



Republic of the Philippines
QUEZON CITY COUNCIL

Quezon City
22nd City Council

PO22CC-256

59th Regular Session

ORDINANCE NO. SP- **3274** , S-2024

AN ORDINANCE INSTITUTIONALIZING THE CONFERMENT OF THE QUEZON CITY OUTSTANDING MARKET AWARD TO EXEMPLARY PRIVATE MARKETS IN QUEZON CITY AND APPROPRIATING FUNDS THEREFOR

Introduced by Councilors VICTOR "Vic" BERNARDO and EMMANUEL BANJO A. PILAR

Co-Introduced by Councilors Bernard R. Herrera, Tany Joe "TJ" L. Calalay, Dorothy A. Delarmente, M.D., Joseph P. Juico, Charm M. Ferrer, Fernando Miguel "Mikey" F. Belmonte, Candy A. Medina, Aly Medalla, Dave C. Valmocina, Tatay Rannie Z. Ludovica, Godofredo T. Liban II, Albert Alvin "Chuckie" L. Antonio III, Don S. De Leon, Wencerom Benedict C. Lagumbay, Atty. Anton L. Reyes, Edgar "Egay" G. Yap, Imee A. Rillo, Raquel S. Malañgen, Irene R. Belmonte, Nanette Castelo-Daza, Marra C. Suntay, Joseph Joe Visaya, Alfred Vargas, MPA, Ram V. Medalla, Shaira "Shay" L. Liban, Aiko S. Melendez, Mutya Castelo, Maria Eleanor "Doc Ellie" R. Juan, O.D., Kristine Alexia R. Matias, Eric Z. Medina, Vito Sotto Generoso, Jose Maria M. Rodriguez and Jhon Angelli "Sami" C. Neri

WHEREAS, Section 16, Chapter II, Title I, Book I of Republic Act No. 7160, otherwise known as the "Local Government Code of 1991", 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, and shall enhance economic prosperity;

WHEREAS, Section 458(a)(5)(ii), Article III, Chapter III, Title III, Book III of the Local Government Code of 1991 states:

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“SECTION. 458. - Powers, Duties, Functions and Compensation. - (a) The Sangguniang Panlungsod, as the legislative body of the city, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the city and its inhabitants pursuant to Section 16 of this Code and in the proper exercise of the corporate powers of the city as provided for under Section 22 of this Code, and shall:

x x x x

- (5) Approve ordinances which shall ensure the efficient and effective delivery of the basic services and facilities as provided for under Section 17 of this Code, and in addition to said services and facilities, shall:*

x x x x

- (ii) Establish markets, slaughterhouses or animal corrals and authorize the operation thereof by the city government; and regulate the construction and operation of private markets, talipapas or other similar buildings and structures”;*

WHEREAS, markets and activities thereon are vital to maintain and develop the economy, culture, and convergence of people in our Country. It is an active public place where diverse people within a community interact, where commerce and business are conducted in cooperation with different sectors of society, that provides economic opportunities and renews neighborhoods, that connect urban and rural communities, and promote public health. Therefore, it is important to implement and promote proper security, sanitation, orderliness, and maintenance of facilities and equipment in our markets, and to regularly monitor that the prices of basic necessities and prime commodities are within suggested retail prices;

WHEREAS, Ordinance No. SP-950, S-2000, entitled “An Ordinance Creating a Quezon City Market Development and Administration Department, Defining Its Functions and Appropriating Funds for the Purpose”, was enacted to effectively and efficiently implement and enforce laws/ordinances pertinent to the administration of City-owned markets and regulation of the establishment and operation of privately-owned and/or operated markets and all other market-related activities in Quezon City, including tiangges and street vending;

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WHEREAS, Ordinance No. SP-2459, S-2015, As Amended, entitled "An Ordinance Revising the Quezon City Market Code Regulating the Establishment, Classification, Operation, and Administration of Public Markets and All Other Market-Related Activities in Quezon City", regulates public markets, street vending, and other market-related activities within Quezon City and requires the registration of vendors with the Market Development and Administration Department (MDAD), and the payment of fees and other corresponding obligations in accordance with the provisions of the Quezon City Revenue Code;

WHEREAS, aside from being a business enterprise, markets are public spaces that shape economies and communities for the better. Thus, it is essential that markets operating within the City's jurisdiction not only comply with the minimum requirements for being granted a market franchise but also aim for and maintain exemplary operations;

WHEREAS, the conferment of an award recognizing outstanding private markets operating in Quezon City will promote the City's mission and vision, which are respectively: "to provide quality service, making Quezon City an ideal community where people live, work and do business in a hospitable, progressive, and peaceful environment"; and "to sustain Quezon City as a quality community – a progressive and peaceful, clean and orderly place, conducive and hospitable to living, employment, and business".

NOW, THEREFORE,

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

SECTION 1. SHORT TITLE. – This Ordinance shall be known as the "Quezon City Outstanding Market Award to Exemplary Private Markets Ordinance".

SECTION 2. DECLARATION OF POLICY. – It is hereby declared as a policy of the Quezon City Government to acknowledge the important role of markets in the economy, community, and culture by recognizing exemplary private markets that substantially contribute in making the City an ideal place where people interact, live, work, and conduct business.

SECTION 3. DEFINITION OF TERMS. – For purposes of this Ordinance, the following terms are defined as follows:

- 3.1 **MDAD** – refers to the Quezon City Market Development and Administration Department mandated to implement and enforce the Revised Quezon City Market Code and other city ordinances and laws pertinent to the administration of city markets and regulation of the establishment and operation of public markets and all other market related activities in Quezon City, including tiangges and street vending;

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- 3.2 **Franchise** – refers to a special privilege to do certain things conferred by the government on an individual or corporation, and which does not belong to citizens generally of common right;
- 3.3 **Public Market** – refers to any structure, building or place of any kind which has been established, designated, or authorized by the City Council, whether government or privately-owned and operated, dedicated to the service of the general public, where wet and dry products may be bought and sold. It shall embrace the whole plot of ground intended for, or assigned to, such market site, as delimited by their respective technical descriptions, location plans, subdivision surveys and building plans, and shall include all market stalls, kiosks, booths, buildings, roads, subways, waterways and drainage and other connections, parking spaces, and other appurtenances, which are integral parts thereof; and
- 3.4 **Private Market** – refers to public markets established by an individual or group of individuals out of private funds and operated by a private entity, natural and juridical, under government franchise and permit. For the purpose of this Ordinance, private markets are hereby classified into the following:
- 3.4.1 **Class A** – refers to private markets with an average monthly income of Php100,000.00 or more;
- 3.4.2 **Class B** – refers to private markets with an average monthly income of Php50,000.00 or more but less than Php100,000.00;
- 3.4.3 **Class C** – refers to private markets with an average monthly income of less than Php50,000.00.

SECTION 4. QUEZON CITY OUTSTANDING MARKET AWARD. – Every 3 years, the Quezon City Government shall confer the “Quezon City Outstanding Market Award” to the top exemplary private market under each of the following private market classification: Class A, Class B, and Class C, that is operating within the territorial jurisdiction of Quezon City and that has been issued with a market franchise by the Quezon City Government.

SECTION 5. AWARD COMMITTEE. – The Award Committee shall evaluate all qualified private markets and shall select from the same the recipients of the Quezon City Outstanding Market Award based on the formulated criteria by the MDAD in the implementing rules and regulations of this Ordinance. The Award Committee shall be composed of the following:

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Chairperson : City Mayor

Vice Chairperson: City Vice Mayor

Members :

- Chairperson of the Committee on Market and Slaughterhouses
- Head of the Market Development and Administration Department
- Head of the Business Permits and Licensing Department
- Head of the City Health Department
- Head of the City Veterinary Department
- Head of the Department of the Building Official
- Head of the Tourism Department
- Head of the Department of Sanitation and Cleanup Works
- Head of the Persons with Disability Affairs Office
- Representative from Department of Trade and Industry National Capital Regional Office.

SECTION 6. AWARD INCENTIVE. – The validity of the market franchise of a recipient of the Quezon City Outstanding Market Award shall be extended for 2 years from the original expiration date, provided that no violation against the requirements for market franchise is committed by the recipient during the 2-year period.

SECTION 7. AWARD CRITERIA AND IMPLEMENTING RULES AND REGULATIONS. – The MDAD shall promulgate the implementing rules and regulations of this Ordinance within 60 days from the date of its enactment. The same shall bear the approval of the City Mayor to have the full force and effect of the law.

SECTION 8. APPROPRIATION. – The annual fund necessary for the implementation of this Ordinance shall be included in the yearly appropriation from the General Fund of the Quezon City Government. The MDAD is hereby authorized to allocate the necessary funds for the effective implementation of this Ordinance.

SECTION 9. SEPARABILITY CLAUSE. – If any provision of this Ordinance is declared void or unconstitutional, the remaining portions shall not be affected and shall remain in full force and effect.

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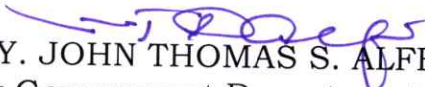
SECTION 10. REPEALING CLAUSE. – All ordinances, resolutions, executive orders, memorandum circulars, and administrative orders and other issuances or parts thereof, which are inconsistent with any provisions of this Ordinance, are hereby repealed or modified accordingly.

SECTION 11. EFFECTIVITY CLAUSE. – This Ordinance shall take effect 15 days after its publication in a newspaper of general circulation within the territorial jurisdiction of Quezon City.

ENACTED: April 22, 2024.


GIAN G. SOTTO
City Vice Mayor
Presiding Officer

ATTESTED:


ATTY. JOHN THOMAS S. ALFEROS, III
City Government Department Head III
(City Council Secretary)

APPROVED: MAY 16 2024


MA. JOSEFINA G. BELMONTE
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on April 22, 2024 and was PASSED on Third/Final Reading on April 29, 2024.


ATTY. JOHN THOMAS S. ALFEROS, III
City Government Department Head III
(City Council Secretary)