



Republic of the Philippines
Province of Ilocos Norte
MUNICIPALITY OF NUEVA ERA

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF NUEVA ERA, ILOCOS NORTE, HELD AT THE SESSION HALL ON DECEMBER 17, 2007 AT 10:00 O'CLOCK IN THE MORNING, MONDAY.

PRESENT:

HON. JOSEPH B. ARZADON	Vice Mayor & Presiding Officer
HON. CRISTETA A. FELIPE	SB Member
HON. MARLON P. PAHINAG	"
HON. REDENTOR B. VALERA	"
HON. CARDITO M. TAMAYO	"
HON. ARNEL B. FARIÑAS	"
HON. FERNANDO B. BALAGSO	"
HON. ELMER B. AZURIN	"
HON. ROGER O. ARZADON	"
HON. PETRONIO RIQUELMAN JR.	ABC President
HON. JOE PAT DOMINGO	SK Fed. President

ABSENT :

None

MUNICIPAL ORDINANCE NO. 07
Series 2007

AN ORDINANCE REGULATING THE SALE OF LIQUOR AND CIGARETTE TO MINORS

WHEREAS, it has been observed in the barangays that not only adult individuals and drinking liquor but also a significant number of minors.

WHEREAS, it is of common knowledge that drinking intoxicating liquor is one of the reasons of proliferation of crime incidents within the Barangay.

WHEREAS, it is the duty of the government to promote the general welfare, hence, it is imperative upon Barangay Officials to protect the physical, moral, intellectual and social being of its citizens.

NOW THEREFORE, be it enacted by the Sangguniang Bayan that:

SECTION 1. SHORT TITLE – This ordinance shall be known as "AN ORDINANCE REGULATING THE SALE OF LIQUOR AND CIGARETTE TO MINORS.

SECTION 2. DEFINITION OF TERMS – for purposes of this ordinance.

- a) Liquor as used herein shall mean any distilled, alcoholic or fermented Beverage such as beer, gin, arak, basi, tuba, brandy, whiskey, etc.
- b) Sale as used herein shall mean any contract between a seller on one hand and a buyer on the other, whereby the seller in consideration of payment or promise of payment of a certain price in money, transfer to the buyer the ownership and possession of any liquor.
- c) Public place/s as used herein includes government buildings and Premises, plazas, parks, roadsides, streets, bridge, waiting sheds, dap-ayan centers and such other structures and places owned or maintained by the government.

SECTION 3. PUNISHABLE ACTS

- a) Selling by any person or entity of any liquor to a minor or person below 18 years of age.
- b) Selling by any person entity of any liquor to adult beyond or after the prescribed period of selling liquor which is from 9:00 O'clock in the evening.
- c) Drinking intoxicating beverage by any person in public places.

SECTION 4. EXEMPTIONS

1. In case of special occasions such as fiestas, parties, family occasions, cultural rites or practices, and others, the parties concerned shall secure a permit from the Barangay Officials.

SECTION 5. APPREHENDING AUTHORITIES

Any constituents can report any delinquent person to the police force or Barangay Tanod and Barangay Officials for apprehension.

Edr.

SECTION 6. PENALTIES

- a) Any person or entity caught in the act of selling liquor to (or for a) Minors shall be fined the amount of one hundred pesos (P100.00) for the 1st offense, two hundred pesos (P200.00) for the 2nd offense, and three hundred pesos (P300.00) for 3rd offense in addition to the revocation of the license to operate business connected with the selling of liquor.
- b) Any person or entity found to be selling liquor to any person, minor or otherwise beyond the prescribed period of selling liquor which is from 8:00 o'clock in the morning to 9:00 o'clock in the evening shall be fined one hundred pesos (P100.00) for the 1st offense, two hundred pesos (P200.00) for the 2nd offense, and three hundred pesos (P300.00) for 3rd offense in addition to the revocation of the license to operate business connected with the selling of liquor.
- c) Any minor found to be drinking in any public place shall be fined the amount of one hundred pesos (P100.00) for the 1st offense, two hundred pesos (P200.00) for the 2nd offense, and three hundred pesos (P300.00) for 3rd offense and succeeding offenses.
- d) Any person other than a minor found drinking liquor in any public place shall be fined one hundred pesos (P100.00) for the 1st offense, two hundred pesos (P200.00) for the 2nd offense, and three hundred pesos (P300.00) for 3rd offense and succeeding offenses.
- e) If violation of any provision of this ordinance is committed by a Corporation partnership association or similar entity, the President Manager, Chairman of the Board or Most Senior Officers thereof shall be held liable for the offense.

SECTION 7. REPEALING CLAUSE – all ordinance, rules and regulations and other issuances inconsistent with the provisions of this ordinance are hereby repealed or modified.

SECTION 8. SEPARABILITY CLAUSE – If, for any person or reasons, any part or provision of this ordinance shall be deemed invalid or unconstitutional, any part or provision hereof which are not effected thereby shall continue to be in full force and effect.

SECTION 9. EFFECTIVITY –this ordinance shall take effect at the end of posting as provide for in Section 511 of R.A. 7160.

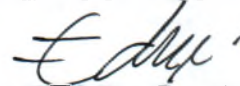
oting Profile:

In favor : Members: C. Felipe, M. Pahinag, R. Valera, C. Tamayo, A. Fariñas, F. Balagso, E. Azurin, R. Arzadon, P. Riquelman Jr. & J. Domingo

Against : N o n e

Abstained : N o n e

CERTIFIED CORRECT:



EDGARD G. BRINGAS

Secretary to the Sangguniang Bayan

ATTESTED:



JOSEPH B. ARZADON
Vice Mayor & Presiding Officer

APPROVED:

ATTY. ALDRIN R. GARVIDA
Municipal Mayor

Date