



Republic of the Philippines
PROVINCE OF CAGAYAN
City of Tuguegarao



SEVENTH CITY COUNCIL

EXCERPTS FROM THE MINUTES OF THE 134th REGULAR SESSION
OF THE SEVENTH CITY COUNCIL OF TUGUEGARAO CITY, CAGAYAN
HELD ON JUNE 18, 2019, 9:00 A.M., TUESDAY,
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL

PRESENT:

Hon. Bienvenido C. De Guzman II	City Vice Mayor, Presiding Officer
Hon. Danilo L. Baccay	Sangguniang Panlungsod Member
Hon. Jude T. Bayona	-do-
Hon. Kendrick S. Calubaquib	-do-
Hon. Arnel T. Arugay	-do-
Hon. Gilbert S. Labang	-do-
Hon. Winnoco R. Abraham	-do-
Hon. Mary Marjorie P. Martin-Chan	-do-
Hon. Raymund P. Guzman	-do-
Hon. Grace B. Arago	-do-
Hon. Gil G. Pagulayan	Ex Officio Member (Liga ng mga Barangay President)
Hon. Karen L. Taguinod	Ex Officio Member (SK Federation President)



ABSENT:

Hon. Maila Rosario T. Que	Sangguniang Panlungsod Member (on Official Business)
Hon. Imogen Claire M. Callangan	Sangguniang Panlungsod Member (on Official Time)
Hon. Anthony C. Tuddao	Sangguniang Panlungsod Member

CITY ORDINANCE NO. 12-2019

AN ORDINANCE REQUIRING THE USE OF DIGITAL WEIGHING SCALE BY ALL VENDORS IN TUGUEGARAO CITY COMMERCIAL CENTER, TUGUEGARAO CITY CENTRAL PUBLIC MARKET (DON DOMINGO) AND OTHER BUSINESS ESTABLISHMENTS THAT REQUIRE THE USE OF WEIGHING SCALE WITHIN TUGUEGARAO CITY AND TO IMPOSE PENALTIES FOR VIOLATIONS THEREOF

Sponsors:

- Hon. Kendrick S. Calubaquib**
- Hon. Bienvenido C. De Guzman II**
- Hon. Raymund P. Guzman**
- Hon. Danilo L. Baccay**
- Hon. Jude T. Bayona**
- Hon. Imogen Claire M. Callangan**
- Hon. Winnoco R. Abraham**
- Hon. Arnel T. Arugay**
- Hon. Gilbert S. Labang**
- Hon. Grace B. Arago**
- Hon. Mary Marjorie M. Chan**
- Hon. Maila Rosario T. Que**
- Hon. Anthony C. Tuddao**
- Hon. Gil G. Pagulayan**
- Hon. Karen L. Taguinod**

WHEREAS, Republic Act 7160, otherwise known as the Local Government Code of 1991, has empowered the City Government through the City Council to establish, maintain and regulate public markets to protect consumers;



WHEREAS, in the exercise of its legislative power, the City Council should enact an ordinance requiring the use of digital weighing scale by all vendors within the City of Tuguegarao to protect consumers against alteration or fraudulent practices of vendors regarding the use of weighing scale;

WHEREAS, Section 4 of the Declaration of Principles and State Policies of the 1987 Constitution of the Philippines provides that “the prime duty of the government is to serve and protect the people”;

WHEREAS, it is the duty of the City Government to enact measures to ensure the security and right of every consumer of buying products they rightfully deserve.

NOW, THEREFORE, be it **ENACTED** by the Seventh City Council in session assembled that:

SECTION 1. TITLE. This ordinance shall be known as “*AN ORDINANCE REQUIRING THE USE OF DIGITAL WEIGHING SCALE BY ALL VENDORS IN TUGUEGARAO CITY COMMERCIAL CENTER, TUGUEGARAO CITY CENTRAL PUBLIC MARKET (DON DOMINGO), AND OTHER BUSINESS ESTABLISHMENTS THAT REQUIRE THE USE OF WEIGHING SCALE WITHIN TUGUEGARAO CITY AND TO IMPOSE PENALTIES FOR VIOLATIONS THEREOF*”

SECTION 2. PURPOSE. It is the purpose of this ordinance to safeguard consumers against the use of unregistered and uncalibrated weighing scales in all public/private markets and other business establishments including ambulant vendors within the City of Tuguegarao that require the use of digital weighing scales.

SECTION 3. SCOPE AND COVERAGE. This ordinance shall cover all vendors including ambulant, transient, itinerant and push cart in Tuguegarao City Commercial Center, Tuguegarao City Central Public Market (Don Domingo) and other business establishments in Tuguegarao City that require the use of digital weighing scales.

SECTION 4. DEFINITION OF TERMS. For the purpose of this, the following terms shall be understood in the sense indicated hereunder:

- a. **PUBLIC MARKET** – refers to market which is not only to the resort of general public or purchaser, but also available to all who wish to offer their services for sale, stalls or places being allotted to those who apply, to the limits of the capacity of the market, on payment of fixed rents or fees.

A market dedicated to the service of the general public and operated under government control and supervision as a public utility, whether it is owned by the government or any instrumentality thereof and by any private individual or entity.

- b. **MARKET VENDOR** – refers to any person who is engaged in business at any public or private market in the City of Tuguegarao that requires the use of weighing scales.
- c. **TUGUEGARAO CITY COMMERCIAL CENTER** – Is situated in the heart of the business district of the city consisting of parcels of Land Lots 1-20 plan II13708, located at the Poblacion, Municipality of Tuguegarao, which particularly described under Original Certificate of Title No. 150 of the Registry of Deeds of Cagayan pursuant to Decree No. 140864, LRC Case No. 64, LRC Record No. 20532, containing twenty (20) lots with an aggregate area of Twelve Thousand One Hundred Forty Seven(12,147) square meters, more or less, registered in the name of the City of Tuguegarao, Province of Cagayan.
- d. **TUGUEGARAO CITY CENTRAL PUBLIC MARKET (DON DOMINGO)** – is situated in Balzain East, Tuguegarao City consisting of a parcel of land Lot 1 of the consolidation-subdivision plan, Pcs-2-01-00074, being a portion of Lots 3749 and 3753, Cad. 151, and more particularly described under Transfer Certificate Title No. T-36184 of the Registry of Deeds of Cagayan, containing an area of Fifteen Thousand and One (15,001) square meters, more or less, registered in the name of the City Government of Tuguegarao.
- e. **AMBULANT, TRANSIENT OR ITINERANT AND PUSH CART VENDORS** – refer to a vendor or seller who does not permanently occupy a definite place in the market but one who comes either daily or occasionally to sell his/her goods.



SECTION 5. PENALTIES FOR NON-COMPLIANCE. The following penalties shall be imposed on violators of this Ordinance:

- a. First Offense - P1,000.00 and confiscation of the used weighing scale
- b. Second Offense - P3,000.00 and confiscation of the used weighing scale
- c. Third Offense - P5,000.00 plus revocation of business license and permit, and/or closure of business establishment and removal from their places of business.

SECTION 6. COLLECTION OF PENALTIES. The fines imposed for violation of this ordinance shall be paid to the City Treasurer's Office.

SECTION 7. MONITORING. The City Treasurer's Office in coordination with the City Market Administrator shall conduct a regular and surprise monitoring of weighing scales used by the vendors in public places.

A grace period of six (6) months shall be given to the vendors for them to purchase their digital weighing scale.

The City Government of Tuguegarao shall purchase digital weighing scales for public consumption to be placed in strategic places at the Tuguegarao City Commercial Center and the Tuguegarao City Central Public Market (Don Domingo).

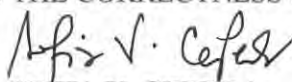
SECTION 8. SEPARABILITY CLAUSE. If, for any reason, any part or provision of this Ordinance shall be held to be unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 9. REPEALING CLAUSE. All ordinances and administrative regulations, or part/s thereof which are inconsistent with any provisions of this ordinance are hereby repealed or modified accordingly.

SECTION 10. EFFECTIVITY. This ordinance shall take effect immediately upon its approval.


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I HEREBY CERTIFY TO THE CORRECTNESS OF THE FOREGOING:


SOFIA V. CEPEDA

Assistant Secretary to the Sanggunian

ATTESTED:


HON. BIENVENIDO C. DE GUZMAN II

City Vice Mayor
Presiding Officer

Date: JUNE 27, 2019

APPROVED:


HON. ATTY. JEFFERSON P. SORIANO

City Mayor

Date: 06/28/19

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