



Quezon City
19th City Council

PO19CC-577

92nd Regular Session

ORDINANCE NO. SP- 2522, S-2016.

AN ORDINANCE AMENDING CHAPTER XI: COLLECTION AND DISPOSITION OF FINES OF CITY ORDINANCE NO. SP-2350, SERIES OF 2014 OTHERWISE KNOWN AS "AN ORDINANCE PROVIDING FOR THE ENVIRONMENTAL PROTECTION AND WASTE MANAGEMENT CODE OF QUEZON CITY, TO INCLUDE THE CREATION OF AN ENVIRONMENTAL ENFORCEMENT INCENTIVE MECHANISM AND DEPUTIZING LOCAL BARANGAY OFFICIALS AS BARANGAY ENVIRONMENTAL OFFICERS.

Introduced by Councilors ANTHONY PETER D. CRISOLOGO, GIAN CARLO G. SOTTO, RICARDO B. CORPUZ, RANULFO Z. LUDOVICA, JESUS MANUEL C. SUNTAY, DONATO C. MATIAS and JULIENNE ALYSON RAE V. MEDALLA.

Co-Introduced by Councilors Ricardo T. Belmonte, Jr., Dorothy A. Delarmente, Lena Marie P. Juico, Victor V. Ferrer, Jr., Alexis R. Herrera, Precious Hipolito Castelo, Voltaire Godofredo L. Liban III, Ramon P. Medalla, Estrella C. Valmocina, Allan Benedict S. Reyes, Franz S. Pumaren, Eufemio C. Lagumbay, Jose Mario Don S. De Leon, Jaime F. BorresMarvin C. Rillo, Vincent DG. Belmonte, Raquel S. Malañgen, Jessica Castelo Daza, Bayani V. Hipol, Jose A. Visaya, Godofredo T. Liban II, Andres Jose G. Yllana, Jr., Karl Edgar C. Castelo, Candy A. Medina, Diorella Maria G. Sotto, Marivic Co-Pilar and Rogelio "Roger" P. Juan.

WHEREAS, the Environmental Protection and Waste Management Code of Quezon City was enacted to ensure that all environmental laws are in consonance with and at par with modern standards of environmental laws, and to provide a handy reference and guide for their implementation and enforcement to further promote the preservation, protection and revival of the ecosystem through prevention, control and abatement of air, water and land pollution and spread of hazardous wastes in the environment, hand-in-hand with the sustained development of the City; X

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WHEREAS, the Environmental Protection and Waste Management Department (EPWMD), hereinafter known as "Department" for brevity, is mandated to develop and implement Quezon City's Comprehensive Environmental Protection Program as provided in the Quezon City Environment Code;

WHEREAS, to fully monitor, enforce and implement the Environmental Protection and Waste Management Code of Quezon City's vast land area, there is a need to deputized Barangay Officials as "Barangay Environmental Enforcers" (BEEs) aside from the Department's Environmental Enforcers;

WHEREAS, in order to encourage and to have the full participation of all deputized Environmental Enforcers, there is a need to provide them with appropriate share for every apprehension made within the City and their respective Barangays to attain our goal of having a "Liveable, and sustainable City for the future.

NOW, THEREFORE,

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

SECTION 1. PURPOSE - There is a need to amend CHAPTER XI: COLLECTION AND DISPOSITION OF FINES to further strengthen the implementation and enforcement of City Ordinance No. SP-2350, S-2014.

SECTION 2. AMENDMENT - Chapter XI of Ordinance No. SP-2350, S-2014, is hereby amended to be read as follows:

CHAPTER XI
COLLECTION, DISPOSITION AND ACCOUNTING
MECHANISM OF FINES AND PENALTIES

SECTION 1. COLLECTION AND DISPOSITION OF FINES - All fines and penalties collected, in violation of any section or provision of the Quezon City Environmental Code shall be payable at the City Treasurer's Office (CTO) and shall accrue to the following: A



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1. FOR APPREHENSIONS MADE BY DEPUTIZED BARANGAY ENVIRONMENTAL ENFORCERS IN THEIR AREA OF JURISDICTION:

- a. 30% shall accrue to the Apprehending Enforcer to be distributed through their respective Barangay Treasurer;
- b. 20% shall accrue to the Fund of the concerned Barangay where the apprehension was made; which shall exclusively be used for Environmental Protection and Waste Management Programs/Activities/Projects;
- c. 50% shall accrue to the General Fund of the City

2. FOR APPREHENSIONS MADE BY QUEZON CITY ENVIRONMENTAL ENFORCERS:

- a. 15% shall accrue to the Apprehending Enforcer to be distributed through Automated Teller Machine (ATM) Account;
- b. 85% shall accrue to the General Fund of the City

SECTION 2. ACCOUNTING MECHANISM OF FINES AND PENALTIES - All fines and penalties collected shall be properly accounted through the following:

- 1. The City Accountant shall keep and maintain a Special Account and all records related thereto;
- 2. The City Environmental Protection and Waste Management Department (EPWMD) through the Monitoring, Inspection and Enforcement Section (MIES) shall create an ENVIRONMENT VIOLATION RECEIPT REDEMPTION CENTER (EVRRC) which shall be tasked to collect all issued violation receipts, and shall monitor and record all apprehensions made by all Deputized Environmental Enforcers. ✓

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- a. The EVVRC shall maintain a record of all apprehensions made by the Deputized Environmental Enforcers within the day and shall be submitted to the City Treasurers Office (CTO) for proper documentation.
- b. The City Environment Protection and Waste Management Department (EPWMD) shall submit a monthly Environmental Enforcement Report to the City Council, through the Committee on Environment and/or Oversight Committee to monitor its implementation in aid of Legislation.
- c. The Quezon City Environmental Enforcers shall surrender at the end of their duty all issued Environmental Receipts (EVRs) to the EVVRC.
- d. The Deputized Barangay Environmental Enforcers shall designate its representative that will submit the (EVRs) issued by their respective Barangay Environmental Enforcers (BEEs) and other necessary information every Monday of the week to the EVVRC.

SECTION 3. PENAL PROVISIONS - All penal provisions provided under the Quezon City Environmental Code shall remain to be in full force and effect under this Ordinance.

SECTION 4. SEPARABILITY CLAUSE - If, for any reason, or reasons, any part or provision of this Ordinance shall be held unconstitutional or invalid, other parts or provision thereof, which are not affected thereby, shall continue to be in full force and effect.

SECTION 5. APPLICABILITY CLAUSE - All other matters relating to the impositions in this legislative measure shall be governed by pertinent provisions of existing laws and other ordinances. A

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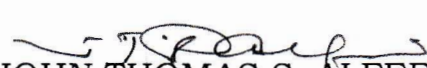
SECTION 6. REPEALING CLAUSE - All ordinances, rules and regulations, or parts thereof, in conflict with, or inconsistent with any of the provisions of this Ordinance are hereby repealed or amended accordingly.

SECTION 7. EFFECTIVITY CLAUSE - This Ordinance shall take effect immediately upon its approval.

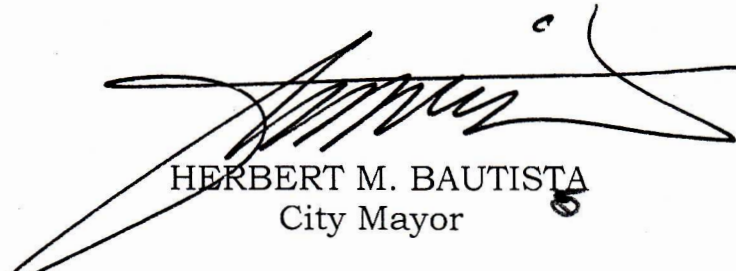
ENACTED: June 13, 2016.


VINCENT D.G. BELMONTE
President Pro-Tempore
Acting Presiding Officer

ATTESTED:


Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept. Head III

APPROVED: 03 AUG 2016


HERBERT M. BAUTISTA
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on June 13, 2016 and was PASSED on Third/Final Reading on June 20, 2016.


Atty. JOHN THOMAS S. ALFEROS III
X City Gov't. Asst. Dept. Head III 