#### EXECUTIVE ORDER No. 45 - 2023 Series of 2023

CERTIFIED TRUE COPY

2 3 OCT

DATE:

AN ORDER ADOPTING THE IMPLEMENTING RULES AND REGULATIONS OF CITY ORDINANCE NO. 57C-2015 OR AN ORDINANCE REQUIRING ALL PAWNSHOPS REMITTANCE CENTERS **OPERATING** OR DOING BUSINESS WITHIN THE CITY OF BACOOR TO ENGAGE THE SERVICES OF DULY LICENSED, TRAINED, AND SECURITY GUARDS AND PROVIDING PENALTIES FOR VIOLATIONS HEREOF

WHEREAS, Section 16 of R.A.No. 7160 provides that every local government unit shall exercise the powers expressly granted, those necessarily implied there from, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare...xxx;

WHEREAS, the Sangguniang Panlungsod enacted and passed City Ordinance No. 57C-2015 entitled, "An Ordinance Requiring All Pawnshops And Remittance Centers Operating Or Doing Business Within The City Of Bacoor To Engage The Services Of Duly Licenses, Trained, And Equipped Security Guards And Providing Penalties For Violations Hereof," with the intent to promote the safety and security of pawnshops and remittance centers in the City of Bacoor and their clients;

WHEREAS, the Office of the City Mayor, in coordination with the concerned departments/agencies, issued the above-mentioned Implementing Rules and Regulations that shall govern the City Ordinance No. 57C-2015 or "Enhanced Pawnshop and Remittance Center Security Ordinance of the City of Bacoor";

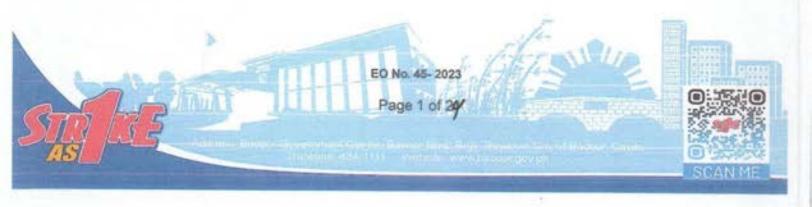
NOW, THEREFORE, I, STRIKE B. REVILLA, City Mayor of Bacoor, Cavite by virtue of the powers vested in me by law, do hereby order for the adoption and implementation of the Implementing Rules and Regulations of City Ordinance No. 57C-2015 herein attached.

# Section 1. Implementing Rules and Regulations (IRR).

Attached herein is the Implementing Rules and Regulations of City Ordinance No. 57C-2015 which shall form part of this Executive Order. This shall be known as the "Implementing Rules and Regulations of City Ordinance No. 57C-2015".

All affected offices and departments are hereby ordered to adopt the said implementing rules and regulations and be guided accordingly.

Strict compliance and observance of all city government officials and employees to this IRR is hereby ordered.



# Section 2. Repealing Clause.

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All previously issued orders and directives inconsistent with any provision found herein shall be deemed repealed, revoked or amended accordingly.

# Section 3. Separability Clause.

In the event that any provision found herein shall be judicially or administratively declared illegal or infirm, the remaining provisions shall remain in full force and effect.

# Section 4. Effectivity Clause.

This Executive Order shall take effect immediately upon its signing and remain in full force and effect until repealed, revoked or amended accordingly.

### SO ORDERED.

Issued this 15th day of May 2023 in the City of Bacoor, Province of Cavite.

B. REVILL City Mayor

Sangguniang Panlungsod Business Permit and Licensing Department (BPLD) City Administrator And all City Government offices/departments/units concerned



EO No. 45- 2023



# THE IMPLEMENTING RULES AND REGULATIONS OF CITY ORDINANCE NO. CO 57C-2015

OR



"AN ORDINANCE REQUIRING ALL PAWNSHOPS AND REMITTANCE CENTERS OPERATING OR DOING BUSINESS WITHIN THE CITY OF BACOOR TO ENGAGE THE SERVICES OF DULY LICENSED, TRAINED, AND EQUIPPED SECURITY GUARDS AND PROVIDING PENALTIES FOR VIOLATIONS HEREOF"

#### RULE 1 - GENERAL PROVISIONS

Section 1. Title.

These Implementing Rules and Regulations shall be known and be cited as the "Implementing Rules and Regulations of City Ordinance No. CO 57C-2015"

# Section 2. Purpose.

These Implementing Rules and Regulations are promulgated to prescribe a framework for the effective implementation and enforcement of City Ordinance No. 57C-2015.

#### Section 3. Construction.

The Implementing Rules and Regulations shall be construed and applied in compliance with and in furtherance of the policies of the above Ordinance.

#### RULE 2 - DECLARATION OF POLICY.

Section 4. It shall be the policy of the City of Bacoor to promote the safety of the residents and business owners in the City of Bacoor.

#### RULE 3 - DEFINITION OF TERMS.

# Section 5. The following terms shall be defined as follows:

Pawnshop – a form of business that lends money to consumers who carry valuable items to be pawned as "collateral". The precious asset will only be returned from the pawnbroker after the loaned money and interest have been repaid.

Remittance Center – an establishment with a payment system that provides channels through which funds are transferred among banks and other institutions to discharge payment obligations arising from economic and financial transactions across the entire economy.

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partnership, firm, or private corporation who contracts, recruits, trains, furnishes for posts any security guard.

Security Guard – a licensed (<u>License to Exercise Private Security Profession</u>) and trained guard or watchman shall include any person who offers or renders personal service to watch or secure either a residence, business establishment, or buildings, compounds, areas, or property, inspects/monitors bodily checks/searches individuals and/or baggage and other forms of security inspection, physically/manually or scientifically electronic, who is employed to watch or secure persons or properties.

#### RULE 4 - GUIDELINES.

# Section 6. Mandatory Engagement of Security Guards.

- All pawnshops and remittance centers operating or doing business within the City of Bacoor are hereby required to engage the services of duly licensed, trained, and equipped security guards as certified by the Philippine National Police.
- The security agency and security guards engaged as such must possess an updated <u>License to Operate and License to Exercise Private Security</u> <u>Profession</u> respectively.
- Any pawnshop or remittance center who applies for a business permit or a renewal of its business permit is required to show its engagement contract with the duly accredited security agency for the services of security guard/s or any duly notarized instrument showing the same.
- 4. Any pawnshop or remittance center shall issue an Affidavit of Undertaking that he/she/it complied with the Ordinance and this IRR and that the instrument evidencing the engagement of security agency is true and correct under the penalty of perjury.
- The Business Permit Licensing Department shall only issue the abovementioned permit after compliance with these Implementing Rules and Regulations.

#### RULE 5 - PENALTIES.

#### Section 7. Persons who shall violate this Ordinance shall be penalized as follows:

First Offense – Payment of fine of THREE THOUSAND PESOS (PHP3,000.00) by the owner or manager of the establishment/s mentioned in the Ordinance and this IRR.

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Second Offense – Payment of a fine of FOUR THOUSAND PESOS INAL (PHP4,000.00) by the owner or manager of the establishment/s mention of the establishment of

Third Offense – Payment of a fine of FIVE THOUSAND PESOS (PHP5,000.00) by the owner or manager of the establishment/s mentioned in Section 2 hereof and the said commercial establishment does not comply with the provisions of this Ordinance.

## RULE 6 - MISCELLANEOUS PROVISIONS.

# Section 8. Separability.

If for any reason or reasons, any part or provision of this IRR shall be held to be unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

Section 9. Effectivity.

This IRR shall take effect immediately.

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