AN ORDINANCE FURTHER AMENDING SECTIONS 4, 6 & 7 OF CITY ORDINANCE NO. 89-007, ENTITLED: "AN ORDINANCE PRESCRIBING GUIDELINES, RULES AND REGULATIONS FOR THE OPERATION OF FAMILY COMPUTER CENTERS FOR FEE IN THE CITY OF NAGA, IMPOSING PERMITS AND LICENSE FEES, AND PROVIDING PENALTIES FOR VIOLATION THEREOF", AS AMENDED BY ORDINANCE NO. 2002-009:

WHEREAS, there is need to further amend City Ordinance No. 89-007 as amended by Ordinance No. 2002-009 to effectively regulate the operation of computer centers, computer service centers, and entertainment and billiard halls;

WHEREAS, increasing cases of violations by owners and operators of Ordinance No. 89-007 should be addressed directly to protect the interest and welfare of the students which regulatory power of this ordinance is aimed to;

WHEREAS, stricter regulatory scheme safeguarding the students and persons below 18 (eighteen) years old should be passed and immediately implemented;

NOW, THEREFORE BE IT ORDAINED, AS IT IS HEREBY ORDAINED, by the Honorable Members of the Sangguniang Panglungsod duly assembled that:

SECTION 1. Sub-section (c) of Section 4 is hereby further amended and shall now read as:

c) The Public Safety Office (PSO) and the City Treasurer’s Office of the city shall be allowed to visit and evaluate the actual operations of such establishment and make periodical report to that office at least once in three (3) months or quarterly.

SECTION 2. Section 6 is hereby further amended by deleting sub-section (a), further amending sub-section (b), and adopting sub-section (c) and it shall be renumbered as Section 6 (a) and (b) and shall now read as follows:

a) No family computer, computer service and entertainment and billiard hall shall be opened to persons below 18 years old during and between the hours from 7:00 a.m. to 12:00 n.n. and 1:00 p.m. to 3:00 p.m. except on Saturdays, when there are no classes in the schools, public or private, and on Sundays and holidays. In no case shall betting be allowed in these establishments.
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b) sub-section (c) is adopted “en toto”.

SECTION 3. Section 7 is hereby further amended and shall now read as follows:

SECTION 7. PENALTIES. – In addition to any other penalties that may be prescribed by law, the following penalties shall be imposed for any violation of the provisions of this Ordinance.

FIRST OFFENSE – after apprehension and notice, the violator shall be fined the amount of one thousand (P1,000.00) pesos;

SECOND OFFENSE – after apprehension and notice, the violator shall be fined the amount of two thousand (P2,000.00) pesos;

THIRD OFFENSE – after apprehension and notice, the permit for the operation of the establishment shall be withdrawn by the City Mayor and the license thereof revoked, forfeiting for the city all sums paid therefor, and the violator shall be penalized by a fine of three thousand (P3,000.00) pesos, or in case of failure to pay the same, an imprisonment of not exceeding six (6) months as may be decided by the court.

SECTION 4. REPEALING CLAUSE. – Ordinances, rules and regulations or parts thereof, which are inconsistent or in conflict with the provisions of this ordinance, are hereby repealed or modified accordingly.

SECTION 5. EFFECTIVITY. – This ordinance shall take effect immediately upon its approval, and after publication in a newspaper of local circulation.

ENACTED: July 8, 2008.

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WE HEREBY CERTIFY to the correctness of the foregoing ordinance.

GIL A. DE LA TORRE
Board Secretary IV
& Acting SP Secretary

JOHN G. BONGAT
City Councilor &
Acting Presiding Officer APPROVED:

JESSE M. ROBREDO
City Mayor