



OFFICE
of the
**SANGGUNIANG
BAYAN**



MONCADA, TARLAC

EXCERPT FROM THE MINUTES OF THE 9th REGULAR SESSION OF THE SANGGUNIANG BAYAN OF MONCADA, TARLAC FOR CY 2022 HELD ON THE 7th DAY OF MARCH, 2022 AT THE SB SESSION HALL, LEGISLATIVE BUILDING.

PRESENT:

HON. JAIME O. DUQUE	.. VICE MAYOR/PRESIDING OFFICER
HON. ALBERTO C. MARZAN, JR., MD	.. MEMBER
HON. RUBEN V. GAMBOA, JR	.. MEMBER
HON. THELMAFLOR A. ESPEJO	.. MEMBER
HON. GEORGE MICHAEL P. AGUILAR	.. MEMBER
HON. JANIUS M. YASAY	.. MEMBER
HON. CELESTE A. AYSON	.. MEMBER
HON. CONSTANCE NESTOR A. FAVIS	.. MEMBER
HON. EZEKIEL C. RIVERA	.. SKF PRESIDENT

ABSENT:

HON. RODOLFO C. ESPEJO, JR.	.. MEMBER (Official Business)
HON. GEORGE R. CUCHAPIN, MD	.. LnB PRESIDENT (Official Business)

**MUNICIPAL ORDINANCE NO. 06
Series of 2022**

**AN ORDINANCE IMPOSING PENALTIES FOR BUSINESS OWNERS
IMPLICATED IN DRUG TRADE AND OTHER CRIMINAL ACTS**

Sponsored by: COUN. JANIUS M. YASAY

*Chairperson, Committee on Rules, Ordinances, Legal Matters, Justice and
Good Governance*

WHEREAS, the Sangguniang Bayan is empowered to enact ordinances as it may deem necessary and proper for the furtherance of safety, prosperity and the promotion of morality, peace, good order, comfort, convenience and the general welfare of the municipality and its inhabitants;

WHEREAS, based on reports provided by the Philippine Drug Enforcement Agency (PDEA) and the local Police Office, traders or owners of business establishments such as, but not limited to sari-sari stores, market stalls, among others, have been implicated in drug trades in which the Municipal Government strongly condemns, considering that foregoing criminal acts are detrimental to the peace and order of the locality and prejudicial to the welfare of citizens and those engaged in such business/es;

WHEREAS, criminal acts perpetrated by individuals involved in business activities such as its owner, manager, staff, vendors and helpers shall be dealt with



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accordingly pursuant to pertinent laws; Corollary thereto, this August Body finds it imperative to enact an Ordinance that will provide for the corresponding administrative penalties to registered owners of businesses with proven involvement in drug trades and other criminal acts punishable under the laws of the Philippines;

NOW, THEREFORE, on motion by Coun. Janius M. Yasay, duly seconded;

BE IT ENACTED by the Sangguniang Bayan of Moncada in session assembled, that:

SECTION 1. LEGAL BASES. This Ordinance is enacted in accordance with the provisions of RA 9165 or the Comprehensive Dangerous Drugs Act of 2002, Act No. 3815 or the Revised Penal Code and RA 7160 or the Local Government Code of 1991.

SEC. 2. COVERAGE AND PENALTIES. Owners of any kind of business or trade, including sari-sari store owners and hawkers who are formally charged before a competent court and/or convicted for violating RA 9165 and the Revised Penal Code shall be meted with corresponding administrative penalties specified as follows:

- a) First Offense - a fine of one thousand five hundred pesos (P 1,500.00), suspension of business operations for one (1) month and a case filed in court.
- b) Second Offense - a fine of two thousand pesos (P2,000.00), suspension of business operations for three (3) months and a case filed in court.
- c) Third Offense - a fine of two thousand five hundred pesos (P 2,500.00), revocation/cancellation of business permit and a case filed in court.
- d) In case the business is not registered with the Municipal Government, the violator shall be barred from doing any kind of business or trade within the territorial jurisdiction of Moncada for a period of three (3) years.



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SEC. 3. SEPARABILITY CLAUSE. If any provision or part hereof is held invalid or declared unconstitutional, the other provisions which are not affected thereby shall continue to be in full force and effect.

SEC. 4. REPEALING CLAUSE. All issuances, rules and regulations or parts thereof which are in conflict with this Ordinance are hereby repealed or modified accordingly.

SEC. 5. EFFECTIVITY. This Ordinance shall take effect fifteen (15) days following its posting in at least three conspicuous places in the municipality and likewise in the official social media platforms and website of the LGU of Moncada.

ENACTED, this 7th day of March, 2022 at Moncada, Tarlac.

I HEREBY CERTIFY to the correctness of the foregoing Municipal Ordinance which was enacted on THIRD and FINAL reading by the Sangguniang Bayan of Moncada, Tarlac during its 9th Regular Session held on the aforementioned date and place.


VICTOR SANDINO S. MOLINA
Secretary, Sangguniang Bayan

**ATTESTED AND CERTIFIED
TO BE DULY ENACTED:**


JAIME O. DUQUE
Vice Mayor & Presiding Officer

APPROVED by HER HONOR, this 8th day of MARCH, 2022.


ESTELITA M. AGUINO
Municipal Mayor

