



Republic of the Philippines
PROVINCE OF CAVITE
City of Bacoor

OFFICE OF THE SANGGUNIANG PANLUNGSOD

DISTRICT I

HON. CATHERINE SARINO-EVARISTO
City Councilor

HON. MICHAEL E. SOLIS
City Councilor

HON. ADRIELITO G. GAWARAN
City Councilor
Absent

HON. VICTORIO L. GUERRERO, JR.
City Councilor

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HON. SIMPLICIO G. DOMINGUEZ
City Councilor

HON. RAMON N. BAUTISTA
Liga nga mga Barangay President

HON. MAC RAVEN ESPIRITU
SKF-President

Attested by:

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

Certified by:

HON. ROWENA BAUTISTA-MENDIOLA
City Vice-Mayor

Noted by:

HON. STRIKE B. REVILLA
City Mayor

CITY OF ORDINANCE 225-2022
Series 2022

AN ORDINANCE MANDATING ALL THE DEPARTMENTS OF THE LOCAL GOVERNMENT OF THE CITY OF BACOR, CAVITE TO UTILIZE A PORTION OF THEIR RESPECTIVE PROJECT PROCUREMENT MANAGEMENT PLANS (PPMPs) FOR THE PURCHASE OF LOCALLY PRODUCED PRODUCTS AND SERVICES IN COMPLIANCE WITH EXISTING LAWS AND REGULATIONS ON GOVERNMENT PROCUREMENT.

Authored by:

Hon. Reynaldo Fabian

(Chairperson, Committee on Labor, Trade, and Commerce)

Sponsored by:

Hon. Roberto L. Advincula, Hon. Ramon N. Bautista, Hon. Simplicio G. Dominguez, Hon. Mac Raven Espiritu, Hon. Adrielito G. Gawaran, Hon. Victorio L. Guerrero, Jr., Hon. Catherine Sarino-Evaristo, Hon. Alejandro F. Gutierrez, Hon. Rogelio M. Nolasco, Hon. Alde Joselito F. Pagulayan, Hon. Reynaldo D. Palabrica, Hon. Michael E. Solis and Hon. Levy M. Tela

WHEREAS, it is widely accepted that Micro, Small and Medium Enterprise (MSMEs) play a very important and significant role in the economic and social development of a community.

WHEREAS, it is a declared policy of the State to promote, support, strengthen and encourage the growth and development of MSMEs in all productive sectors of the economy particularly agri-based enterprises by assuring to them a fair share of government contracts, related incentives, and preferences.

WHEREAS, Republic Act 6977 as amended by Republic Act 8289, and further amended by Republic Act 9501 (otherwise known as the "Magna Carta for Micro, Small and Medium Enterprises") recognizes the potential of MSMEs to generate more employment and economic growth and therefore can help provide a self-sufficient industrial foundation for the country.

WHEREAS, Section 4 of the Magna Carta for Micro, Small and Medium Enterprises entitles eligible SMEs to a share of at least ten percent (10%) of the total procurement value of goods and services supplied to the government, its bureaus, offices, and agencies annually.

WHEREAS, Article XII, Section 43 of Republic Act 9184 (otherwise known as the "**Government Procurement Reform Act**") provides that in the procurement of goods and services for the



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City Mayor

Government, a procuring entity such as a local government unit may give reference to the purchase of domestically produced and manufactured goods, supplies and materials that meet the specified or desired quality.

WHEREAS, it is the duty of the Local Government of City of Bacoor to formulate local ordinances, rules, policies, and regulations that will address the distinct needs of its MSMEs by helping them promote their products and services and thereby expand their market access.

WHEREAS, the approval of this Ordinance will greatly help the continuous viability and growth of MSMEs and thereby attain countryside industrialization.

NOW THEREFORE, be it ordained by the 5th Sangguniang Panlungsod of City of Bacoor in regular session assembled to enact:

CHAPTER I – PRELIMINARY PROVISIONS

SECTION 1. Short Title. This Ordinance shall be known as the “**Buy Local Products Ordinance of Bacoor City**”.

SECTION 2. Declaration of Policy. Consistent with the policy of the State to promote, strengthen, support, and encourage the growth and development of MSMEs, it is hereby declared a policy of the Local Government of the City of Bacoor to utilize a portion of the Project Procurement Management Plans (PPMPs) of its various departments and units for the purchase of locally produced products and services of MSMEs in compliance with existing laws and regulations on government procurement. All Government Entities holding offices and/or implementing Programs, Projects, and Activities (PPAs) within the City are highly encouraged to participate in the implementation of this Ordinance.

SECTION 3. Definition of Terms. The words, terms, and phrases enumerated hereunder shall be understood to have the meaning correspondingly indicated as follows:

a. **Government Entities** – all government institutions holding offices and/or implementing Programs, Projects, or Activities within the City of Bacoor, be it Local, National, State Universities and Colleges, Government Owned and/or Controlled Corporations, and Government Financial Institutions.

b. **Local MSME** – a Micro, Small and medium enterprise duly-established with place of operation located within the City of Bacoor and producing/selling food and/or



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non-food products or offering services to customers and included in the MSME Registry.

c. **Locally Produced Products and Services** - food and non-food products produced or sold by MSMEs including services, be it personal, professional, or business support.

d. **Micro, Small and Medium Enterprise** -any business or enterprise engaged in industry, agribusiness, trade and/or services whether a single proprietorship, partnership, corporation, association or cooperative whose total assets inclusive of those arising from loans but exclusive of the value of land on which the enterprise use for its operation shall not exceed One Hundred Million Pesos (P100,000,000.00).

e. **MSME Registry** -the list of eligible local MSMEs registered by the Local Economic and Investment Promotion Office (LEIPO) or by the Business Permits and Licensing Office (BPLO) of the City of Bacoor producing and/or offering locally produced food and non-food products and services, and the ones entitled of the benefits provided for by this Ordinance.

f. **Display Center** -the place where locally produced products of MSMEs are displayed and made available for sale to interested buyers especially government entities.

g. **Service Enterprise Office** -a place where a service enterprise holds office and accepts transactions/services for its clients.

CHAPTER II – REGISTRATION, ELIGIBILITY AND BENEFIT OF MSMEs

SECTION 4. Registration of MSMEs. Within three (3) months after the effectivity of this Ordinance, the Local Economic and Investment Promotion Office (LEIPO) of the City of Bacoor in coordination with its Business Permit and Licensing Office (BPLO) shall assess and register MSMEs that are qualified to receive the benefits provided herein. The various details on the MSMEs shall be compiled and shall be known as the "MSME Registry of the City of Bacoor" (the "MSME Registry").

The MSME Registry shall be updated annually or as often as possible by the LEIPO subject to the approval of the Sangguniang Panlungsod. Any inclusion or exclusion from the list shall be thoroughly evaluated by the LEIPO. The approved MSME Registry shall be posted in the official website of the city government and it shall serve as the basis of all concerned Government Entities for their procurement of needed locally produced products and services.



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City Mayor

SECTION 5. Eligibility of MSME. Any business entity having the qualifications enumerated below shall be included in the MSME Registry:

- Total asset of the enterprise shall not be more than P100,000,000.00.
- It must be duly registered with an appropriate registering agency like the Department of Trade and Industry (DTI), Securities and Exchange Commission (SEC), the Cooperative Development Authority (CDA), or the Department of Labor and Employment (DOLE).
- Presently doing business within the city with duly updated Mayor's Permit and engaged in the production, distribution and sale of local food and/ or non-food products, or extending services to customers; and
- Other qualifications the city government may require on a case-to-case basis.

SECTION 6. Benefits/ Privileges of Registered MSMEs. MSMEs included in the MSME Registry shall be entitled to various benefits/privileges which shall be specified in the Implementing Rules and Regulations of this Ordinance which shall include but shall not be limited to the purchase from them of a portion of the total procurements value of goods and services of the Local Government of the City of Bacoor.

CHAPTER III – IMPLEMENTING MECHANISM, MONITORING AND BUDGET APPROPRIATION

SECTION 7. Implementing Mechanism. To help promote the distribution/sale of locally produced products and services of MSMEs, and to facilitate the compliance of the Local Government of the City of Bacoor in relation to the provision of Section 4 of the Magna Carta for MSMEs, data or information regarding the locations of display outlets of locally produced products and/or offices of service enterprises shall be generated by the LEIPO with the assistance of the Business Permit and Licensing Office during MSME registration. The data generated shall also include the list of locally produced products and services offered by registered MSMEs and these shall be compiled and submitted to the City Mayor copy furnished all concerned Government Entities for their information and guidance.

SECTION 8. Monitoring and Evaluation. To keep track of the compliance of the City Government to the provisions of this Ordinance and that of the Magna Carta for MSMEs, those included in the MSME Registry are mandated to prepare monthly reports on



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products sold or services rendered to the city government and submit these to the LEIPO for consolidation. The MSME consolidated monthly reports shall be submitted to the City Mayor, copy furnished concerned government agencies and the Department of Budget and Management (DBM).

SECTION 9. Budget Appropriation. The City Government shall appropriate in its annual budget or any supplemental budget that may be approved thereafter, the amount necessary to implement the provisions of this Ordinance.

CHAPTER IV – FINAL REVISIONS

SECTION 10. Penal Clause. Any natural or juridical person who shall violate this Ordinance shall be required to pay a fine of Five Thousand Pesos (P 5,000.00) upon the discretion of the court, without prejudice to administrative sanctions in case of public officials.

SECTION 11. Implementing Rules and Regulations. The office of the City Mayor through its LEIPO, City Legal Services Office, and BPLO in consultation with all concerned Government Entities and the private sector especially local MSMEs shall formulate the Implementing Rules and Regulations (IRR) necessary to implement the provisions of this Ordinance within sixty (60) days upon the final consideration and approval of this Ordinance by the Sangguniang Panlungsod of City of Bacoor.

SECTION 12. Separability Clause. If for any reason, any provision of this Ordinance is deemed not valid by a court of competent jurisdiction, such judgment shall not affect or impair the remaining portions, provisions, sections, or parts thereof, which shall remain to be in full force and effect.

SECTION 13. Repealing Clause. All local ordinances, executive orders, resolutions, memoranda, regulations, or part thereof in conflict or inconsistent with any provisions of this Ordinance shall be considered repealed, amended, or modified accordingly.

SECTION 14. Effectivity. This Ordinance shall take effect immediately after it has been published at least once in a newspaper of general circulation in the City of Bacoor, Cavite.

APPROVED this 27th day of September 2022 by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite.

CERTIFICATION:

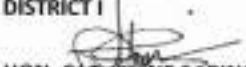
I hereby certify that the foregoing Ordinance is correct and that it was approved in accordance with law.

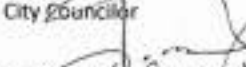


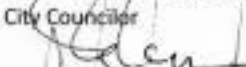
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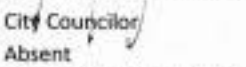
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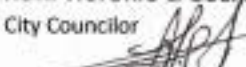
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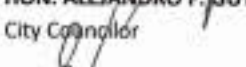

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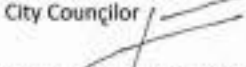

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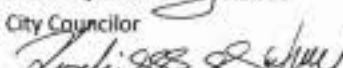

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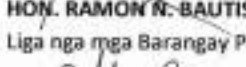

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HON. STRIKE B. REVILLA
City Mayor

Certified by:


HON. ROWENA BAUTISTA-MENDIOLA
Vice Mayor/ Presiding Officer

Attested by:


ATTY. KHALID A. ATEGA JR.
Sangguniang Panlungsod Secretary

Approved by:


HON. STRIKE B. REVILLA
City Mayor

Approved on: 05 OCT. 2022