OFFICE OF THE SANGGUNIANG PANLUNGSOD

CITY ORDINANCE NO. CO 23-2018
Series of 2018

AN ORDINANCE CREATING THE BACOOR CITY DANGEROUS DRUG ADMINISTRATIVE BOARD.

SECTION 1. TITLE- This Ordinance shall be known as THE BACOOR CITY DANGEROUS DRUGS ADMINISTRATIVE BOARD.

SECTION 2 COMPOSITION- This Bacoor City Dangerous Drugs Administrative Board is hereby composed of the following:

a. The City Health Office as chairperson;
b. The City Legal Officer or City Special Counsel as vice Chairperson;
c. SB Chairman on the Committee on Peace and Order a Member
d. The Chief of Police as member;
e. Two (2) representative of a Non-Government Organization (NGO) which is a member of the City Peace and Order Council.

SECTION 3. POWERS AND DUTIES- The following are the powers and duties of the BACOOR CITY Dangerous Administrative Board.

a. Receive complaints for the abatement of drug related nuisances;
b. Conduct hearings in connection with the foregoing sub-section;
c. Declare the place or premises in question as drug-related public nuisance if the circumstances so warrant; and
d. Abate drug related public nuisances.

SECTION 4. ABATEMENT OF DRUG RELATED PUBLIC NUISANCES- Pursuant to Section 52 of Republic Act 9165 and its Implementing Rules and Regulations, otherwise known as The Comprehensive Dangerous Drugs Act of 2002, any place or premises which have been used on
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two or more occasions as the site of the unlawful safe or
delivery of dangerous drugs, or used as drug dens for
pot sessions and other similar activities may be declared
to be a public nuisance and such nuisance may be
abated under the following procedures:

a. Any employee, officer, or resident of BACOOR
CITY may bring a complaint before the BACOOR
CITY Dangerous Drugs Administrative Board after
giving not less than three (3) days written notice of
such complaint to the owner of the place or
premises at his/her last known address;

b. Within three (3) days from receipt of the
complaint, a hearing shall then be conducted by
the BACOOR CITY Dangerous Drugs
Administrative Board, with notice both parties and
the administrative board may consider any
evidence submitted, including evidence of
general reputation of the place or premises;

c. The owner/manager of the premises or place shall
also be given an opportunity to present any
evidence in his/her defense;

d. After hearing, the Administrative Board may
declare the place or premises to be a public
nuisance; and:

e. The hearing shall be terminated within ten days
(10) days from commencement.

SECTION 5. EFFECT OF THE ADMINISTRATIVE BOARD
DECLARATION- Rules and Regulations; if the
administrative board declares a place premises to a
public nuisance, it shall issue an order immediately
prohibiting the conduct, operation, or maintenance
of any business or activity which is conducive to such
nuisance. The City Mayor or shall implement the order of
the administrative board within fifteen (15) days from
receipt thereof and shall assume full responsibility in
seeing to it that the order is immediately complied with.
The order issued by the administrative board shall expire
after one (1) year from the date issuance, or at such an
earlier times as stated in the order. The administrative
board may bring a complaint seeking a permanent
injunction against any nuisance described under R.A.
9165 and its Implementing Rules and Regulations. The

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This ordinance is without prejudice to the filing of a criminal case against the owner of a place or premises declared as drug related public nuisance pursuant to Section 6 of R.A. 9165. This does not restrict the right of any person to proceed under the Civil Code on public nuisance. Neither shall this restrict the power of the Sangguniang Panlungsod to declare and/or abate any nuisance under Section 458 (a)(4)(l) of the Local Government Code.

SECTION 7. SEPARABILITY CLAUSE – Any provision of this ordinance found to be unconstitutional shall not affect the other which shall not affect the other which shall remain to be in full force and effect.

SECTION 8. REPEALING CLAUSE – Any ordinance found to be inconsistent with this shall be deemed repealed or modified accordingly.

SECTION 9. EFFECTIVITY – This ordinance shall take effect immediately.

APPROVED UNANIMOUSLY on the 3rd day of August 2018 at the City of Bacoor.

I hereby certify that the foregoing Ordinance was duly approved.

Certified by:

HON. CATHERINE S. EVARISTO
City Vice Mayor/Presiding Officer

Attested by:

HON. KHALID A. ATEGA JR.
Sangguniang Panlungsod Secretary

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Republic of the Philippines
PROVINCE OF CAVITE
City of Bacoor

OFFICE OF THE SANGGUNIANG PANLUNGSOD

Approved by:

HON. LANI MERCADO-REVILLA
City Mayor

Date of Approval

HON. ROWENA BAUTISTA-MENDIOLA
City Councilor

HON. MIGUEL N. BAUTISTA
City Councilor

HON. EDWIN G. GABANAN
City Councilor

HON. MICHAEL E. SOLIS
City Councilor

HON. VENUS D. DE CASTRO
City Councilor

HON. ALEJANDRO E. GUTIERREZ
City Councilor

DISTRICT II

HON. HERNANDO C. GUTIERREZ
City Councilor

HON. GAUDENCIo P. NOLASCO
City Councilor

HON. LEANDRO A. DE LEON
City Councilor

HON. ROBERTO R. JAVIER
City Councilor

HON. HORacio I. GUERRERO, JR.
City Councilor

HON. ALD JOSELITO F. PAGULAYAN
City Councilor

HON. REYNALDO D. PALABRICA
City Councilor-ABC President

HON. MAE JAVEN ESPRITU
City Councilor- SK Federation President

Certified by:

ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod P Secretary

Approved by:

HON. CATHERINE GUNPANG-EVARISTO
City Vice Mayor/Presiding Officer

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