

Republic of the Philippines
Province of Oriental Mindoro
MUNICIPALITY OF ROXAS

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE 40TH REGULAR SESSION OF THE SANGGUNIANG BAYAN OF ROXAS,
ORIENTAL MINDORO HELD ON 18 OCTOBER 1999, 9:00 A. M. AT THE SANGGUNIAN SESSION HALL.

Present:

Vice Mayor Gonzalo C. Siñel, Jr.	- Presiding Officer
Councilor Jesus S. Dela Cruz	- Member
Councilor Cesar T. Baticos	- Member
Councilor Ramil O. Dimapilis	- Member
Councilor Juanito A. Bacay, Jr.	- Member
Councilor Eduardo K. Soriano	- Member
Councilor Juan S. Advincula	- Member
Councilor Angeles D. Bautista	- Member
Councilor Mae Ariene M. Talens	- Member
Councilor Eduardo G. Villamin	- Member, ABC President
Councilor Randy P. Valencia	- Member, SK Chairman

Absent: None

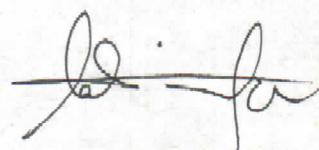
ORDINANCE NO. 05
Series of 1999

AN ORDINANCE FIXING, REGULATING AND LIMITING THE OPERATION OF NIGHTCLUBS, BEERHOUSES, SING-ALONG KARAOKE BARS, CLUBHOUSES, DANCING HALLS, DISCO HOUSES AND OF RESTAURANTS, REFRESHMENTS, EATERIES, CAFETERIAS, CARINDERIAS, SNACKHOUSES, SNACK-BARS, FAST-FOOD CHAINS AND SUCH OTHER PLACES WHICH ARE SIMILARLY SITUATED AND PRESCRIBING PENALTIES FOR THE VIOLATIONS THEREOF.

BE IT ORDAINED BY THE SANGGUNIANG BAYAN OF ROXAS, ORIENTAL MINDORO THAT:

SECTION 1. DEFINITION OF TERMS. As used in this ordinance, the following term shall mean:

- (a) NIGHTCLUBS, BEERHOUSES, SING-ALONG KARAOKE BARS — A place usually a room or hall where beer or any kind of distilled spirit is sold and consumed. Regular meals may be available together with softdrinks, juices and other beverage concoction with or without distilled spirits. Hospitality girls, ramp models and guest relation officers (GROs) may or may not be present, but food and drinks are being served only by waiters and usually accompanied by music, dancing, and occasional live entertainment.
- (b) DANCING HALLS, DISCO HOUSES AND CLUBHOUSES — A place usually a hall or a room where beer or any kind of distilled spirits are being sold and consumed, accompanied by entertainment either by live bands, professional and amateur



singers or mobile disco systems/facilities, where customers participate either by singing or dancing as the case may be. Light of regular meals, softdrinks, juices and other beverage concoction with or without distilled spirits are being sold and served only by waiters or waitresses. A place which prohibits the employment of hospitality girls, ramp models and guest relation officers (GROs).

- (c) RESTAURANTS, REFRESHMENTS, EATERIES, CAFETERIAS and CARINDERIAS — A place usually a hall or a room where light and regular meals are being served. Accompanied by softdrinks, sodas, juices, shakes and other beverage concoction without mixing any kind of distilled spirits and are being served only by waiters and waitresses.
- (d) SNACKHOUSES, SNACKBARS and FAST-FOOD CHAINS — A place usually a hall or a room where light and regular meals are being served. Accompanied by softdrinks, sodas, juices, shakes and other beverage concoction without mixing any kind of distilled spirits are being served only by waiters and waitresses and service crew workers.
- (e) WAITERS and WAITRESSES — Food and beverage servers including cashiers who wait for the orders of customers and personally attend to their needs, but who are not allowed to sit and dance with and entertain strangers or customers with or without a fee.
- (f) SERVICE CREW — Any person who works in any fast-food chains and including those who attend to the needs of the customers without leaving the counter, but excluding persons employed as a cook and kitchen helpers.
- (g) HOSPITALITY GIRLS, RAMP MODELS and GUEST RELATION OFFICERS (GROs) — Any person who receives, entertains and or wait for the order of customers and personally attend to their needs in a friendly and generous manner by keeping him company whether by sitting beside or dancing with him in the establishment for a period of time usually for a fee either directly or indirectly charged to the customers.

SECTION 2. LICENSES. It shall be unlawful for any person, natural or juridical to operate, maintain or conduct any business enumerated under Section 1 paragraph (a) to (d) hereof within the Municipality of Roxas without first securing the necessary permits and licenses from the Municipal Mayor, Municipal Engineer, Chief of Police and Municipal Health Officer and paying the corresponding license fee thereof.

→ *Fire Chief*

SECTION 3. LICENSE FEES. In accordance with Section 2 hereof, the following shall be paid to wit:

- (a) For every permit and license granted to any person, natural and juridical, to operate, maintain or conduct any business establishment enumerated under Section 1 par. (a) to (d) hereof the annual permit and license fee imposed by the Municipal Government of Roxas pursuant to Ordinance No. 04 Series of 1999.
- (b) For every permit and license issued to any person for the occupation of hospitality girls, ramp models and guest relation officers (GROs) a permit and occupation or

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calling fee imposed by the Municipal Government of Roxas pursuant to Ordinance No. 04 Series of 1999.

SECTION 4. HOURS PERMITTED. The provisions of Ordinance No. 02 Series of 1990 of the Municipality of Roxas except to penalties provided thereof shall be applicable insular as the hours of operation of the above mentioned business establishments are concerned. *9.00 to 12.00*

SECTION 5. PROHIBITION :

- (a) No nightclubs, beerhouses, sing-along karaoke bars, clubhouses, disco houses shall be established, maintained and/or operated within a radius of 200 meters from any public place.
- (b) No beer or any kind of distilled spirit shall be sold, dispensed, taken or consumed in a snackhouse, snackbars and fastfood chains.
- (c) It shall be unlawful for the owner, operator, manager of licensed nightclubs, beerhouses, clubhouses, sing-along karaoke bars, dancing halls, disco houses, clubhouses including restaurants, eateries and carinderias and those similarly situated to sell or dispense beer or any kind of distilled spirits within their establishments. For this purpose, minors are persons who are less than 18 years of age.
- (d) It shall be unlawful for the owner and operator of eateries, carinderias and restaurants whether or not they are serving beverage or any distilled spirits, including disco houses, dancing halls, clubhouses, snackhouses, snackbars and fastfood chains to employ their services of hospitality girls, ramp models and guest relation officers.
- (e) Blinds, curtains or other contrivances shall be constructed or placed by owners or operators of nightclubs, beerhouses, sing-along karaoke bars, so as to obstruct and cover the same from the view of pedestrians and onlookers on the streets or from those in housing, parked or stopped vehicles.
- (f) No gambling of any kind shall be allowed inside the places mentioned.
- (g) No compartments or private rooms shielded from by walls, partition, curtain or other ready view of those near or within the nightclubs, clubhouses, beerhouses, dancing halls, sing-along karaoke bars and disco houses shall be allowed for drinking nor shall dark corners be permitted within the said premises.
- (h) No woman shall be employed as hostesses, dancers, waitresses or hospitality girls, unless she is eighteen years of age without first having obtained a written certificate from the Municipal Health Office that she is free from contagious or infectious diseases especially the dreaded AIDS virus. It shall be unlawful for any hostesses, dancers, waitresses or hospitality girls to continue working in such upon discovery by the MHO that she is suffering from any contagious or infectious diseases or any disorderly, immodest or immoral conduct. The special medical certificate required herein shall be obtained twice a month. Provided however, that upon the discretion of the Municipal Health Officer, the medical examination shall be made often when necessary.
- (i) It shall be unlawful to carry firearms inside these establishments. Firearms should be deposited at the security guard.

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SECTION 6. No permits shall be issued by the Municipal Mayor for the maintenance or operation of such establishment mentioned herein unless the applicant has complied with the provisions of this ordinance and provided furthermore that the building must be certified by the Municipal Engineer as safe for public gathering.

SECTION 7. REGULATIONS OF EMPLOYMENT. No hospitality girls, ramp models and GROs shall be employed without the necessary permit and license issued by the Municipal Government of Roxas, including those who fail to submit themselves to the periodic medical examination as required pursuant to Sec. 10 entitling him of licensed business establishment enumerated and defined under Section 1 par. (a) to (d).

SECTION 8. PERMITS AND/OR LICENSES. Permits and/or licenses of entertainers shall be secured from the Office of the Municipal Mayor or his duly authorized representative. No permit or license to work as such shall be issued to persons below 18 years of age. If necessary, personal appearance and presentation of certificate of live birth shall be required. In its absence, the baptismal certificate or sworn statement of two (2) responsible witnesses who know the fact of birth of the applicant may be presented.

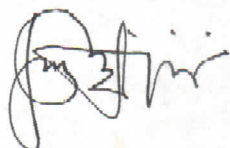
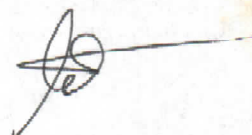
(a) Permits and/or licenses shall in no case be issued except upon presentation of the required clearance from the Municipal Health Officer.

(b) Clearance from the Municipal Health Officer may be obtained upon submission of the following documents, to wit:

- For hospitality girls, ramp models and GROs — Medical certificate duly issued by the Municipal Health Officers or his duly authorize representative, sexually transmitted disease (STD) clearance from the Municipal Health Office, and an undertaking from the applicant that she shall submit herself to a weekly STD examination.

SECTION 9. TRANSFER OF HOSPITALITY GIRLS, RAMP MODELS AND GUEST RELATION OFFICERS (GROs). Any hospitality girls, ramp models and GROs of nightclubs, beerhouses, sing-along karaoke bars and other similar establishments, who desire to work and be employed in another similar establishment shall surrender her permit and license to the Municipal Mayor or his duly authorized representative and upon presentation of a writing signed by her new employer accepting her for work as such, a new permit and license shall be issued to her, and no additional payment or fee shall be required for the residue or remaining period of the term for which her permit and license was paid.

SECTION 10. PERIODIC MEDICAL EXAMINATION. Hospitality girls, Ramp Models and Guest Relation Officers (GROs) shall submit themselves to a medical examination at least twice a month by the Municipal Health Officer or his duly authorized representative to determine whether or not they are suffering from any contagious disease. The permit and license shall be suspended for a period of one (1) week, unless found out to be suffering from a sexually transmitted disease (STD) which shall require a longer healing time in which the length of suspension of such person shall be determined by the proper medical authorities, provided that, after the said period, he or she shall be found to be free from any such contagious disease, the same shall be lifted. If she has been found suffering from said disease for at least three (3) times within a period of one month, she shall not be allowed to work for a period of not less than six (6) months and her permit and/or license shall be cancelled or revoked. The permit and license of any hospitality girls, ramp model and GRO who is found to be a HIV positive or suffering from AIDS shall be



immediately cancelled and revoked and the Municipal Health Officer shall refer her case to the Department of Health for proper management.

SECTION 11. PENALTY.

i. For owners of establishment:

- a) Those who operate any of the establishment herein without the necessary Mayor's permit or license:

1st Offense - Fine of P1,000 and imprisonment of not more than 1 month
2nd Offense - Fine of P1,500 and imprisonment of not more than 3 months
3rd Offense - Fine of P2,500 and imprisonment of not more than 6 months

- b) Those who allow any of their employees (GROs et al) to work in the establishment without the necessary Mayor's Permit or License:

1st Offense - Fine of P1,000 and imprisonment of not more than 1 month
2nd Offense - Fine of P1,500 and imprisonment of not more than 2 months
3rd Offense - Fine of P2,500 and imprisonment of not more than 6 months

- c) Those owners of establishments as defined in Section 1a who allow their employees to work despite violation of Section 10 hereof:

Fine of P2,500 and imprisonment of not more than 6 months

- d) Those owners of establishments who allow an employee to work without necessary Mayor's Permit and at the same time violating Section 10 hereof:

Fine of P2,500 and imprisonment of not more than 6 months or both at the discretion of the court.

- Any owners found convicted of any violation as set forth in Section 11. 1 a - b shall aside from the penalty of fine and/or imprisonment on its third offense, their license to operate their establishment shall be immediately cancelled or revoked. Section 11. 1 - c d shall aside from the penalty of fine and/or imprisonment, their license to operate their establishment shall be immediately cancelled or revoked.

ii. For Hospitality Girls, Ramp Models and Guest Relation Officers

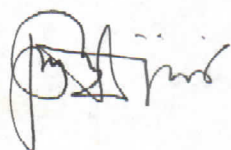
- a) Those who work in establishments without the necessary Mayor's Permit and License:

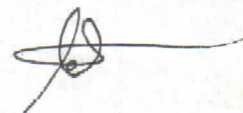
1st Offense - Fine of P 500 and imprisonment of not more than 1 month
2nd Offense - Fine of P1,000 and imprisonment of not more than 3 months
3rd Offense - Fine of P1,500 and imprisonment of not more than 6 months

- b) Those who work in an establishment despite violation of Section 10 hereof:

Fine of P2,000 and imprisonment of not more than 6 months or both at the discretion of the court and revocation of license or permit.

- c) Those who work in establishment without the necessary permit and license and at the same time found to be violating Section 9 hereof:

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Fine of P2,500 and imprisonment of not more than 6 months or both and revocation of permit and license.

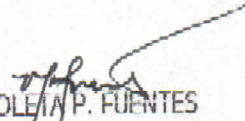
SECTION 12. REPEALING CLAUSE. All related ordinance of the Sangguniang Bayan of Roxas, Oriental Mindoro or part of parts thereof which are inconsistent with any provision of this ordinance are hereby repealed and/or modifies accordingly.

SECTION 13. SEPARABILITY CLAUSE. If, for any reason or reasons, any part of provision of this ordinance shall be held to be unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

On motion of Councilor Mae Arlene M. Talens duly seconded by all, this ordinance was UNANIMOUSLY APPROVED.

18 October 1999

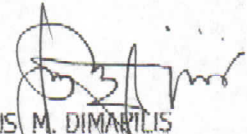
CERTIFIED CORRECT:


VIOLETA P. FUENTES
Secretary to the Sanggunian

ATTESTED:


GONZALO C. SINEL, JR.
Municipal Vice Mayor/
Presiding Officer

APPROVED:


JESUS M. DIMARILIS
Municipal Mayor

merz/


JOEL B. MAGPANTAY
Pegasus
02/29/2K 3:00 PM