

File



OFFICE OF THE SANGGUNIANG BAYAN

Municipal Building, Poblacion, Bulalacao, 5214, Oriental Mindoro

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF BULALACAO, ORIENTAL MINDORO HELD ON AUGUST 18, 2017 AT THE SANGGUNIANG BAYAN SESSION HALL.

PRESENT:

| | |
|-------------------------------|-------------------------------|
| Hon. Dexter R. Gonzales | Temporary Presiding Officer |
| Hon. Dennes M. Faner | Sangguniang Bayan Member |
| Hon. German S. Acosta | Sangguniang Bayan Member |
| Hon. Edezer F. Aceron | Sangguniang Bayan Member |
| Hon. Guillermo G. Salas, Jr. | Sangguniang Bayan Member |
| Hon. Elpidio N. Contreras, Jr | Sangguniang Bayan Member |
| Hon. Edwin C. Aceron | Sangguniang Bayan Member |
| Hon. Teresita S. Bantugan | Sangguniang Bayan Member |
| Hon. Enrico C. Villas | Pangulo, Liga ng mga Barangay |
| Hon. Tulay M. Caring | IPM Representative |

ABSENT:

Hon. Ramon G. Magbanua Municipal Vice Mayor- O.B.

X-----X

MUNICIPAL ORDINANCE NO. 17-08-189

AN ORDINANCE REGULATING THE USE OF ALL MOTORBOATS OWNED AND OPERATED BY THE LOCAL GOVERNMENT UNIT OF BULALACAO, ORIENTAL MINDORO (LGU OF BULALACAO) AND PROVIDING PENALTIES IN CASE OF VIOLATION THEREOF

**Sponsor and Author:
SB Member DEXTER R. GONZALES**

**Sponsor:
SB Member EDEZER F. ACERON**

"WHEREAS, Republic Act 7160, also known as the Local Government Code of 1991, mandates that every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare;

[Handwritten signatures and initials]

2021.05.25 15:3

"WHEREAS, policies that regulate the use of all motorboats in the Local Government Unit of Bulalacao, Oriental Mindoro (LGU of Bulalacao) must be clearly defined so as to ensure the effective, optimum, service-oriented, and legal use of such water vehicles;

"WHEREAS, the regulation shall somehow support individuals and private entities engaged in boat rental business and therefor shall encourage more investment on tourism - related enterprises;

NOW THEREFORE, be it ordained by the Sangguniang Bayan of Bulalacao, Oriental Mindoro, that:

SECTION 1. Title. This ordinance shall be entitled as stated and shall be known also as the "Regulations on LGU of Bulalacao - owned and operated Motorboats Ordinance of 2017".

SEC. 2. Prohibited Acts. In pursuance of this Ordinance, the following acts shall be prohibited:

- a. Use of motorboats other than the specific purposes of its procurement, donation, and possession or other purposes as allowed by law or authorities of the LGU of Bulalacao;
- b. Rental of the motorboats thru cash or in-kind payment either by the government or private individuals and entities;
- c. Use of motorboats for private purposes or other than the mandates of offices of the Local Government Unit of Bulalacao;
- d. Use of motorboats without prior written approval or consent of the Municipal Mayor or the duly authorized officer designated by the Local Chief Executive for such purpose; detailed in that approval shall be the origin and destination, fuel and lubricants to be used, name and designation of passengers, purpose of the use of motorboat, date and time of departure and arrival, and all other pertinent information;
- e. Use of motorboats without the operators officially appointed or designated by the Local Chief Executive;
- f. Use of motorboats not registered with Maritime Industry Authority (MARINA) or to any applicable authority or government agency;

Handwritten signatures and a date stamp: 2021/05/25 15:3

- g. Operation of the motorboats without the authority from the Local Chief Executive;
- h. Use of motorboats with any passenger wearing no life vest;
- i. Use of motorboats during inclement weather or during "not safe" time as advised by the Philippine Coast Guard;

SEC. 3. Exemptions. Officials and employees of any other government agency may be allowed to use the motorboats only for official purposes upon submission of written request stipulating the specific purpose, date and time of use, fuel and lubricant provision, name and designation of passengers, and origin and destination, subject to the approval of the Local Chief Executive.

SEC. 4. Administrative Provision. The Office of the Municipal Mayor thru the designated focal person, a permanent employee of the LGU of Bulalacao, shall ensure effective implementation of this Ordinance. Such focal person shall devise form to which the pertinent details of use and the action of the Local Chief Executive shall be indicated.

Heads of office must ensure that they themselves and all employees and workers under their respective offices comply with the provisions of this Ordinance.

SEC. 5. Penalty Clause. Following due process, any person not connected with the LGU of Bulalacao as official, employee, or worker, found guilty of violating the provisions of this Ordinance shall be penalized as this:

- a. First offense - a fine of PhP 1,500.00;
- b. Second offense - a fine of PhP 2,000.00;
- c. Third Offense - a fine of PhP 2,500.00;

Any official, officer, employee, or worker who disregards or neglects or cause to disregard or neglect the implementation of this Ordinance shall be administratively dealt with and such shall be a ground for suspension or dismissal subject to the pertinent provisions of the Civil Service Laws and Rules, the Local Government Code, and other laws and policies.

SEC. 6. Repealing Clause. Any Ordinance inconsistent with the provisions of this Ordinance is hereby repealed or modified accordingly.

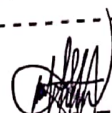
SEC.7. Separability Clause. If any provision of this Ordinance is declared invalid, the remainder or any provision hereof not affected thereby shall remain in force and effect.



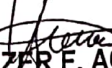
2021.05.25 15

SEC.8. Effectivity. This Ordinance shall take effect immediately fifteen (15) days after posting of approved ordinance in bulletin board at the entrance of the municipal hall and in at least two (2) other conspicuous places in the Local Government Unit of Bulalacao.

ENACTED this 18th day of August, 2017. Bulalacao, Oriental Mindoro.



HON. DENNES M. FANER
SB Member


HON. GERMAN S. ACOSTA
SB Member


HON. EDEZER F. ACERON
SB Member



HON. GUILLERMO G. SALAS, JR.
SB Member


HON. ELPIDIO N. CONTRERAS, JR.
SB Member

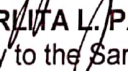

HON. EDWIN C. ACERON
SB Member


HON. TERESITA S. BANTUGAN
SB Member


HON. TULAY M. CARING
IPM Representative


HON. ENRICO C. VILLAS
Pangulo, Liga ng mga Barangay

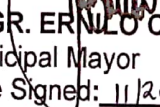
CERTIFIED TRUE AND CORRECT:


PERLITA L. PAZ
Secretary to the Sanggunian

ATTESTED:


HON. DEXTER R. GONZALES
Sangguniang Bayan Member/
Temporary Presiding Officer

APPROVED:


ENGR. ERNILO C. VILLAS
Municipal Mayor
Date Signed: 11/20/2017

170817/DRG/jpc