





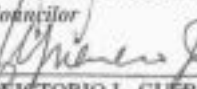
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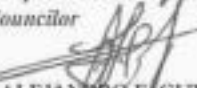
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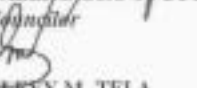

HON. CATHERINE SARINO-EVARISTO
City Councilor


HON. MICHAEL E. SOLIS
City Councilor


HON. ADRIELITO G. GAWARAN
City Councilor


HON. VICTORIO L. GUERRERO, JR.
City Councilor



HON. ALEJANDRO F. GUTIERREZ
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HON. LEVY M. TELA
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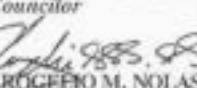
DISTRICT II


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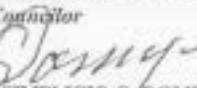
HON. ROBERTO L. ADVINCULA
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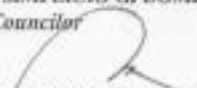

HON. REYNALDO D. PALABRICA
City Councilor / President Pro-Tempore



HON. REYNALDO M. FABIAN
City Councilor


HON. ROGELIO M. NOLASCO
City Councilor


HON. ALDE JOSELITO F. PAGULAYAN
City Councilor


HON. SIMPLICIO G. DOMINGUEZ
City Councilor


HON. RAMON N. BAUTISTA
Liga ng mga Barangay President


HON. MAC RAVEN ESPIRITU
SK Federation President

Attested by:

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

Certified by:

HON. ROWENA BAUTISTA-MENDIOLA
City Vice Mayor

Approved by:

HON. STRIKE B. REVILLA
City Mayor

CITY ORDINANCE NO. 258-2023
Series of 2023

AN ORDINANCE REQUIRING ALL COLLEGE STUDENTS WHO ARE UNDERGOING OR HAVE UNDERGONE THE NATIONAL SERVICE TRAINING PROGRAM (NSTP) AND ALL MEMBERS OF THE NATIONAL SERVICE RESERVE CORPS (NSRC) RESIDING IN THE CITY OF BACOR, CAVITE TO ASSIST IN DISASTER PREVENTION, PREPAREDNESS, AND RELIEF OPERATIONS AND PROVIDING PENALTIES FOR VIOLATIONS HEREOF.

Proposed by:

Hon. Strike B. Revilla

Sponsored by:

Hon. Victorio L. Guerrero, Jr.

Co-Sponsored by:

Hon. Ramon N. Bautista, Hon. Simplicio G. Dominguez, Hon. Mac Raven Espiritu, Hon. Catherine Sarino-Evaristo, Hon. Reynaldo M. Fabian, Hon. Adrielito G. Gawaran, 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, Section 2 of Republic Act No. 9163 (the National Service Training Program (NSTP) Act of 2001") provides in part that it shall be the responsibility of all citizens to defend the security of the State and in fulfillment thereof, the government may require each citizen to render personal, military or civil service.

WHEREAS, Rule V, Section 11 of the Revised Implementing Rules and Regulations of RA 9163 which was issued on 23 November 2021 provides that graduates of the non-Reserved Officers Training Corps (ROTC) components of the NSTP shall belong to the National Service Reserve Corps (NSRC) and may be mobilized by the State for literacy and civic welfare activities especially in disaster risk reduction and management.

WHEREAS, Section 8 (b) (1) of Republic Act No. 10160 (the "Charter of the City of Bacoor") empowered the City Mayor to exercise those powers expressly granted to him by law, those necessarily implied therefrom, as well as powers necessary, appropriate or incidental for the efficient and effective governance of the City, and those which are essential to the promotion of the general welfare.

WHEREAS, Section 4 of Republic Act No. 10121 (the "Philippine Disaster Risk Reduction and Management Act of 2010") provides for the development of policies and plans and the implementation of actions and measures pertaining to all



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Liga ng mga Barangay President

HON. MAX RAVEN ESPERITU
SK Federation President

Attested by:
ATTY. IMALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:
HON. ROWENA BAUTISTA-MENDIOLA
City Vice Mayor

Approved by:
HON. STRIKE B. REVILLA
City Mayor

aspects of disaster risk reduction and management, including good governance, risk assessment and early warning, knowledge building and awareness raising, reducing underlying risk factors, and preparedness for effective response and early recovery.

WHEREAS, Section 14 of RA 10121 requires various national government agencies to integrate disaster risk reduction and management education in the school curricula of secondary and tertiary level of education, including the National Service Training Program (NSTP), whether private or public, including formal and non-formal, technical-vocational, indigenous learning, and out-of-school youth courses and programs.

WHEREAS, Rule 1, Section 3, (m) of the Implementing Rules and Regulations of RA 10121 provides that one of the aims of the said law is to engage the participation of civil society organizations, the private sector, and volunteers in the government's disaster risk reduction programs towards complementation of resources and effective delivery of services to the citizenry.

WHEREAS, on 30 October 2022, severe tropical storm Paeng wreaked havoc on the City of Bacoor and inundated 69 of its 73 barangays. The extent of the damage caused by the typhoon and the sheer number of people in need of assistance overwhelmed the emergency responders of the City Government most of whose homes were also submerged in flood waters but chose to help strangers instead of their own loved ones.

WHEREAS, during the Post Disaster Needs Assessment meeting conducted by the City Mayor and by the members of the Sangguniang Panlungsod on 2 November 2022 it was discussed that one of the reasons the disaster risk reduction management teams of the City Government were overwhelmed was due to lack of available manpower.

WHEREAS, climate change is expected to magnify the impact of future weather related disturbances so it is the duty of every Filipino citizen to help the government, themselves, and their communities in responding to such emergencies. However, the citizenry cannot be expected to help the government if the former are not properly trained on what to do during emergencies.

WHEREAS, the youth, being the inheritors of the national patrimony, are expected to take a central role in helping the community prepare from disasters and to recover from the detrimental effects thereof.

NOW THEREFORE, be it **ORDAINED** by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite that:

Section 1. Title. This Ordinance shall be known as the "**NSTP Mobilization Ordinance of Bacoor**".

Section 2. Scope. This Ordinance shall apply to all students undergoing the National Service Training Program (NSTP) and to all persons who are members of the National



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HON. MAC RAVEN ESPIRITU
SK Federation President

Attested by:
ATTY. ISMAIL A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:
HON. ROWENA BAUTISTA-MENDIOLA
City Vice Mayor

Approved:
HON. STRIKE B. REVILLA
City Mayor

Service Reserved Corps (NSRC) residing in the City of Bacoor, Cavite.

Section 3. Definition of Terms. The following terms as used in this Ordinance shall be defined as:

- a. NSTP (National Service Training Program) - is a civic education and defense preparedness program students instituted by the Government of the Philippines on 23 July 2001 by virtue of Republic Act 9163, otherwise known as the "National Service Training Program Act of 2001.
- b. ROTC (Reserve Officers Training Corps) - is tasked to train and develop college students in the rudiments of Military Service in order to produce capable Armed Forces of the Philippines reservists.
- c. NSRC (National Service Reserve Corps) - is an organization created by the virtue of RA 9163 or the NSTP Act of 2001 in order to provide a trained, motivated, and organized manpower reserve that can be tapped by the State for disaster risk reduction and management, civic welfare, literacy, national emergency, environmental protection and other similar endeavors in the service of the nation.
- d. Mobilization - the active participation of private citizens residing in the City of Bacoor in disaster response and management activities in response to a call of action from the city government.
- e. BDRRMO (Bacoor Disaster Risk Reduction Management Office) - the department of the city government created to spearhead all activities related to disaster risk reduction and management in the City of Bacoor.

Section 4. Mandatory Mobilization of NSTP Students and NSRC Members. The City Mayor, upon the recommendation of the City Disaster Risk Reduction and Management Council in coordination with the Office of Civil Defense, is hereby empowered to mobilize all students attending the NSTP and all persons who are members of the National Service Reserve Corps (NSRC) residing in the City of Bacoor, Cavite (to be referred to collectively as the "Volunteers") to participate in various disaster preparedness, prevention, and relief operations within the city during the occurrence of severe natural or man-made disasters. Provided that: the City Mayor shall only exercise this power when the emergency responders of the city government are not



Office of the Sangguniang Panlungsod

[Signature]
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SK Federation President

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Sangguniang Panlungsod Secretary

Certified by:
[Signature]
HON. ROWENA BAUTISTA-MENDIOLA
City Vice Mayor

Approved by:
[Signature]
HON. STRIKE B. REVILLA
City Mayor

enough to address threats to public health and safety caused by the said disasters.

Section 5. BDRRMO to Supervise Volunteers. The Bacoor Disaster Risk Reduction Management Office is mandated to supervise the volunteers and assign the tasks that they are expected to perform. In assigning the said tasks, the BDRRMO shall exert every effort to minimize risks on the safety of the volunteers.

Section 6. Prohibited Acts. The following acts shall be considered a violation of this Ordinance:

6.1. Unjustified refusal to heed the City Mayor's call for the mobilization of volunteers;

6.2. Unjustified refusal to obey the lawful commands of the BDRRMO Head or his/her designated subordinates during DRRM operations;

6.3. Abandonment of post assigned by the BDRRMO Head or his/her designated subordinates during DRRM operations; or

6.4. Any act similar or analogous to the any of the foregoing.

Section 7 Penalty. All adults who commits any of the prohibited acts mentioned in Section 6 of this Ordinance shall be required to pay a fine of P3,000.00 upon conviction by a competent court of law. No child shall be required to pay the said fine. Neither shall the parents or guardians of minors who violated this Ordinance shall be required to pay the said fine.

Section 8. No Contest Provision. Any person apprehended for violating this Ordinance, who does not wish to contest the violation and is willing to pay voluntarily the fine imposed upon him/her prior to the filing of a formal complaint against him/her with the Office of the City Prosecutor, shall be allowed to pay the said fine at the City Treasurer's Office to avoid being criminally prosecuted.

Section 9. Procedure in the Availment of the No Contest Provision. The following provisions shall be used before the "No Contest Provision" of this ordinance can be availed of:

a. The violator shall be given five (5) working days from issuance of the Ordinance Violation Receipt (OVR) within which to pay the fine.

a.1. The fine involved shall be the minimum imposable under the Ordinance violated;

a.2. Where the Ordinance violated imposed fines for the first, second and third offenses and the law enforcer has no way of determining how many times the offender have violated the ordinance – the fine for the second offense shall be imposed against the offender.

a.3. If the violator already availed of the No Contest Provision three (3) times within one (1) calendar year, he/she can no longer avail of the same and the corresponding complaint for the violation of the



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Liga ng mga Barangay President

HON. MAC HAVEN ESPIRITU
SK Federation President

Attested by:
ATTY. SHAJID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:
HON. ROWENA BAUTISTA-MENDIOLA
City Vice Mayor

Approved:
HON. STRIKE B. REVILLA
City Mayor

Ordinance, with the maximum penalty imposed should be filed against the violator before the Office of the City Prosecutor.

b. A violator who avails of the No Contest Provision in this Ordinance must first secure an "Order of Payment" from the city government department/unit implementing the ordinance he/she violated before paying the fine at the City Treasurer's Office;

c. After payment of the fine, the violator shall present the Official Receipt to the city government department/unit implementing the ordinance he/she violated which shall then attach a Certified True Copy of the receipt to the documents of the case and the case shall be considered closed.

d. If after the lapse of five (5) days, the violator has failed to present the Official Receipt of the payment of the fine, the city government department/unit implementing the ordinance he/she violated shall have the case filed with the City Prosecutor's Office, attaching an Affidavit or Certification from the said department/unit that the violator failed or did not avail of the No Contest Provision.

Section 10. Community Service. A violator of this Ordinance who is unable to pay the required fine shall be allowed to render community service not exceeding 16 hours. The Head of the BDRRMO or the City Mayor shall determine the nature of the community service to be performed by the violator.

Section 11. Implementing Rules and Regulations. The BDRRMO with the assistance of the City Legal Services Office is mandated to formulate the implementing rules and regulations of this Ordinance in consultation with the following:

- The City Administrator
- The Bacoor City Police
- The Bacoor Chamber of Commerce
- The Department of Education
- The Bureau of Fire Prevention; and
- The City Social Welfare and Development Office

The BDRRMO shall submit the draft implementing rules and regulations of this Ordinance to the City Mayor for his approval not later than sixty (60) days after the effectivity date of this Ordinance.

SECTION 12. Repealing Clause. All Ordinances, orders, and rules inconsistent with the provisions of this Ordinance are hereby modified or repealed accordingly.

SECTION 13. Separability Clause. Any provision of this Ordinance not declared void or unconstitutional by the proper court of law shall remain valid.


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


ENACTED this 23rd day of January 2023 by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite.

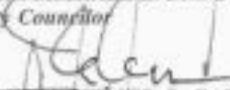


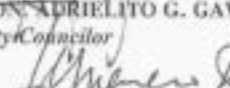
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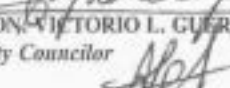
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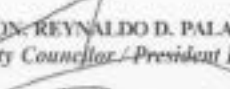

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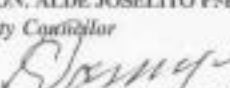

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SK Federation President

Attested by:

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

Certified by:

HON. ROWENA BAUTISTA-MENDIOLA
City Vice Mayor

Approved by:

HON. STRIKE B. REVILLA
City Mayor

I hereby certify that the foregoing Ordinance was approved in accordance with law by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite.

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: 30 JAN 2023