the President, all Sanggunians are hereby directed to extend due recognition to, as ex-officio members of that Sanggunian, only those duly elected Liga Chapter Presidents, as evidenced by their Certificate of Canvass and Proclamation, certified to and attested by the Board of Election Supervisors (BES) in a Liga election supervised by the DILG per RA 9340.

For guidance and compliance.

Legal:30:09:10/La

  
**RONALDO V. PUNO**  
Secretary 