



Republic of the Philippines
CITY COUNCIL
Quezon City
15th City Council

PO2004-02

25th Regular Session

ORDINANCE NO. SP- **1526**, S-2005

AN ORDINANCE PROHIBITING THE PURCHASE AND SELLING OF SURPLUS SIDE MIRROR GLASS OF UNKNOWN ORIGIN WITHIN THE TERRITORIAL JURISDICTION OF QUEZON CITY AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

Introduced by Councilors ANTONIO E. INTON, JR., BERNADETTE HERRERA-DY, WINSTON "Winnie" T. CASTELO, ERIC Z. MEDINA, JORGE B. BANAL, JR., FRANZ S. PUMAREN, WENCEROM BENEDICT C. LAGUMBAY, RESTITUTO B. MALANGEN and BAYANI V. HIPOL.

WHEREAS, the rampant purchasing and selling of surplus side mirrors of unknown origin particularly in Quezon City have become the cause of alarm among vehicle owners;

WHEREAS, the incidence of side mirrors being taken and stolen from parked vehicles within the Quezon City area has reached an alarming proportion;

WHEREAS, the selling of surplus side mirrors and peddling activities of the same is detrimental to licensed business establishment.

WHEREAS, the regulation and prohibition of the mentioned activities will prevent, if not totally eradicate the proliferation of stolen side mirror glass being sold by ambulant vendors.

NOW, THEREFORE,

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

SECTION 1. TITLE - This Ordinance shall be known as the Ordinance Prohibiting the Peddling and Selling of Side Mirrors of Unknown Origin.

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SECTION 2. PROHIBITED ACTS - It shall be unlawful for any person, natural or juridical, to purchase side mirror glass of unknown origin.

It shall likewise be unlawful for any person, natural or juridical to sell surplus side mirror glass whose origin is unknown unless the seller or vendor has a legitimate business permit or license.

SECTION 3. The Department of Public Order and Safety (DPOS), this City, is hereby tasked to undertake the apprehension of any person found to have violated any of the provisions of this ordinance.

Upon apprehension, the DPOS shall coordinate the same with the Central Police District nearest their barangay for temporary detention and proper filing of case.

SECTION 4. PENALTY CLAUSE - There shall be imposed the following penalty for any violation of this ordinance, to wit;

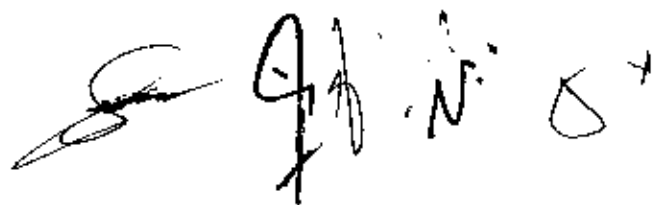
First Apprehension - Imprisonment of not more than thirty (30) days and/or fine of One Thousand Pesos (P1,000.00) at the discretion of the Court.

Second Apprehension - Imprisonment of not less than One (1) month but not more than Three (3) months and /or fine of Two Thousand Pesos (P2,000.00) at the discretion of the Court.

Third and Succeeding Apprehension - Imprisonment of not less than Three (3) months but not more than Five (5) months and/or fine of Three Thousand Pesos (P3,000.00) at the discretion of the Court.

Provided, that if the offense is committed by a corporation, partnership, or other juridical entity duly organized in accordance with law. the chief executive officer, president, general manager, managing partner or such other officer-in-charge of the business operation shall be liable for the commission of the offense penalized under this ordinance; provided, further, that if the offender is an alien, he shall after service of the sentence prescribed above, be deported without further administrative proceedings.

SECTION 5. SEPARABILITY CLAUSE - If any provision or part hereof is held invalid or unconstitutional, the remainder of the ordinance or the provision not otherwise affected shall remain valid and subsisting.

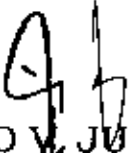
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SECTION 6. REPEALING CLAUSE - All provisions of laws, orders, decrees, including rules and regulations and local legislative measures inconsistent herewith are hereby repealed or modified, accordingly.

SECTION 7. EFFECTIVITY CLAUSE - This Ordinance shall take effect upon its approval.


ENACTED: May 3, 2005.

ATTESTED:


EUGENIO V. JURILLA
City Council Secretary



ERIC Z. MEDINA
President Pro-Tempore
Acting Presiding Officer

APPROVED: June 1, 2005


FELICIANO R. BELMONTE, JR.
City Mayor

CERTIFICATION

This is to certify that this Ordinance which was APPROVED on Second Reading on May 3, 2005, was finally PASSED on Third/Final Reading by the City Council on May 10, 2005.


EUGENIO V. JURILLA
City Council Secretary