



Republic of the Philippines
Province of Cavite
CITY OF BACOOR
Office of the City Mayor
TRANSMITTAL



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CGBCR-MO-05-F03.02
05/30/2024

13 December 2024

HON. ATHENA BRYANA TOLENTINO
Provincial Governor
Province of Cavite
Cavite Provincial Capitol Building
Trece Martires, Cavite



PROVINCE OF CAVITE
OFFICE OF THE PROVINCIAL GOVERNOR
(046) 419-2311

RECEIVED
BY: *MARIE R. SLAM*
ADMINISTRATIVE ASSISTANT

TIME: 5:28 DATE: DEC 16 2024

Dear Gov. Tolentino,

Good day!

In compliance with Art. 59 (b) (1) Rule XII of Administrative Order 270, Series of 1992, this is to respectfully submit the attached Executive Order issued by the undersigned, for your review and appropriate action, to wit:

EO NO.	DATE	TITLE
180-2024	13 December 2024	AN ORDER ADOPTING THE IMPLEMENTING RULES AND REGULATIONS OF CITY ORDINANCE NO. 391-2024 AN ORDINANCE REQUIRING THE ISSUANCE OF A TEMPORARY FENCING PERMIT FOR ALL TYPES OF FENCES OR RETAINING WALLS USING LIGHT, IMPROVISED, OR RECYCLED MATERIALS, PROVIDING PROCEDURES FOR THE APPLICATION AND ISSUANCE OF THE SAID PERMIT AND PROVIDING PENALTIES FOR VIOLATIONS HEREOF

Thank you.

Very truly yours,

Strike B. Revilla
STRIKE B. REVILLA
City Mayor



Address: Bacoor Government Center, Bacoor Blvd.,
Brgy. Bayanan, City of Bacoor, Cavite
Trunking: 434.1111
Website: www.bacoor.gov.ph



Cert. no. 24/1818L



Republic of the Philippines
Province of Cavite
CITY OF BACOR
Office of the City Mayor
EXECUTIVE ORDER



CGBCR-MO-05-F04.02
05/30/2024

EXECUTIVE ORDER No. 180 - 2024
Series of 2024

**AN ORDER ADOPTING THE IMPLEMENTING RULES AND REGULATIONS OF
CITY ORDINANCE NO. 391-2024**

**AN ORDINANCE REQUIRING THE ISSUANCE OF A TEMPORARY FENCING
PERMIT FOR ALL TYPES OF FENCES OR RETAINING WALLS USING LIGHT,
IMPROVISED, OR RECYCLED MATERIALS, PROVIDING PROCEDURES FOR THE
APPLICATION AND ISSUANCE OF THE SAID PERMIT 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 therefrom, 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 including the promotion of safety of its constituents and provision of adequate transportation facilities;

WHEREAS, the Sangguniang Panlungsod enacted and passed City Ordinance No. 391-2024, entitled "An Ordinance Requiring the Issuance of a Temporary Fencing Permit for all Types of Fences or Retaining Walls Using Light, Improvised, or Recycled Materials Providing Procedures for the Application and Issuance of the Said Permit and Providing Penalties for Violations Hereof," to safeguard lives and property by ensuring that temporary fences, retaining walls and screening structures are built in accordance with safety standards;

WHEREAS, the City Government of Bacoor recognizes the need to issue an Implementing Rules and Regulations pertinent to the above-mentioned Ordinance;

WHEREAS, the Office of the City Mayor of Bacoor, in coordination with the concerned city government offices, issued the above-mentioned Implementing Rules and Regulations that shall govern City Ordinance No. 391-2024;

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 Revised Implementing Rules and Regulations of City Ordinance No. 391-2024 herein attached.

Section 1. Implementing Rules and Regulations (IRR).

Attached herein is the Implementing Rules and Regulations of City Ordinance No. 391-2024, which shall form part of this Executive Order. This shall be known as the "Implementing Rules and Regulations of City Ordinance No. 391-2024."

E.O. No. 180 - 2024
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Office of the City Mayor
EXECUTIVE ORDER



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 Implementing Rules and Regulations is hereby ordered.

Section 2. Repealing Clause.

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.

DONE this 13th day of December 2024 in the City of Bacoor, Province of Cavite.


STRIKE B. REVILLA
City Mayor





Republic of the Philippines
Province of Cavite
CITY OF BACOR
Office of the City Mayor



THE IMPLEMENTING RULES AND REGULATIONS OF
CITY ORDINANCE NO. 391-2024 SERIES OF 2024

OR

"AN ORDINANCE REQUIRING THE ISSUANCE OF A TEMPORARY FENCING PERMIT FOR ALL TYPES OF FENCES OR RETAINING WALLS USING LIGHT, IMPROVISED, OR RECYCLED MATERIALS, PROVIDING PROCEDURES FOR THE APPLICATION AND ISSUANCE OF THE SAID PERMIT AND PROVIDING PENALTIES FOR VIOLATIONS HEREOF."

RULE I

GENERAL PROVISIONS

Section 1. Title. – This shall be the Implementing Rules and Regulations ("IRR" of City of Bacoor Ordinance No. 391-2024, Series of 2024, entitled the "Temporary Fences, Retaining Walls, and Screening Ordinance of Bacoor." Henceforth, the IRR shall be referred to as the "Rules."

Section 2. Purpose. – This IRR is promulgated to prescribe the procedure and guidelines for the effective implementation of Bacoar City Ordinance No. 391-2024, Series of 2024.

Section 3. Scope and Application. – This IRR shall apply to all temporary fences, retaining walls, and screenings to be constructed in the City of Bacoor, Cavite, unless specifically exempted under the provisions herein.

Section 4. Implementing Offices. The City Engineering Office, the Office of the Building Official, and the City Assessor's Department, under the direct supervision of the Office of the City Mayor and the Office of the City Administrator, shall assume primary responsibility for ensuring the implementation of the Ordinance and the compliance to the standards for design and construction of the "Temporary Fences, Retaining Walls, and Screening Ordinance of Bacoor". Other city government departments, units, or offices may be called upon by the directive of the City Mayor to provide auxiliary support in the effective implementation of both the Ordinance and these Rules.

Section 5. Rules of Construction. In construing the provisions of this IRR, the following rules of construction shall be observed unless inconsistent with the manifest

The Implementing Rules and Regulation of City Ordinance No. 391-2024
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The logo for the Strike As One campaign, featuring the words "Strike" and "As One" in a stylized, bold, italicized font. The "1" in "One" is significantly larger and more prominent than the other letters.

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Part no. 541924950



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intent of the provision, or when applied, they would lead to absurd or highly improbable results.

1. **General Interpretation.** – All words and phrases used in this IRR should be understood according to their usual meaning, but technical terms or those with specific meanings in this IRR should be interpreted accordingly.
2. **Gender and Number.** – Words indicating gender or number should be interpreted inclusively, acknowledging all gender identities and expressions and all numerical interpretations.
3. **Calculation of Time.** – When determining timeframes for actions as outlined in this IRR or related regulations, the first day is excluded, and the last day is included unless it falls on a Sunday or a holiday, in which case the following business day is considered the final day.
4. **References.** – Any mention of chapters, articles, or sections refers to those within this IRR unless otherwise specified.
5. **Resolution of Conflicts.** – In the event of conflicting provisions within different sections, each section's specific details should prevail.

RULE II

DECLARATION OF POLICY AND DEFINITIONS

Section 6. Declaration of Policy. It is the policy of the City Government of Bacoor to:

1. Safeguard lives and property by ensuring that temporary fences, retaining walls, and screening structures are built in accordance with safety standards.
2. Prevent erosion, flooding, and other environmental hazards through proper construction of retaining walls and screening measures.
3. Ensure that all temporary structures, especially those using light, improvised, or recycled materials in constructing fences, retaining walls, and screening, shall comply with applicable laws, ordinances, and technical standards.
4. Hold accountable the builder and/or property owners for any violations of the Ordinance.

Section 7. Definition of Terms. As used in these Rules, the following terms are hereby defined as follows:

1. Retaining Walls - relatively rigid walls intended to hold a mass of earth in place and to prevent the lateral movement of soil.





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2. Temporary Fences - are structures made of concrete, wood, metal, or light, recycled, or improvised materials constructed to delineate the boundaries of adjacent lots, to maintain security within the lot surrounded by the wall, or to keep trespassers out.
3. Screenings - are temporary structures erected by construction contractors using materials such as wood, plastic tarpaulin, vegetation, and the like designed to prevent construction debris from littering public roads or adjacent lots, avoid inflicting injuries on passersby, prevent trespassers from entering the construction site, or to protect the structure being erected from damage or from being seen while it is still unfinished.
4. Public safety - is the prevention of and protection from events that could endanger the safety of the general public from significant danger, injury, or property damage.
5. Temporary Permit - a permit that should be secured by the real property owner for the purpose of building retaining walls, screenings, and temporary fences.

RULE III
GENERAL PROVISIONS

Section 8. General Provisions. The following general provisions shall apply to all fences, walls, and screenings to be constructed and/or installed in the City of Bacoor, Cavite:

1. All new fences, walls, retaining walls, and any screening, including landscaped screening, shall first require a review and approval by the Office of the Building Official (OBO) prior to its installation and/or construction. A temporary fencing, retaining wall, or screening permit shall be issued by the OBO before the same can be constructed or installed.
2. No temporary fencing, retaining wall, or screening permit shall be issued by the OBO without the submission by the applicant, contractor, or real property owner of the various requirements for its release to be enumerated in the IRR of the Ordinance.
3. All temporary fencing, retaining wall, or screening permits issued by the OBO in violation of the Ordinance or its IRR shall be revoked by the City Mayor. The OBO personnel who signed the said permit in violation of this provision shall be subjected to the appropriate administrative and criminal action as mandated by the Ordinance and by all applicable laws and government regulations.
4. All temporary fences, retaining walls, or screening structures made of light, improvised, or indigenous materials that are currently erected and fall within the coverage of this Ordinance are likewise required to secure a temporary fencing permit.





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5. All temporary fences, retaining walls, or screenings that were constructed or installed in violation of the Ordinance shall be demolished upon the written order of the City Mayor after compliance by the City Government officials concerned with the requirements of due process of law.

Section 9. Exemptions. The following fence, wall, and screen types are exempt from provisions of the Ordinance:

1. Sound attenuation walls as required and approved by the City Engineer and by the City Mayor;
2. Fences, retaining walls, or screenings installed by the City Government inside of or on the perimeter of a public park;
3. Fences installed by a public or private school inside of or on the property boundary of the school grounds;
4. Fences or screenings around public sports fields and facilities;
5. Fences are legally constructed with the requisite fencing permit issued by the OBO prior to the adoption of this Ordinance.

Section 10. Standards for location, height, and setbacks. The location, height, and setbacks of all temporary fences, retaining walls, and screenings to be constructed or installed in the City of Bacoor shall conform to the standards as provided by the National Building Code of the Philippines.

Section 11. Prohibited Materials. To ensure the safety of the public and prevent damage to property, the following materials shall not be used in the construction of temporary fences, retaining walls, or screenings:

1. Electrified fencing or screening materials
2. Corroded fencing or screening materials
3. Termite-infested or damaged fencing, walling, or screening materials.
4. Any material similar or analogous to the ones mentioned above may be determined by the City Mayor upon the advice of the City Engineer.

Section 12. Requirements. To secure a temporary permit for a fence, retaining wall, and screening, the property owner or possessor shall submit the following requirements:

1. Duly accomplished Application for Temporary Fencing Permit Form
2. Appropriate Plans for constructing fences, screening, or retaining wall
3. Lot Plan with Vicinity Map (picture and site/location sketch) and relocation survey prepared by a geodetic engineer
4. Project Specification
5. Proof of ownership of or authority to use the real property subject of the construction activities (i.e., TCT, Deed of Sale, Deed of Donation, and the like)





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6. Affidavit of Undertaking for other necessary terms and conditions regarding the building of retaining walls, screening, or temporary fences.
7. Clearance from the Homeowners' Association and the Barangay
8. Proof of payment of applicable fencing permit fee

Section 13. Procedure for Application of a Temporary Permit.

1. The applicant shall submit to the Office of the Building Official (OBO) all documentary requirements as outlined in the preceding section.
2. The OBO frontline personnel shall verify the submitted documents for correctness and completeness. If any requirements are missing or incomplete, the applicant shall be informed and must address the deficiencies before proceeding.
3. Once all documentary requirements are complete, an order of payment will be prepared, and a site inspection will be scheduled.
4. The Inspector shall conduct the site inspection and prepare an inspection report with recommendations to proceed or for further compliance.
5. Once approved to proceed, an order of payment will be printed and handed to the applicant.
6. The applicant shall pay the required fees and must submit a copy of the official receipt.
7. Upon receipt of proof of payment, prepare the temporary permit and release to the applicant the approved permit.

Section 14. Applicable Permit Fee. The applicable fee for securing a temporary permit shall be those indicated in the 2022 Bacoor Revenue Code and in the OBO 2024 Citizen Charter.

Section 15. Restrictions on Constructions. All temporary fences, retaining walls, and screening structures shall not be constructed in a way that they block or encroach on public roads, sidewalks, or utility lines or at least must be least intrusive on the public thoroughfares, pathways, or access for persons with disabilities.

Section 16. Public Safety Measures. Property owners shall ensure that warning signs, reflectors, or barriers are installed near a screening structure, retaining wall, or temporary fence to warn and protect pedestrians and vehicles.

Section 17. Maintenance. Property owners shall ensure the regular maintenance and upkeep of fences, retaining walls, or screening structures within their property to prevent these structures from becoming a hazard to public safety, neighboring properties, or the environment. This includes repairing any damage, reinforcing structural integrity, and addressing issues such as rust, decay, or instability.





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BAGONG PILIPINAS



Section 18. Validity Period for Temporary Structures. All temporary fences, retaining walls, and screenings constructed shall be subject to the validity period specified in the approved construction plan unless an extension is duly granted by the Office of the Building Official (OBO). If a temporary fencing permit is issued for purposes other than a house or building construction, it shall be valid for a maximum of 30 days.

RULE IV
PROHIBITED ACTS AND PENALTIES

Section 19. Prohibited Acts. The construction and/or installation of any temporary fence, retaining wall, or screening in the City of Bacoor, Cavite, without complying with the various provisions of the Ordinance and these Rules shall be deemed as violations hereof.

Section 20. Penalties.

1. Any City Government employee who violates the Ordinance and/or this IRR shall be preventively suspended for a period not exceeding six (6) months upon the order of the City Mayor prior to the start of any investigation with regard to the said offense in accordance with pertinent civil service regulations. If found guilty, the employment of the said City Government employee shall be terminated as may be provided by law. The filing of the said administrative action against the said employee shall not bar the institution of the appropriate criminal action/s against him/her by the City Government through the City Legal Officer.
2. Any natural person of legal age not under the employment of the City Government who violates the Ordinance and/or this IRR shall, upon conviction by a court of law, pay a fine of Php 5,000.00 and shall be imprisoned for a period not less than 30 calendar days but not exceeding 90 calendar days.
3. Any juridical person who shall violate the Ordinance and/or this IRR shall, upon conviction by a court of law, be required to pay a fine of Php 5,000.00 for every day that the said corporation or partnership refuses to comply with any order issued by the City Mayor with regard the said violation.





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RULE V
MISCELLANEOUS PROVISIONS

Section 21. Changes or Modifications of the Implementing Rules and Regulations. To appropriately administer the efficient and effective implementation of City Ordinance No. 391-2024, Series of 2024, the Office of the City Mayor, after consultation with the Office of the Building Official and other concerned city offices, may recommend to the Sangguniang Panlungsod amendments to said Ordinance, and consequently, this IRR.

Section 22. Automatic Review. The Sangguniang Panlungsod shall automatically review the Ordinance every two years from the date of effectivity hereof or whenever necessary.

Section 23. Repeal. All local rules or regulations that are inconsistent with or contrary to the provisions of this IRR are hereby repealed and modified accordingly.

Section 24. Separability. If any section or provision of this Implementing Rules and Regulations is declared invalid or unconstitutional by a court of competent authority, the remaining provision not affected thereby shall remain valid and continue to be in full force and effect.

Section 25. Effectivity. This Implementing Rules and Regulations shall take effect upon its approval.

