



Republic of the Philippines
Province of Cavite
CITY OF GENERAL TRIAS
OFFICE OF THE SANGGUNIANG PANLUNGSOD

CITY ORDINANCE NO. 23-40 (GENERAL)

Authors : SP Member Isagani L. Culanding
Chair, Committee on Peace, Public
Safety and Order
SP Member Alfredo S. Ching
Chair, Committee on Commerce, Trade
and Industry

Sponsors : SP Member Ireneo C. Hatid
SP Member Kristine Jane M. Perdito-Barison
SP Member Richard R. Parin
SP Member Jesse Raphael R. Grepo
SP Member Jowie S. Carampot
SP Member Hernando M. Granados
SP Member Felix A. Grepo
SP Member Clarissel J. Campaña-Moral
SP Member Kyle Jassel J. Salazar
SP Member J-M Vergel M. Columna
SP Member Vivencio Q. Lozares, Jr.
SP Member Reienel R. Ferrer

REGULATING THE ESTABLISHMENT OF GAMBLING PLACES WITHIN THE PRESCRIBED DISTANCE FROM SCHOOLS AND CHURCHES OR OTHER AREAS OF WORSHIPS IN THE CITY OF GENERAL TRIAS.

WHEREAS, Section 1 of Republic Act No. 9487 otherwise known as "An Act Further Amending Presidential Decree No. 1869, Otherwise Known as PAGCOR Charter" provides that the Philippine Amusement and Gaming Corporation (PAGCOR) shall obtain the consent of the local government unit that has territorial jurisdiction over the area chosen as the site for any of its operations;

WHEREAS, Section 458 (a) (4) (vii) of the Local Government Code of 1991 (RA 7160) mandates the Sangguniang Panlungsod to regulate the establishment, operation, and maintenance of any entertainment or amusement facilities, including theatrical performances, circuses, billiard pools, public dancing schools, public dance halls, sauna baths, massage parlors, and other places for entertainment or amusement; regulate such other events or activities for amusement or entertainment, particularly those which tend to disturb the community or annoy the inhabitants, or require the suspension or suppression of the same; or, prohibit certain forms of amusement or entertainment in order to protect the social and moral welfare of the community;

WHEREAS, with the regulatory powers and mechanism provided herein, the City Government of General Trias is empowered to regulate gambling establishment to protect the welfare of its inhabitants from the impacts of gambling activities, such as addiction, deterioration of family and social relationships, heavy indebtedness and mental health problems;

NOW THEREFORE, on motion of SP Member Isagani L. Culanding duly seconded by SP Member Kristine Jane M. Perdito-Barison,

Be it ordained by the Sangguniang Panlungsod, that:

Section 1. TITLE - This Ordinance shall be known as the "PRESCRIBED DISTANCE OF GAMBLING ESTABLISHMENT IN THE CITY ORDINANCE".

Section 2. DECLARATION OF POLICY - The City Government of General Trias aims to suppress the adverse effects caused by gambling establishments, which have been proven to be detrimental

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JESSE RAPHAEL R. GREPO
SP Member


FELIX A. GREPO
SP Member


CLARISSSEL J. CAMPAÑA-MORAL
SP Member


KYLE JASSEL J. SALAZAR
SP Member


J-M VERGEL M. COLUMNA
SP Member



ISAGANI L. CULANDING
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KRISTINE JANE M. PERDITO-BARISON
SP Member


VIVENCIO Q. LOZARES, JR.
SP Member


RICHARD R. PARIN
SP Member



ALFREDO S. CHING
SP Member
(On Leave)


HERNANDO M. GRANADOS
SP Member


IRENEO C. HATID
SP Member /LNB President


REIENEL R. FERRER
SP Member/SKF President
(On Official Business)

Certified True and Correct:

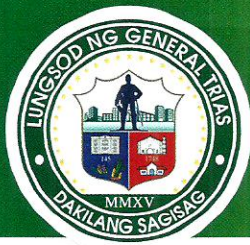

WENCESLAO P. CAMINGAY
Secretary to the Sanggunian

Attested:


JONAS GLYNN P. LABUGUEN
City Vice Mayor/Presiding Officer

Approved:


LUIS "JON-JON" A. FERRER IV
City Mayor



Continuation...page 2 of City Ordinance No. 23-40 (General):

PRESCRIBED DISTANCE OF GAMBLING ESTABLISHMENT IN THE CITY ORDINANCE.

in promoting social order and ensuring the welfare, safety, and protection of its constituents.

This Ordinance is enacted to comply with the provisions of the Philippine Amusement and Gaming Corporation (PAGCOR), the Philippine Charity Sweepstakes Office (PCSO), the Gaming and Amusement Board (GAB), and all other pertinent rules and regulations concerning the construction of gambling establishment as specified in various memorandum orders issued by relevant government agencies.

Section 3. DEFINITION OF TERMS

- a. "Areas of Worship" – refers to stand-alone place of worship or church;
- b. "Gambling Establishment" – place where game of chances or gambling operations are held;
- c. "Gaming Site" – duly authorized establishment or facility that offers to the public the appropriate access to the PAGCOR-approved gaming activities such as electronic gaming and/or bingo gaming; and
- d. "School" – educational institution duly registered with the Department of Education (DepEd) and Commission on Higher Education (CHED).

Section 4. PROHIBITED ACTS – All gambling establishments are strictly prohibited to conduct gambling operations within the prescribed distance from schools and churches or other areas of worship in the City as follows:

- a. Existing Lotto Outlets and other lotto sites should be at least One Hundred metres (100 m) away as stated under Table 1 (5) Section 11 Article 3 of PCSO 2020 Small Town Lottery Revised Implementing Rules and Regulations (STL RIRR);
- b. Gaming site must comply with not less than Three Hundred metres (300 m) specified under Regulation 3 Section 2 (a), Site Location Distance Requirements of PAGCOR Gaming Site Regulatory Manual for Electronic Games;
- c. Gambling establishment offering poker variants for play which may be referred to as "off-site poker club" must comply with not less than Two Hundred metres (200 m) distance pursuant to Regulation 3 Section 2 (a), Site Location Distance Requirements of PAGCOR Gaming Site Regulatory Manual for Poker Games; and
- d. Advertising billboard that promotes the licensees' facilities and its activities shall be located not less than 200-metre radius under the PAGCOR Responsible Gaming Code of Practice.

New application for the construction of gambling establishment in violation with the prescribed distance requirement shall not be issued corresponding permits by the concerned offices of the City Government.

Section 5. EXEMPTIONS – In accordance with existing laws, gambling establishments may be allowed, provided:

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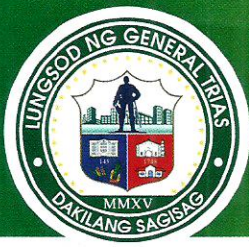

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Secretary to the Sanggunian

Attested:


JONAS GLYN P. LABUGUEN
City Vice Mayor/Presiding Officer

Approved:


LUIS "JON-JON" A. FERRER IV
City Mayor



Continuation...page 3 of City Ordinance No. 23-40 (General):

PRESCRIBED DISTANCE OF GAMBLING ESTABLISHMENT IN THE CITY ORDINANCE.

- a. These are covered by franchise from the national government, authorized permit or license issued by government agencies duly empowered by law or their charters to license or authorize the conduct of such games or activities;
- b. Those existing gambling establishments within the prescribed distance from schools, churches or areas of worship within the City from the date of approval of this Ordinance or those existing but will change business ownership shall be exempted subject to the rules and regulations of the PAGCOR, PCSO and any other national laws; and
- c. Those with existing application with the Local Government at the time of the approval of this Ordinance, however, such were granted a permit for building a gambling establishment within the prescribed distance from schools and churches or areas of worship in the City shall be exempted subject to the rules and regulations of the PAGCOR, PCSO and any other national laws.

Section 6. IMPLEMENTING RULES AND REGULATIONS – The Office of the City Mayor through the personnel of the Office of the City Business Permit and Licensing Officer (OCBPLO), Office of the City Building Official (CBO), General Trias City Police (PNP), City Planning and Development Coordinator Office (CPDO), City Health Office (CHO), Office of the City Treasurer’s, Liga ng mga Barangay (LNB), Chair of Committee on Commerce, Trade and Industry, Secretary of the Sangguniang Panlungsod, and other offices or personnel as may be deputized by the Local Chief Executive shall be responsible in formulating, overseeing, and conducting inspection and investigations whenever there are complaints or petitions from concerned parties.

Section 7. SEPARABILITY CLAUSE – If any portion of this Ordinance is declared invalid, the remaining of this Ordinance shall not be affected and shall remain valid and enforceable.

Section 8. REPEALING CLAUSE – All ordinances, rules, and regulations or part thereof where provisions are in conflict or contrary to the provisions of this Ordinance are hereby repealed, amended or modified accordingly.

Section 9. EFFECTIVITY CLAUSE – This Ordinance shall take effect fifteen (15) days after its posting at three (3) conspicuous places in the City of General Trias.

ORDAINED under **THIRD/FINAL READING** on **07 AUGUST 2023.**

wpc/jbn/nta/kva/jfa/dga


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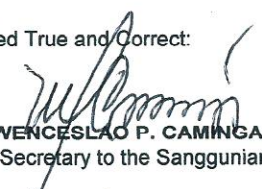
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