



QUEZON CITY COUNCIL

Quezon City
20th City Council

PO20CC-113

42nd Regular Session

ORDINANCE NO. SP- 2623, S-2017

AN ORDINANCE PROHIBITING NAKED PERSONS FROM DISPLAYING OR ROAMING AROUND IN PUBLIC PLACES WITHIN QUEZON CITY AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

Introduced by Councilor RANULFO Z. LUDOVICA.

Co-Introduced by Councilors Anthony Peter D. Crisologo, Elizabeth A. Delarmente, Victor V. Ferrer, Jr., Oliviere T. Belmonte, Alexis R. Herrera, Precious Hipolito Castelo, Voltaire Godofredo L. Liban III, Ramon P. Medalla, Estrella C. Valmocina, Gian Carlo G. Sotto, Kate Abigael G. Coseteng, Jose Mario Don S. De Leon, Franz S. Pumaren, Eufemio C. Lagumbay, Marvin C. Rillo, Raquel S. Malañgen, Irene R. Belmonte, Marra C. Suntay, Jose A. Visaya, Karl Edgar C. Castelo, Julienne Alyson Rae V. Medalla, Godofredo T. Liban II, Andres Jose G. Yllana, Jr., Allan Butch T. Francisco, Marivic Co-Pilar, Melencio "Bobby" T. Castelo, Jr., Rogelio "Roger" P. Juan, Diorella Maria G. Sotto, Donato C. Matias, Eric Z. Medina and Ricardo B. Corpuz.

WHEREAS, propriety dictates that social behavior must be acceptable, morally correct and proper;

WHEREAS, there are people, who are oblivious to the senses, feelings, and emotions of others, are displaying, walking or roaming around in public places topless, bottomless or completely naked;

WHEREAS, naked persons in public places erodes decency, exacerbates disorder, and setting a bad example to children;

WHEREAS, in the exercise of its police power, the City Council, as the legislative body, may enact ordinances to promote decency, public morals, security, public safety, and the general welfare of the people; ✓

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WHEREAS, Section 16 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, explicitly provides that "Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. x-x-x".

NOW, THEREFORE,

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

SECTION 1. PROHIBITION – It shall be unlawful for any naked person to display or roam around in public places within Quezon City.

SECTION 2. DEFINITION OF TERMS. – For the purpose of this Ordinance, the following terms shall be construed to mean:

- a) Naked Person – refers to any person, while outside of his/her place of residence, is appearing to be without any clothing, whether only the uppermost or lowermost portion of the body or completely wearing nothing;
- b) Public Places – refer to streets, roads, alleys, highways, playgrounds, plazas, parks, open spaces, recreation centers, churches, malls, public offices, and other places where number of people converged;

SECTION 3. MENTALLY ILL PERSON – Persons who are suffering from mental disorder or unhealthy mind shall still be apprehended for being naked or half naked but shall be exempt from the penalty provisions of this ordinance if found and determined by competent physician or professional that they are mentally unstable. x

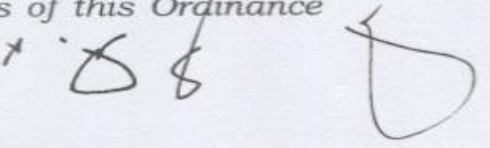
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SECTION 4. PENALTIES – Any person found to be violating the provisions of this Ordinance shall be penalized as follows:

- | | |
|------------------------------|--|
| 1st Offense - | Fine of Php1,000.00 or Community Service in the barangay for three (3) days; |
| 2nd Offense - | Fine of Php1,500.00 or Community Service in the barangay for five (5) days; and |
| 3rd Offense - | Fine of Php3,000.00 or an Imprisonment of six (6) months at the discretion of the court; |
| 4th and Subsequent Offense - | Fine of Php5,000.00 or Imprisonment of one (1) year at the discretion of the court. |

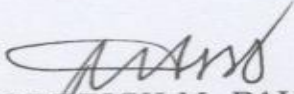
SECTION 5. IMPLEMENTING AUTHORITY – The Department of Public Order and Safety, the Philippine National Police, the Barangay Officials and the Barangay Public Safety Officers (BPSO) shall be responsible for the strict implementation of this ordinance.

SECTION 6. SEPARABILITY CLAUSE – If any provision of this Ordinance is declared invalid or unconstitutional, the provisions thereof not affected by such declaration shall remain in full force and effect.

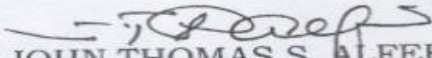
SECTION 7. REPEALING CLAUSE – All ordinances, resolutions, local executive orders or administrative issuances or parts thereof, inconsistent with the provisions of this Ordinance are hereby repealed or amended accordingly. * 

SECTION 8. EFFECTIVITY CLAUSE – This Ordinance shall take effect fifteen (15) days after its publication in a newspaper of general circulation.

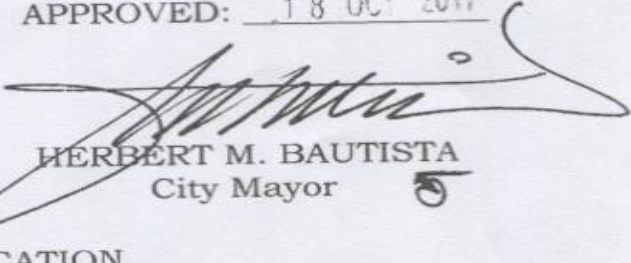
ENACTED: September 11, 2017.


RODERICK M. PAULATE
President Pro-Tempore
Acting Presiding Officer

ATTESTED:

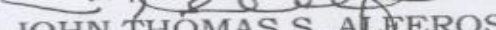

Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept. Head III

APPROVED: 18 OCT 2017


HERBERT M. BAUTISTA
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on September 11, 2017 and was PASSED on Third/Final Reading on September 25, 2017.


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