

Proposed City Ordinance No. ____
Series of 2025

AN ORDINANCE PROHIBITING ALL HOUSEHOLDS, RESTAURANTS, CANTEENS, AND OTHER FOOD ESTABLISHMENTS FROM DUMPING USED COOKING OIL AND GREASE TRAP WASTE DOWN DRAINAGE PIPES, REGULATING THE DISPOSAL, SALE, AND PROCESSING OF USED COOKING OIL AND/OR GREASE TRAP WASTE, MANDATING THEIR COLLECTION BY ACCREDITED COLLECTING ENTITIES TO PREVENT FLOODING AND WATER POLLUTION, AND PROVIDING PENALTIES FOR VIOLATIONS HEREOF.

Sponsored by:

WHEREAS, it is the policy of the City of Bacoor to maintain a healthful and clean environment for all of its residents and visitors while promoting economic growth through sustainable development practices.

WHEREAS, a study conducted by the City Environment Services Department (CESD) of the City of Bacoor revealed that almost all city residents and a significant number of commercial establishments engaged in the food business dispose used cooking oil and grease trap waste everyday by dumping it in kitchen sinks which end up in various bodies of water.

WHEREAS, the said used cooking oil and grease trap waste not only pollute the bodies of water and the aquifer of the City of Bacoor but also immensely contributes to the clogging up of the said waterways which result in widespread flooding in the city during the rainy season.

WHEREAS, it has come to the knowledge of the Sangguniang Panlungsod that unscrupulous private entities collect used oil from various commercial establishments within the city and — after physically removing food debris found thereon — resell the same in public markets or sari-sari stores thus endangering public health.

WHEREAS, Section 20 of Republic Act No. 9275 (the "Clean Water Act") gave local governments responsibility in the management and improvement of water quality within their respective territorial jurisdictions.

WHEREAS, Section 16 of Republic Act No. 7160 (the "Local Government Code of 1991") provides that "every local government unit 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".

WHEREAS, Section 2 of Republic Act No. 6969 (the "Toxic Substances and Hazardous and Nuclear Wastes Control Act of 1990") provides that it is the policy of the State to regulate, restrict or prohibit the importation, manufacture, processing, sale, distribution, use

and disposal of chemical substances and mixtures that present unreasonable risk and/or injury to health or the environment.

WHEREAS, Department of Environment and Natural Resources (DENR) Revised Procedures and Standards for the Management of Hazardous Wastes (Revising DAO 2004-36) (DENR Administrative Order No. 2013-22) classifies used/waste cooking oil and grease trap waste oil, including sludge, as a hazardous waste.

WHEREAS, Section 11 (1) (iv) of Republic Act No. 10160 (the "Charter of the City of Bacoor") empowered the Sangguniang Panlungsod to adopt measures to protect the inhabitants of the City from the harmful effects of man-made or natural disasters and calamities such as flooding.

WHEREAS, Section 11 (1) (vi) of RA 10160 empowered the Sangguniang Panlungsod to pass ordinances that protect the environment and impose appropriate penalties for acts which endanger the environment.

NOW THEREFORE, be it ordained by the 6th Sangguniang Panlungsod of the City of Bacoor, Cavite THAT:

Section 1. Title. This Ordinance shall be known and referred to as the "**Used Oil and Grease Trap Waste Collection and Disposal Regulation Ordinance of the City of Bacoor**".

Section 2. Coverage. This Ordinance shall cover all residential buildings and all commercial and institutional establishments situated in, or doing business at, the City of Bacoor, Cavite.

Section 3. Prohibited Acts. The following acts are hereby prohibited:

3.1. The improper disposal, processing, sale, or collection of used cooking oil or grease trap waste as mandated in this Ordinance and its Implementing Rules and Regulations;

3.2. The refusal of any person to turn over used cooking oil and grease trap waste to the CESD or to private corporations accredited by the City Government to collect used cooking oil and grease trap waste within the City of Bacoor;

3.3. The unjustified failure of owners/managers of various commercial or institutional food establishments, barangay officials and homeowners' associations to implement this Ordinance and to submit relevant data to the City Government related to the implementation of this Ordinance as provided herein and in its Implementing Rules and Regulations; and

3.4. The failure of any city government employee, HOA official/s, or barangay officials and/or employees to implement this Ordinance and/or its IRR.

Section 4. Definition of Terms. As used in this Ordinance:

4.1. "*Used cooking oil*" pertains to edible oil that has been used multiple times for cooking or frying food that is no longer fit for human consumption.

4.2. "*Grease trap waste*" refers to the accumulated solids, fats, oils, and grease trapped in grease interceptor systems located within food establishments.

4.3. "*Grease trap system*" is any device or contraption installed in commercial kitchens to collect solids, fats, oils, and grease before it reaches the drainage system.

4.4. "*Food establishments*" are restaurants, bars, canteens, carinderias, and other similar operations engaged in the sale or distribution of food in the City of Bacoor located within commercial buildings, schools, or hospitals. A building is considered "commercial" if it is intended wholly or in part to sell products or services to the public.

4.5. The "*head of household*" is a person of legal age who heads the family/ies residing in a dwelling unit situated within the City of Bacoor. If the dwelling unit is a dormitory, the head of the said household is the manager, caretaker or owner of the said dormitory.

4.6. "*Dwelling unit*" refers to either a house, apartment, townhouse, dormitory, condominium space or any similar living space devoted in whole or in part for residential purposes.

4.7. Used cooking oil or grease trap waste is deemed "*improperly processed*" if it is converted to a different chemical substance, or is made to appear to have undergone such a process, that is considered harmful to the environment by the CESD or to human health by the City Health Office (CHO).

4.8. Used cooking oil or grease trap waste is deemed "*improperly disposed*" if it is discarded in a way that violates this Ordinance or its IRR or any national government regulation.

4.9. Used cooking oil or grease trap waste is deemed "*improperly sold*" if it is sold or given in exchange for a fee or any other consideration to a natural or juridical person not duly accredited by the City Government to buy or collect used cooking oil or grease trap waste.

4.10. Used cooking oil or grease trap waste is deemed "*improperly collected*" if it is collected by a corporation, partnership, or person not duly accredited by the City Government to buy or collect used cooking oil or grease trap waste in exchange for a fee or any other consideration.

4.11. "*Biodiesel*" is a renewable, biodegradable fuel manufactured domestically from vegetable oils, animal fats, or recycled restaurant grease.

Words or phrases used in this Ordinance that are not defined in this Section shall be interpreted in the context as it was understood at the time this measure was approved by the Sangguniang Panlungsod and as it was understood by the general public at the time of such approval.

Section 5. Mandatory Collection of Used Cooking Oil and Grease Trap Waste.

The owners/managers of all food establishments as well as the head of all residential households within the City of Bacoor are hereby mandated to turn over all used cooking oil and grease trap waste generated by the said households or food establishments to private corporations accredited by the City Government to implement this Ordinance. The manner by which the said used cooking oil and grease trap waste shall be collected as well as the accreditation process of the said private collection entities shall be provided in the implementing rules and regulations (IRR) of this Ordinance.

Section 6. Implementing Department. The City Environment Services Department (CESD) shall implement this Ordinance and its IRR. The CESD shall submit monthly written reports to the City Mayor and to the Sangguniang Panlungsod containing data on the amount

of used cooking oil and grease trap waste collected per month, the number of households or food establishments that comply with this Ordinance, and the number of HOAs and barangays that have assisted the said department in implementing this legislation.

Section 7. Deputation of HOA officers and Barangay Officials. The officers of all homeowners' associations (HOA) accredited by the City Government and all incumbent barangay officials of the City of Bacoor are hereby deputized to implement this Ordinance and its IRR.

Section 8. Penalties. The following penalties shall be imposed against the following persons who violate this Ordinance:

8.1. The head of any household that unjustifiably fails to turn over the used cooking oil his/her household consumed to the CESD or to duly accredited private collection entities on the assigned collection day thereof shall pay a fine of P5,000.00 for each violation of this provision as determined by the CESD.

8.2. The manager or owner of any food establishment that unjustifiably fails to give the used cooking oil and/or grease trap waste that the said establishment used/produced to the duly accredited private collection entities on the assigned collection day thereof, or who improperly disposed, sold, or processed used cooking oil or grease trap waste shall pay a fine of P5,000.00 for each violation of this provision as determined by the CESD. The failure of the said manager or owner to comply with this provision for two or more occasions within a thirty-day period shall result in the suspension of the business permit of the said establishment and in its closure for ten (10) successive days.

8.3. Officers of homeowner's associations who refused to allow the private collection entities duly accredited by the City Mayor to collect used cooking oil and/or grease trap waste within their gated subdivision/community or to implement any provision of this Ordinance and/or its IRR shall pay a fine of P5,000.00 each. The unjustified failure of such officers to implement this Ordinance and its IRR for two or more occasions in any thirty-day period shall result in the suspension of the accreditation of the HOA they are representing for a period of sixty (60) days and will disqualify the said HOA from participating in any project or program of the City Government while the said suspension is in effect.

8.4. Barangay officials who unjustifiably failed to implement this ordinance and its IRR or to submit pertinent data related to the implementation of this Ordinance in their barangay as required by the CESD shall pay a fine of P5,000.00 each. The unjustified failure of such barangay officials to implement this Ordinance and its IRR or to submit the said data for two or more occasions in any thirty-day period shall result in their suspension without pay for a period of sixty (60) calendar days subject to the procedures provided in City Ordinance No. 362-2024.

8.5. City government employees who unjustifiably failed to implement this Ordinance or its IRR shall pay a fine of P2,000.00 for each time that the said failure was committed. The unjustified failure of such city employees to implement this Ordinance and its IRR for two or more occasions in a given thirty-day period shall result in their suspension without pay for a period of sixty (60) calendar days to one year in accordance with pertinent civil service regulations.

Section 9. Appeal. The City Mayor is hereby empowered to resolve any appeal or request for reconsideration made by any person who violated this Ordinance and to either reduce the fine/penalty imposed on the said person or to waive the same due to humanitarian considerations. However, the City Mayor shall not give the said discount or authorize the waiver of the said fine/penalty twice in favor of the same natural or juridical person.

Section 10. Accreditation of Private Collection Entity. The City Mayor shall, pursuant to the IRR of this Ordinance, accredit private corporations who shall be authorized to collect used cooking oil or grease trap waste within the city. For purposes of this Section, the City Mayor shall only accredit private corporations duly existing and operating under Philippine laws, with prior experience in the conversion of used cooking oil and grease trap waste to biodiesel in the Philippines, and who are willing to develop at their own expense a smartphone app that will enable the City Government to accurately monitor the amount of used cooking oil and grease trap waste being collected every month within the City of Bacoor.

Section 11. Duties of Private Collection Entities. Private corporations accredited by the city government as private collection entities pursuant to this Ordinance or its IRR shall have the following duties:

11.1. Implement procedures that will prevent the accidental spillage of used cooking oil or grease trap waste that they collected on any place or body of water within the City of Bacoor.

11.2. Convert used cooking oil and grease trap waste they collected to high-quality biodiesel at no expense to the city government or to the natural/juridical persons from whom the said substances originated. Biodiesel produced by the said private collection entity shall be considered to be of "high quality" if it meets national government standards and specifications to ensure its optimal performance and reliability when used in diesel engines.

11.3. Assist the city government in educating the public on the provisions of this Ordinance and its IRR and on its significance in protecting the environment and preventing flooding.

11.4. Develop at their own expense a smartphone based app that will allow the city government and its officials to monitor the amount of used cooking oil and grease trap waste collected, the amount of biodiesel produced, and the number of households or food establishments that complied and did not comply with this Ordinance per month.

11.5. Compensate the city government or any person within the City of Bacoor that suffered any injury due to the fault or negligence of the private collecting entity or of its employees, agents, or contractors.

11.6. Assist the city government in the implementation of this Ordinance and its IRR; and

11.7. Provide material assistance in support of programs/projects of the city government related to the implementation of this ordinance or in furtherance of the latter's environmental protection mandate such as, but not limited to, the establishment of biodiesel distribution centers, biodiesel refilling stations, the operation of used oil/grease trap waste collection centers, the distribution of used cooking oil collection receptacles to various households, and/or providing incentives to households that will participate in the implementation of this Ordinance and its IRR.

Section 12. Implementing Rules and Regulations. The CESD, with the assistance of the Office of City Legal Services, shall submit the IRR of this Ordinance for the approval of the City Mayor not later than sixty (60) working days from the date of effectivity hereof.

Section 13. Separability. In case a provision of this Ordinance is declared void by a court of law, the remaining provisions hereof not affected by the said declaration shall remain valid.

Section 14. Effectivity. This Ordinance shall become effective immediately after it has been published at least once in a newspaper of general circulation within the Province of Cavite.

APPROVED this ___ day of _____ 2025 at the City of Bacoor, Cavite.

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

CERTIFIED:

HON. ROWENA BAUTISTA-MENDIOLA
City Vice Mayor/Presiding Officer

ATTESTED:

ATTY. KHALID A. ATEGA JR.
Sangguniang Panlungsod Secretary

APPROVED:

HON. STRIKE B. REVILLA
City Mayor

Date of Approval: _____