



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
17th City Council

PO2009-131

72nd Regular Session

ORDINANCE NO. SP-1983, S-2009

AN ORDINANCE FURTHER AMENDING ORDINANCE NO. SP-1264, S-2003, OTHERWISE KNOWN AS THE COMPREHENSIVE ANTI-DRUG ABUSE AND REHABILITATION ORDINANCE, AS AMENDED.

Introduced by Councilors DOROTHY A. DELARMENTE, VICTOR V. FERRER, JR., JAIME F. BORRES, JESUS MANUEL C. SUNTAY, WINSTON "Winnie" T. CASTELO and RESTITUTO B. MALAÑGEN.

Co-Introduced by Councilors Bernadette Herrere-Dy, Jorge B. Banal, Jr., Wencerom Benedict C. Lagumbay, Antonio E. Inton, Jr., Vincent DG. Belmonte, Jr. and Concepcion S. Malañgen.

WHEREAS, the Social Services Development Department statistical report on Children in Need of Special Protection (2006-2008) show that there are One Thousand One Hundred Fifty Five (1,155) rescued and referred youth Solvent Users, Four Hundred Seventy Two (472) of which was rescued/referred more than once;

WHEREAS, according to statistics, commonly used polydrugs are Rugby and Cuticle Removers which are all solvent based or containing volatile substances;

WHEREAS, there is a need to supplement the provisions of Ordinance No. SP-1264, S-2003, otherwise known as the Comprehensive Anti-Drug Abuse and Rehabilitation Ordinance, as amended, to cope with the present drug problem within the territorial jurisdiction of Quezon City;

WHEREAS, expanding the coverage of the Quezon City Drug Treatment and Rehabilitation Center to accommodate solvent users will improve the prevention and effectively discharge its mandate for the treatment and rehabilitation of drug dependents;

WHEREAS, there is a need to regulate the selling of rugby and other solvent based substances to reduce and prevent the proliferation of Rugby and/ or solvent users.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN
REGULAR SESSION ASSEMBLED:

SECTION 1. Article I, Section 3 of Ordinance No. SP-1264, S-2003, as
amended, is hereby amended to add the following terms:

3.33 RUBGY – refers to the common market name of a
liquid chemical compound used as adhesive in making, repairing
shoes / furniture and other purposes with an odor akin to petroleum
products which can alter the state of mind when sniffed.

3.34 SOLVENT – solvent is a liquid or gas that dissolves a
solid, liquid, or gaseous solute, resulting in a solution. A solvent is
a material, usually a liquid, which is capable of dissolving another
chemical. Chemicals commonly called solvents can dissolve many
different chemicals. Common solvents are water, ethanol, rugby,
acetone, hexane and toluene.

3.35 VOLATILE SUBSTANCES – any liquid solid or mixed
substances having the property of releasing toxic vapors or fumes
containing one or more of the following chemicals compounds:
Methanol, ethanol, isopropanol, ethyl acetate, n-propyl acetate, n-
butyl acetate, acetone, methyl ethyl ketone, methyl butyl ketone,
benzene, toluene, xylene, styrene, naphthalene, n-pentane, n-
hexane, n-neptane, methylene, chloride, trichloroethylene,
tetrachloroethylene, nitrous oxide, dichlorodifluoromethane,
chlorodifluoromethane, isoamyl nitrate, ether or chloroform or any
other chemical substances which when sniffed, smelled, inhaled, or
introduced into the physiological system of the body which
produces or induces a condition of intoxication, inebriation,
excitement, stupefaction, dulling of the brain or nervous system,
depression, giddiness, paralysis, or irrational behavior or in any
manner changing, distorting or disturbing the auditory, visual, or
mental processes.

SECTION 2. PROHIBITION – The use or possession of solvent based
substances and other volatile substances for the purpose of inhalation to induce
or produce intoxication is hereby prohibited within the territorial jurisdiction of
Quezon City.

SECTION 3. ADMISSION OF SOLVENT USERS. – Solvent users shall be
admitted to the Quezon City Drug Treatment and Rehabilitation Center
(TAHANAN), upon endorsement of the Social Services Development Department



subject to the Rules and Regulations and Procedures provided for under Ordinance No. 1264, S-2003, as amended. The Quezon City Drug Treatment and Rehabilitation Center shall maintain a special ward for solvent based substances and volatile substances users.

SECTION 4. PROHIBITION OF SHORT-SELLING OR RETAILING OF SOLVENT BASED SUBSTANCES, VOLATILE SUBSTANCE AND REGULATION OF SALE. – *Short-selling or retail in all Sari-Sari Stores and other establishments located within the territorial jurisdiction of Quezon City of the substance commonly known as Rugby, other solvent based substance and volatile substance are prohibited.*

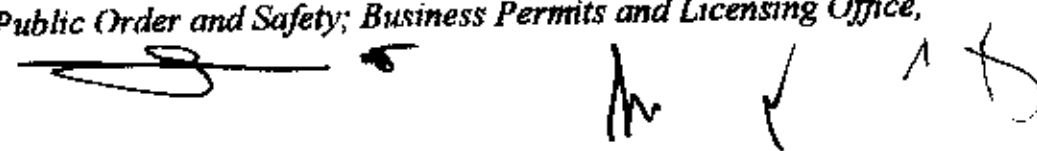
SECTION 5. REGULATION OF SALE OF SOLVENT BASED SUBSTANCE, VOLATILE SUBSTANCE AND REGULATION OF SALE. – *All commercial establishments within the territorial jurisdiction of Quezon City which are engaged in selling of rugby, other solvent based substance and volatile substance are hereby mandated to maintain a register of names and addresses or purchaser(s) in a logbook and the purchaser must present a valid Identification Card. The Chief of the Business Permits and Licensing Office or his representatives are hereby granted visitorial powers over all establishments engaged in selling of rugby, other solvent based substance and volatile substance to ensure the implementation of this Ordinance.*

SECTION 6. PENALTIES. – *Mandatory rehabilitation shall be imposed for violation of Section 2 of this Ordinance. A Fine of Five Thousand Pesos (P5,000.00) or an imprisonment of One (1) year shall be imposed on parents or guardians of minors violating Section 2 of this Ordinance.*

A fine of Five Thousand Pesos (P5,000.00) or an imprisonment of One (1) year and revocation of Mayor's Business Permit to operate shall be imposed for violation of Sections 4 and 5 of this Ordinance.

SECTION 7. ADMISSION OF NON-RESIDENTS INTO THE QUEZON CITY DRUG TREATMENT AND REHABILITATION CENTER. – *Non-Quezon City residents shall be admitted for treatment and rehabilitation for a free subject to the standards to be prescribed by the Technical Working Group provided for under Section 10 of this Ordinance. The amount collected shall accrue to the Trust Fund Account of the Quezon City Drug Treatment and Rehabilitation Center to defray its operational costs, expenses, including the expansion of the QCDTRC facilities and infrastructures.*

SECTION 8. TRANSITORY PROVISION. – *A Technical Working Group is hereby created and shall be composed of the following Departments: The Quezon City Health Department; Social Services Development Department; Department of Public Order and Safety; Business Permits and Licensing Office,*



City Treasurer, City Accounting, the Quezon City Anti Drug Abuse and Advisory Council, Quezon City Drug Treatment and Rehabilitation Center (QCDTRC-TAHANAN) and the Quezon City Police District. The Technical Working Group is given a period of Sixty (60) Calendar Days within which to draft, formulate and issue the Rules and Regulations implementing the provisions of this Ordinance.

SECTION 9. SEPARABILITY CLAUSE. - If, for any reason or reasons, any provisions of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, the remaining parts thereof not affected thereby shall continue to be in full force and effect.

SECTION 10. EFFECTIVITY CLAUSE. - This Ordinance shall take effect Fifteen (15) days following its complete publication in a newspaper of general circulation.

ENACTED: October 19, 2009


HERBERT M. BAUTISTA
Vice Mayor
Presiding Officer

ATTESTED:


DOROTHY D. LAGRADA, DPA
City Secretary

APPROVED: Feb. 1, 2010


FELICIANO R. BELMONTE, JR.
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on October 19, 2009 and was finally PASSED on Third/Final Reading on October 26, 2009.


DOROTHY D. LAGRADA, DPA
City Secretary