



Republic of the Philippines  
 Province of Camarines Sur  
 MUNICIPALITY OF PASACAO  
 00000

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE SPECIAL SESSION OF THE HONORABLE SANGGUNIANG BAYAN OF PASACAO, CAMARINES SUR HELD AT ITS SESSION HALL ON NOVEMBER 11, 2002.

Present:

- |  |   |                   |
|--|---|-------------------|
| Hon. Vice Mayor Matthew L.K. Marquez           | - | Presiding Officer |
| Hon. Coun. Ma. Helena A. Tolentino             | - | Member            |
| Hon. Coun. Rommel L.O. Reyes                   | - | do                |
| Hon. Coun. Edgardo B. Tayco                    | - | do                |
| Hon. Coun. Nonito M. Tolentino                 | - | do                |
| Hon. Coun. Marilyn H. Sotto                    | - | do                |
| Hon. Coun. Jose B. Sacramento                  | - | do                |
| Hon. Coun. Elmer L. dela Rosa                  | - | do                |
| Hon. Coun. Welhelmino P. de Guzman (ABC)       | - | do                |
| Hon. Coun. Patricia Kara L.O. Sacramento (SKF) | - | do                |

Absent:

- Hon. Coun. Antonio J. Ramos

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MUNICIPAL ORDINANCE NO. 09  
 Series of 2002

" AN ORDINANCE PROVIDING FOR ADMINISTRATIVE FINES  
 AND PENALTIES "

Sponsored by: Hon. Marilyn H. Sotto  
 Chairman, Committee on Public Works and Utilities

BE IT ORDAINED BY THE SANGGUNIANG BAYAN OF PASACAO, CAMARINES SUR, that:-

Section 1. TITLE. - This ordinance shall be known and cited as the "The Administrative Fines and Penalties Ordinance".

Section 2. DECLARATION OF POLICY. - It is the right of the government in order to defend the interest of the community, and the individual and social rights and liberties to prosecute and punish its offenders.

Under its police power, the government may define the case and punish violators and lay down the rules and procedure for the enforcement thereof, and penalties be made commensurate to the violation.

In the prosecution and disposition of cases, the offender must at all times be granted the opportunity to avail due process and the case be disposed with the least delay and for that purpose be given administrative fines or penalties for violations of ordinances.

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Section 3. DEFINITION OF TERMS:

- a) Administrative Penalty - shall refer to the penalties imposed within the administrative power of the local government unit and sanctioned by existing government policies and regulations.
- b) Violator's Citation Ticket - for the purpose of this ordinance shall refer to a ticket issued by the law enforcer to any violator of any ordinance covered by this ordinance.
- c) Ordinance Violator - shall refer to all such persons violating any of the ordinance herein mentioned or covered therefor.

Section 4. GUIDELINES GOVERNING THE IMPLEMENTATION OF THIS ORDINANCE:

- a) The administrative penalties in this ordinance consisting of fines shall apply to all ordinances which provides penalty fines and shall be imposed as follows:  
  
First Offense - 25% of the fine provided in the ordinance violated.  
  
Second Offense- 50% of the fine provided in the ordinance violated.  
  
Third Offense - 75% of the fine provided in the ordinance violated.
- b) Violators upon apprehension shall be issued with a violator's citation ticket and must be redeemed with the Municipal Treasurer's Office within seventy two (72) hours upon receipt.
- c) All fines from administrative penalty, shall be paid directly to the Municipal Treasurer's Office with corresponding notation of the citation ticket.
- d) Failure on the part of the violator to redeem his citation ticket within the prescribed period, subject violation shall be referred to the Municipal Legal Officer for filing of the appropriate charges with the proper court.

Section 5. DUTIES OF LAW ENFORCERS. - It shall be the duty of the law enforcers to be named and constituted by the Municipal Mayor, to report and submit within twenty four (24) hours the list of apprehended violators issued violator's citation tickets to the Office of the Municipal Treasurer.

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The Traffic Section is hereby required to prepare and submit a monthly written report to the Municipal Mayor the number of violators issued with a Violator's Citation Ticket and the Municipal Treasurer on the income derived therein.

**Section 6. REPORT OF VIOLATIONS AND INCOME DERIVED.** - The Municipal Treasurer is hereby required to prepare and submit a separate monthly written report to the Municipal Mayor furnished the Sangguniang Bayan the number of violators issued with a violator's citation ticket as well as the amount derived therefrom.

**Section 7. PRINTING OF CITATION TICKETS.** - For the printing of the initial violator's citation ticket, the amount of P10,000.00 is hereby appropriated.

**Section 8. ORDINANCE AFFECTED.** - This ordinance shall be applicable to the following ordinance, viz:

A. MUNICIPAL ORDINANCE NO. 03, S. 2002 otherwise known as the CODE OF GENERAL ORDINANCES OF PASACAO, CAMARINES SUR, specifically the following provisions:

1. CHAPTER III - PEACE AND ORDER AND PUBLIC SAFETY

Article A. Public Safety During Local Celebrations

Violation of Sec. 3A.10 - Issuance of Permit  
Penalized under Sec. 3A.11 - fine of P1,000.00

Article B. Regulation of Stray Animals

Violations of Sec. 3B.01 to 3B.03  
Penalized under Sec. 3B.04 - fine of P250.00

Article C. Curfew Hours to Minors within the Vicinity of Pasacao Feeder Port

Violation of Sec. 3C.01  
Penalized under Sec. 3C.02 - fine of P200.00

Article D. Protecting Pedestrians and Conveyance during construction or Demolition within public places

Violations of Sec. 3D.01 to Sec. 3D.06 & Sec. 3D.09 to Sec. 3D.15  
Penalized under Sec. 3D.16 - fine of P2,500.00



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**Article E. Possession of Fire Crackers**

Violation of Sec. 3E.01

Penalized under Sec. 3E.04 - fine of  
P200.00

**Article H. Holding of Rallies, Demonstrations  
And other assemblies**

Violation of Sec. 3H.01

Penalized under Sec. 3H.03 - fine of  
P500.00

**Article J. Holding of Parades**

Violation of Sec. 3J.01

Penalized under Sec. 3J.04 - fine of  
P100.00



**Article L. Prohibiting the use of streets,  
sidewalks and road shoulders (not  
otherwise designated) within the  
Central Business district as venue  
for resident or transient vendors**

Violation of Sec. 3L.01

Penalized under Sec. 3L.02 - fine of  
P300.00

**Article O. Prohibiting Vandalism**

Violations of Sec. 3(O).01

Penalized under Sec. 3(O).02

1st Offense	-	P	100.00
2 <sup>nd</sup> Offense	-		300.00
3 <sup>rd</sup> Offense	-		1,000.00

**Article R. Smoking Ban in Public Places**

Violations of Sec. 3R.01, Sec. 3R.02,  
Sec. 3R.03 and Sec. 3R.04

Penalized under Sec. 3R.04 - fine

For Manager, Administrator or Head of Office  
of any government office.

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*[Handwritten signature]*

For Owner, Manager, or Administrator of any private business or commercial establishment

For Driver or Operator of any motorized public conveyances

1st Offense	-	P	500.00
2 <sup>nd</sup> Offense	-		1,000.00
3 <sup>rd</sup> Offense	-		1,500.00
4 <sup>th</sup> Offense	-		2,000.00

For any person engaged in tobacco, cigar and cigarette smoking

1st Offense	-	P	100.00
2 <sup>nd</sup> Offense	-		200.00
3 <sup>rd</sup> Offense	-		300.00
4 <sup>th</sup> Offense	-		500.00

**Article S. Proper Use of Public Roads, Parks and Plaza**

Violations of Sec. 3S.01

Penalized under Sec. 3S.03 - fine of  
P200.00

**2. CHAPTER V - HEALTH AND SANITATION of  
Municipal Ordinance No. 03,  
s. 2002 (Code of General  
Ordinances)**

**Article E. Anti-Littering, Garbage and Rubbish**

Violations of Sec. 5E.01 to 5E.04

Penalized under Sec. 5P.01 ©, - fine of  
P500.00

**3. CHAPTER VIII - TRAFFIC MANAGEMENT, RULES AND  
REGULATIONS**

Violations Article D. Observance of Road  
Signs and Markings

Article E. Oneway and two ways  
Streets

Article F. Loading and Unload-  
ing Zones

Article G. Parking, No Parking  
No Loading and Un-  
loading Zones



*Handwritten signature: Alan T. Sales*

Article H. Alternative Routes  
for all types of  
vehicles going to  
fish port

Article I. Truck Ban

Article K. Observance of Proper  
Speed

Article L. Prohibition from any  
Kind of obstructions

Penalized under Article M:

1. For leaving vehicle abandoned -  
P 500.00
2. For driving against traffic (one  
Way) - P150.00
3. For loading and unloading outside  
the designated loading and unloading zone  
as provided under Article F, the driver  
and conductor of the public conveyance as  
well as the passenger shall be fine and  
the amount of p100.00;
4. For violations of provisions of above-  
cited articles whose penalties not  
otherwise prescribed, penalties of fines  
shall be imposed -

1st Offense	-	P 100.00
2 <sup>nd</sup> Offense	-	300.00
3 <sup>rd</sup> Offense	-	500.00

5. For loading and unloading outside  
the designated loading and unloading zone  
as provided under Article F, the driver  
and conductor of the public conveyance as  
well as the passenger shall be fine and  
the amount of p100.00;

6. For violations of provisions of above-  
cited articles whose penalties not  
otherwise prescribed, penalties of fines  
shall be imposed -

1st Offense	-	P 100.00
2 <sup>nd</sup> Offense	-	300.00
3 <sup>rd</sup> Offense	-	500.00

-p.t.o.-



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Violations Article D. Provision of  
necessary reflectors  
by vehicles under Sec.  
80.01

Penalized under Sec. 80.02 by fines for  
pedicabs / padyaks

1st Offense	-	P 30.00
2 <sup>nd</sup> Offense	-	50.00
3 <sup>rd</sup> Offense	-	75.00

Penalized under Sec. 80.02 by fines for  
trimobiles

1st Offense	-	P 50.00
2 <sup>nd</sup> Offense	-	75.00
3 <sup>rd</sup> Offense	-	100.00

Violations Article P. Regulation on the  
operation of trimobile  
for hires with routes  
to Caranan-Poblacion  
and vice versa

Penalized under Sec. 8P.03 of fines of

1st Offense	-	P 100.00
2 <sup>nd</sup> Offense	-	200.00
3 <sup>rd</sup> Offense	-	300.00

4. CHAPTER IX - REGULATION ON TRICYCLE OPERATION  
AND MOTORIZED TRICYCLES  
OPERATOR'S PERMIT

Violations Article B. Franchising Regis-  
tration and Mayor's  
Permit

Penalized under Article M:

1st Offense	-	P 200.00
2 <sup>nd</sup> Offense	-	500.00

Section 9. This ordinance shall also apply to all such  
other existing ordinances or such ordinances that may hereafter  
be enacted which provide for the penalties or fines.



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**Section 10. TRUST FUND.** - All income derived from the imposition of Administrative Penalty shall be deposited by the Municipality of Pasacao in a Trust Fund which shall be created for this purpose and shall be exclusively used for the maintenance of signs, street markers, salaries of traffic aids, etc.

**Section 11. EFFECTIVITY CLAUSE.** - This Ordinance shall take effect upon its approval and upon its publication in a newspaper of local circulation.

ENACTED: NOV 11 2002

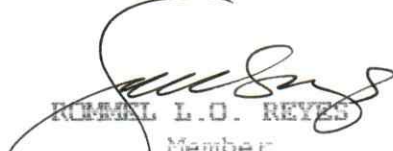
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WE HEREBY CERTIFY to the correctness of the foregoing municipal ordinance.


  
MA. HELENA A. TOLENTINO  
Member


  
ROMERIL L.O. REYES  
Member


  
EDGARDO B. TAYCO  
Member

  
NONITO M. TOLENTINO  
Member

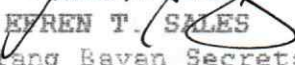
  
MARILYN H. SOTTO  
Member

  
JOSE B. SACRAMENTO  
Member

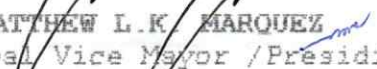
  
ELMER L. DELA ROSA  
Member

  
WELHELMINO P. DE GUZMAN (ABC)  
Member

  
PATRICIA KARA I. D. SACRAMENTO (SKF)  
Member

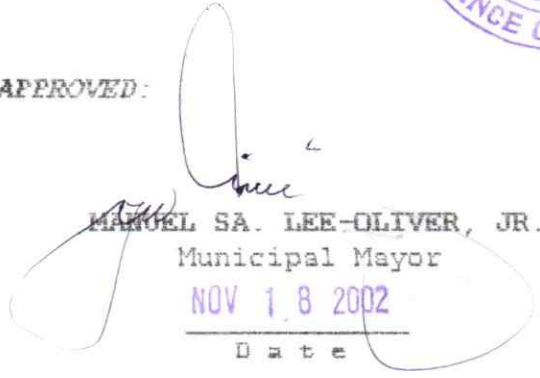
  
EFREN T. SALES  
Sangguniang Bayan Secretary

ATTESTED BY:

  
MATTHEW L.K. MARQUEZ  
Municipal Vice Mayor / Presiding Officer



APPROVED:

  
MARCEL SA. LEE-OLIVER, JR.  
Municipal Mayor

NOV 18 2002

Date