

Republic of the Philippines
MUNICIPALITY OF PANIQUI
Province of Tarlac

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF PANIQUI, TARLAC HELD ON OCTOBER 6, 2008 AT THE SB SESSION HALL.

PRESENT: Hon. Genevieve S. Linsao – Vice Mayor/Presiding Officer
Hon. Rexmener R. Gaculais, member
Hon. Anita E. Dalayoan, member
Hon. Godofredo G. Tangonan, Jr., member
Hon. William M. Ibay, Sr., member
Hon. Aniel Bon C. Santillan, member-Majority Floor Leader
Hon. Sergio C. Baltazar, member
Hon. Dante P. Belarmino, member-Minority Floor Leader
Hon. Rosauro V. Tayag, member
Hon. Pedro S. Simbre (ABC Pres), Ex-officio member
Hon. Jaydee D. Abraham (SK Fed Pres.), Ex-officio member

ABSENT: None

RESOLUTION NO. 133 – 2008

On motion of Councilor William M. Ibay, Sr., unanimously seconded, RESOLVED, to approve and adopt, as it hereby approves and adopts an ordinance penalizing all commercial stall owners/leases for extending or widening the area of their stalls beyond the space allotted to them within the municipality of Paniqui which result in overlapping of stalls in public market and occupying streets, sidewalks outside of the market.

RESOLVED FURTHER, that this resolution be enacted into an ordinance to wit:

ORDINANCE NO. 2008-09

AN ORDINANCE PENALIZING ALL COMMERCIAL STALL OWNERS/LESSEES FOR EXTENDING OR WIDENING THE AREA OF THEIR STALLS BEYOND THE SPACE ALLOTTED TO THEM WITHIN THE MUNICIPALITY OF PANIQUI WHICH RESULT IN OVERLAPPING OF STALLS IN PUBLIC MARKET AND OCCUPYING STREETS, SIDEWALKS OUTSIDE OF THE MARKET.

Section 1. PROHIBITED ACT

An act committed by the stall owners/lessees within the Municipality of Paniqui covering all private and commercial stalls to **extend or widen** the areas of their stalls, to the aisles, streets and sidewalks.

Section 2. DECLARATION OF POLICY

It is the policy of this municipality to see to it, that all existing laws, rules, regulation, decrees, ordinances and resolutions duly promulgated by the authorities, be observed and respected.

Section 3. ENFORCEMENT CLAUSE

The Department of Trade and Industry, the Local Monitoring Board, its members, the Local Chief Executive, the Philippine National Police, shall be designated and empowered to enforce this ordinance.

Section 4. PENALTY

Violation of this ordinance shall be punished or meted with the following:

1. Overlapping Stalls:
 - a. For the first offense, the offender shall pay a fine of Five Hundred Pesos (P 500.00)
 - b. For the second offense, the offender shall pay a fine of Seven Hundred Fifty Pesos (P 750.00)
 - c. For the third offense, the offender shall pay One Thousand Two Hundred Fifty Pesos (P 1,250.00) wherein the offender's Mayor's Permit shall be automatically cancelled and forfeiture of Commercial Stall in the Public Market and Commercial Arcade.

SECTION 5. REPEALING CLAUSE

Any provision of this Ordinance found to be unconstitutional or contrary to existing laws shall not affect and impair the other provisions thereof.

SECTION 6. EFFECTIVITY

This Ordinance shall take effect upon its approval.

UNANIMOUSLY APPROVED.

I HEREBY CERTIFY to the correctness of the foregoing ordinance.

(Sgd.) ESTHER C. FELICIANO
Secretary to the Sanggunian

ATTESTED:

(Sgd.) HON. GENEVIEVE SOCORRO S. LINSAO
Vice Mayor/Presiding Officer

APPROVED:

(sgd.)HON. MIGUEL C. RIVILLA
Municipal Mayor

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Hon. Rosauro V. Tayag, member
Hon. Pedro S. Simbre (ABC Pres), Ex-officio member
Hon. Jaydee D. Abraham (SK Fed Pres.), Ex-officio member

ABSENT: None

RESOLUTION NO. 134 – 2008

On motion of Councilor William M. Ibay, Sr., unanimously seconded, RESOLVED, to approve and adopt, as it hereby approves and adopts an ordinance prohibiting peddlers or hawkers who sell/offer, or expose for sale any article in the passageways/aisles and within the surrounding of the Paniqui Public Market and Paniqui Commercial Arcade.

RESOLVED FURTHER, that this resolution be enacted into an ordinance to wit:

ORDINANCE NO. 2008-010

AN ORDINANCE PROHIBITING PEDDLERS OR HAWKERS WHO SELL/OFFER FOR SALE, OR EXPOSE FOR SALE ANY ARTICLE IN THE PASSAGEWAY/AISLES AND WITHIN THE SURROUNDING OF THE PANIQUI PUBLIC MARKET AND PANIQUI COMMERCIAL ARCADE.

SECTION I – PROHIBITED ACT

An act committed by the peddlers or hawkers within the passageway/aisles and within the surrounding of the Paniqui Public Market and Paniqui Commercial Arcade.

SECTION II – DECLARATION OF POLICY

It is the policy of this municipality to see to it, that all existing laws, rules, regulations, decrees, ordinances and resolutions duly promulgated by the authorities, be observed and respected.

SECTION III – ENFORCEMENT CLAUSE

The Office of the Local Chief Executive, the Philippine National Police, PAMAVA Officials, Market Collectors of Treasury Office, SB Committee on Market, Trade, Commerce and Industry, shall be designated and empowered to enforce this ordinance.

SECTION IV – PENALTY

Violation of this ordinance shall be punished by way of confiscation of their wares for sale.

SECTION V. REPEALING CLAUSE

Any provision of this Ordinance found to be unconstitutional or contrary to existing laws shall not affect and impair the other provisions thereof.

SECTION VI. EFFECTIVITY

This Ordinance shall take effect upon its approval.

UNANIMOUSLY APPROVED.

I HEREBY CERTIFY to the correctness of the foregoing ordinance.

(sgd.) ESTHER C. FELICIANO
Secretary to the Sanggunian

ATTESTED:

(Sgd.) HON. GENEVIEVE SOCORRO S. LINSAO
Vice Mayor/Presiding Officer

APPROVED:

(Sgd.) HON. MIGUEL C. RIVILLA
Municipal Mayor