



OFFICE OF THE SANGGUNIANG PANLUNGSOD

Office of the Sangguniang Panlungsod  
Received by: Janet Pring  
Date: MAY 20 2024  
Time: 8:10 am

COMMITTEE ON PEACE AND ORDER & PUBLIC SAFETY  
COMMITTEE ON RULES AND PRIVILEGES, LAWS AND ORDINANCES

JOINT COMMITTEE REPORT

NO. POPS-029-S-2024

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Subject: *AN ORDINANCE PROHIBITING THE OPERATION OF REMOTELY PILOTED AIRCRAFTS (RPAs) OR UNMANNED AERIAL VEHICLES (UAVs), MORE POPULARLY KNOWN AS DRONES, WITHIN 100 METERS FROM THE BACOR CITY JAIL AND OTHER DETENTION FACILITIES WITHIN THE CITY OF BACOR, CAVITE, PROVIDING PENALTIES FOR VIOLATIONS HEREOF, AND FOR OTHER PURPOSES. (PCO 2024-182 dated 06 May 2024)*

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Acting on the referral, a joint committee hearing was conducted on May 16, 2024 regarding the above-mentioned subject matter with the following attendees. (See attached attendance sheet)

**FINDINGS:**

The committee respectfully reports that:

1. The said proposed ordinance was introduced to address the critical issues regarding the operation of remotely piloted aircraft (RPAs) or unmanned aerial devices (UVAs), more commonly known as drones, within close proximity to the Bacoor City Jail and other detention facilities in the City of Bacoor.
2. This ordinance seeks to prohibit the operation of drones within one hundred (100) meters from the Bacoor City Jail and other detention facilities in the City of Bacoor.
3. This ordinance aims to ensure the safety and security of the the jail facilities in Bacoor and the persons deprived of liberty (PDL) inside them.
4. RPAs and UVAs have become increasingly popular for various commercial and artistic purposes. However, their capabilities also raised concerns particularly, regarding security and privacy. These drones can also be used for surveillance, smuggling contraband, transporting illegal drugs and deadly weapons, and even aiding in the escape of PDLs.



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5. While the Civil Aviation Authority of the Philippines (CAAP) has regulations for commercial operations of drones, their regulations do not specifically address the operation near or within the vicinity of jail facilities.
6. The proposed ordinance fills the gap by providing clear guidelines and penalties for violators. It was suggested to impose the maximum monetary penalty of five thousand pesos (PhP 5,000.00) for the third offense, since, the City Government is allowed to do so as mandated by the Local Government.
7. This ordinance is a proactive step towards safeguarding the safety and security of all the citizens of the City of Bacoor, including those who are detained in the jail facilities and deterring activities that could jeopardize public safety.

**RECOMMENDATION/S:**

In view of the foregoing, the Committee recommends for the **APPROVAL** of the above-mentioned proposed ordinance and to impose the maximum monetary penalty of five thousand pesos (PhP 5,000.00) for the third offense.

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

Signed this 20<sup>th</sup> day of May 2024 at the City of Bacoor, Cavite.

**COMMITTEE ON PEACE AND ORDER & PUBLIC SAFETY**



\_\_\_\_\_  
**COUN. ALEJANDRO F. GUTIERREZ**

Chairman

Member, Committee on Rules and Privileges, Laws and Ordinances



OFFICE OF THE SANGGUNIANG PANLUNGSOD

COUN. MICHAEL SOLIS  
Member

COUN. ALDE JOSELITO PAGULAYAN  
Member

COMMITTEE ON RULES AND PRIVILEGES, LAWS AND ORDINANCES

COUN. REYNALDO PALABRICA  
Chairman

*Vice Chairman, Committee on Peace and Order & Public Safety*

COUN. LEVY TELA  
Vice Chairman

COUN. ADRIELITO GAWARAN  
Member





OFFICE OF THE SANGGUNIANG PANLUNGSOD

COMMITTEE ON PEACE AND ORDER & PUBLIC SAFETY  
COMMITTEE ON RULES AND PRIVILEGES, LAWS AND ORDINANCES

Office of the Sangguniang Panlungsod  
Received by: Janet Pring  
Date: May 20, 2024  
Time: 8:10 am

COMMITTEE HEARING MINUTES

NO. POPS-029-S-2024

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Subject: *AN ORDINANCE PROHIBITING THE OPERATION OF REMOTELY PILOTED AIRCRAFTS (RPAs) OR UNMANNED AERIAL VEHICLES (UAVs), MORE POPULARLY KNOWN AS DRONES, WITHIN 100 METERS FROM THE BACOR CITY JAIL AND OTHER DETENTION FACILITIES WITHIN THE CITY OF BACOR, CAVITE, PROVIDING PENALTIES FOR VIOLATIONS HEREOF, AND FOR OTHER PURPOSES. (PCO 2024-179 dated 06 May 2024)*

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A joint committee hearing was held on May 16, 2024 regarding the above-mentioned subject matter with the following attendees. (See attached attendance sheet)

Peace and Order & Public Safety committee chair Coun. Alejandro Gutierrez acknowledged all the attendees, gave his opening statement and explained the importance and purpose of the proposed ordinance. He also discussed the prohibition, penalties as well as the implementing agency that will formulate the implementing rules and regulations (IRR) of the said ordinance.

Coun. Gutierrez asked all the resource persons if they have questions regarding the penalties to be imposed. Barangay Kagawad Josie Criste of Molino 3 was recognized. According to her the penalties to be imposed are relatively low considering that only those who can afford to buy drones are those who are well off. Committee Vice Chair Coun. Reynaldo Palabrica opposed the said statement. According to him penalties to be imposed should not depend on the status of the owner of the drones since, these drones can be borrowed. Instead, Coun. Palabrica suggested to the committee to increase the monetary penalty for the third offense from four thousand pesos (PhP4,000.00) to five thousand pesos (PhP5,000.00) since the City Government is allowed to impose a maximum penalty as per Local Government.

Another point of clarification was raised by Coun. Palabrica. He asked the members of the Bureau of Jail Management and Penology (BJMP) if they have encountered instances wherein drones are being operated within the vicinity of jails. Jail wardens JCI Insp Joy Anne Pascual and JSupt Christopher Penilla of the female and male dormitories were recognized. According to them they have never experienced such operations in their areas of responsibility. But there are news that such operations happened in other facilities like in Davao and Antipolo City. And as a pro active measure they are supporting the proposed ordinance.



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Floor was given to Coun. Gawaran. He suggested to the committee if it is possible to include the prohibition of the operation of drones within the vicinity of the Bacoor Government Center for security purposes as well. Coun. Gutierrez and Coun. Palabrica both agreed that in case there are amendments it will be discussed during deliberation on the part of parliamentary procedure. But for the meantime the proposed ordinance is focused on the jail facilities.

Atty. Salve Valenciano of the City Legal Services was also recognized. She commended Coun. Gutierrez for sponsoring the said ordinance for the safety of the PDLs as well as all the personnel of the BJMP. According to her, there are no objections on the part of the Office City Legal Services. But with the indulgence of the committee, she suggested that if it is possible to include exceptions from the prohibitions especially in case of emergencies to allow the operation of drones to monitor the current situation after earthquake and the likes.

Floor was again given to Coun. Palabrica. He asked the opinion of Atty. Valenciano regarding the legality of shutting down the operation of drones within the the jail facilities in Bacoor by using rubber bullets instead of live bullets. According to Atty. Valenciano, during the research she made, there is a BJMP order issued in 2020 regarding the detection/prevention in the handling of drones operating within the jail facilities in Bacoor. Atty. Valenciano also added that there is a memorandum circular regarding the operation of drones within the jail facilities. Same question was asked by Coun. Palabrica to the representatives from the BJMP. This is so because the main concern of the good councilor is how to impose the penalty for the violators of this ordinance since, drone operators can not be seen.

JSupt. Christopher Penilla was recognized. According to him there must be a local legislation to support the BJMP memorandum circular regarding the prohibition of any aerial device within the immediate vicinity of the jail facility. Coun. Palabrica reiterated that this ordinance is very timely to become the basis of the memorandum circular.

JCInsp. Joy Anne Pascual was also recognized. According to her, in the BJMP memorandum circular, any jail officer in any case may result to reasonable means to capture the said aerial device without damage. Coun. Palabrica reiterated that since it is only a memorandum circular it can be superseded by a city ordinance.

Since there are no other matters to be discussed, the hearing was adjourned at exactly 2:38 in the afternoon.

Prepared By:

**MA. CRISTINA A. GOROSPE**  
Local Legislative Staff Asst. I

Attested By:

**COUN. ALEJANDRO F. GUTIERREZ**  
Chairman  
Committee on Peace and Order  
& Public Safety





OFFICE OF THE SANGGUNIANG PANLUNGSOD

Office of the Sangguniang Panlungsod  
Received by: *Jane*  
Date: *MAY 20 2024*  
Time: *8:50 am*

COMMITTEE ON PEACE AND ORDER & PUBLIC SAFETY  
COMMITTEE ON RULES AND PRIVILEGES, LAWS AND ORDINANCES

ATTENDANCE OF THE JOINT COMMITTEE HEARING

16 May 2024 / 2:00 p.m.

Bacoor Legislative and Disaster Resilience Building,  
Sangguniang Panlungsod Session Hall, 6th Floor, Bacoor Government Center

Subject: *AN ORDINANCE PROHIBITING THE OPERATION OF REMOTELY PILOTED AIRCRAFTS (RPAs) OR UNMANNED AERIAL VEHICLES (UAVs), MORE POPULARLY KNOWN AS DRONES, WITHIN 100 METERS FROM THE BACOOR CITY JAIL AND OTHER DETENTION FACILITIES WITHIN THE CITY OF BACOOR, CAVITE, PROVIDING PENALTIES FOR VIOLATIONS HEREOF, AND FOR OTHER PURPOSES. (PCO 2024-182 dated 06 May 2024)*

NAME AND SIGNATURE	POSITION/AFFILIATION OFFICE/ADDRESS	CONTACT NUMBER/EMAIL
 HON. ALEJANDRO F. GUTIERREZ	CITY COUNCILOR SANGGUNIANG PANLUNGSOD	
 HON. REYNALDO PALABRICA	CITY COUNCILOR SANGGUNIANG PANLUNGSOD	
 HON. MICHAEL SOLIS	CITY COUNCILOR SANGGUNIANG PANLUNGSOD	
 HON. ALDE JOSELITO PAGULAYAN	CITY COUNCILOR SANGGUNIANG PANLUNGSOD	
 HON. LEVY TELA	CITY COUNCILOR SANGGUNIANG PANLUNGSOD	
 HON. ADRIELITO GAWARAN	CITY COUNCILOR SANGGUNIANG PANLUNGSOD	



OFFICE OF THE SANGGUNIANG PANLUNGSOD

NAME AND SIGNATURE	POSITION/AFFILIATION OFFICE/ADDRESS	CONTACT NUMBER/EMAIL
JAMES JOYANTO c. PASCUA	BUMP - FO	0902711328
J02 Rho-Anne Claire B. Dela Cruz	BUMP - FO	09057841307
Con. Simplicio Dominguez	SP	
Con. Rogelio Nolasco	SP	
Valer Balenciano	OCUS	
Con. Rey Fabian	SP	
Kgwd Ma. JOSE CRISTE	Molina 3	0927304640
PB. BJ ARANUS	REAL	09399105621
PB ROEL R. MANSO III	MABOLO	09064497581
JSUPR CHRISTOPHER PENILA	BUMP BACCOOR CMD	09369371126
JM Romy Eral Pedani	BUMP - MP	09996169910

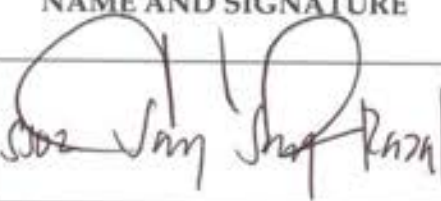
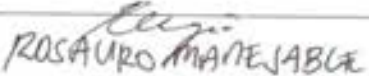



Republic of the Philippines  
PROVINCE OF CAVITE  
City of Bacoor



CGBCR-SPBac-F003.01  
04/05/2024

OFFICE OF THE SANGGUNIANG PANLUNGSOD

NAME AND SIGNATURE	POSITION/AFFILIATION OFFICE/ADDRESS	CONTACT NUMBER/EMAIL
	Chief Admin Section BMPD Bacoor MD	0906874600
JOI Florgie Mae Torralba	Paralegal officer	09456151976
WILSON FORTUNA	BACORR PUBLIC SAFETY UNIT	0956-899-1907
 ROSAURA MANESABLE	BACORR PUBLIC SAFETY UNIT	0927 8044057
 JEFFREY P. CAMARA	CHAIRMAN	09616612212
NICO CARDEL	BPSC	09213411601
Rody Relimbo	BPSC	0915 <sup>26</sup> 356484





OFFICE OF THE SANGGUNIANG PANLUNGSOD

Office of the Sangguniang Panlungsod  
Received by: Junob Pring  
Date: 5/13/24  
Time: 8:20 am

COMMITTEE ON PEACE AND ORDER & PUBLIC SAFETY  
COMMITTEE ON RULES AND PRIVILEGES, LAWS AND ORDINANCES

NOTICE OF THE JOINT COMMITTEE HEARING  
(PROOF OF RECEIPT)

16 May 2024 / 2:00 p.m.  
Bacoor Legislative and Disaster Resilience Building,  
Sangguniang Panlungsod Session Hall, 6th Floor, Bacoor Government Center

Subject: *AN ORDINANCE PROHIBITING THE OPERATION OF REMOTELY PILOTED AIRCRAFTS (RPAs) OR UNMANNED AERIAL VEHICLES (UAVs), MORE POPULARLY KNOWN AS DRONES, WITHIN 100 METERS FROM THE BACCOOR CITY JAIL AND OTHER DETENTION FACILITIES WITHIN THE CITY OF BACCOOR, CAVITE, PROVIDING PENALTIES FOR VIOLATIONS HEREOF, AND FOR OTHER PURPOSES. (PCO 2024-182 dated 06 May 2024)*

RECEIVED BY: NAME/SIGNATURE	POSITION/AFFILIATION OFFICE/ADDRESS	DATE/TIME CONTACT NUMBER
<i>Kiel Macaredo</i> for <i>(MR. HENOUR MELO)</i>	<i>REDIPO - BACCOOR</i>	<i>09773644960</i> <i>05-13-2024</i>
<i>Mc - Campbell</i> <i>Wing Amposta</i>	<i>SP</i>	<i>09771918045</i> <i>5-13-2024</i>
<i>Muay Pascual</i>	<i>SP</i>	<i>09260364921</i>
<i>Rondolo Vorne</i>	<i>SP</i>	<i>09978512000</i>
<i>Peter Bong</i>	<i>Comm. Pagulayan Office</i>	<i>—</i>



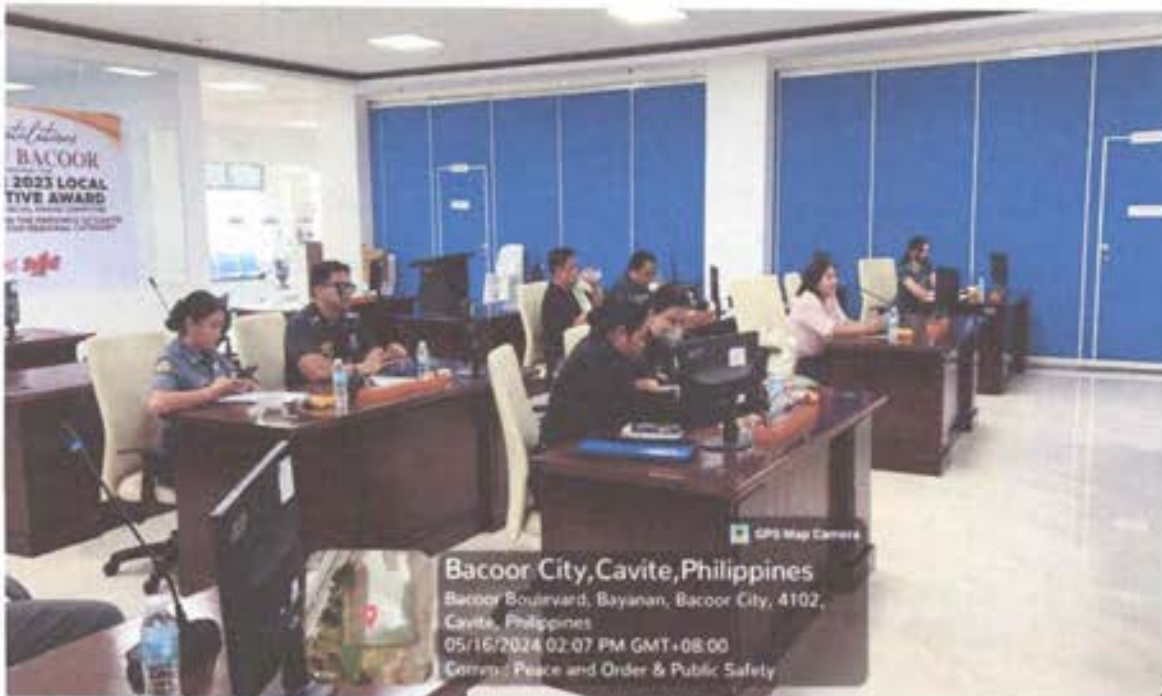


Office of the Sangguniang Panlungsod  
Received by: Jenot Pring  
MAY 20 2024  
8:10 am

Bacoor City, Cavite, Philippines  
Bacoor Boulevard, Bayanan, Bacoor City, 4102,  
Cavite, Philippines  
05/16/2024 02:04 PM GMT+08:00  
Comm: Peace and Order & Public Safety

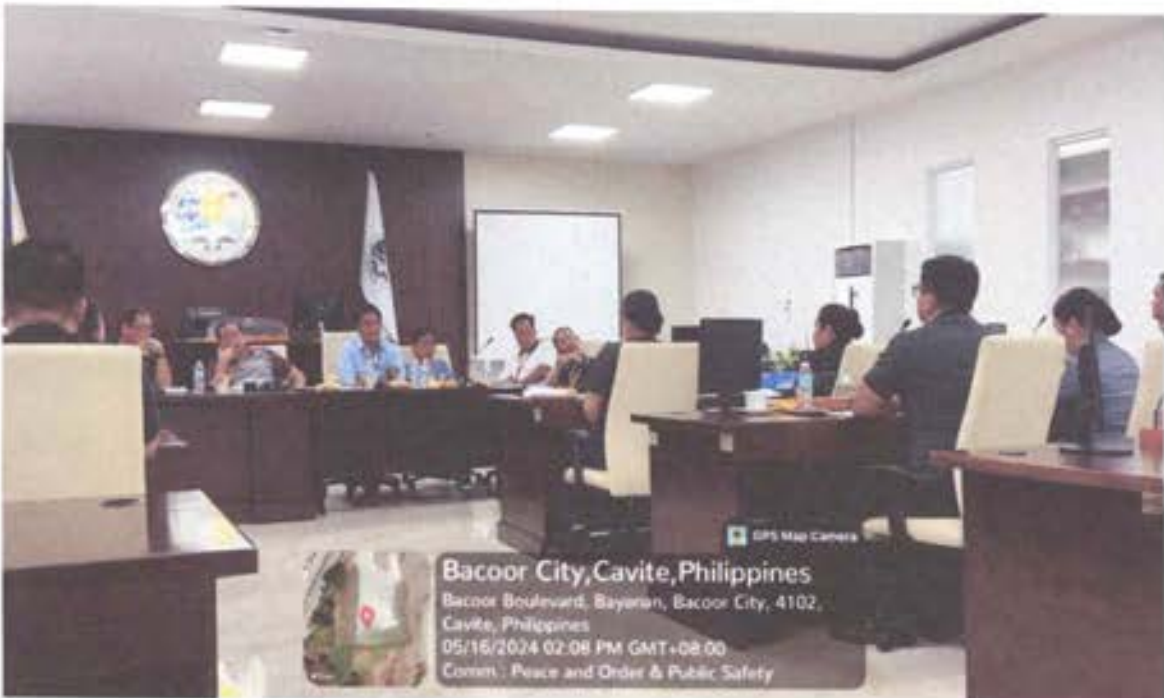
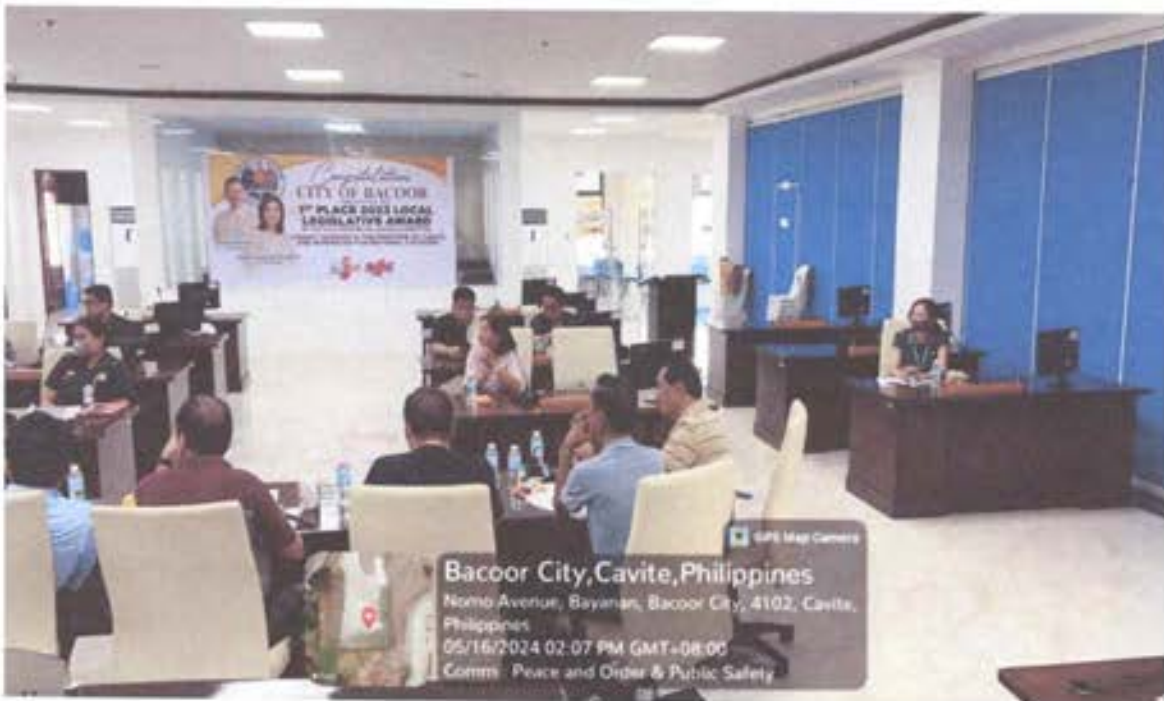


Bacoor City, Cavite, Philippines  
Bacoor Boulevard, Bayanan, Bacoor City, 4102,  
Cavite, Philippines  
05/16/2024 02:05 PM GMT+08:00  
Comm: Peace and Order & Public Safety



Bacoor City, Cavite, Philippines  
Bacoor Boulevard, Bayanan, Bacoor City, 4102,  
Cavite, Philippines  
05/16/2024 02:07 PM GMT+08:00  
Comm: Peace and Order & Public Safety





Republic of the Philippines  
Province of Cavite  
City of Bacoor  
**OFFICE OF THE SANGGUNIANG PANGLUNGSOD**

**Proposed City Ordinance No. 2024-182  
Series of 2024**

**AN ORDINANCE PROHIBITING THE OPERATION OF REMOTELY PILOTED AIRCRAFTS (RPAs) OR UNMANNED AERIAL VEHICLES (UAVs), MORE POPULARLY KNOWN AS DRONES, WITHIN 100 METERS FROM THE BACCOOR CITY JAIL AND OTHER DETENTION FACILITIES WITHIN THE CITY OF BACCOOR, CAVITE, PROVIDING PENALTIES FOR VIOLATIONS HEREOF, AND FOR OTHER PURPOSES.**

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Authored by:

**Councilor ALEJANDRO F GUTIERREZ  
(Chairman, Committee on Peace and Order and Public Safety)**

**WHEREAS**, Section 458 (a) of Republic Act No. 7160 (the "Local Government Code of 1991") empowered the Sangguniang Panlungsod to enact ordinances, approve resolutions, and appropriate funds for the general welfare of the city and its inhabitants.

**WHEREAS**, Remotely Piloted Aircraft (RPAs) and Unmanned Aerial Vehicles (UAVs) — more popularly referred to as drones — may be used for many commercial and artistic purposes. However, they may also be used as a tool for gathering information through the recording or photographing of various public places and government facilities.

**WHEREAS**, due to their design, adaptability, relative stealthiness, and ease of operation, drones can be used in transporting illegal drugs, deadly weapons, and other contraband, as well as in the surveillance of jail facilities which could threaten the safety and security of the same and aid in the escape of persons deprived of liberty (PDL) being detained in the said facilities.

**WHEREAS**, the Civil Aviation Authority of the Philippines (CAAP) issued Memorandum Circular No. 21-14 (the "New Provisions to the Philippine Civil Aviation Regulations [PCAR] on Unmanned Aerial Vehicle") and Philippine Civil Aviation Regulations Part 11 (PCAR 11) on "Aerial Work and Operating Limitations for Non-Type Certified Aircraft" which regulated the commercial operation of RPAs and UAVs in populous areas. However, the said CAAP regulations did not contain any provision regarding the operation of the said aerial devices near or within the immediate vicinity of jail facilities.

**WHEREAS**, the Sangguniang Panlungsod and the City Government are duty bound to ensure the safety and security, not only of its inhabitants but also of PDL inside the Bacoor City Jail and other detention facilities within the City of Bacoor.

**WHEREAS**, the Sangguniang Panlungsod may enact ordinances in order to provide measures, sanctions and other regulatory policies, bearing in mind the general welfare of the people, pursuant to Section 16 of the Local Government Code of 1991, notwithstanding the memorandum issued by the Civil Aviation Authority of the Philippines (CAAP) pertaining to drone operation. The enactment of such ordinance is a valid exercise of police power, for which reason, this august body has agreed to enact this ordinance.

**NOW THEREFORE**, be it enacted by the 5<sup>th</sup> Sangguniang Panlungsod of the City of Bacoor, Cavite in session assembled, **THAT**:

**SECTION 1. TITLE.** This Ordinance shall be known as the **"DRONE OPERATION NEAR JAILS PROHIBITION ORDINANCE OF BACOOR"**.

**SECTION 2. PURPOSE.** This Ordinance is enacted to ensure and promote public health, safety and security by prohibiting the operation of drones within one hundred (100) meters from the Bacoor City Jail and other detention facilities within the territorial jurisdiction of the City of Bacoor, Cavite.

**SECTION 3. DEFINITION OF TERMS.** As used in this Ordinance the following terms shall be construed to mean as follows:

- a. Unmanned Aerial Vehicles (UAVs) – is an aircraft without a human pilot aboard capable of carrying weapons or light cargo and conducting surveillance operations that can operate autonomously using onboard computers or with minimal human control.
- b. Remotely Piloted Aircrafts (RPAs) – is an aircraft of varying sizes and designs capable of carrying weapons or light cargo and conducting surveillance operations that is remotely piloted by a human situated some distance from the said aircraft.
- c. Bacoor City Jail- City Jail Male and Female Dormitory under the Bureau of Jail Management and Penology catering to Persons Deprived of Liberty (PDL).
- d. Detention Facility – any existing, or yet to be constructed, facility situated within the City of Bacoor constructed and operated using public funds for the purpose of detaining PDL.

**SECTION 4. PROHIBITION.** The operation of any unmanned aerial vehicle or remotely piloted aircraft within 100 meters of the Bacoor City Jail, or any other detention facility within the City of Bacoor, Cavite, without any written clearance from the Office of the Bacoor Public Safety Unit (BPSU) and from the Jail Warden/s of the Bacoor City Jail is expressly prohibited.

**SECTION 5. PENALTIES.** Upon conviction by a first level court in the City of Bacoor, Cavite, the following penalties shall be imposed against any person who shall violate this Ordinance:

- a. First Offense – Payment of a fine of Two Thousand Pesos (PhP2,000.00);
- b. Second Offense – Payment of a fine of Three Thousand Pesos (PhP3,000.00);



- c. **Third Offenses** – Payment of a fine of Four Thousand Pesos (PhP4,000.00) or imprisonment for a period of more than three (3) months but not exceeding six (6) months or both such fine and imprisonment at the discretion of the court.

Aside from the foregoing penalties, the presiding judge of the court that will hear the case against any person apprehended for violating this Ordinance shall also have the power to order the confiscation and deletion by the BJMP of any picture, video, or audio file recorded by the offender using a UAV or RPA that compromises the security of the Bacoor City Jail and other detention facilities within the City of Bacoor, Cavite.

**SECTION 6. IMPLEMENTING AGENCY.** The Office of Bacoor Public Safety Unit (BPSU), the officials of the barangay which has territorial jurisdiction over the Bacoor City Jail and other detention facilities within the City, and all Bacoor City Jail personnel shall ensure the strict and faithful enforcement or implementation of this Ordinance.

**SECTION 7. IMPLEMENTING RULES AND REGULATIONS (IRR).** The City Legal Services Office, in coordination with the Bacoor Public Safety Unit (BPSU), the Bureau of Jail Management and Penology (BJMP), and the Liga ng mga Barangay shall formulate the Implementing Rules and Regulations (IRR) of this Ordinance within sixty (60) days from the date of effectivity hereof which shall be subject to the approval of the City Mayor.

**SECTION 8. SEPARABILITY CLAUSE.** If for any reason, any section or provisions of this Ordinance is declared illegal or unconstitutional, the other provisions which are not affected thereby shall continue to be in full force and effect.

**SECTION 9. REPEAL CLAUSE.** Any ordinance, executive order, or resolution inconsistent with the provisions of this Ordinance are hereby repealed, revoked, or modified accordingly.

**SECTION 10. EFFECTIVITY.** This Ordinance shall take effect immediately after its publication at least once in a newspaper of general circulation within the City of Bacoor, Cavite.

**APPROVED** this \_\_\_ day of \_\_\_\_\_ 2024 by the 5<sup>th</sup> Sangguniang Panlungsod of the City of Bacoor, Cavite.

*I hereby certify that the foregoing Ordinance was duly approved in accordance with law.*

Certified by:

**HON. ROWENA BAUTISTA-MENDIOLA**  
*City Vice Mayor/Presiding Officer*

Attested by:

**ATTY. KHALID A. ATEGA JR.**  
*Sangguniang Panlungsod Secretary*

Approved by:

**HON. STRIKE B. REVILLA**  
*City Mayor*

Date of Approval: \_\_\_\_\_