



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

HON. VICTORIO L. GUERRERO, JR.
City Councilor

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City Councilor / President Pro-Tempore

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HON. SIMPLICIO G. DOMINGUEZ
City Councilor

ION. RANDY C. FRANCISCO
Iga ng mga Barangay Vice President

ION. PALM ANGEL S. BUNCIO
SK Federation President

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

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

Approved by:
ION. STRIKE B. REVILLA
City Mayor

CITY ORDINANCE NO. 339-2024 Series of 2024

AN ORDINANCE REGULATING THE SALE OF VOLATILE SUBSTANCES OR SOLVENTS AND PROHIBITING HARDWARE STORES AND OTHER ESTABLISHMENTS WITHIN THE CITY OF BACOR, CAVITE TO SELL TO MINORS SUCH CHEMICAL COMPOUND OR ITS DERIVATIVES AND PROVIDING PENALTIES THEREFOR.

Sponsored by:

Hon. Reynaldo D. Palabrica

Co-Sponsored by:

Hon. Hon. Roberto L. Advincula, Hon. Simplicio G. Dominguez, Hon. Reynaldo M. Fabian, Hon. Randy C. Francisco, Hon. Adrielito G. Gawaran, Hon. Alejandro F. Gutierrez, Hon. Rogelio M. Nolasco, Hon. Alde Joselito F. Pagulayan, Hon. Michael E. Solis, and Hon. Levy M. Tela.

WHEREAS, Section 16 of the Local Government Code mandates that every local government unit (LGU) 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. Within their respective territorial jurisdictions, local government units are mandated to ensure and support the promotion of health and safety, enhance the right of the people to a balanced and healthful ecology, maintain peace and order, and preserve the comfort and convenience of their inhabitants.

WHEREAS, there remains an alarming increase of minors using rugby/glue and other volatile substances as substitutes for dangerous drugs;

WHEREAS, medical research and studies show that the use of such substitutes could cause death, physiological damage to the liver, kidneys, heart, blood, and nervous system, induce dependency, self-destructive and anti-social acts while under the influence thereof, and lead to the use of other drugs;

WHEREAS, the City Government of Bacoor recognizes the role of the youth in nation-building and shall promote and protect their physical, moral, spiritual, intellectual, and social well-being;

WHEREAS, reports from law enforcement would show that minors can readily access or purchase glue or rugby and other volatile substances from business establishments;



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City Mayor

WHEREAS, the City Government must regulate the sale and stop the improper use of such volatile substances to minors;

WHEREAS, Presidential Decree 1619 recognizes the need for the treatment and rehabilitation of dependents of volatile substances and their confinement in rehabilitation centers;

WHEREAS, Presidential Decree 603 (The Child and Youth Welfare Code), as amended, provides for the care of a youthful offender, which includes physical, mental examination and rehabilitation of said minor, if appropriate under the circumstances, and likewise provides for local government units to assist and support the Department of Social Welfare and Development for the establishment and maintenance of these rehabilitation centers and detention homes;

WHEREAS, it is also imperative to enact a local ordinance that will strengthen the implementation of PD 1619 by imposing certain obligations upon the parents or guardians, the local government units, and commercial establishments selling any volatile substance (e.g., rugby, among others) for industrial or any lawful and productive purpose, in order to effectively prevent the commission of said acts, as well as to provide rehabilitation programs for the users this chemical which tends to be mostly minors;

NOW THEREFORE, be it ordained by the Sangguniang Panlungsod of the City of Bacoor that:

SECTION 1. TITLE.

This Ordinance shall be known as the "**Regulation in the Sale of Volatile Substances and Solvents Ordinance.**"

SECTION 2. SCOPE.

This Ordinance shall apply to all commercial establishments within the City of Bacoor engaged in selling "rugby" and other solvent-based and/or volatile substances.

SECTION 3. DEFINITION OF TERMS.

1. Commercial Establishment — any business establishment registered with the Business Permit and Licensing Office operating within the City of Bacoor, Cavite engaged in the sale of volatile substances and solvents for industrial or any lawful and productive purpose, including sari-sari stores.
2. Logbook — A record book kept and maintained by a commercial establishment to collect customer



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information, including their names, addresses, and purpose for buying rugby, other volatile substances, and solvents.

3. Employee — a staff member, salesperson, or agent of the owner of a commercial establishment.
4. Minor - any person whose age is below 18 years old.
5. Owner — The licensee or owner of the commercial establishment is either called the proprietor, president, manager, or any other name that is referred to as the owner.
6. "Rugby" - refers to the common market name of a liquid chemical compound used as an adhesive in making and repairing shoes/furniture and other purposes with an odor akin to petroleum products, which can alter the state of mind when sniffed.
7. Solvent — A solvent is a liquid or gas that dissolves a solid, liquid, or gaseous solute, resulting in a solution. A solvent is a material, usually a liquid, capable of dissolving another chemical. Chemicals, commonly called solvents, can dissolve many different chemicals. Common solvents are water, ethanol, rugby, acetone, hexane, and toluene.
8. Volatile Substances - any liquid-solid or mixed substances having the property of releasing toxic vapors or fumes containing one or more of the following chemical compounds: Methanol, ethanol, isopropanol, ethyl acetate, n-propyl acetate, n-butyl acetate, acetone, methyl ethyl ketone, methyl butyl ketone, benzene, toluene, xylene, styrene, naphthalene, n-pentane, n-hexane, n-neptane, methylene, chloride, trichloroethylene, tetrachloroethylene, nitrous oxide, dichlorodifluoromethane, chlorodifluoromethane, isoamyl nitrate, ether or chloroform or any other chemical substances which when sniffed, smelled, inhaled, or introduced into the physiological system of the body which produces or induces a condition of intoxication, inebriation, excitement, stupefaction, dulling of the brain or nervous system, depression, giddiness, paralysis, or irrational behavior or in any manner changing, distorting or disturbing the auditory, visual, or mental processes.

SECTION 4. PROHIBITION.



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City Vice Mayor

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HON. STRIKE B. REVILLA
City Mayor

1. It shall be prohibited for any commercial establishment operating within the City of Bacoor, Cavite to sell, dispense, or give, with or without monetary consideration, "rugby" and other volatile substances and/or solvents to minors.
2. The use or possession of "rugby" and other volatile substances and/or solvents to minors for inhalation to induce or produce intoxication is hereby prohibited within the territorial jurisdiction of the City of Bacoor.
3. Selling or retailing in all sari-sari and convenience stores and other establishments within the territorial jurisdiction of the City of Bacoor of "rugby" and other volatile substances and/or solvents to minors are prohibited.

SECTION 5. ADMISSION OF SOLVENT USERS. - Solvent users shall be admitted to a Drug Treatment and Rehabilitation Center upon endorsement of the City Social Welfare and Development Office and Office of the City Health Services subject to pertinent government rules and regulations.

SECTION 6. REGULATION OF SALE OF SOLVENT SUBSTANCES, VOLATILE SUBSTANCES, AND REGULATION OF SALE. - All commercial establishments within the City of Bacoor that are engaged in selling "rugby" and other volatile substances and/or solvents are hereby mandated to maintain a register of names and addresses of the purchaser(s) in a logbook, and the purchaser must present a valid Identification Card.

The Head of the Business Permits and Licensing Office or his/her representatives are hereby granted visitatorial powers over all establishments engaged in selling "rugby" and other volatile substances and/or solvents to ensure the implementation of this Ordinance.

SECTION 7. WARNING SIGNAGE/NOTICE

All commercial establishments covered under this Ordinance are required to put up and display signage in the most conspicuous area of their store or establishment, informing and warning the public regarding the prohibitions under this Ordinance.

SECTION 8. OBLIGATION OF PARENTS, GUARDIANS, AND OTHER ADULT PERSONS TO MINORS IN THEIR CARE

It shall be the obligation of every parent or guardian of minors to observe strict diligence in the handling, use, and storage of volatile substances in their homes and schools, and unless warranted by unavoidable circumstances, to avoid authorizing any minor or child



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below eighteen (18) years of age, to purchase or acquire, or handle such volatile substances for them.

SECTION 9. APPREHENSION AND EXAMINATION OF MINORS

A minor apprehended in accordance with law for violation of this Ordinance shall, after being brought to the nearest police station for blotter recording purposes, be brought to any available government medical or city health officer in the area for a physical and mental examination. Whenever treatment for any physical or mental defect is indicated, steps shall be undertaken by the government medical or health officer to provide the same in accordance with pertinent laws and government regulations.

SECTION 10. PUBLICITY

A minor apprehended, examined, and/or rehabilitated in accordance with the preceding sections or a minor facing charges in court for violation of this ordinance shall be protected from public identification. Neither his/her name, biographical information, nor his/her image, by means of still or moving pictures, will be made public for any reason whatsoever based on the regulation under the Data Privacy Act.

Similarly, logbooks referred to under Section 6 of this Ordinance shall be maintained and kept by the commercial establishment in accordance with the rules and regulations of the Data Privacy Act.

SECTION 11. PENALTIES.

1. Mandatory rehabilitation, upon the recommendation of the City Social Welfare and Development Office, shall be imposed for any minor who violated Section 4(b) of this Ordinance.
2. Any parent, guardian, or person of legal age authorizing or requesting minors to purchase, acquire, or handle such volatile substances for them, and which said minor subsequently used for the purpose of inhalation to induce or produce intoxication or in any manner changing, distorting or disturbing their auditory, visual or mental process shall be penalized with imprisonment of six (6) months or a fine of FIVE THOUSAND (Php5,000.00) PESOS, or both, at the discretion of the Court.



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3. Any owner of the hardware store or establishment found violating Section 3 of this ordinance shall be meted with the following punishment:

- a. **1ST OFFENSE:** a fine of not less than TWO THOUSAND PESOS (P2,000.00) but not more than THREE THOUSAND PESOS (P3,000.00) or imprisonment of not less than ONE (1) MONTH but not more than THREE (3) MONTHS or both fine and imprisonment at the discretion of the court;
- b. **2ND OFFENSE:** a fine of not less than THREE THOUSAND PESOS (P3,000.00) but not more than FOUR THOUSAND PESOS (P4,000.00) or an imprisonment of not less than THREE (3) MONTHS but not more than SIX (6) MONTHS or both fine and imprisonment at the discretion of the court;
- c. **3RD OFFENSE:** a fine of not less than FOUR THOUSAND PESOS (P4,000.00) but not more than FIVE THOUSAND PESOS (P5,000.00) or imprisonment not less than SIX (6) MONTHS but not more than ONE (1) YEAR or both fine and imprisonment at the discretion of the court.
- d. If such unauthorized sale, delivery, administration, giving away, or distribution of such volatile substances to a minor is committed by the owner, manager, official employee, or worker of a store, business entity, or establishment within its business premises, the same shall be a cause for the revocation of its business permit and closure of its business establishment;
- e. This shall in no case bar another prosecution and imposition of penalty under Presidential Decree No. 1619 for the offenders thereof.

SECTION 12. SEPARABILITY.

In case any provision or part of any provision of this Ordinance is declared void or invalid by a competent court of law, the remaining provisions hereof not affected by the said judicial declaration shall remain valid and enforceable.



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SECTION 13. REPEAL.

All ordinances, resolutions, and issuances inconsistent with the provisions of this Ordinance are hereby repealed 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 within the province of Cavite and after it has been posted in at least three (3) conspicuous public places within the City of Bacoor, Cavite.

APPROVED this 12th day of February 2024 at the City of Bacoor, Cavite.

I hereby certify that the foregoing Ordinance was duly approved 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: 13 MAR 2024