Republic of the Philippines
Province of Cavite

MUNICIPALITY OF BACOOR
Office of the Sangguniang Bayan

RESOLUTION NO.13
Series of 2009

A RESOLUTION EXPRESSING THE SANGGUNIANG BAYAN’S NON-Opposition TO THE GRANTING OF A BUSINESS PERMIT TO METRO GAMING ENTERTAINMENT GALLERY FOR ITS OPERATION OF A BINGO HALL AT SM SUPERCENTER MOLINO, BACOOR SUBJECT TO THE SAID CORPORATION’S STRICT COMPLIANCE WITH CERTAIN CONDITIONS.

WHEREAS, Section 447, (3) of Republic Act. No. 7160 (otherwise known as the “Local Government Code of 1991”) grants the Sangguniang Bayan the power, among others, to grant franchises, enact ordinances levying taxes, fees and charges upon such conditions and for such purposes intended to promote the general welfare of the inhabitants of the municipality and to regulate any business, occupation, or practice of profession or calling which does not require government examination within the municipality and the conditions under which the license for said business or practice of profession may be issued or revoked.

WHEREAS, Metro Gaming Entertainment Gallery is a domestic corporation duly organized and existing under and by virtue of Philippine laws.

WHEREAS, the Corporation intends to operate a bingo hall within the premises of the shopping mall owned and operated by Shoemart located at Brgy. Molino IV, Bacoor, Cavite and generally known as SM Supercenter Molino, Bacoor (SM-Molino®” for brevity);

WHEREAS, the another Corporation has been operating a bingo hall at SM-Molino, Bacoor for the past few years and has been allowed by past administrations of the municipal government to operate the same;

WHEREAS, in line with the principle of transparency and in recognition of the Sangguniang Bayan’s power to regulate the operation of business as provided under Section 447 (3) of the Local Government Code of 1991, the Municipal Mayor has informed the Sangguniang Bayanan of the Corporation’s pending application for a business permit to seek the opinion of its members on whether or not the Corporation shall be allowed to continue operating its business in Bacoor, Cavite;

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Telefax No.: (046) 434-6716
WHEREAS, after a thorough deliberation of the said matter, the majority of the members of the Sangguniang Bayan of Bacoor, Cavite during its 14th special session decided not to pose any objection to the granting of a business permit by the Municipal Mayor to the Corporation to allow the latter to operate a bingo hall within the premises of SM-Molino, Bacoor located at Brgy. Molino IV, Bacoor, Cavite subject, however, to the strict compliance of the said Corporation to certain conditions hereinafter set forth.

NOW, THEREFORE:

BE IT RESOLVED, as it is hereby resolved, by the Sangguniang Bayan in special session assembled not to pose any objection to the granting of a business permit by the Municipal Mayor to the Corporation for the latter's operation of a bingo hall within the premises of SM-Molino, Bacoor provided that the said Corporation will strictly comply with the following conditions, to wit:

a) the said business permit shall be effective for only one (1) year, which period shall be reckoned from the date of issuance of such business permit;

b) the Corporation shall not allow any minor, or any student in uniform irrespective of age, from entering, loitering, or playing bingo or other games of chance within the premises of the bingo hall/s that it intends to operate SM-Molino, Bacoor;

c) the said business permit shall be strictly limited within the premises of SM-Molino, Bacoor;

d) the Corporation must first obtain a Fire Inspection Safety Clearance from the Office of the Fire Marshall of Bacoor, Cavite before the said business permit can be issued;

e) the Corporation must submit its Certificate of Incorporation, Articles of Incorporation and By-laws as duly issued and/or approved by the Securities and Exchange Commission (SEC) with the Business Permit and Licensing Office (BPLO) of the municipal government before a business permit can be issued to the Corporation;
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the Corporation must submit to the BPLO and to the Office of Sangguniang Bayan Secretary of Bacoor, Cavite a certified.

the Corporation must pay any and all pending liabilities and taxes, which may include penalties or fines imposed against the Corporation by past municipal administrations, that it still owes the municipal government before such business permit may be issued; and

the Corporation shall be required to pay the municipal government a municipal business tax equivalent to one percent (1%) of the gross revenue of the Municipal Treasurer

RESOLVED, LASTLY, that the Sangguniang Bayan reserves the right to repeal this Resolution and seek the revocation of any business permit granted to the Corporation should the latter be found to have violated any of the foregoing conditions or any prevailing laws, ordinances, and government regulations.

ADOPTED this 12th day of March 2009 by the Sangguniang Bayan of Bacoor, Cavite during its 14th special session.

Attested by:

ATTY. KHALID A. ATEGA JR.
Sangguniang Bayan Secretary

Certified by:

ROSETTE MIRANDA FERNANDO
Municipal Vice Mayor/Presiding Officer

Approved by:

HON. STRIKE B. REVILLA
Municipal Mayor