



Republic of the Philippines  
Province of Cavite  
CITY OF BACOOD

Office of the Sangguniang Panlungsod



**DISTRICT I**

HON. CATHERINE SARINO-EVARISTO  
City Councillor

HON. MICHAEL E. SOLIS  
City Councillor

HON. ADRIELITO G. GAWARAN  
City Councillor

HON. RAMON N. BAUTISTA  
City Councillor

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HON. LEVY M. TELA  
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HON. SIMPLICIO G. DOMINGUEZ  
City Councillor

HON. RANDY C. FRANCISCO  
Liga ng mga Barangay Vice-President

HON. 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:  
HON. STRIKE B. REVILLA  
City Mayor

**CITY ORDINANCE NO. 423-2025  
SERIES OF 2025**

**AN ORDINANCE REQUIRING ALL PUBLIC UTILITY COMPANIES, ENTERPRISES OPERATING WITHIN THE CITY OF BACOOD, CAVITE APPLYING FOR PERMITS OR LICENSES FROM THE CITY GOVERNMENT TO SUBMIT ALL DOCUMENTARY REQUIREMENTS FOR SUCH ISSUANCE AND PROVIDING PENALTIES FOR VIOLATIONS HEREOF.**

Sponsored by:

**Hon. Adrielito G. Gawaran**

Co-Sponsored by:

Hon. Roberto L. Advincula, Hon. Ramon N. Bautista, Hon. Palm Angel S. Buncio, Hon. Simplicio G. Dominguez, Hon. Catherine Sarino-Evaristo, Hon. Reynaldo M. Fabian, Hon. Randy C. Francisco, 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**, the Supreme Court in the case of *Bonifacio Communication Corp. v. National Telecommunications* (G.R. No. 201944, 19 April 2023) defined a "Public Utility" as a business or service engaged in regularly supplying the public with some commodity or service of public consequence such as electricity, gas, water, transportation, telephone or telegraph service. To constitute a public utility, the facility must be necessary for the maintenance of life and occupation of the residents;

**WHEREAS**, it has been recognized by no less than the Supreme Court in *Manila Electric Company v. Matilde Macabagdal Ramoy* (G.R. No. 158911, 4 March 2008) that public utilities have the obligation to discharge its functions with utmost care and diligence;

**WHEREAS**, it has been noticed by the City Government that there are Public Utilities operating within the City of Bacoor, Cavite which were issued licenses or franchises for them to operate and conduct business within the City but have actually engaged the services of other companies which were not issued said licenses or franchises to operate as a public utility. In case of accidents or injuries resulting from negligent, unsafe or substandard works conducted by the public utility or their contractor, the helpless victims find it hard to make the public utility or contractor legally responsible;



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City Mayor

**WHEREAS**, Section 11 (5)(viii) of Article IV of Republic Act No. 10160 (the "Charter of the City of Bacoor") empowered the Sangguniang Panlungsod to enact an ordinance to regulate the drilling and excavation of the ground for the laying of water, gas, sewer and other pipes, and the construction, repair and maintenance of public drains, sewers, cesspools, tunnels and similar structures; regulate the placing of poles and the use of crosswalks, curbs and gutters; adopt measures to ensure public safety against open canals, manholes, live wires and other similar hazards to life and property; and regulate the construction and use of private water-closets, privies and other similar structures in buildings and homes

**WHEREAS**, Section 11 (5)(ix) of Article IV of Republic Act No. 10160 likewise empowered the Sangguniang Panlungsod to enact an ordinance to regulate the placing, stringing, attaching, installing, repair and construction of all gas mains, electric telegraph and telephone wires, conduits, meters and other apparatus and provide for the correction, condemnation or removal of the same when found to be dangerous, defective or otherwise hazardous to the welfare of the inhabitants;

**WHEREAS**, Section 11 of Republic Act No. 10160 generally provides for the authority of the Sangguniang Panlungsod to enact ordinances, approve resolutions and appropriate funds for the general welfare of the City and its inhabitants pursuant to Section 16 of the Local Government Code;

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

**SECTION 1. TITLE.** This Ordinance shall be known as the "**Public Utility Contractors Regulation Ordinance of the City of Bacoor**".

**SECTION 2. DECLARATION OF POLICY.** It shall be the policy of the City of Bacoor to ensure the safety of its inhabitants from accidents and injuries caused — directly or indirectly — by the acts or omissions of public utilities, contractors or by their sub-contractors. To achieve this, the City Government shall institute measures intended to regulate the activities and operations of public utilities, contractors and their sub-contractors within the territorial jurisdiction of the City of Bacoor as provided under Section 5 of Republic Act No. 10160 (the "Charter of the City of Bacoor").

**SECTION 3. DEFINITION OF TERMS.** The following terms used in this Ordinance shall be defined as follows:



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Sangguniang Panlungsod Secretary

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City Vice Mayor

Approved by:  
HON. STRIKE B. REVILLA  
City Mayor

a. **Contractor** — any person or entity engaged in providing services for a specific job or undertaking from a Public Utility Company.

b. **Public Utility Company** — a corporation or entity engaged in regularly supplying the public with some commodity or service of public consequence, such as electricity, gas, water, transportation, telephone, or telegraph service, and internet.

c. **Sub-contracting** — an arrangement whereby the Public Utility Company agrees to farm out with a contractor for the performance or completion of a specific job or work within a definite or predetermined period.

**SECTION 4. LIST OF DOCUMENTARY REQUIREMENTS.** The following documents are required to be submitted by the Public Utility Company and such other companies engaged by the Public Utility as its contractor or sub-contractor prior to the issuance of the requested permit, license, or franchise:

1. Certified true copy of the latest General Information Sheet (GIS) issued by the Securities and Exchange Commission;
2. Certified true copy of the most updated Bureau of Internal Revenue (BIR) Registration;
3. Certified true copies of accreditations issued by the Occupational Safety and Health Center of the Department of Labor and Employment;
4. Certified true copy of the Business Permit of the Principal Office of the Public Utility or its contractor/sub-contractor;
5. A standard notarized verified undertaking that all the documents submitted are true and correct to be provided by the Business Permits and Licensing Office (BPLO); and
6. Such other documents as may be required by the Implementing Rules and Regulations for this Ordinance or as may be required by the City Mayor.

**SECTION 5. SUBMISSION OF THE DOCUMENTARY REQUIREMENTS.** Public Utilities and their contractors/sub-contractors are required to submit the aforementioned documents to the Office of the City Administrator who shall be the official repository of the same.



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**SECTION 6. PRESUMPTION OF MISREPRESENTATION OR FAILURE TO SUBMIT.** It shall be presumed that any failure to submit the required documents by the contractor/sub-contractor or any misrepresentation on the submission shall be attributable to the public utility which engaged the erring contractor.

**SECTION 7. PENALTIES.** The penalties for the failure to submit any of the required documents as enumerated in this Ordinance or its Implementing Rules and Regulations shall be as follows:

a. Suspension or revocation of the permit, license, or franchise issued to the Public Utility Company or its contractor by any or all departments of the City Government;

b. An administrative fine of PHP 5,000.00 payable to the Office of the City Treasurer against the City Government personnel who processed or submitted the documentary requirements for the issuance of the requested permit, license or franchise for the signature or review of the City Mayor;

c. A violation of any of the provisions of this Ordinance shall be punishable with imprisonment of not more than one (1) year but not less than six (6) months upon finding of guilt beyond reasonable doubt by the appropriate court of law against the personnel who processed or submitted the documentary requirements and against the employer or principal of the public utility company or the contractor who authorized the said personnel.

In case of any misrepresentation in the submitted documentary requirements, or the submission of falsified documentary requirements, the license, permit, or franchise requested by the public utility or the contractor shall be revoked.

**SECTION 8. IMPLEMENTING RULES AND REGULATIONS.** The City Environmental Services Department, the City Health Office, the Office of the Building Official, and the Business Permit and Licensing Department, with the assistance of the Office of the City Legal Service are mandated to submit the implementing rules and regulations of this Ordinance for the review and approval of the City Mayor within sixty (60) working days from the date of effectivity hereof.



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*[Signature]*  
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City Vice Mayor

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City Mayor

**SECTION 9. MODIFYING CLAUSE.** All ordinances, orders, resolutions, and rules inconsistent with the provisions of this Ordinance are hereby modified accordingly.

**SECTION 10. SEPARABILITY CLAUSE.** Any provision of this of this Ordinance not declared void or unconstitutional by the proper court of law shall remain valid.

**SECTION 11. EFFECTIVITY CLAUSE.** This Ordinance shall take effect immediately after it has been published once in a newspaper of general circulation iii the City of Bacoor, Cavite aim posted in at least two (2) conspicuous places in the City of Bacoor.

**ENACTED** this 3<sup>rd</sup> day of February 2025 at the City of Bacoor, Cavite by the 5<sup>th</sup> Sangguniang Panlungsod.

I hereby certify that the foregoing Ordinance was approved in accordance with law.

Certified:  
*[Signature]*  
HON. ROWENA BAUTISTA-MENDIOLA  
City Vice Mayor/Presiding Officer

Attested:  
*[Signature]*  
ATTY. KHALID A. ATEGA JR.  
Sangguniang Panlungsod Secretary

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

Date Approved: 10 FEB 2025