

**EXCERPTS** from the minutes of the regular session of the Sangguniang Bayan of Camaligan, Camarines Sur held at its session hall on January 16, 2008

PRESENT: Nathaniel F. Capucao - Municipal Vice Mayor/Presiding Officer  
Marissa F. Trinidad - Municipal Councilor/Member  
Diano S.J. Ibardaloza, Jr. - -do-  
Eduardo C. Loriaga - -do-  
Emmanuel K. Moll - -do-  
Shiela S.J. Aguid - -do-  
Gaudencio A. Rabina - -do-  
Benedicto B. Jacob - -do-  
Rodelio DL. Punzalan - ABC President/Ex-Officio Member  
James Bob M. Sambo - SK Fed. President/Ex-Officio Member

ABSENT: None

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**MUNICIPAL ORDINANCE # 002-008**

Series 2008

**AN ORDINANCE PRESCRIBING GUIDELINES FOR THE ESTABLISHMENT, OPERATION AND MAINTENANCE OF VIDEOKE MACHINES, NIGHT SOCIAL ESTABLISHMENTS, VIDEOKE BARS AND OTHER BUSINESSES OF SIMILAR NATURE IN THE MUNICIPALITY OF CAMALIGAN, CAMARINES SUR**

**WHEREAS**, it is but a proof of development of a locality when businesses of all sorts start growing, thereby providing income opportunity, and other social benefits;

**WHEREAS**, while this body does not oppose the establishment of these businesses, it is just proper to adopt measures and regulate their operation to protect the community and the environment against exploitation, preserve peace and order, and protect the right of every individual to have a comfortable quality of living;

**WHEREAS**, with the operation of a videoke machine and/or a night social establishment, the responsibility of the operator is not just limited to bringing in economic gains, amusement and entertainment to the locality, but is also obliged to follow certain moral and social standards and spare the community against undue disturbance and annoyance;

**WHEREAS**, Section 447 of RA 7160 provides as one of the functions of the Sanggunian to regulate the establishment, operation, and maintenance of these kinds of businesses in order to promote the general welfare;

**NOW, THEREFORE**, on motion by Councilor Gaudencio A. Rabina, duly seconded by all the members present, be it:-

**ORDAINED** by the Sangguniang Bayan of Camaligan, Camarines Sur that:-

**SECTION 1. TITLE AND SCOPE** – This ordinance shall be known as “**THE VIDEOKE AND NIGHT SOCIAL ESTABLISHMENTS ORDINANCE**”

This covers the regulation of operation of videoke machines, videoke bars, night social establishments and other businesses of similar nature in the municipality of Camaligan, Camarines Sur.

**SECTION 2. DEFINITION OF TERMS** – as used in this Ordinance, the following terms shall be used and construed as:

1. **NIGHT SOCIAL ESTABLISHMENTS** – shall include all businesses operating at night serving liquors, beverages, refreshments, meals and foodstuffs and providing various entertainments as singers, live bands, floor shows, professional dancers, amplified sound systems, videoke machines, and guest relations officers.
2. **GUEST RELATIONS OFFICER** – any individual whose occupation is to act as host or to entertain customers at tables for a fee, compensation and remuneration are paid either directly by the operator or by the customer being entertained. A ‘waitress’ who shall sit at tables to entertain customers is classified under this definition.
3. **OPERATOR** – includes the proprietor, the manager, the administrator, or any person who runs the affair, manages and is responsible for the operation of the businesses herein described.
4. **VIDEOKE MACHINE** – is an amplified video and sound system, either operated by inserting coins or automatic operation in case of videoke machine rentals, thus enabling a customer to select and sing a song of his/her choice.
5. **CLIENT-USER** – those who rents and or uses videoke machine for personal, family, or group entertainment.

**SECTION 3. REGULATIONS** – the following shall be strictly enforced for purposes of this ordinance:-

1. No Night Social Establishments shall be allowed to operate within fifty (50) meters from any schools, churches, and health institutions.
2. Night Social Establishments and Videoke Machines may be allowed to operate at residential areas provided that a certification and consent from residents within the fifty (50) meter radius from the said establishment must be secured by the operator and attached as one of the requirements in securing business permits.
3. The minimum building and facilities requirements necessary for the operation of night social establishments are:
  - a) Adequate spaces, lightings, and ventilation and shall be maintained under sanitary conditions at all times;
  - b) Clean comfort rooms;
  - c) Safe and sanitary kitchen. Has complied with the requirements set by the Sanitary inspector and health standards;
  - d) The buildings or premises must be properly enclosed or fenced and adequate sound proofing facility must be installed;

- e) The building or premises must be certified as safe and suited for the purpose by the Municipal Engineer, The Bureau of Fire Protection and other concerned agencies.
4. Security and safety of the customers shall be the main responsibility of the operators of night social establishments thus all necessary measures must be complied with.
5. The following are prohibited in the operation of these establishments and videoke machines:
  - a) Selling and serving liquors and cigarettes to minors with ages below 18 years old;
  - b) Allowing minors to stay around the premises even until midnight or until the set time for “curfew for minors”
  - c) Allowing customers to bring in deadly weapons such as but not limited to guns, knives, and similar stuffs.
  - d) Creating amplified sounds and noises to the point of disturbing the residents and establishments at the vicinity especially during sleeping hours from 10:00 PM to 5:00 AM. Sounds must be confined within the premises of the operator and/or client-user only;
6. Establishments employing Guest Relations Officers (GRO) must comply with the necessary health standards and the following:
  - a) No minors shall be allowed to work as GRO;
  - b) The work of the GRO shall be limited to pure entertainment only. Indecent acts/shows and commercial sex business shall be strictly prohibited;
  - c) Monthly medical check-up shall be required to ensure that the workers shall be fit to work and free from sexually transmitted diseases;

**SECTION 4. ADMINISTRATION AND AUTHORITY TO TAKE ACTION** – the following agencies are tasked to implement this ordinance:

1. The Municipal Engineer, the Bureau of Fire Protection representative, the Sanitary Inspection Officer and the Barangay Council concerned shall have the duty to see to it that all necessary building and facilities requirements including its location are readily complied with before the annual permit to operate business shall be granted by the Local Chief Executive.
2. Philippine National Police (PNP) personnel, the Barangay Captains and their respective tanods shall have the duty to regularly conduct inspection on these businesses and apprehend at site all violators of Section 3-5 and 3-6 of this ordinance;
3. It shall be the duty of the Municipal Health Office to regularly conduct sanitary inspection on the facilities of these establishments including the regular medical check-up of Guest Relations Officers.

**SECTION 5. PENALTIES** – Any operator found violating the provisions of this ordinance shall be charged with the following:-

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First Offense	-	Warning and reprimand
Second Offense	-	Fine of Php 2,000.00 or imprisonment of not less than 3 days and not more than 7 days.
Third Offense	-	Fine of Php 2,500.00 or imprisonment of not less than 7 days and not more than 15 days and revocation of business permit

**SECTION 6. SEPARABILITY CLAUSE** – If for any reason, any section or provision of this ordinance is declared to be unconstitutional or invalid, the other provisions hereof remains to continue in full force and effect.

**SECTION 7. REPEALING CLAUSE** – All ordinances or resolutions which are inconsistent with the provisions of this ordinance are hereby repealed, amended or modified accordingly.

**SECTION 8. EFFECTIVITY** - this ordinance shall take effect immediately after its approval.

**ENACTED: January 16, 2008**

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**WE HEREBY CERTIFY** to the correctness and truthfulness of the foregoing.

**JOY MARIE I. SAN BUENAVENTURA**  
*Sangguniang Bayan Secretary*

**MARISSA F. TRINIDAD**  
*Municipal Councilor*

**DIANO S.J. IBARDALOZA, JR.**  
*Municipal Councilor*

**EDUARDO C. LORIAGA**  
*Municipal Councilor*

**EMMANUEL K. MOLL**  
*Municipal Councilor*

**SHIELA S.J. AGUID**  
*Municipal Councilor*

**GAUDENCIO A. RABINA**  
*Municipal Councilor*

**BENEDICTO B. JACOB**  
*Municipal Councilor*

**RODELIO DL. PUNZALAN**  
*ABC President*

**JAMES BOB M. SAMBO**  
*SKF President*

Attested by:

**NATHANIEL F. CAPUCAO**  
*Municipal Vice-Mayor and Presiding Officer*

Approved:

**ROLANDO C. EDUARDO**  
*Municipal Mayor*