



*Office of the Sangguniang Panlungsod*

CITY ORDINANCE NO. 262-2023  
Series of 2023

DISTRICT I  
  
HON. CATHERINE SARINO-EVARISTO  
City Councilor

Absent  
HON. MICHAEL E. SOLIS  
City Councilor

HON. ADRIELITO G. GAWARAN  
City Councilor

HON. VICTORIO L. GUERRERO, JR.  
City Councilor

HON. ALEJANDRO F. GUTIERREZ  
City Councilor

HON. LEVY M. TELA  
City Councilor

DISTRICT II  
  
HON. ROBERTO L. ADVINCULA  
City Councilor

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

AN ORDINANCE PROHIBITING THE SALE, DISTRIBUTION, POSSESSION, AND DRINKING OF ALL ALCOHOLIC BEVERAGES IN ALL PUBLIC PLACES WITHIN THE CITY OF BACOR, CAVITE FROM 10:00 PM UP TO 5:00 AM, ORDERING THE CLOSURE OF ALL BARS AND BEER HOUSES SELLING ALCOHOLIC BEVERAGES BY 12:00 AM, AND PROVIDING PENALTIES FOR VIOLATIONS HEREOF.

Sponsored by:

Hon. Alde Joselito F. Pagulayan

Co-Sponsored by:

Hon. Roberto L. Advincula, 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. Victorio L. Guerrero, Jr., Hon. Alejandro F. Gutierrez, Hon. Rogelio M. Nolasco, Hon. Reynaldo D. Palabrica, and Hon. Levy M. Tela.

**WHEREAS**, a report from the Bacoor Traffic Management Department reveals that in the year 2022, there have been a total of 248 apprehensions for drunk driving.

**WHEREAS**, according to the Department of the Interior and Local Government, there have been a total of 547 road crash incidents in the City of Bacoor, Cavite in 2022.

**WHEREAS**, due to the alarming data on the number of drunk driving and road crash incidents, it is necessary to further regulate the sale of alcoholic beverages in the City of Bacoor.

**WHEREAS**, Section 16 of the Local Government Code of 1991 provides that every local government unit shall exercise powers essential to the promotion of public welfare.

**WHEREAS**, prevailing jurisprudence clarifies that city ordinances may regulate, but not completely prohibit trade or commercial activity.

**NOW, THEREFORE**, be it ordained by the 5<sup>th</sup> Sangguniang Panlungsod, in session duly assembled, that:



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City Mayor

**Section 1. Title.** This ordinance shall be known as the "Liquor Sale Regulation Ordinance of Bacoor".

**Section 2. Prohibition.** In order to minimize the number of motor vehicle accidents involving drivers under the influence of intoxicating substances, the sale, distribution, possession, and drinking of all alcoholic beverages by all business establishments and in all public places within the City of Bacoor, Cavite is hereby prohibited from 10:00 pm to 5:00 am every day. All night clubs and beer houses and other similar business establishments selling alcoholic beverages within the City of Bacoor shall not allow the sale of the said products beyond 10:00 pm and shall be prohibited from operating beyond 12:00 am on any given day.

**Section 3. Definition of Terms.** The following terms used in this Ordinance shall be understood to mean as:

3.1. **Alcoholic beverages** — are all beverages containing ethanol such as beer, wine, whisky and distilled spirits, the consumption of which produces intoxication or otherwise increases the blood alcohol content of those who consume said beverages.

3.2. **Business establishments** — a place where commercial activities are conducted which shall include but shall not be limited to the sale of various alcoholic beverages whether or not the said enterprise possess or does not possess a valid business permit issued by the Business Permit and Licensing Department.

3.3. **Sale** — the exchange of an alcoholic beverage for money or for any consideration.

3.4. **Distribution** — the sharing or supplying of alcoholic beverages from one place to another including the delivery of such products from outside of the territorial jurisdiction of the City of Bacoor to a place within the said City.

3.5. **Possession** — the carrying of an alcoholic beverage — regardless of its quantity — by any person including the transportation of such beverages in a motor vehicle.

3.6. **Drinking** — the consumption of alcoholic beverage/s regardless of the latter's quantity or type.

3.7. **Public Places** — any place outside one's residence including any place where three or more people



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are invited, welcomed, convinced, or encouraged to enter for the purpose of consuming alcoholic beverages of any type or quantity.

**Section 4. Implementation.** The Business Permits and Licensing Office (BPLO), the Bacoor City Police, the City Inspection and Compliance Unit (CICU) and all barangay officials in the City of Bacoor are hereby empowered to implement this Ordinance. The City Mayor is hereby empowered to deputize any person residing within the City of Bacoor who he/she deems capable of implementing this Ordinance.

**Section 5. Penalties.** (A) All business establishments that will violate this Ordinance shall be closed for fifteen (15) to forty-five (45) calendar days upon conviction by a court of competent jurisdiction. The owner, manager, or supervisor of the said establishments including the person/s who actually sold, distributed, possessed, or drank the intoxicating beverage during the prohibition period mentioned above shall pay a fine of P5,000.00 and shall be imprisoned for thirty (30) days upon conviction by a court of competent jurisdiction.

(B) In case the offender qualifies for the rendition of community service in lieu of paying the said fines or serving the said imprisonment pursuant to City Ordinance No. 228-2022 (the "Uniform Procedures Implementation Ordinance of Bacoor"), the payment of the said fines and the serving of the said imprisonment may be suspended.

(C) In case the offender is an employee of the city government, the said person may — aside from being made to pay the fines and to serve the prison terms mentioned above — also be terminated from employment pursuant to pertinent civil service rules and regulations.

(D) In case the offender is a corporation or partnership, the president, CEO, or managing partner of the said juridical entity shall pay the appropriate fines and shall serve the prison terms imposed by the court after conviction.

**Section 6. Ordinance Violation Receipt.** No criminal action shall be filed in court by any official/employee of the city government unless an Ordinance Violation Receipt is issued against the offender/s pursuant to the relevant provisions of City Ordinance No. 228-2022.

**Section 7. Repeal.** All ordinances and executive orders inconsistent with the provisions of this Ordinance are hereby repealed and/or modified accordingly.



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City Mayor

**Section 8. Separability.** All provisions of this Ordinance not declared void or unconstitutional by a court of law shall remain valid.

**Section 9. Effectivity.** This Ordinance shall become effective immediately after it has been published at least once in a newspaper of general circulation in the City of Bacoor, Cavite.

**APPROVED** this 6<sup>th</sup> day of February 2023 at the City of Bacoor, Cavite 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 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: 01 MAR 2023