

EXCERPT FROM THE MINUTES OF THE 30TH REGULAR SESSION OF THE SANGGUNIANG BAYAN OF MANOLO FORTICH, BUKIDNON WHICH WAS HELD AT MANTIBUGAO BARANGAY HALL, MANTIBUGAO, MANOLO FORTICH, BUKIDNON ON AUGUST 18, 1999.

PRESENT:

HON. MARCELA P. GALOPE	Presiding Officer
	Municipal Vice Mayor
HON. JERSON S. LEYSON	Sangguniang Bayan Member
HON. VINCENT Y. QUINGA	Sangguniang Bayan Member
HON. ROLANDA D. AGUDA	Sangguniang Bayan Member
HON. JULIAN A. TORRES	Sangguniang Bayan Member
HON. NICKARTER S. ONAHON	Sangguniang Bayan Member
HON. LEONILO G. TILAP	Sangguniang Bayan Member
	Liga ng mga Brgy. Rep.

ABSENT:

HON. HILARIO B. PAUSANOS	Sangguniang Bayan Member
HON. RICARDO C. DOYDORA	Sangguniang Bayan Member
HON. SERGIO T. HISONA	Sangguniang Bayan Member
HON. SALVADOR A. ALBARECE III	Sangguniang Bayan Member
	SK Federation Rep.

ORDINANCE NO. 99-124-A
(30th Regular Session)

AN ORDINANCE ESTABLISHING A CURFEW HOUR FOR MINORS AMENDING FOR THIS PURPOSE SECTIONS 6 AND 7 ARTICLE C, CHAPTER XIII OF THE CODIFIED ORDINANCE.

WHEREAS, a rise in criminality especially among minors and in thickly populated areas is being felt;

WHEREAS, vandalism, illegal drugs, habitual delinquency and other crimes usually perpetrated by minors are most common or rampant during unholy hours;

WHEREAS, there is a need to regulate the nocturnal activities of the minors.

NOW THEREFORE

BE IT ORDAINED by the Sangguniang Bayan of Manolo Fortich, Bukidnon in session that:

SECTION 1. This Ordinance shall be known as AN ORDINANCE ESTABLISHING A CURFEW HOUR FOR MINORS.

SECTION 2. DEFINITION OF TERMS

Minor - shall mean any person below 18 years of age whether resident or non-resident of the municipality.

Public Place - shall mean any place which shall not be limited to streets, parks, plazas, markets, public halls, video and karaoke bars, coffee shops and private and commercial establishments, centers, institutions or entities.

Person Of Suitable Age - refers to any person who is 18 years and above.

SECTION 3. It shall be punishable for every minor to unlawfully or without justifiable cause loiter around in public places or stay outside of his/her house from 11:00 o'clock in the evening up to 3:00 o'clock in the morning.

It shall likewise be punishable for every owner of commercial establishments, entities, centers or institutions to unlawfully or without justifiable cause allow or tolerate the entry, keeping or maintenance of any minor during these prohibited hours.

SECTION 4. The provisions of the first paragraph of the next preceding section shall not apply to the following;

a. When there is a national or local emergency or calamity such as conflagration, earthquake, tsunami, typhoon, actual armed combat, personal accidents or emergencies and similar incidents;

b. Those on board of any vehicle passing thru or traversing the national or provincial highway along with any person of suitable age;

c. Those attending civil or religious activities provided that the same be confined in single place;

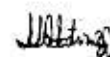
d. Those performing some necessary household works such as pitching water where water is a problem during daytime and other related or similar activities.

e. Minors who are assisting their parents, brothers, sisters or other relatives within the fourth degree of consanguinity;

f. Every 15th day of December to the 6th day of January the following year;

g. During a public holiday;

h. Those participating in or attending to related or traditional activities during fiestas, charter day celebrations, concerts, acrobatic shows, symposiums, public rallies, benefit dances and similar ones;



i. Those below 10 years of age.

SECTION 5. Penalty For Violation

First Offense - 2 hours community service in the barangay where the violation is committed or a fine of not more than ₱50.00;

Second Offense - 4 hours community service or a fine of not more than ₱100.00

Third & Succeeding Offenses - 4 hours community service and a fine of not more than ₱200.00 with subsidiary imprisonment of one day in case of insolvency or imprisonment from 1 to 5 days at the discretion of the court.

The owner of any commercial establishment, entity, center or institution found violating this Ordinance shall be imposed a fine of not more than ₱500.00 and a possible revocation of the pertinent licenses or permits for subsequent violations.

SECTION 6. Repealing Clause

The provisions of Sections 6 & 7, Article C, Chapter XIII of the Codified Ordinance and other related ordinances, executive orders, rules and regulations in so far as they are inconsistent therewith are hereby repealed or amended.

SECTION 7. Separability Clause

If for any reason any section or provision of this ordinance is declared unconstitutional or invalid, the other sections or provisions not affected thereby shall continue to be in full force and effect.

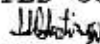
SECTION 8. Effectivity

This Ordinance shall take effect 30 days after its approval.

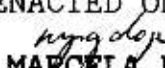
This Ordinance was passed and approved on joint motion of Hon. Jerson S. Leyson and Hon. Leonilo G. Tilap duly seconded by the majority of the members present.

APPROVED: August 18, 1999

CERTIFIED CORRECT:


LYDIA O. LASTIMOSA
Municipal Secretary

ATTESTED AND CERTIFIED TO BE DULY APPROVED
AND ENACTED ON AUGUST 18, 1999:


MARCELA P. GALOPE
Presiding Officer
Municipal Vice Mayor

APPROVED:


BENJAMIN C. ALBARECE
Municipal Mayor