



Republic of the Philippines
City of Iriga

OFFICE OF THE SANGGUNIANG PANLUNGSOD

New Government Center
Sta. Cruz Sur, Iriga City 4431
Tel./Fax No. (054) 299-1982

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF IRIGA CITY HELD ON MONDAY, JULY 18, 2011 AT THE CITY SESSION HALL, 2/F NEW CITY HALL, STA. CRUZ SUR, IRIGA CITY.

PRESENT: HON. JOSE SG. VILLANUEVA, JR. - Vice-Mayor & Presiding Officer
HON. FERNANDO S. BERIÑA, JR.
HON. RUFINO L. VILLAGOMEZ, SR.
HON. RODOLFO L. TINO, JR.
HON. BENJAMIN P. EPRES
HON. JOSE LL. GRIMALDO
HON. CRYSTAL C. BAYLON-GONZALEZ
HON. OMAR ERASMO G. AMPONGAN
HON. GLEEN NICOLAS M. LEE
HON. DIONISIO D. NACARIO
Ex-Officio Member (ABC President)
HON. RHUJAN FELIX Z. ALFELOR
Ex-Officio Member (SK Federation President)

ABSENT: HON. EMMANUEL T. ALFELOR, JR.
HON. SANTOS A. AUDAL, JR.

ORDINANCE NO. 2011-02

AN ORDINANCE REQUIRING ALL BANKS, PAWNSHOPS, MONEY EXCHANGE SHOPS/CENTERS, CONVENIENCE STORES, MAJOR DRUGSTORES/PHARMACIES, INTERNET SHOPS AND CAFES, GASOLINE STATIONS, MONEY TRANSFER CENTERS, GROCERY STORES AND HOTELS TO INSTALL, OPERATE AND MAINTAIN APPROPRIATE VIDEO SURVEILLANCE AND MONITORING SYSTEM INSIDE AND/OR IN THE IMMEDIATE VICINITY OF THEIR AREAS OF OPERATION AND PROVIDING PENALTIES THEREOF.

WHEREAS, Section 458, (a) sub-paragraph (1) of the Local Government Code of 1991 states that the Sangguniang Panlungsod, as the Legislative Body of the City, shall enact Ordinances, approve resolutions and appropriate funds for the general welfare of the City and its inhabitants pursuant to Section 16 of this Code and in the proper exercise of the corporate powers of the City as provided for under Section 22 of this Code and shall:

"(ii) Maintain peace and order by enacting measures to prevent and suppress lawless disorders, riot, violence, rebellion or sedition and impose penalties for the violation of said Ordinances,"

WHEREAS, incidents of robberies have recently been hugging the headline news and have resulted to the loss of innocent lives;

WHEREAS, inspite of the security measures put up by banking institutions, robbery/hold-ups are still successfully staged by fearless outlaws who are mostly armed with deadly and high powered weapons;

WHEREAS, most business establishments in and outside of Iriga City have already installed their video cameras in and outside of their place of operation to record all persons coming in and out of the same and monitor the activities inside their premises as well;

WHEREAS, with the use of the video monitoring devices, police and investigators will have an easier time identifying the perpetrators of these robbery/hold-ups and other illegal activities;

WHEREAS, crimes of these nature could somehow be prevented and deterred when appropriate surveillance and monitoring cameras are installed inside and outside the premises or in the immediate vicinity of financial institutions and business establishments, making it easy for the police to monitor on-going events and for the recordings to serve as an aid for investigation to know how the crime was committed and help identify, capture and prosecute the doer of the crime;

WHEREAS, the City Government of Iriga has resolved in maintaining the high confidence of the business sector in the City and will exhaust all means to prevent all kinds of crimes from happening within its jurisdiction.

NOW, THEREFORE, be it ordained as it is hereby ordained by the Sangguniang Panglungsod of Iriga City, in Session duly assembled that:

Section 1. All banks, pawnshops, money or foreign currency exchange and transfer centers, bills payment or "bayad" centers, convenience stores, major drugstores/pharmacies, gasoline stations internet shops and cafes, grocery stores and hotels, hereinafter referred to as business establishments in the City of Iriga are hereby required to install, operate and maintain appropriate video surveillance and monitoring systems inside and within, and/or in the immediate vicinity of their areas of operation.

Section 2. Definition of Terms

- a) **BUSINESS ESTABLISHMENTS** - in this Ordinance shall refer to banks (and their branches including ATM stations), pawnshops, money or foreign currency exchange centers, convenience stores, major drugstores (drugstores where customers can enter the store premises and drugstores with over-the-counter customers), gasoline stations, internet cafes, money transfer centers, bills payment or "bayad" centers, grocery stores and hotels.
- b) **GROCERY STORES** - refers to an establishment where merchandise is readily available and offered for sale, may be closed-door type or open, where customers can enter and purchase items during the store operating hours.

- c. **MAJOR DRUGSTORE/PHARMACY** – refers to an establishment where medicines and other health-related merchandise are available and offered for sale, may be closed-door or open, where customers can enter the premises to purchase drugstore products/items during the store operating hours. Over the counter-type or window-type drugstores shall be covered by the provisions of this Ordinance.
- d. **VIDEO SURVEILLANCE AND MONITORING SYSTEMS** – refers to a gadget for electronic motion picture acquisition initially developed by the television industry but now common in other applications as well like computers, telecommunications, etc. Video cameras are used primarily in two modes, the first being the live broadcast, where the camera feeds real time images directly to a screen for immediate observation. The second is to have the images, audio and data recorded to a storage device for archiving or further processing.

The video cameras may be fixed or installed on ceilings, walls, side of buildings, posts and other structures and connected to local (within the establishment) television monitors or remote (far from the establishment) from where activities, occurrences and people within and immediately outside the premises can be visually monitored.

Section 3. The daily video recordings must be stored and present for a minimum period of at least thirty (30) days for review purposes and reference after which the same may be destroyed UNLESS its preservation is required by a court order, by the police or the City Mayor.

Section 4. The business establishments referred to this Ordinance must give the duly authorized local police authorities police access to the recordings or video tapes/footages if the occasion warrants without prejudice to the provision of Section 3 hereof, after the assigned officer has shown the written authority given to him by the City Police Chief for the purposes.

Section 5. It shall be unlawful for any person to allow the unauthorized and/or unofficial use or viewing of any saved or archived video recording and the unauthorized disclosure or identification of the identity of any person/s or client/s seen on the video other than that of the complainant or a victim.

Section 6. All covered business establishments are encouraged and not limited to provide modern surveillance systems, that is to shift from analog to digital video capabilities, black and white to color, provide night vision, and with programmable alert systems (if the establishment does not have these modern capabilities yet) within six (6) months from the effectivity of this Ordinance. This is to ensure that the prevention and investigative capabilities based on the video recordings are or can be enhanced, advanced and ready for citywide integrated surveillance and monitoring system.

Section 7. In this shift after six months from the effectivity of this Ordinance, all covered business establishments may also complete wireless video interconnections with central monitoring systems that may be established by the city government and its barangays for the local police and free districts.

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Section 8. The City Government, through its City Mayor and the Sangguniang Panlungsod may give technical consultation for these business establishments, particularly the small and medium enterprises, to comply with these requirements immediately and in anticipation of the six-month shift to attain a modern video surveillance and monitoring system for the City.

Section 9. The Thirty Six (36) Barangays of Inga City are also tasked to assist and support the Local Government in enforcing the provisions of this Ordinance, especially to monitor and ensure the strict compliance of the establishments concerned.

Section 10. PENALTY CLAUSE - Any violation of this Ordinance shall be imposed with the following fines and penalties:

10a First Offense - FIVE THOUSAND PESOS (P5,000.00) and security remedial for the establishment owner or manager.

Second Offense - FIVE THOUSAND PESOS (P5,000.00) plus a one-month suspension of the Business Permit and License to Operate.

Third Offense - Revocation of Business Permit and License of the current year.

If any erring business establishment refuses to pay the imposed fines within fifteen (15) calendar days from receipt of the violation notice or citation ticket, business permit and license to operate shall be suspended until the penalty is settled and requirements have been met. The business establishment will be allowed to resume operation after the installation of all the requirements and upon recommendation of the Police Chief or the BPLO (Business Permit and Licensing Officer).

10b Any person who will violate the provision of Section 3, 4, and 5 shall pay a fine of FIVE THOUSAND PESOS (P5,000.00) or six months imprisonment, or both upon the discretion of the court.

Section 11. Criminal Liability of Officers of Partnerships, Corporations, Associations or Other Juridical Entities - In case any violation of this Ordinance is committed by a partnership, corporation, association or any juridical entity, the partner, president, director, manager, trustee, estate administrator, or officer who consents to or knowingly tolerates such violation shall be held criminally liable as a co-principal.

Section 12. The Inga City Police Force, the Task Force Pusog, the Business Permit and Licensing Officer (BPLO) are hereby tasked to implement this Ordinance. These units and officer must coordinate with the Office of the City Mayor to implement the provision of Section 8.

Section 13. Copies of this Ordinance shall be distributed to all concerned business establishments as defined in Section 2a, all Barangay Councils, all concerned law enforcers and the Trial Courts in the City of Inga.

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Section 14. Separability Clause. If any provision of this Ordinance is held invalid or unconstitutional, the other provisions not affected thereby shall remain valid and subsisting.

Section 15. All existing City Ordinances, Orders and Resolutions that are inconsistent with the provisions of this Ordinance are hereby repeated or modified accordingly.

Section 16. Effectivity Clause. This Ordinance shall take effect sixty (60) days after its publication in newspapers of local circulation.

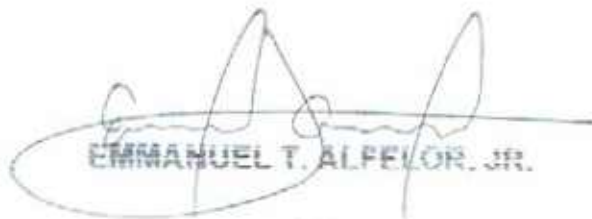
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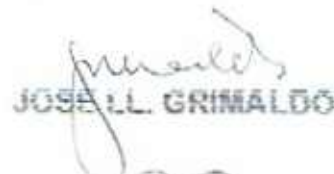
Done this 18th day of July, 2011 during the Regular Session of the Sangguniang Panlungsod of Inga City.

Sponsors: Hon. Fernando S. Berina, Jr.
Hon. Omar Erasmo G. Ampongan
Hon. Gleen Nicolas M. Lee
Hon. Rufino L. Villagomez, Sr.

WE HEREBY CERTIFY to the correctness of the foregoing Ordinance.


JOSE SG. VILLANUEVA, JR.
Vice-Mayor & Presiding Officer


EMMANUEL T. ALFELOR, JR.

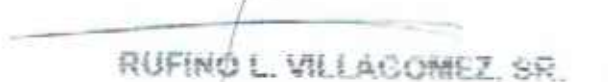

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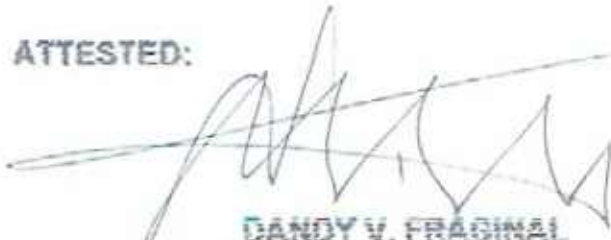


BENJAMIN P. ESPES




RHUIAN FELIX Z. ALFELOR
Ex-Officio Member (SK Federation President)

ATTESTED:



DANDY V. FRAGINAL
Secretary to the Sanggunian

APPROVED:



MADELAINE Y. ALFELOR-GAZMEN
City Mayor

DATE APPROVED: 12 SEP 2011

