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Secretariat Office of Antipolo City.

Republic of the Philippines
CITY OF ANTIPOLO
Province of Rizal

OFFICE OF THE SANGGUNIANG PANLUNGSOD

PRESENT:

Hon. Danilo O. Leyble City Vice Mayor / Presiding Officer

FIRST DISTRICT:

Hon. Serafin M. Alvaran	City Councilor
Hon. Eufrazio M. Tapales	City Councilor
Hon. Bernard Leo U. Zapanta	City Councilor
Hon. Ronald R. Barcena	City Councilor
Hon. Pablo S. Oldan, Jr.	City Councilor
Hon. Alexander S. Marquez	City Councilor
Hon. Marino B. Bacani	City Councilor
Hon. Evelyn S. Querubin	City Councilor

SECOND DISTRICT:

Hon. Lorenzo M. Zapanta	City Councilor
Hon. Corazon C. Braga	City Councilor
Hon. Ronaldo L. Leyva	City Councilor
Hon. Jesus A.Y. Huertas, Jr.	City Councilor
Hon. Humberto M. Bautista	City Councilor
Hon. Nixon R. Aranas	City Councilor
Hon. Josme M. Macabuhay, M.D.	City Councilor
Hon. Efren R. Parreno	Pres., Liga ng mga Barangay
Hon. Christian Edward O. Alarcon	Pres., SK Federation

ABSENT:

Hon. German C. Mata City Councilor

GUEST:

N O N E

CITY ORDINANCE NO. 2006-245

AN ORDINANCE REGULATING THE OPERATION OF COMPUTER/INTERNET SHOPS, VIDEOGAMES STATIONS, BILLIARD HALLS AND OTHER SIMILAR ESTABLISHMENTS IN THE CITY OF ANTIPOLO, PRESCRIBING PENALTIES FOR VIOLATION THEREOF AND FOR OTHER PURPOSES.

Introduced by: **Coun. Marino B. Bacani**
Sponsored by: **Comm. On Trade and Industry**

WHEREAS, Section 458 (a) (vii) of Republic Act 7160, otherwise known as the Local Government Code of 1991, empowers the Sangguniang Panlungsod “ x x x to regulate activities relative to the use of land, buildings and structures within the city in order to promote the general welfare and for said purposes shall:

“ x x x (vii) Regulate the establishment, operation and maintenance of any entertainment or amusement facilities, including the theatrical performance, circuses, billiards, pools, public dancing schools, public dancing hall, sound baths, massage parlors and other places for entertainment or amusement, regulate such other events or activities for amusement or entertainment, particularly those which tend to disturb the community or annoy the inhabitants, or suppression of the same, or prohibit certain forms of amusement or entertainment in order to protect the social and moral welfare of the Community; x x x

WHEREAS, Section 16 of the same Code mandates every local government unit “x x x 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, jurisdiction, local government units shall ensure and support, among other things”, x x x promote health and safety,” x x x improve public morals,” x x x maintain peace and order, “ and preserve the comfort and convenience of the inhabitants.”

WHEREAS, just recently, the Business Permit and Licensing Office (BPLO) conducted ocular inspections on the different computer and video shops and similar establishments operating in the City and the said office submitted an inspection report regarding the operations establishments and one o the findings was that there are illicit activities being conducted inside the cubicles of these computer and vide shops due to the improper structure of these establishments which facilitate the conduct of such activities;

WHEREAS, one of the objectives of this ordinance is to ensure that the structural design of these computer and video shops is properly followed and observed in order to deter or prevent the holding or conduct of illegal or indecent activities will be just to a stop altogether.

NOW THEREFORE, BE IT ORDAINED AS IT IS HEREBY ORDAINED BY THE SANGGUNIANG PANLUNGSOD OF ANTIPOLO, IN SESSION ASSEMBLED THAT:

SECTION 1. TITLE. This ordinance shall be known as “**AS ORDINANCE REGULATING THE OPERATIONS OF COMPUTER / INTERNET SHOPS, VIDEOGAMES STATIONS, BILLIARD HALLS AND OTHER SIMILAR ESTABLISHMENT IN THE CITY OF ANTIPOLO, PRESECRIBING PENALTIES FOR VIOLATION THEREOF AND FOR OTHER PURPOSES**”

SECTION 2. SCOPE. This ordinance shall apply to the entire territorial jurisdiction of the City of Antipolo.

SECTION 3. DEFINITION OF TERMS For purposes of this ordinance, the following terms are hereby defined as follows:

- a) Videogames - an electronic game played on a video screen.
- b) nternet Café – a place where an electronic computer network connects computer networks worldwide.
- c) Billiard Halls – a place where any of the several games is played an oblong table by driving balls against each other or into a pocket with a cue.
- d) Cubicle – a small separate space (as for sleeping or studying)
- e) Closed Cubicle – a small separate place with partition and door
- f) Pornography – the depiction of erotic behavior intended to cause sexual excitement.
- g) Shop Attendant – one that attends another to render service.
- h) Indecent Activity – morally offensive
- i) Business Permit and Licensing Office – refers to the agency of the City Government which is in charge of issuing Permits and Licenses to operate business in the City.

SECTION 4. RULES AND REGULATIONS. The following rules and guidelines are hereby adopted and prescribed to be observe and implemented in so far as the putting and operations of computer, video shops and other similar establishments and places of amusement in Antipolo City are concerned, to wit:

Prohibited Act

- a) Closed cubicle with door are strictly prohibited;
- b) Pornographic material and media shall not be installed in the computer;
- c) Videogames shall in no way be allowed or used for any form of gambling activities.

Regulated Act

- d) The owner of the establishment or may of his/her staff regularly monitor the activities of the customer.
- e) Business hours shall be limited only up to 10:00 P.M. for minors and 11:00 P.M. for adults.
- f) Student in Uniform and children below ten (10) years old shall not be allowed in the computer shop unless the purpose for coming into the shop is to type or print or do research for their school projects.
- g) Regular or periodic inspections shall be conducted by the deputized personnel from the Business Permit and Licensing Office.
- h) Only transparent doors shall be allowed to installed.
- i) All games and all forms of communication shall be temporarily halted or brought to a silent or pause mode during procession and other religious activities.
- j) The owner of the business establishment shall strictly observe cleanliness and sanitation in his/her area.
- k) The two hundred (200) meter radius requirements as provided in the existing Zoning Code and other applicable rules and regulations wherein computer shops and other similar establishments and places of amusements should be put up or constructed at least two hundred (200) meters away from the church, schools, hospitals, and other government offices shall be strictly complied with.

Provided however, that as regards to computer shops or computer with internet shops already existing and operating as the time of the enhancement and approval of this ordinance, they shall be exempt from the coverage of the immediately preceding paragraph of Section 4 (h). Provided further that video game station, billiard halls and other similar establishment and places of amusement already existing and operating at the time of enactment and approval of this ordinance shall be given (six) months to comply with the prohibitive and regulative provisions found in this section. Failure to do so may warrant the closure of such establishments not to mention the imposition of the corresponding penalties provided in Section 5 hereof.

SECTION 5. PENAL PROVISIONS. Any person found violating this ordinance shall be penalized as follows:

- a) 1st Offense – for the 1st offense, the offender shall suffer a fine of Three Thousand (P 3,000.00) Pesos or an imprisonment for a period not exceeding six (6) months.
- b) 2nd and Subsequent Offense – for the second and subsequent offense, the offender shall suffer a fine of Five Thousand (P 5,000.00) Pesos, or an imprisonment for a period not exceeding six (6) months but not more than one (1) year, or both such fine and imprisonment at the discretion of the court. Moreover, the business or mayor's permit issued to the offender shall be revoked.

SECTION 6. IMPLEMENTING GUIDELINES. Within thirty (30) days from the approval thereof, the Business Permit and Licensing Office (BPLO) shall formulate the Implementing Rules and Guidelines for the efficient and effective implementation of this ordinance. The said implementing rules and guidelines shall take after fifteen (15) days upon review and approval by the City Mayor.

SECTION 7. IMPLEMENTING AGENCY. The Business Permit and Licensing Office (BPLO), in close coordination and cooperation with the Philippine National Police (PNP), the concerned Barangay, and the Task Force Kaayusan under the Office of the City Mayor, shall be implementing agency for the proper implementation of this Ordinance.

SECTION 8. all previous local ordinances, issuance's, rules of this Ordinance is declared illegal or unconstitutional, other sections or provisions hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 9. If for any reason, any section or provision of this Ordinance is declared illegal or unconstitutional, other sections or provisions hereof which are not affected thereby shall continue to be in full force effect.

SECTION 10. This Ordinance shall take upon its approval.

Adopted Unanimously
August 7, 2006
Regular Session

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CERTIFICATION

I hereby certify to the correctness of the foregoing ordinance.

(SGD) ALAN R. ESPINAS
City Council Secretary

ATTESTED:

(SGD) SERAFIN ALVARAN
City Councilor

(SGD) LORENZO M. ZAPANTA
City Councilor

(SGD) EUFRACIO M. TAPALES
City Councilor

(SGD) CORAZON C. BRAGA
City Councilor

(SGD) BERNARD LEO U. ZAPANTA
City Councilor

(SGD) RONALDO L. LEYVA
City Councilor

(SGD) RONALD BARCENA
City Councilor

(SGD) GERMAN C. MATA
City Councilor

(SGD) PABLO S. OLDAN
City Councilor

(SGD) ATTY. JESUS A. Y. HUERTAS
City Councilor

(SGD) ALEXANDER S. MARQUEZ
City Councilor

(SGD) HUMBERTO M. BAUTISTA
City Councilor

(SGD) MARINO B. BACANI
City Councilor

(SGD) NIXON R. ARANAS
City Councilor

(SGD) EVELYN S. QUERUBIN
City Councilor

(SGD) JOSME M. MACABUHAY, M.D.
City Councilor

(SGD) CHRISTIAN EDUARDO O. ALARCON
Pres., SK Federation

(SGD) EFREN R. PARREÑO
Pre., Liga ng mga Barangay

(SGD) ATTY. DANILO O. LEYBLE
City Vice Mayor / Presiding Officer

APPROVED:

(SGD) ENGR. ANGELITO GATLABAYAN
City Mayor