

ORDINANCE NO. SP-1724, S-2006

(PO2006-44)

AN ORDINANCE PROHIBITING OWNERS OF RESIDENTIAL AND COMMERCIAL ESTABLISHMENTS ALONG THE NATIONAL AND CITY ROADS TO ALLOW SIDEWALK VENDORS TO USE THE FRONTAGE AND VICINITY OF THEIR ESTABLISHMENTS IN ORDER TO AVOID BEING APPREHENDED BY LAW ENFORCERS.

Introduced by Councilors RESTITUTO B. MALANGEN, ROMMEL R. ABESAMIS, ERIC Z. MEDINA FRANCISCO A. CALALAY, JR. and JANET M. MALAYA.

Co-Introduced by Councilors Bernadette Herrera-Dy, Elizabeth A. Delarmente, Winston "Winnie" T. Castelo, Allan Butch T. Francisco, Franz S. Pumaren, Julian M.L. Coseteng, Diorella Maria Sotto-De Leon, Edcel B. Lagman Jr., Antonio E. Inton, Jr., Alma F. Montilla and Bayani V. Hipol.

WHEREAS, it has been observed that residential and commercial owners or establishments allow sidewalk vendors to use the frontage or areas within their premises to sell these vendors' goods, wares and other merchandise or give consent on the use of an area inside their establishments in order to avoid being apprehended by law enforcers on sidewalk vendors;

WHEREAS, this situation hinders and impedes the flow of pedestrians or foot traffics who are using the sidewalks and causing the pedestrian to use the side roads, thus endangering the life and limb.

[Handwritten signatures and initials]

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY
IN REGULAR SESSION ASSEMBLED:

SECTION 1. It shall be unlawful for owners of residential and commercial establishments along national and city roads to:
1) allow sidewalk vendors to use the frontage and vicinity of their establishments in selling goods, wares and other merchandise, or 2) give consent on the use of an area inside their establishments in order to avoid being apprehended by law enforcers.

SECTION 2. Coverage – Existing vendors allowed by the owners of residential and commercial establishments before the effectivity of this Ordinance shall not be covered.

SECTION 3. Provided that owners of residential and commercial establishments shall be accountable to existing vendors who shall be found obstructing the flow of traffic or impede a peaceful environment or is a nuisance to the public and shall be subject to the penalties prescribed in Section 4 hereof.

SECTION 4. Penalty Clause – The owners of the establishments or its administrator who violates this ordinance shall, upon conviction, be fined as follows:

- | | | |
|----------------|---|---|
| First Offense | - | fine of P1,000.00 |
| Second Offense | - | fine of P3,000.00 |
| Third Offense | - | fine of P5,000.00 and the
cancellation of Mayor's Permit
issued to him in the pursuit of
his business activity subject to
the sound discretion of the
Mayor. |

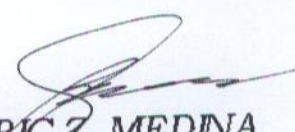
SECTION 5. The City government reserves the right at its option to dispose the goods, wares and other merchandise being sold in violation of this Ordinance that are confiscated in any manner most convenient and safe.

SECTION 6. Repealing Clause – All existing Ordinances or parts thereof which are inconsistent with any provisions or part of this Ordinance are hereby repealed and modified accordingly.

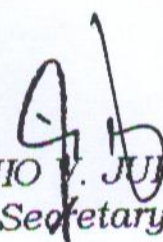
SECTION 7. Separability Clause – If for any reason or reasons any part of this Ordinance shall be held to be unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 8. Effectivity Clause - This Ordinance shall take effect after fifteen (15) days following the completion of its publication in a newspaper of general circulation in Quezon City.

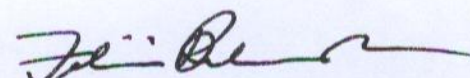
ENACTED: August 28, 2006.


ERIC Z. MEDINA
City Councilor
Acting Presiding Officer

ATTESTED:

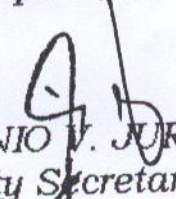

EUGENIO V. JURILLA
City Secretary

APPROVED: Nov. 30, 2006


FELICIANO R. BELMONTE, JR.
City Mayor

CERTIFICATION

This is to certify that this Ordinance which was APPROVED on Second Reading on August 28, 2006, was finally PASSED on Third/Final Reading by the City Council on September 11, 2006.


EUGENIO V. JURILLA
City Secretary