

ORDINANCE NO. SP- 1692, S-2006  
(PO2005-238)

AN ORDINANCE REQUIRING MALLS, GROCERIES, SUPERMARKETS, WAREHOUSE CLUBS, AND SIMILAR SHOPPING ESTABLISHMENTS TO ADOPT AND IMPLEMENT EFFECTIVE SAFETY AND SECURITY MEASURES IN THEIR PARKING AREAS AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

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*Introduced by Councilors JOSEPH P. JUICO, BERNADETTE HERRERA-DY, ANTONIO E. NTON, JR., RESTITUTO B. MALAÑGEN, RAMON P. MEDALLA, WINSTON "Winnie" T. CASTELO and JORGE B. BANAL, JR.*

*Co-Introduced by Councilor Rommel R. Abesamis*

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*WHEREAS, under the Local Government Code, the City government is mandated to maintain peace and order within its jurisdiction to prevent and suppress lawlessness;*

*WHEREAS, because of the difficult economic conditions and rising incidence of poverty, criminality has become more rampant especially in public or commercial areas like malls, groceries, supermarkets, warehouse clubs and other similar shopping establishments;*

*WHEREAS, while the management of supermarkets, warehouse clubs and other shopping establishments in Quezon City have been continuously working to improve security within the shopping areas, security at the parking areas and the immediate vicinity outside these establishments have not been as closely monitored and maintained: worse, various incidents of crimes committed in supermarket or mall parking areas have been reported but the management of these establishment have done little to protect their shoppers;*

*[Signature]*

*[Initials]*

*[Signatures]*

*dup.*



WHEREAS, to ensure the safety and security of shoppers and the mall-going public, the operators and/or owners of said shopping establishments should be required to adopt and implement effective security measures and emergency procedures not only within their premises but also in the parking areas and the immediate vicinity of their establishments;

WHEREAS, to ensure compliance with the rules set forth in this ordinance, appropriate penalties and sanctions should be imposed against establishments and responsible officers found violating the same.

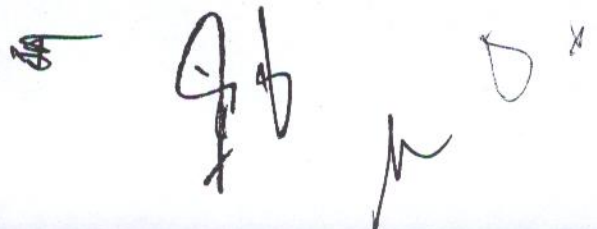
NOW, THEREFORE,

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

SECTION 1. Declaration of Policy.- It is hereby declared the policy of the local government of Quezon City to ensure and promote the safety and security of all shoppers and patrons of malls, groceries, supermarkets, warehouse clubs, and other shopping establishments in Quezon City and to protect them from criminality within said commercial areas.

SECTION 2. Coverage- This ordinance shall apply to all shopping establishments in Quezon City such as groceries, supermarkets, warehouse clubs, malls, department stores and other similar shopping malls.

SECTION 3. Aside from the security complement assigned within the premises of the shopping establishment, there shall be additional security personnel to be posted at the parking areas of the establishment. The number of patrol guards shall depend on the size of the contiguous parking areas to be secured to wit:





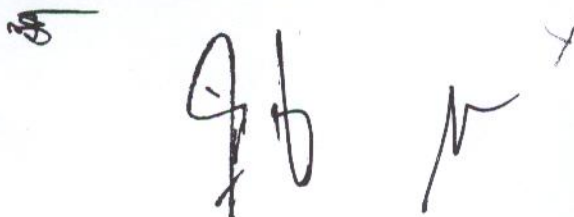
<i>Size of Contiguous Area</i>	<i>Number of Patrol Guards</i>
<i>2,000 – 5,000 sq. m.</i>	<i>1 foot detail</i>
<i>5,001 – 10,000 sq. m.</i>	<i>1 roving guard with bicycle or motorcycle</i>
<i>10,001 sq. m. and above</i>	<i>1 roving guard with motorcycle and 1 foot detail for every 5,000 sq. m. in excess of 10,000 sq. m.</i>

*SECTION 3.1. For shopping establishments with big open parking areas, the management may close off outlying portions of the parking areas which are not frequently used by its patrons in order to reduce the area to be covered by the security patrol.*

*SECTION 3.2. In addition to the security patrol, shopping establishments may also install Closed-Circuit Television (CCTV) cameras in strategic locations around the parking areas to monitor activity in these locations.*

*SECTION 3.3. Each patrol guard assigned at the parking areas of shopping establishments should be equipped with a firearm and a two-way radio.*

*SECTION 4. Emergency Preparedness.- The management of shopping establishments shall ensure that their security personnel are adequately trained to respond to emergencies and render effective assistance to persons in need of first aid treatment. For this purpose, all security personnel of shopping establishments shall be equipped with radio communication devices and first aid kits to enable them to properly respond to emergency situations.*





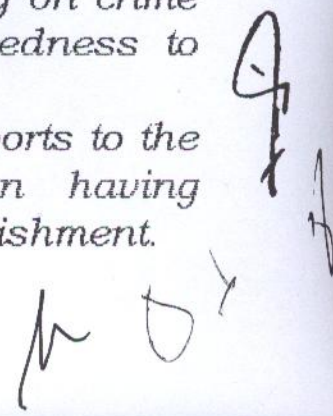
SECTION 5. Training.- The management of shopping establishments shall engage the services of reputable and duly accredited agencies. They shall ensure that the guards they hire are properly and adequately trained to provide security for the establishment, its employees and patrons. The management, in coordination with the security agency, shall likewise adopt and implement a continuing training program for its guards.

SECTION 6. Implementation, Monitoring and Review.- The Quezon City Department of Public Order and Safety (DPOS) is hereby tasked to monitor and review the shopping establishments' compliance with this Ordinance. For this purpose, The DPOS is hereby authorized to conduct random or surprise inspections.

SECTION 7. Coordination with Philippine National Police (PNP).- The management and/or the head of security of each shopping establishment shall regularly coordinate with the office of the Philippine National Police (PNP) having jurisdiction over the area regarding security matters. For this purpose, the management of shopping establishment shall submit to the PNP monthly reports of criminal activity within its premises and parking areas. The PNP shall provide effective and timely assistance to the management and security force of shopping establishments to prevent and suppress crimes in said commercial areas.

SECTION 8. Violations.- Any of the following acts or omissions shall be considered a violation of this Ordinance:

- (a) Insufficient or non-compliance with the security patrol requirement.
- (b) Failure to provide the required equipment for security personnel (i.e., firearm, roving vehicle, two-way radio, first aid kit).
- (c) Failure to provide adequate training on crime prevention and emergency preparedness to security.
- (d) Failure to submit monthly crime reports to the Philippine National Police station having jurisdiction over the shopping establishment.





*SECTION 9. Fines and Sanctions.- (a) Any person, natural or juridical, found violating, and/or abetting or aiding in the violation of any mandatory provision of this Ordinance, shall, after due notice and hearing, be penalized as follows:*

*FIRST OFFENSE - A fine ranging from One Thousand Pesos (P1,000.00) to Two Thousand Pesos (P2,000.00) and/or imprisonment of one (1) month.*

*SECOND OFFENSE - A fine ranging from Two Thousand Five Hundred Pesos (P2,500.00) to Three Thousand Five Hundred Pesos (P3,500.00) and/or imprisonment of two (2) months.*

*THIRD AND SUBSEQUENT OFFENSE - A fine ranging from Four Thousand Pesos (P4,000.00) to Five Thousand Pesos (P5,000.00) and/or imprisonment of three (3) months, at the discretion of the Court.*

*In the case of a corporation, the penalty of imprisonment shall be suffered by the Chairperson of the Board and/or its President.*

*In addition to the foregoing penalties, the City Mayor may, upon recommendation of the DPOS, the FNP, and/or the Business Permits and Licensing Office, order the suspension, revocation or termination of the business permits, and closure of the businesses found violating any of the mandatory provisions of this Ordinance.*

*SECTION 10. Initiation of Criminal Action.- Any person may initiate a criminal action against those committing any of the prohibited acts defined or provided in this Ordinance. However, the Quezon City government, thru the Office of the City Treasurer may motu proprio file a case in violation of this Ordinance.*

*SECTION 11. Repealing Clause.-All existing ordinances and resolutions, local executive orders, rules and regulations inconsistent herewith are hereby repealed and superceded or modified accordingly.*

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M J B O Y



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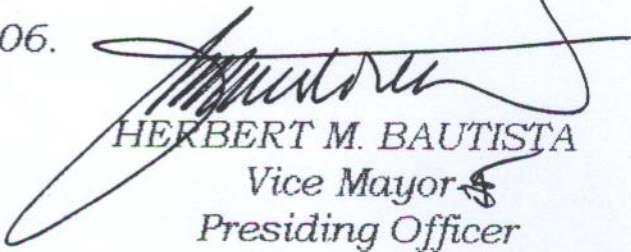
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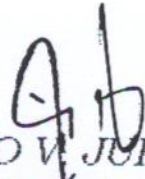
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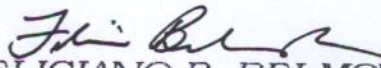
ENACTED: May 29, 2006.

  
HERBERT M. BAUTISTA  
Vice Mayor &  
Presiding Officer

ATTESTED:

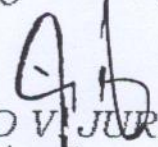
  
EUGENIO V. JURILLA  
City Secretary

APPROVED: June 28, 2006

  
FELICIANO R. BELMONTE, JR.  
City Mayor

#### CERTIFICATION

This is to certify that this Ordinance which was APPROVED on Second Reading on May 29, 2006, was finally PASSED on Third/Final Reading by the City Council on June 5, 2006.

  
EUGENIO V. JURILLA  
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QUEZON CITY PUBLIC LIBRARY  
LAW RESEARCH

58<sup>th</sup> Regular Session

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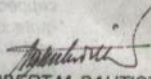
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
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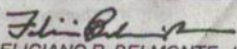
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
  
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