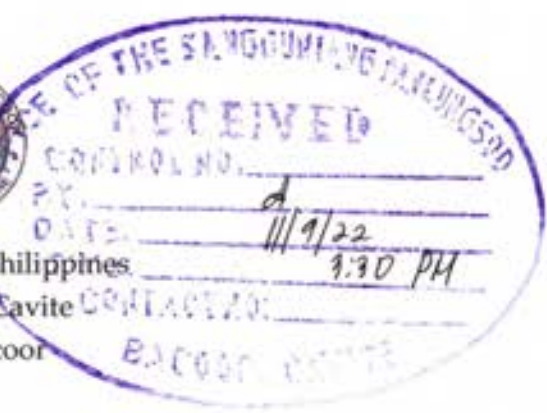




Republic of the Philippines
 Province of Cavite
 City of Bacoor



5th SANGGUNIANG PANLUNGSOD

COMMITTEE/S		TITLE OF PROPOSED MEASURE	CONTROL NUMBER	
Committee on Labor, Trade Commerce and Industry		PCO-2022-019 – AN ORDINANCE AMENDING CITY ORDINANCE NO. 2013-035 AND INCENTIVIZING BUSINESS ESTABLISHMENTS OPERATING WITHIN THE CITY OF BACoor, CAVITE THAT WILL PRIORITIZE THE EMPLOYMENT OF CITY RESIDENTS TO BE KNOWN AS THE “BACoor RESIDENTS EMPLOYMENT PRIORITIZATION ORDINANCE”.	PCO-2022-019	
V E N U E	Sangguniang Panlungsod (SP) Conference Room, 2nd Flr. Bacoor Gov’t Center, Bacoor City, Cavite		D A T E / T I M E	October 17, 2022/ 10:30 PM

**COMMITTEE REPORT
 NO. LTCI-004-S-2022**

AN ORDINANCE AMENDING CITY ORDINANCE NO. 2013-035 AND INCENTIVIZING BUSINESS ESTABLISHMENTS OPERATING WITHIN THE CITY OF BACoor, CAVITE THAT WILL PRIORITIZE THE EMPLOYMENT OF CITY RESIDENTS TO BE KNOWN AS THE “BACoor RESIDENTS EMPLOYMENT PRIORITIZATION ORDINANCE”.

On 5 September 2022, the aforementioned-subject matter was referred to the Committee on Labor, Trade Commerce, and Industry.

On 29 September 2022, the Committee held a hearing attended by the following resource persons: Atty. Marius Sumira of City Legal Services Office (CLSO), Mr. Christian Gawaran of the Business Permit and Licensing Office (BPLO), Dr. Abraham de Castro of the Public Employment Services Office (PESO), Atty. Venus de Castro of the Office of the Senior Citizens Affairs (OSCA), Ms. Felicidad de Castro of City Social Welfare and Development (CSWD).

Dr. De Castro remarked that PESO is strengthening the local labor market by establishing linkages between the city government and prospective employers. The proposed ordinance, according to Dr. De Castro, will enhance his department’s ability to look for more jobs for Bacooreños.

The various representatives of the different local government departments present to the hearing have no objections to the proposed ordinance being approved.



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Furthermore, the Committee amended the proposed ordinance as follows:

“WHEREAS, Municipal Ordinance No. 3 was amended in 2013 after the City of Bacoor, Cavite was created by virtue of the approval of Republic Act No. 10160 (the “Charter of the City of Bacoor”) so that the fines imposed therein could be increased.”

The Committee amended the said clause to emphasize the rationale behind the amendment of Municipal Ordinance No. 3.

“SECTION 3. DEFINITION OF TERMS. The following terms as used in this Ordinance are defined as:

3.1. Business Establishment/s – are corporations, partnerships, or sole proprietorships duly registered as a business enterprise with the Business Permits and Licensing Office (BPLO) of the City of Bacoor, Cavite.

3.2. Casual Employees – are those engaged to perform activities which are not usually necessary or desirable in the usual business or trade of the employer.

3.3. Contractual Employees – are those whose employment are fixed for a specific project or undertaking the completion or termination of which has been determined at the time of the engagement of the employee or where the work or service to be performed is seasonal in nature and the employment is for the duration of the season.

3.4. Regular Employees - are those whose employment were engaged to perform activities which are usually necessary or desirable in the usual business or trade of the employer. During the hearing, the Committee explained that the pandemic resulted in a significant loss of jobs and income among Bacooreños which pushed the city government to pass measures intended to create employment for city residents. The proposed ordinance, the Committee explained, will compel business establishments in the city to prioritize the hiring of city residents.”

The Committee included this section which was not included in the previous version of the proposed ordinance for ease of reference by any person who might read the ordinance once it is approved.

“Section 6. Implementing Rules and Regulations. The PESO, the BPLO, the Office of the City Accountant, and the Office of the City Treasurer with the assistance of the City Legal Services Office under the supervision of the City Administrator of the City of Bacoor are hereby mandated to formulate the implementing rules and regulations of this Ordinance for submission to the City Mayor not later than sixty (60) working days after the effectivity date hereof.”

The Committee agreed to incorporate other city government departments in the formulation of the Implementing Rules and Regulation of the proposed ordinance as opposed to the original version where only the Head of Public Employment Office (PESO) was required to draft the IRR.



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“Section 7. Incentive. All business establishments that comply with this Ordinance shall be entitled to a 20% discount on their annual gross receipts which shall be used as basis in the computation of their annual business tax by the City Treasurer’s Office.”

The Committee decided that, in lieu of imposing penalties, incentives should be given to companies that will comply with the ordinance. This will encourage more businesses to conform with the proposed ordinance.

“Section 8. Conditions for the Grant of Incentives. The incentive mentioned above shall only be granted if the business establishment applying for the same complies with the following conditions:

- 8.1. It has no unpaid taxes or other accountabilities to the city government;
- 8.2. It is consistently complying with all city ordinances and has not filed suit against the city government or is not the subject of a legal action filed against it by the city government; and
- 8.3. The business establishment applied for the grant of the said incentive in the manner to be provided in the implementing rules and regulations of this Ordinance.”

The Committee included this provision to define the guidelines for the granting of incentives. This will assure that the giving of incentives will be properly regulated, prevent abuse thereof, and serve as tool in decision-making.

“Section 9. Repeal. All city ordinances, resolutions, and executive orders inconsistent with the provisions of this Ordinance are hereby repealed or modified.”

This clause was added by the Committee since it was not included in the original version of the draft ordinance.

RECOMMENDATION:

In view of the foregoing, the Committee respectfully recommends that the proposed ordinance entitled “AN ORDINANCE AMENDING CITY ORDINANCE NO. 2013-035 AND INCENTIVIZING BUSINESS ESTABLISHMENTS OPERATING WITHIN THE CITY OF BACOR, CAVITE THAT WILL PRIORITIZE THE EMPLOYMENT OF CITY RESIDENTS TO BE KNOWN AS THE “BACOR RESIDENTS EMPLOYMENT PRIORITIZATION ORDINANCE” be **APPROVED**.



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WE HEREBY CERTIFY that the contents of the foregoing report are true and correct.

Respectfully submitted this 17th day of October 2022 at the City of Bacoor, Cavite.

COMMITTEE ON LABOR, TRADE COMMERCE AND INDUSTRY

COUN. REYNALDO M. FABIAN

Chairman

COUN. VICTORIO GUERRERO JR.

Vice-Chairman

COUN. ROBERTO ADVINCULA

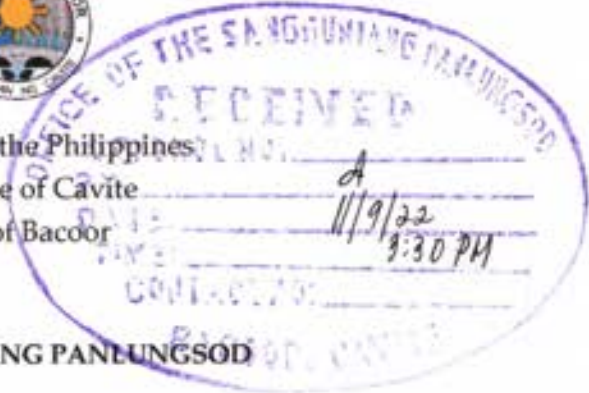
Member

COUN. ALEJANDRO GUTIERREZ

Member



Republic of the Philippines
 Province of Cavite
 City of Bacoor



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COMMITTEE/S		TITLE OF PROPOSED MEASURE	CONTROL NUMBER	
Committee on Labor, Trade Commerce and Industry		PCO-2022-019 - AN ORDINANCE AMENDING CITY ORDINANCE NO. 2013-035 MANDATING THE PRIORITIZATION OF RESIDENTS OF THE CITY OF BACOOR IN THE EMPLOYMENT BY ALL BUSINESS ESTABLISHMENTS OPERATING WITHIN THE CITY AND OTHER PURPOSES.	PCO-2022-019	
V E N U E	Sangguniang Panlungsod (SP) Conference Room, 2 nd Flr. Bacoor Gov't Center, Bacoor City, Cavite		D A T E / T I M E	September 29, 2022/ 2:00 PM

**MINUTES OF COMMITTEE HEARING
 NO. LTCI-004-S-2022**

The committee hearing was conducted on September 29, 2022, at the Sangguniang Panlungsod Session Hall. It was presided over by Committee on Labor, Trade Commerce and Industry Chairman, Hon. Reynaldo M. Fabian. In attendance were Atty. Marius Sumira of the City Legal Services Office (CLSO), Mr. Christian Gawaran of the Business Permit and Licensing Office (BPLO), Dr. Abraham de Castro of the Public Employment Services Office (PESO), and Atty. Venus de Castro of Office of the Senior Citizens Affairs (OSCA) as the resource persons.

The Committee made sure that all the resource persons were furnished copies of the proposed ordinance days in advance of the hearing.

Atty. Sumira agreed with the granting of incentives instead of penalizing those who cannot adhere since the hiring process and employment are management prerogatives. He also concurred with the discount on the annual gross receipts which will be computed by the City Treasurer's Office.

Mr. Gawaran mentioned to the Committee that the City Government of General Trias, Cavite required that 40% of their localities to be employed on non-technical jobs to be able to get the incentives, especially for those newly established businesses. He also agreed with the incentive to be given to those who will comply as well as the exemption of those business establishments employing not more than five (5) employees. According to him, the Bacooreños will be preferred for employment by potential and existing firms in the city under this proposed ordinance.



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Dr. de Castro stated that this ordinance is ideal if everyone is on equal footing. One of the problems they are facing is the mismatch between education and qualifications for employment. Unfortunately, most of the applicants in Public Employment Service Office (PESO) are high school graduates and some of those they referred, failed due to English proficiency examination and typing test. They will need to establish additional projects and activities in order to broaden the labor market. Another objective of their office is to build and strengthen linkages with different companies. Linkages can assist in connecting individuals to suitable occupations, to promoting an equitable and sustainable economic basis.

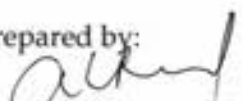
Mr. Gawaran and Dr. de Castro both wanted to clarify the percentage of employment of Bacooreños for technical and rank and file. According to Atty. Sumira based on the Labor Code, rank and file employees are those who are not part of the managerial and supervisory category. He answered that they can still conceptualize the percentage to reach the total target percentage if needed.

Dr. de Castro agreed to work closely with City Legal Services Office and Business Permit and Licensing Office in creating the Implementing Rules and Regulations (IRR) of the proposed city ordinance. This will enable them to develop efficient and reliable IRR.

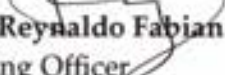
Upon thorough review of the above-mentioned subject matter, the committee recommended for the **approval** of the proposed city ordinance.

The hearing was adjourned at 3: 58 pm.

Prepared by:


Armileen Legaspi-Red
Local Legislative Staff Asst.I

Attested by:


Coun. Reynaldo Fabian
Presiding Officer



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City of Bacoor



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COMMITTEE/S		TITLE OF PROPOSED MEASURE	CONTROL NUMBER
COMMITTEE ON LABOR, TRADE COMMERCE AND INDUSTRY		PCO-2022-019 - Proposed Bacoor Residents Employment Prioritization Ordinance entitled: AN ORDINANCE AMENDING CITY ORDINANCE NO. 2013-035 MANDATING THE PRIORITIZATION OF RESIDENTS OF THE CITY OF BACOOR IN THE EMPLOYMENT BY ALL BUSINESS ESTABLISHMENTS OPERATING WITHIN THE CITY AND FOR OTHER PURPOSES.	PCO-2022-019
V E N U E	Sangguniang Panlungsod (SP) Session Hall, 2nd Flr., Bacoor Gov't Center, Bacoor City, Cavite		DATE / TIME September 29, 2022/ 2:00 PM

**NOTICE OF HEARING (RECEIVING COPY)
NO. LTCI-004 S-2022**

NAME	DATE RECEIVED	CONTACT NUMBER	SIGNATURE
AS BANDA	09-27-22		[Signature]
Abraham D DE CASTRO	09-27-2022		[Signature]
SHERYL KABILING	9-27-2022	405	[Signature]
CHRYS GOROSPE	9-27-22		[Signature]
KORALYN BAYAMO	9-27-22	415	[Signature]
Dina F. Damali	9-27-22	209	[Signature]
Angie Ansbatal	9/28/22	09268960369	[Signature]



