



Republika ng Pilipinas  
SANGGUNIANG PANLUNGSOD  
Lungsod ng Mandaluyong

ORDINANCE NO. 341, S-2005

AN ORDINANCE PENALIZING THE SALE, DELIVERY, DISTRIBUTION, PASSING AND GIVING AWAY OF SHELLFISH OF WHATEVER KIND FOUND TO BE CONTAMINATED WITH RED TIDE TOXIN

BE IT ORDAINED by the City Council of Mandaluyong, in session assembled:

SECTION 1. The penalty or fine of not less than ONE THOUSAND PESOS (P1,000.00) but not more than FIVE THOUSAND PESOS (P5,000.00), or imprisonment of not less than fifteen (15) days but not more than thirty (30) days, or both fine and imprisonment at the discretion of the court shall be imposed, upon conviction against any person, retail or wholesale store, grocery, supermarket owners who shall sell, distribute, dispense, pass or give-away shellfish of whatever kind found to be contaminated with the red tide toxin;

In case violation of this ordinance is committed by a partnership, corporation, association, or any juridical entity, the partner, president, director, manager or officer who consents to or knowingly tolerates such violation shall be held criminally liable therefor.

The additional penalty of revocation of business license and permits shall be imposed upon the store, grocery or supermarket owners, dealers, and distributors from whom the contaminated shellfish have been purchased or acquired.

SECTION 2. Any contaminated shellfish being offered for sale at any place shall be summarily confiscated including its container and other related paraphernalia without prejudice to any criminal action that may be taken against the person or entities violating this Ordinance.

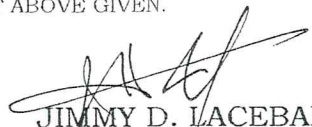
SECTION 3. NO CONTEST PROVISION. Any person, individual or entity who is apprehended or cited for violation and who does not wish to contest the violation and is willing to pay voluntarily the minimum fine imposed upon him/her prior to the filing of formal charges with the proper court shall be allowed to pay said fine with the City Treasurer to avoid being criminally prosecuted within six (6) hours from apprehension otherwise the case shall be prosecuted.

The City Treasurer, subject to Civil Service Laws, Rules and Regulation, is hereby directed to provide personnel or to deputize personnel who will accept payment of fines twenty four (24) hours a day so as not to jeopardize the right of the offender to avail of the six - hour period within which to pay under this Ordinance.


SECTION 4. This Ordinance shall take effect upon approval.

ENACTED on this 5<sup>th</sup> day of December, 2005 in the City of Mandaluyong.

I HEREBY CERTIFY THAT THE FOREGOING  
ORDINANCE WAS ADOPTED AND APPROVED BY THE  
SANGGUNIANG PANLUNGSOD OF MANDALUYONG IN  
REGULAR SESSION HELD ON THE DATE AND PLACE  
FIRST ABOVE GIVEN.

  
JIMMY D. LACEBAL  
Sanggunian/Secretary

ATTESTED:

  
JESUS C. CRUZ  
City Vice Mayor &  
Presiding Officer

APPROVED:

  
NEPTALI M. GONZALES II  
City Mayor

Date: DEC 12 2005