



Republic of the Philippines
PROVINCE OF CAGAYAN
City of Tuguegarao
EIGHTH CITY COUNCIL



EXCERPTS FROM THE MINUTES OF THE 58th REGULAR SESSION
OF THE EIGHTH CITY COUNCIL OF TUGUEGARAO CITY, CAGAYAN
HELD ON SEPTEMBER 29, 2020, TUESDAY, 9:00 A.M.,
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL

PRESENT:

Hon. Bienvenido C. De Guzman II	City Vice Mayor/Presiding Officer
Hon. Maila Rosario T. Que	Sangguniang Panlungsod Member (via Teleconferencing)
Hon. Imogen Claire M. Callangan	-do-
Hon. Gilbert S. Labang	Sangguniang Panlungsod Member
Hon. Danilo L. Baccay	-do-
Hon. Ronaldo S. Ortiz	-do-
Hon. Arnel T. Arugay	-do-
Hon. Mary Marjorie P. Martin-Chan	Sangguniang Panlungsod Member (via Teleconferencing)
Hon. Winnoco R. Abraham	Sangguniang Panlungsod Member
Hon. Grace B. Arago	-do-
Hon. Raymund P. Guzman	-do-
Hon. Karina S. Gauani	-do-
Hon. Karen L. Taguinod	Ex Officio Member (SK Federation President)

ABSENT:

Hon. Gil G. Pagulayan	Ex Officio Member (Liga ng mga Barangay President) (on Leave)
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CITY ORDINANCE NO. 70-08-2020

**AN ORDINANCE MANDATING THE USE OF CONTACTLESS/CASHLESS
PAYMENT SCHEMES IN TUGUEGARAO CITY AND PROVIDING
PENALTIES FOR VIOLATIONS THEREOF**

WHEREAS, it is a declared policy of the state under Article II, Section 15 of the 1987 Constitution to protect and promote the right to health of the people and instill health consciousness in them;

WHEREAS, Section 16 of the Local Government Code authorizes local government units to exercise their expressed implied powers as well as powers necessary, appropriate or incidental for their efficient and effective governance and those which are essential to the promotion of general welfare;

WHEREAS, Republic Act No. 8792, otherwise known as "Electronic Commerce Act of 2000", provides for the recognition and use of electronic commercial and non-commercial transactions and documents, penalties for unlawful use thereof and for other purposes;

WHEREAS, ARTA Memorandum Circular No. 2020-06, series of 2020 provides the guidelines on the issuance and/or reinstatement of permits and licenses under the "new normal";

WHEREAS, Section 7 of Republic Act No. 11032 or the Ease of Doing Business and Efficient Government Service Delivery Act of 2018 states that all transactions shall be coursed through a web-based software enabled business registration system and that all government agencies including LGUs shall adopt a zero-contact policy;

WHEREAS, COVID-19 pandemic is a Public Health Emergency of global concern;

WHEREAS, personal and/or face-to-face transactions are highly discouraged by the government, local and international medical organizations, and medical experts as an effective way to stop transmission of the coronavirus;

WHEREAS, LTFRB Memorandum Circular No. 2020-018 dated May 14, 2020 mandates the collection of fares “strictly through cashless payment or through online payment facility” in all taxis and Transport Network Service Vehicles (TNSVs);

WHEREAS, Tuguegarao City was proclaimed as one of the Digital Cities 2025 by the Department of Information and Communications Technology, IBPAP Philippines and Leechiu Property Consultants on June 30, 2020;

WHEREAS, the President on his 2020 State of the Nation Address and the Department of the Interior and Local Government have encouraged LGUs to adopt cashless and contactless solutions within their respective jurisdictions in view of the pandemic;

WHEREAS, consistent with the proclamation of Tuguegarao City as a Digital City and in order to prevent further contagion of COVID-19, it is imperative for the Tuguegarao City Government to mandate the implementation of contactless/cashless payment in all transactions in the city.

NOW, THEREFORE, be it **ENACTED** by the Eighth City Council in session duly assembled, to enact:

Section 1. Title. This Ordinance shall be known as “*An Ordinance Mandating the Use of Contactless/Cashless Payment Schemes in Tuguegarao City.*”

Section 2. Scope and Coverage. This Ordinance shall cover the following:

- a. All public transportations in Tuguegarao City;
- b. All stores and business establishments in Tuguegarao City including sari-sari stores; and,
- c. All residents and non-residents of Tuguegarao City insofar as Local Government Services and Fees, and Government Allowance and Subsidy Release are concerned.

Section 3. Contactless/Cashless Payment for Public Transportations. All public transportations in Tuguegarao City are mandated to observe contactless/cashless payments such as, but not limited to, the use of QR Codes, electronic ticketing payment or other digital payment schemes.

Section 4. Contactless/Cashless Payment in Stores and Business Establishments. All stores and business establishments including sari-sari stores in Tuguegarao City are likewise mandated to implement contactless/cashless payments schemes in all their transactions.

Section 5. Digital Payment System for Local Government Services and Fees. All clients of the Tuguegarao City Government shall be required to transact with the city government using digital platforms which shall be made available through its partnership with online internet providers. Likewise, release of government financial assistance or subsidies shall be done online.

Section 6. Government Support. For public transport groups, tricycles/E-Trikes/Taxi/TNSVs or other PUB/PUJ/PUV drivers, businesses and clients that cannot devise their own contactless/cashless payment scheme. The Tuguegarao City Government through the Office of the City Mayor, the Business Permit and Licensing Office (BPLO), and Tricycle Regulatory Unit (TRU) shall provide the necessary assistance to ensure compliance with this Ordinance.

Section 7. Fines. Any violator of the Ordinance shall pay the following fines:

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| First Offense | - | P500.00 |
| Second Offense | - | P1,000.00 |
| Third Offense | - | P3,000.00 and suspension of license to operate for the period of six (6) months in the case of the business establishments or transport groups/companies/drivers |
| Fourth and succeeding Offenses | - | P5,000.00 and cancellation of license to operate in the case of business establishments or transport groups/companies/drivers |

Section 8. Compliance Monitoring. The Business Permit and Licensing Office (BPLO) and the Tricycle Regulatory Unit (TRU), with the assistance of the Land Transportation Franchising and Regulatory Board

(LTFRB) and the Philippine National Police (PNP) are hereby tasked to monitor compliance of this Ordinance.

Section 9. Implementing Rules and Regulations. The City Mayor shall adopt an implementing rules and regulations for the smooth and effective implementation of this ordinance in consultation with stakeholders.

Section 10. Dispense of Public Hearing. This ordinance is enacted under unusual and extreme condition the country is experiencing in general and Tuguegarao City in particular as declared by the National Government through a number of proclamation orders and other rules and regulations promulgated by His Excellency President Rodrigo Duterte and the Provincial Government, hence, the public hearing shall be dispensed with, considering further the urgency and importance of the instant measure.

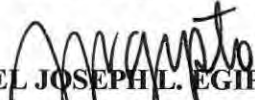
Section 11. Separability Clause. If any part or provision of this Ordinance shall be held to be unconstitutional or invalid, other part or provisions hereof which are not affected thereby shall remain in full force and effect.

Section 12. Repealing Clause. All ordinances and administrative regulations or part/s thereof which are inconsistent with any provisions of this ordinance are hereby repealed, amended or modified accordingly.

Section 13. Effectivity. This Ordinance shall be implemented in full after three (3) months following its publication and information dissemination.

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I HEREBY CERTIFY TO THE CORRECTNESS OF THE FOREGOING:


JOEL JOSEPH L. EGIPTO, Ph.D.
Secretary to the Sanggunian

ATTESTED:


HON. BIENVENIDO C. DE GUZMAN II
City Vice Mayor/ Presiding Officer
Date: _____

APPROVED:


HON. ATTY. JEFFERSON V. SORIANO
City Mayor
Date: 10/05/20

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