

CERTIFICATION

This is to certify that this Ordinance which was APPROVED on Second Reading on April 16, 2002, was finally PASSED by the City Council on April 30, 2002.

EUGENIO V. JURILLA
City Council Secretary

PO2001-297

**30th Regular Session
ORDINANCE NO. SP 1147, S-2002**

AN ORDINANCE REGULATING THE SALE OF BOTTLED AND CANNED BEVERAGES AND FOOD ITEMS AT, BEFORE, DURING, AND IMMEDIATELY AFTER SPORTING AND ENTERTAINMENT EVENTS, SUCH AS, BUT NOT LIMITED TO, BASKETBALL GAMES, AND CONCERTS, HELD WITHIN THE TERRITORIAL JURISDICTION OF QUEZON CITY AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

Introduced by Councilors FRANZ S. PUMAREN, VINCENT P. CRISOLOGO and JULIAN M.L. COSETENG.

Co-introduced by Councilors Wilma Amoranto-Sarino, Victor V. Ferrer, Jr., Elizabeth A. Delarmente, Bernadette Herrera-Dy, Rommel R. Abesamis, Voltaire Godofredo L. Liban III, Aiko Melendez-Yllana, Ramon P. Medalla, Allan Butch T. Francisco, Eric Z. Medina, Mary Ann L. Susano, Jorge L. Banal, Wencerom Benedict C. Lagumbay, Diorella Maria G. Sotto-De Leon, Dante M. De Guzman, Jesus "Bong" C. Suntay, Alma F. Montilla, Antonio E. Inton, Jr., Janet M. Malaya, Ricardo R. Del Rosario, Restituto B. Malalangen and Almario E. Francisco.

WHEREAS, several different events have proven that the intensity of a sporting or entertainment event, at times, could lead to untoward violent occurrences involving the spectators and the players or entertainers;

WHEREAS, during these violent interludes, bottles and cans in which beverages and food items are served become instruments of destruction and injury since these are ordinarily hurled into the playing court or stage;

WHEREAS, it is the duty of the City to exercise due diligence, to prevent these untoward circumstances or at the very least minimize the chance of such event from happening, so that people taking part are properly protected from injuries, and that other unnecessary consequences of the same are avoided;

WHEREAS, the City Council is authorized by law to regulate activities within its jurisdiction in the proper exercise of its police power.

NOW, THEREFORE,

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

SECTION 1. COVERAGE. - It shall be unlawful for an operator of establishment which hold entertainment and sports activities or events to sell, by themselves or through concessionaires, beverages or food items served in bottles, or cans at, during, before, and immediately after any sporting and entertainment events.

SECTION 2. It shall, likewise, be unlawful for any individual to bring in beverages or food items served in bottles or cans at, before, during, and immediately after such events. This section does not apply to performing artists and athletes or players, team members, technical and production staff who have schedule concert or game on such given day.

SECTION 3. DEFINITION OF TERMS. - The following terms shall be construed to mean, as follows:

- (a) Sporting Event - a particular play, game, or mode of amusement that is a source of pleasant diversion, whether done in door or out door, such as, but not limited to, basketball, billiards, volleyball and others which involved competition.
- (b) Entertainment - any public performance designed to divert, amuse or occupy the attention of guest, such as, but not limited to, concerts and the like.
- (c) Business Establishments, establishments engaged, whether under lease or otherwise, in entertainment, sporting and other similar events operating and doing business in Quezon City, whether a sole proprietorship, partnership, joint venture, corporation or other similar entities. Provided, however, that business establishments catering sports events and entertainments only as an add-or an auxiliary to its main business of serving foods and beverages are not covered by this ordinance.

SECTION 4. POSTING REQUIREMENT. - Owner, operator and/or administrator of the establishments where the above mentioned events are held are required to post at the entrances of their premises and in such other conspicuous places the regulations embodied herein.

SECTION 5. PENALTIES. - Failure of the owner, operator and administrator to display with or abide by his or her responsibility under this ordinance shall be punishable by a fine of not exceeding One Thousand Pesos (P1,000.00) and/or imprisonment of not more than six (6) months or both at the discretion of the Court. After conviction thereof, the establishment shall likewise, be suspended for not more than one (1) month.

Persons violating the provisions of this ordinance shall be fined Five Hundred Pesos (P500.00).

SECTION 6. SEPARABILITY CLAUSE. - If any provision of this Ordinance or the application of such provision to any person or circumstances is declared invalid, the remainder of the Ordinance or the application of such provision to other persons or circumstances shall not be affected by such declaration.

SECTION 7. REPEALING CLAUSE. - All ordinances or local decrees and orders or part thereof inconsistent herewith, are deemed repealed or modified accordingly.

SECTION 8. EFFECTIVITY. - This ordinance shall take effect immediately upon its approval.
ENACTED: April 30, 2002.

HERBERT M. BAUTISTA
Vice Mayor
Presiding Officer

ATTESTED:

EUGENIO V. JURILLA
City Council Secretary

APPROVED June 20, 2002

FELICIANO R. BELMONTE, JR.
City Mayor

QUEZON CITY LIBRARIANS ASSOCIATIONS, INC.

ATTENDANCE

February 21, 2002