

ORDINANCE NO. 077

REGULATING THE SALE, GIVING AWAY, DISPENSING OR SERVING OF ANY INTOXICATING MALT, VINO, WINE, MIXED OR FERMENTED LIQUORS AND OTHER INTOXICATING DRINKS OR BEVERAGES TO ANY MINOR PERSONS AT ANY RETAIL OUTLETS, RESTAURANTS, BARS, COCKTAIL LOUNGES AND OTHER SIMILAR BUSINESS ESTABLISHMENTS WITHIN THE MUNICIPALITY OF BULALACAO, ORIENTAL MINDORO

Sponsored by: Hon. Ronald S. Rondael
Sangguniang Kabataan President

BE IT ORDAINED by the Sangguniang Bayan of Bulalacao, Oriental Mindoro:

SECTION 1. DEFINITION OF TERMS. When used in this Ordinance the term:

- a. "Bar" - includes beer gardens or places where intoxicating and fermented liquors or malt are sold, disposed of, given away, or served to customers for compensation, even without foods, where the services of hostesses or waitresses are employed and where customers are entertained by occasional dancing to music not rendered by a regular dancing orchestra or musicians hired for the purpose, otherwise, the place shall be classified as a dance hall, night or day club. A "Cocktail lounge" is considered a "bar" even if there are no hostesses or waitresses to entertain the customers;
- b. "Business Establishments" - includes all establishments of trade or commercial activity regularly engaged in as a means of livelihood or with a view to profit;
- c. "Intoxicating Drinks or Beverages" - refers to liquors, wines and other distilled spirits including fermented liquors such as "beer" "tuba" and other similar domestic fermented beverages, that cause intoxication to the person who drinks it;
- d. "Retail" - means a sale where the purchaser buys the commodity for his own consumption, irrespective of the quantity of the commodity sold;

SECTION 2. REGULATED ACTS. No operator of any retail outlets, restaurants, bars, cocktail lounges and other similar business establishments shall sell, give away, dispense, serve or allow to be served inside his establishments, or parts thereof, any intoxicating malts, vino, wine, mixed or fermented liquors and other intoxicating drinks or beverages to persons who are below eighteen (18) years old within the Municipality of Bulalacao, Oriental Mindoro;

SECTION 3. PENALTY. Any business establishment found violating this ordinance shall be punished by a fine of not less than Three Hundred Pesos (P300.00) but not exceeding Two Thousand and Five Hundred Pesos (P2,500.00) or an imprisonment of not less than one (1) month but not exceeding six (6) months or both such fine and imprisonment at the discretion of the court. Any subsequent violations hereof shall be penalized by either revocation/cancellation of permit or closure of the violating business establishment.

Any minor person who shall violate this ordinance by causing himself to be drunk by any intoxicating drinks or beverages shall likewise be punished by requiring him to plant at least two (2) seedlings of fruit-bearing trees in any of the following public places:

- a. along roadsides
- b. tree parks
- c. greenbelts
- d. communal forests
- e. school grounds designated by the principal for the purpose

and shall further be obliged to clean the municipal streets, public market and other public places for one (1) day from 8:00 am to 5:00 pm. An additional punishment of an imprisonment for one (1) day shall be imposed against any offenders for their subsequent violations hereof. Non-serving of any of these penalties, in case of the students, shall be a ground for the withholding of the issuance of their certificate of good moral character by the principal;

SECTION 4. REPEALING CLAUSE. All ordinances inconsistent hereof are hereby repealed, modified accordingly;

SECTION 5. EFFECTIVITY. This ordinance shall take effect ten (10) days after its posting.

ENACTED this 31st day of August 1994.

CERTIFIED TRUE AND CORRECT:


SIXTO O. BARRIENTOS
Sec. to the Sanggunian