

CITY ORDINANCE NO. 23-41 (SPECIAL)

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 SELLING, SERVING AND CONSUMPTION OF LIQUOR OR ALCOHOLIC BEVERAGES OF ANY KINDS IN THE CITY OF GENERAL TRIAS; AND PROVIDING PENALTIES FOR THE VIOLATIONS THEREOF.

WHEREAS, Section 16 of the Local Government Code of 1991 (RA 7160) states that every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare;

WHEREAS, Section 458 (a)(1)(v) of the same Code provides that the Sangguniang Panlungsod being the legislative body of the City shall enact ordinances intended to prevent, suppress and impose appropriate penalties for habitual drunkenness in public places;

WHEREAS, the City Government of General Trias deemed it necessary to regulate the selling, serving and consumption of liquor or alcoholic beverages of any kind in the City to maintain peace and order as well as to prevent lawlessness caused by liquor intoxication;

NOW THEREFORE, on motion of SP Member Isagani L. Culanding duly seconded by SP Member Alfredo S. Ching,

Be it enacted by the Sangguniang Panlungsod of General Trias, that:

Section 1. TITLE – This Ordinance shall be known as the “LIQUOR AND ALCOHOL ORDINANCE OF 2023”.

Section 2. DECLARATION OF POLICY – It is the policy of the City Government of General Trias to ensure the safety of its residents from leisure activities that disturb peace and order in the community.

Section 3. DEFINITION OF TERMS – For purposes of this Ordinance, the following terms are hereby defined:

- a. **“Bar” – shall include any place or establishment wherein the principal business is the sale of liquor or alcoholic beverages of any kind to be consumed within its premises. A bar that allows music or dancing within its premises shall be considered a videoke and karaoke bars, night club, cabaret,**

CONTINUED ON NEXT PAGE.


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

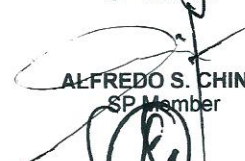

ISAGANI L. CULANDING
SP Member


JOWIE S. CARAMPOT
SP Member


KRISTINE JANE M. PERDITO-BARISON
SP Member


VIVENCIO Q. LOZARES, JR.
SP Member


RICHARD R. PARIN
SP Member

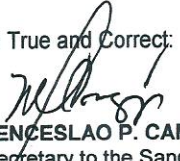

ALFREDO S. CHING
SP Member


HERNANDO M. GRANADOS
SP Member


IRENEO C. HATID
SP Member /LNB President
(On Official Business)


REIENEL R. FERRER
SP Member/SKF President

Certified True and Correct:

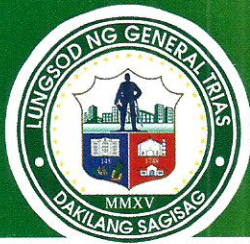

WENCESLAO P. CAMINGAY
Secretary to the Sanggunian

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. 23-41 (Special):

LIQUOR AND ALCOHOL ORDINANCE OF 2023.

- dancing school, or dance hall, as the case may be, and shall be subject to the provisions of Executive Order No. 319;
- b. "Business Establishment" – restaurant, hotel, bar, grocery, convenience store, supermarket and the like which are engaged in selling or serving liquor and alcoholic beverages of any kind, as secondary line business activity;
 - c. "Liquor or Alcoholic Beverages" – beverages whether distilled or fermented, such as but not limited to beer, gin, brandy, whisky, wine, rum, and locally produced tuba and basi;
 - d. "Minor" – person below 18 years of age; and
 - e. "Public Place" – places open to the public such as but not limited to park, playground, waiting shed, public and private sidewalk, public and private road, alley, open spaces outside of the residential perimeter fences, and other places considered public under the law.

Section 4. SCOPE AND COVERAGE – This Ordinance shall cover business establishments selling and serving liquor or alcoholic beverages of any kind within the territorial jurisdiction of the City of General Trias.

Section 5. PROHIBITED ACTS – The following acts shall be prohibited and penalized in accordance to the provisions of this Ordinance:

- a. Business establishments selling or serving of liquor or alcoholic beverages of any kind without Liquor and Alcohol Permit from the Office of the City Business Permit and Licensing Officer (OCBPLO);
- b. Selling, serving and consumption of liquor or alcoholic beverages of any kind in public places;
- c. Serving and consumption of liquor or alcoholic beverages of any kind during school hours, church or religious services, and government office hours;
- d. Selling or serving of liquor or alcoholic beverages of any kind within One Hundred metres (100 m) radius from schools, areas of worship, and government offices; and
- e. Selling or serving of liquor or alcoholic beverages of any kind to minors.

Bars, videoke and karaoke bars, beer houses, eateries and restaurants with videoke and karaoke system, and similar nightspot establishments shall be established within 100 metres radius from schools, areas of worship, and government offices.

Section 6. ISSUANCE OF LIQUOR AND ALCOHOL PERMIT – All business establishments engaged in the selling or serving of liquor or other alcoholic beverages as a secondary line of business activity such as but not limited to restaurants, bars, hotels, groceries, convenience stores and supermarkets are required to secure Liquor and Alcohol Permit annually from the Office of the City Business Permit and Licensing Officer (OCBPLO) aside from Integrated LGU Permit.

The fees for the issuance of Liquor and Alcohol Permit shall be as follows:

Type of Business Establishment:	Annual Fee:
Category A – engaged in the serving of liquor or alcoholic beverages of any kind inside their premises	Php 500.00



CONTINUED ON NEXT PAGE.


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. COLLINA~~
SP Member

ISAGANI L. CULANDING
SP Member


JOWIE B. GARAMPOT
SP Member


KRISTINE JANE M. PERDITO-BARISON
SP Member


VIVENCIO Q. LOZARES, JR.
SP Member



RICHARD R. PARIN
SP Member


ALFREDO S. CHING
SP Member


HERNANDO M. GRANADOS
SP Member

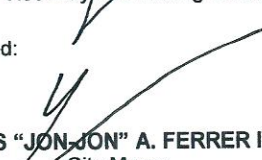
IRENEO C. HATID
SP Member /LNB President
(On Official Business)

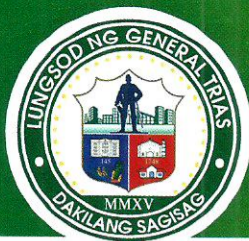

REINEL R. FERRER
SP Member/SKF President

Certified True and Correct:

WENCESLAO P. CAMINGAY
Secretary to the Sanggunian

Attested:

JONAS GLYN P. LABUGUEN
City Vice Mayor/Presiding Officer

Approved:

LUIS "JON JON" A. FERRER IV
City Mayor



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

Continuation...page 3 of City Ordinance No. 23-41 (Special):

LIQUOR AND ALCOHOL ORDINANCE OF 2023.

Category B – engaged in the selling of liquor or alcoholic beverages of any kind Php 250.00

The following are the requirements in securing Liquor and Alcohol Permit:

- a. Valid Department of Trade and Industry (DTI) Business Name Registration;
- b. Valid Integrated LGU Permit;
- c. Vicinity map of business establishment; and
- d. Developer's or Homeowners Association Clearance, if the business establishment is located inside the subdivision.

Section 7. EXEMPTIONS – Without prejudice to Section 6 of this Ordinance, the following shall be exempted from the provisions of this Ordinance:

- a. Existing business establishments selling, serving and consumption of liquor or alcoholic beverages of any kind or those existing but will change business ownership from the date of approval of this Ordinance;
- b. Existing business establishments may serve and allow the consumption of liquor or alcoholic beverages of any kind as long as it does not occur during school hours, church or religious services, and government office hours;
- c. Special occasions such as birthday, baptism, wedding, anniversary, Christmas Eve, Christmas Day, New Year's Eve, New Year's Day, Fiesta, Foundation Day and other public holidays whenever a certain area or portion considered to be a public place to be used for the selling and consumption of liquor or alcoholic beverages of any kind, provided, however, the Punong Barangay, or in his/her absence, the Kagawad on duty shall take jurisdiction over the place and shall be notified in writing, one (1) week before the occurrence of the said celebration or occasion; provided that there is no liquor ban, such as election period as officially pronounced by the COMELEC and other authorized government agencies;
- d. Public places permitted by the City Government for a limited number of days as venue for trade fairs, food parks, exhibitions, and commercial activities involved in the selling, serving or consumption of liquor or alcoholic beverages of any kind;
- e. All establishments accredited by the City Tourism, Culture and the Arts Office (CTCAO); and
- f. Business establishments directly involved in the wholesale and transport of liquor or alcoholic beverages of any kind.

Section 8. TRANSITORY PROVISION – All existing establishments within the prohibited zone prior to the enactment of this Ordinance and not in accordance with Section 5 shall be given three (3) years to relocate their business establishments. Unable to comply with the provisions of this Ordinance will not secure any permit.

Section 9. PENALTIES

- a. Individuals who are found guilty of violating any of the provisions of this Ordinance shall be penalized as follows:

CONTINUED ON NEXT PAGE.


JESSE RAPHAEL R. GREPO
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


ISAGANI E. CULANDING
SP Member


JOWIE S. CARAMPOT
SP Member


KRISTINE JANE M. FERDITO-BARISON
SP Member


VIVENCIO Q. LOZARES, JR.
SP Member

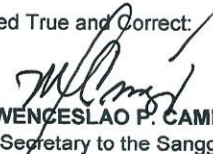

RICHARD R. PARIN
SP Member


ALFREDO S. CHING
SP Member


HERNANDO M. GRANADOS
SP Member


IRENEO C. HATID
SP Member /LNB President
(On Official Business)

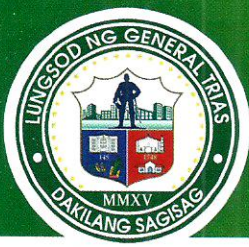

REINEL R. FERRER
SP Member/SKF President

Certified True and Correct:

WENCESLAO P. CAMINGAY
Secretary to the Sanggunian

Attested:

JONAS GLYN B. LABUGUEN
City Vice Mayor/Presiding Officer

Approved:

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



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

Continuation...page 4 of City Ordinance No. 23-41 (Special):

LIQUOR AND ALCOHOL ORDINANCE OF 2023.

- First Offense : One Thousand Pesos (Php 1 000.00)**
- Second Offense : Two Thousand Five Hundred Pesos (Php 2 500.00)**
- Third and Any and Succeeding Offenses : Five Thousand Pesos (Php 5 000.00);**

b. Business establishments caught selling and serving liquor or alcoholic beverages of any kind and/or found guilty of violating any of the provisions of this Ordinance shall be penalized as follows:

- First Offense : Cease and Desist Order**
- Second Offense : One (1) week temporary closure**
- Third and Any Succeeding Offenses : Closure of business and revocation of permit**

Section 10. IMPLEMENTING RULES AND REGULATIONS – The Office of the City Mayor through the personnel of General Trias City Police (PNP), Office of the City Business Permit and Licensing Officer (OCBPLO), Office of the City Engineer, City Planning and Development Coordinator Office (CPDO), Barangay Officials and other offices or personnel as maybe deputized by the Local Chief Executive shall be responsible in formulating the Implementing Rules and Regulations as maybe necessary to carry out the provisions of this Ordinance.


Section 11. 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 12. 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 13. EFFECTIVITY CLAUSE – This Ordinance shall take effect after posting of copies in three (3) conspicuous places in the City has been undertaken.


ENACTED under THIRD/FINAL READING on 14 AUGUST 2023.


wpc/jbn/kva/jfa/dga



JESSE RAPHAEL R. GREPO
SP Member



FELIX A. GREPO
SP Member



CLARISELLE J. CAMPAÑA-MORAL
SP Member

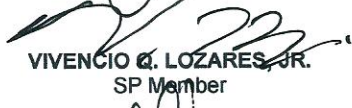

KYLE JASSEL J. SALAZAR
SP Member



J.M. VERGEL M. COLUMINA
SP Member



ISAGANI L. CHULANDING
SP Member



JOWIE S. CARAMPOT
SP Member


KRISTINE JANE IMPERDITO-BARISON
SP Member



VIVENCIO G. LOZARES, JR.
SP Member


RICHARD R. PARIN
SP Member

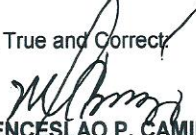

ALFREDO S. CHING
SP Member


HERNANDO M. GRANADOS
SP Member

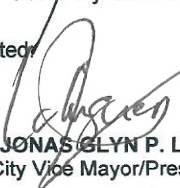

IRENEO C. HATID
SP Member /LNB President
(On Official Business)


REINZEL R. FERRER
SP Member/SKF President

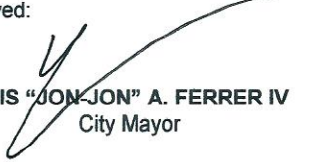
Certified True and Correct:


WENCESLAO P. CAMINGAY
Secretary to the Sanggunian

Attested:


JONAS GLYN P. LABUGUEN
City Vice Mayor/Presiding Officer

Approved:


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