



Republic of the Philippines
Province of Cavite
City of Bacoor

Office of the Sangguniang Panglungsod
Received by: JULIET
Date: 12 JUL 2024
Time: 9:28 AM

5th SANGGUNIANG PANLUNGSOD

Committee on Public Transportation and Traffic Management
Committee on Rules and Privileges, Laws and Ordinances

JOINT COMMITTEE HEARING REPORT NO. PTTM-005-2024

Subject: AN ORDINANCE AMENDING CITY ORDINANCE NO. 24-2012, PROHIBITING THE USE OF ROADS, SIDEWALKS AND OTHER PUBLIC PLACES FOR VENDING AND FOR OTHER UNAUTHORIZED PURPOSES AND PROVIDING THE PENALTIES FOR CORRESPONDING VIOLATIONS HEREOF. (PCO 2024-156 dated February 05, 2024)

This report discussed an ordinance amending city ordinance no. 24-2012, providing the use of roads, sidewalks and other public places for vending and for other unauthorized purposes and providing the penalties for corresponding violations hereof. The proposed ordinance was referred to the Committee by the Sangguniang Panlungsod Presiding Officer, Hon. Rowena Bautista-Mendiola, on February 05, 2024.

FINDINGS:

Despite the approval of City Ordinance No. 24-2012, the City Government's efforts to prevent the occupation and use of public roads and sidewalks by ambulant vendors and stallholders has not been very successful thereby necessitating a review of the said Ordinance.

RECOMMENDATION:

After a thorough review of all the matters brought before its attention, the Committee recommends that "AN ORDINANCE AMENDING CITY ORDINANCE NO. 24-2012, PROHIBITING THE USE OF ROADS, SIDEWALKS AND OTHER PUBLIC PLACES FOR VENDING AND FOR OTHER UNAUTHORIZED PURPOSES AND PROVIDING THE PENALTIES FOR CORRESPONDING VIOLATIONS HEREOF" be **APPROVED** by the Sangguniang Panlungsod.



Republic of the Philippines
Province of Cavite
City of Bacoor

5th SANGGUNIANG PANLUNGSOD

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

Signed this 04th day of March 2024 at the City of Bacoor, Cavite.

Committee on Public Transportation and Traffic Management

COUN. ROBERTO L. ADVINCULA
Chairman

COUN. ADRIELITO G. GAWARAN
Vice Chairman

Member – Rules and Privileges, Laws and Ordinances

COUN. REYNALDO FABIAN
Member

COUN. MICHAEL SOLIS
Member

Committee on Rules and Privileges, Laws and Ordinances

COUN. REYNALDO PALABRICA
Chairman

COUN. LEVY TELA
Vice Chairman

COUN. ALEJANDRO GUTIERREZ
Member

10/20/2023



Republic of the Philippines
Province of Cavite
City of Bacoor

Office of the Sangguniang Panlungsod
Received by: [Signature]
Date: 17 JUL 2024
Time: 9:30am

5th SANGGUNIANG PANLUNGSOD

Committee on Public Transportation and Traffic Management
Committee on Rules and Privileges, Laws and Ordinances

JOINT COMMITTEE HEARING MINUTES

NO. PTTM-005-2024

Subject: AN ORDINANCE AMENDING CITY ORDINANCE NO. 24-2012, PROHIBITING THE USE OF ROADS, SIDEWALKS AND OTHER PUBLIC PLACES FOR VENDING AND FOR OTHER UNAUTHORIZED PURPOSES AND PROVIDING THE PENALTIES FOR CORRESPONDING VIOLATIONS HEREOF. (PCO 2024-156 dated February 05, 2024)

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The committee hearing was held on February 29, 2024 at 11:00 am. It was presided over by the Committee Chairman, Hon. Roberto L. Advincula, with Committee Vice-Chairman Hon. Adrielito Gawaran, Committee Member Hon. Reynaldo Fabian together with Committee on Rules and Privileges, Laws and Ordinances Chairman Hon. Reynaldo Palabrica and Vice Chairman Hon. Levy Tela. It was also attended by Sangguniang Panlungsod Member Hon. Simplicio Dominguez, Hon. Alde Pagulayan and Hon. Rogelio Nolasco, Atty. Nathaniel De Leon from City Legal Services Office, Mr. Adel Udarbe from Bacoor Traffic Management Department (BTMD), Mr. Lodgene Asuncion from E-Governance Department and BHOACI Secretary Mr. Ronaldo Digo.

Hon. Reynaldo Palabrica state that proposed amendments are for updating so therefore he agreed with the amendments made in the ordinance. Also, Atty. Nathaniel De Leon said that he has no objection with the amendments.

After the foregoing discussion the hearing was adjourned at 11:05am.

Prepared By:

Attested By:

ARIANNE JANE C. BAUTISTA
Local Legislative Staff Assistant I

COUN. ROBERTO L. ADVINCULA
Chairman



Republic of the Philippines
 Province of Cavite
 City of Bacoor

Office of the Sangguniang Panlungsod
 Received by: *Jones Riego*
 Date: *2/26/2024*
 Time: *9:38 AM*

5th SANGGUNIANG PANLUNGSOD

Committee on Public Transportation and Traffic Management
 Committee on Rules and Privileges, Laws and Ordinances

**NOTICE OF JOINT COMMITTEE HEARING
 (PROOF OF RECEIPT)**

February 29, 2024/11:00am
 MSBR Conference Room, 4th Flr., City of Bacoor Legislative and Disaster Resilience Bldg.,
 Bacoor Government Center

Subject: PCO 2024-156 – AN ORDINANCE AMENDING CITY ORDINANCE NO. 24-2012, PROHIBITING THE USE OF ROADS, SIDEWALKS AND OTHER PUBLIC PLACES FOR VENDING AND FOR OTHER UNAUTHORIZED PURPOSES AND PROVIDING THE PENALTIES FOR CORRESPONDING VIOLATIONS HEREOF.

NAME	BUSINESS/OFFICE AFFILIATION	CONTACT NUMBER	SIGNATURE/DATE
<i>RONALDO M. VEDORA</i>	<i>S.P.</i>	<i>09978577238</i>	<i>[Signature] 2/26/24</i>
<i>Stanieta Vela</i>	<i>S.P.</i>	<i>09084128498</i>	<i>[Signature]</i>
<i>Weng Amposta</i>	<i>SP</i>		<i>Weng 2-26-24</i>
<i>Marinela Montez</i>	<i>SP</i>		<i>[Signature] 2/26/24</i>
<i>MAKY MALINIC</i>	<i>SP</i>		<i>[Signature] 2/26/24</i>
<i>F. SOMBRANO</i>	<i>SP</i>	<i>09332229083</i>	<i>[Signature] 2/26/24 4:00 PM</i>
<i>ALEXANDER MORALES</i>	<i>BTMD</i>	<i>09999815906</i>	<i>[Signature] 2/26/24</i>
<i>John Deburman</i>	<i>Admin</i>	<i>09954260556</i>	<i>[Signature] 02-26-24</i>

PROPOSED CITY ORDINANCE NO. ___
Series of 2024

AN ORDINANCE AMENDING CITY ORDINANCE NO. 24-2012, PROHIBITING THE USE OF ROADS, SIDEWALKS AND OTHER PUBLIC PLACES FOR VENDING AND FOR OTHER UNAUTHORIZED PURPOSES AND PROVIDING THE PENALTIES FOR CORRESPONDING VIOLATIONS HEREOF.

Sponsored by:

WHEREAS, City Ordinance No. 24-2012 was enacted on 10 September 2012 to abate the proliferation of ambulant vendors as well as the unauthorized installation of structures on the roads, alleys, bridges and sidewalks within the City of Bacoor, Cavite which has contributed to traffic congestion, garbage accumulation, the clogging of the city's drainage system and led to an increase in the commission of petty crimes within the City.

WHEREAS, despite the approval of City Ordinance No. 24-2012, the City Government's efforts to prevent the occupation and use of public roads and sidewalks by ambulant vendors and stallholders has not been very successful thereby necessitating a review of the said Ordinance.

WHEREAS, Section 458, par. 5, (vi) of Republic Act No. 7610 (also known as the *Local Government Code of 1991*) empowered the Sangguniang Panlungsod to approve ordinances which shall ensure the efficient and effective delivery of basic services and facilities by regulating traffic on all streets and bridges, prohibit the putting up of encroachments or obstacles thereon, and, when necessary in the interest of public welfare, authorize the removal of encroachments and illegal constructions in public places.

NOW, THEREFORE:

BE IT ORDAINED by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite, in regular session assembled upon motion of Councilor _____ and unanimously seconded by all its members that:

Section 1. The following provisions of Sections 3 and 4 of City Ordinance No. 24-2012 (otherwise known as the "Anti-Road and Sidewalk Vending Ordinance of Bacoor") are hereby amended:

*Section 3. **Prohibited Acts.** This Ordinance is deemed violated by anyone who commits any of the following acts within the territorial jurisdiction of the City of Bacoor, Cavite:

3.1. Engaging in any business activity on or along any public road, alley, or sidewalk, or other public places not intended for

the conduct of any business or commercial activities

3.2 Installing

or constructing any structure on any portion of a public road, alley or sidewalk and utilizing the same to offer the rendition of services for a fee, the selling of wares and merchandise to the public, or for the promotion of any business activity by means of signboards, standees or any similar devices that hinder the flow of pedestrian and/or vehicular traffic

3.3 Leasing out any portion of a public road, alley or sidewalk and/or the unauthorized or illegal collection of fees from vendors and/or stakeholders.

3. Engaging in any activity not included in the foregoing provisions that endangers the general public or impedes the free flow of traffic on all public roads, sidewalks, and other public places

Section 4 **Penalties.** The following penalties shall be imposed against any person who violates this Ordinance, to wit:

(a) Engaging in any business activity on or along any public road, alley, or sidewalk, or other public places not intended for the conduct of any business or commercial activities

shall be subject to a fine of not less than Five Hundred (500) Pesos nor more than One Thousand (1,000) Pesos for each violation. The fine shall be payable to the City Treasurer's Office. The offender shall be liable for the costs of the investigation and prosecution of the case.

First offense: Confiscation of

_____ used in the prohibited business activity which may be redeemed by the offender or his duly authorized representative after payment of a fine of _____

_____ the City Treasurer's Office within twenty-four (24) hours after apprehension of the offender/s. Provided

_____ shall be issued by the apprehending officer under the name of the offender/s prior to or during the act of confiscation. The offender shall present the said violation slip to the City Treasurer's Office before the confiscated wares and/or

merchandise can be redeemed

Second Offense

- (i) Confiscation of _____ used in the prohibited business activity
- (ii) Payment of _____

(b) Installing _____ or constructing any structure on any portion of a public road, alley or sidewalk and utilizing the same to offer the rendition of services for a fee, the selling of wares and merchandise to the public, or for the promotion of any business activity by means of signboards, standees, or any similar devices that hinder the flow of pedestrian and/or vehicular traffic;

First Offense:

- (i) Demolition of the offending structure/s

_____ may only be redeemed by the offender after payment of a fine of _____

_____ directly to the City Treasurer's Office, within twenty-four (24) hours after apprehension of the offender/s. Provided _____ shall be issued by the apprehending officer under the name of the offender prior to or during the act of confiscation. The offender shall present the said violation slip to the City Treasurer's Office before the confiscated wares and/or merchandise can be redeemed

Second Offense

- (i) Demolition of the offending structure/s

may only be redeemed by the offender after payment of a fine of

Under the preceding paragraphs, the confiscated food items that are not redeemed shall be immediately delivered to detention centers operated by the City Government and to the Bacoor Halfway House for the consumption of their respective inmates/residents. Non-food items shall be auctioned off on the next working day at a place designated by the City Treasurer, pursuant to the provisions of all pertinent laws.

(c) For leasing out any portion of a public road, alley, or sidewalk and/or the unauthorized or illegal collection of fees from vendors and/or stallholders:

First Offense Payment of a fine of _____ Thousand Pesos (Php _____ 00) directly paid to the City Treasurer's Office within twenty-four (24) hours from receipt of the _____ and a three-month suspension of the Mayor's Permit _____ if the offender, as owner and/or actual operator, leases out the portion of the road or sidewalk fronting his/her business premises.

Second Offense Payment of a fine of _____ Thousand Pesos (Php _____ 00) directly paid to the City Treasurer's Office within twenty-four (24) hours from receipt of the _____ and a _____-month suspension of the Mayor's Permit _____ if the offender, as owner and/or actual operator, leases out the portion of the road or sidewalk fronting his/her business premises.

If the offender is a police _____, a barangay official or a government employee, he/she shall pay a fine of Five Thousand Pesos (Php5,000.00) to the City Treasurer's Office within twenty-four (24) hours from his/her receipt of the violation slip, without prejudice to the filing of administrative charges against the offender.

Should the offender fail to pay the aforesaid fines within twenty-four (24) hours from receipt of the violation slip, a criminal case for violation of this Ordinance shall be immediately filed against the offender/s before the Municipal Trial Court which shall impose the penalty of imprisonment for not more than _____.

d) _____

For engaging in any activity not included in the foregoing provisions that impedes the free flow of traffic:

Imposition of a fine of _____ Thousand Pesos (Php _____ 00) to be paid directly to the City Treasurer's Office against the offender if the latter has been identified and a separate fine of Five Thousand Pesos (Php5,000 00) for the person/s or entity that gave the instructions to install any structure that endangers the general public or impedes the free flow of traffic. The said structure/s may be summarily removed by the City Government at the expense of such person/s or entity/ies. xxx

Section 2 ***Separability*** – If any section or provision of this Ordinance is held unconstitutional or invalid, the other sections or provisions hereof not affected thereby shall remain valid and enforceable.

Section 3 ***Effectivity*** - This Ordinance shall take effect fifteen (15) days from the date of its complete publication in at least two (2) newspapers of general circulation within the City of Bacoor, Cavite.

ENACTED by the 5th Sangguniang Panlungsod of the City of Bacoor, Province of Cavite this ___ day of _____ 2024.

I hereby certify that the foregoing City Ordinance is true and correct and that the same was duly approved in accordance with law.

Certified by:

HON. ROSETTE M. FERNANDO
City Vice Mayor/Presiding Officer

Attested by:

ATTY. KHALID A. ATEGA JR.
Secretary to the Sangguniang Panlungsod

Approved by:

HON. STRIKE B. REVILLA, PhD
City Mayor



Republic of the Philippines
Province of Cavite
City of Bacoor

5th SANGGUNIANG PANLUNGSOD

Committee on Public Transportation and Traffic Management
Committee on Rules and Privileges, Laws and Ordinances

JOINT COMMITTEE HEARING REPORT NO. PTTM-005-2024

