



Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City of Mandaluyong

ORDINANCE NO. 705, S-2018

AN ORDINANCE FURTHER AMENDING SECTION 1 OF ORDINANCE NO. 599, S-2015, AS AMENDED BY ORDINANCE NO. 629, S-2016, KNOWN AS "AN ORDINANCE ESTABLISHING THE PROCEDURE IN THE IMPLEMENTATION OF A CITY ORDINANCE"

BE IT ENACTED by the Sangguniang Panlungsod of the City of Mandaluyong, in session duly assembled:

SECTION 1. Section 1 of Ordinance No. 629, S-2016, which amended Section 1 of Ordinance No. 599, S-2015 known as "An Ordinance Establishing the Procedure in the Implementation of a City Ordinance", is hereby amended to read as follows:

SECTION 1. VIOLATION OF A CITY ORDINANCE. Any person who violates any Mandaluyong City Ordinance, except the Riding-In-Tandem Ordinance and other traffic Ordinances, shall be taken into custody and be brought to the Mandaluyong City Police Station, Barangay Hall or nearest Police Precinct for investigation, blotter and recording. Thereafter, the offender shall be issued the appropriate Ordinance Violation Receipt (OVR).

Upon issuance of the OVR, offender may opt to avail of the No Contest Provision. If the offender so avails, he/she has a period of five (5) days within which to pay the fine. If he/she fails to pay within the said period, the appropriate case will be filed with the Office of the City Prosecutor.

If from the onset, the offender manifests that he/she will not avail of the No Contest Provision, he/she shall be referred for proper booking with the Mandaluyong Police Station and the appropriate case shall be filed with the Office of the City Prosecutor.

Exempted is a child, who is referred to as a person under the age of eighteen (18) years or one over said age and who, upon evaluation of a qualified physician, a psychologist or psychiatrist, is found to be incapable of taking care of himself fully because of a physical or mental disability or condition or of protecting himself from abuse. (IRR RA. 7610)

If the offender is a corporation or a partnership, organization or any similar entity, the OVR shall be issued to its President and/or General Manager or Managing Partner and/or General Manager, or such other Officer-in-Charge with the management of the business.

SECTION 1A. VIOLATION WHERE THERE IS A PRIVATE OFFENDED PARTY. The offended party may complain, orally or in writing to the Lupon Chairman of the Barangay in whose jurisdiction the violation **was** committed.

The complaint shall then undergo the process of mediation, conciliation, or arbitration as provided for under the provisions on Katarungang Pambarangay, enshrined under Chapter 7, Title One, Book III of Republic Act No. 7160, known as the "Local Government Code of 1991", which shall govern the procedure on the initiation and filing of the formal complaint before the Courts for violation of an Ordinance where there is a private offended party.

No Ordinance Violation Receipt (OVR) shall be issued the offender. Consequently, the No Contest Provision as provided for in this Ordinance shall not apply.

SECTION 2. REPEALING CLAUSE. Any part of an Ordinance and rules inconsistent with the provisions of this Ordinance are hereby modified or repealed accordingly.


SECTION 3. EFFECTIVITY. This Ordinance shall take effect after fifteen (15) days following its publication in a newspaper of general circulation in Metro Manila.

ENACTED on this 6th day of August, 2018 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.


MA. TERESA S. MIRANDA
Sanggunian Secretary

ATTESTED BY:


ANTONIO DLS. SUVA
Vice Mayor &
Presiding Officer

APPROVED:


CARMELITA A. ABALOS
City Mayor

Date: AUG 10 2018






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