



Republic of the Philippines
SANGGUNIANG PANLUNGSOD

City of Mandaluyong

Telefax: 534-17-60

<http://www.mandaluyong.gov.ph/>

ORDINANCE NO. 345, S-2005

AN ORDINANCE PROHIBITING OWNERS OF RESIDENTIAL AND COMMERCIAL ESTABLISHMENTS ALONG NATIONAL AND CITY ROADS ALLOWING SIDEWALK VENDORS TO USE THE FRONTAGE AND VICINITY OF THEIR ESTABLISHMENTS IN SELLING GOODS, WARES AND OTHER MERCHANDISE OR CONSENTING TO THE USE OF AN AREA INSIDE THEIR ESTABLISHMENT IN ORDER TO AVOID BEING APPREHENDED BY ENFORCERSON SIDEWALK VENDORS

BE IT ORDAINED by the Sangguniang Panlungsod of Mandaluyong, in session assembled:

SECTION 1. TITLE. This Ordinance shall be known as "An Ordinance Prohibiting Owners of Residential and Commercial Establishments along National and City Roads Allowing Sidewalk Vendors to Use the Frontage and Vicinity of their Establishments, in Selling Goods, Wares and Other Merchandise or Consenting to the Use of an Area Inside the Establishment in Order to Avoid being Apprehended by Enforcers on Sidewalk Vendors".

SECTION 2. SCOPE. This Ordinance shall cover owners of residential and commercial establishments which are located along National and City Roads who are allowing sidewalk vendors to use the frontage and vicinity of their establishments to sell their goods and other merchandise or consenting to the use of an area inside the establishment in order to avoid being apprehended by enforcers on sidewalk vendors.

SECTION 3. PENALTIES. The owners of the establishments or its administrator who violates this Ordinance shall upon conviction be fined as follows:

FIRST OFFENSE	payment of P1,000.00
SECOND OFFENSE	payment of P2,000.00
THIRD AND SUCCEEDING OFFENSES	payment of P3,000.00 and the cancellation of Mayor's Permit issued to him/her in the pursuit of his/her business activity as may be applicable.

SECTION 4. 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 Regulations, 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 5. SUPPLEMENTARY CLAUSE. This Ordinance shall not be construed as an amendment to existing laws, rules or regulations or Ordinance relative to use of sidewalks and pavements.

SECTION 6. EFFECTIVITY. This Ordinance shall take effect upon approval.

ENACTED on this 5th day of December, 2005 in the City of Mandaluyong.

I HEREBY CERTIFY THAT THE FOREGOING ORDINANCE WAS ENACTED 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:

APPROVED:

JESUS C. CRUZ
 City Vice Mayor &
 Presiding Officer

NEPTALI M. GONZALES II
 City Mayor
 December 12, 2005

NOTA BENE: This Ordinance amends Ordinance No. 292, S-2004 in from and style only.