



Republic of the Philippines
City of Dagupan
CITY MAYOR'S OFFICE

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13 JUL 2016

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EXECUTIVE ORDER

No. 20, s. 2016

"ESTABLISHING THE TASK FORCE DISIPLINA IN DAGUPAN CITY"

WHEREAS, Section 5 of Article II of the 1987 Philippine Constitution states that " *The maintenance of peace and order, the protection of life, liberty, and property, and promotion of the general welfare are essential for the enjoyment by all the people of the blessings of democracy*";

WHEREAS, the Local Government Units (LGUs) are vested with the police power under the General Welfare Clause embodied in Section 16 of the Local Government Code of 1991, reading in full as follows:

"Section 16. General Welfare. - 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. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants."

WHEREAS, the City Government of Dagupan, by virtue of the delegated police power, has the right to regulate property and liberty rights of the people within its territorial jurisdiction;

WHEREAS, there is a need to intensify the implementation of the various ordinances that pertain to the regulation of behavior in the streets in furtherance of the commitment of the City Government to maintain peace and order in the City;



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HON. RELENT FERNANDEZ



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WHEREAS, this is the same thrust of incoming President, Rodrigo Roa Duterte whose emphasis is the enforcement of discipline in the streets;

WHEREAS, the City of Dagupan believes in the humanized enforcement of the law hence the creation of a super task force that emphasizes on discipline for the maintenance of peace and order and promotion of the general welfare;

NOW THEREFORE, by the powers vested in me by law, I, BELEN T. FERNANDEZ, City of Mayor of Dagupan, do hereby ordain the following:

Section 1. CREATION OF TASK FORCE DISIPLINA. There is hereby created a Super Task Force called "**TASK FORCE DISIPLINA**" with the following as members:

Chair : Mayor Belen T. Fernandez
Vice Chair *Disiplina*: S/P Supt. Christopher Abrahano, PNP Chief
Vice Chair *Kalinga* : Ms. Leah Aquino, Head, POPCOM/OIC CSWD

Members:

1. All Barangay Officials
2. All Barangay Tanods
3. City Action Service Team (CAST)
4. Public Order and Safety Office (POS0)
5. Anti Littering Task Force
6. Waste Management Division
7. One Stop Business Center Employees
8. Bantay-Ilog Team
9. All Market Inspectors

Section 2. FUNCTIONS. The Task Force shall perform the following functions:

A. Enforce the following ordinances:

- a. Ordinance No. 1929-2009 or "*Establishing a Comprehensive Solid Waste Management Program*";



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HON. BELEN T. FERNANDEZ
City Mayor

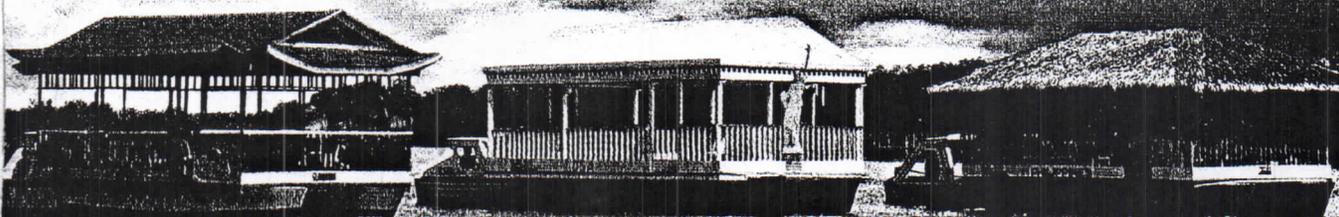


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- b. Ordinance No. 1771-2003 or "An Ordinance Imposing Upon Parents, Guardians and Overseers/Managers of Student of Lodging Homes, To Require of Minors Below Eighteen (18) Years and Under Their Ward Residing in the Barangays, to stay under their care in their respective homes or lodging houses, between the hours of 10:00 P.M. to 4:00 A.M. of the following day, prescribing fines and penalties therefor, and for other purposes;
- c. Ordinance No. 1896-2007 or "Providing For Supplementary Measures Against Flesh Trade"
- d. Ordinance No. 1981-2012 or "Adopting a Dress Code For All Drivers of Public Utility Vehicles Including For Hire Tricycles Operating Within The Territorial Jurisdiction Of The City Of Dagupan and Prescribing Penalties for Violations thereof."
- e. Ordinance No. 1456 - 93 or "Prescribing And Penalizing Acts and Omissions Inimical To Cleanliness And Sanitation"
- f. Ordinance No. 1870-2006 or "An Ordinance Regulating The Conduct Of Caroling, Serenading, Combo Playing, Passion Singing Activities and Prohibiting Noise as defined in this Ordinance, Emanating from any Singing Activity within the Territorial Limits of Dagupan City and Providing Penalties for Violation thereof, repealing for this purpose".
- g. Ordinance No. 1761-2002 or "Amending Ordinance No. 57, Series of 1965, Lowering the Minimum Age of a Person Prohibited from Drinking Liquor or Intoxicating Beverages, including beer at any place in the City and increasing the Penalties thereof."
- h. Ordinance No. 1708-2000 or "Prohibiting Owners/Operators of Video Games, Computer Games, and Other Similar Games from Admitting Minors in their Premises and Other Prohibited Acts during School Days from Mondays to Fridays from 7:30 A.M. to 5:00 P.M. and Providing Penalties for Violations thereof."
- i. Ordinance No. 1815-2004 or "Providing For A Children's Development Code of Dagupan City"
- j. Ordinance No. 1869-2006 or "Regulating The Ownership, Breeding, Raising And/or Keeping of Domestic Animals and Imposing Penalties For Violations Hereof."
- k. And other national and local laws.

B. Break into sub-task force units for the strategic and/or simultaneous enforcement of the said ordinances and laws;

C. Devise programs, plans and strategies that shall effectively enforce the laws without sacrificing the human rights of people.



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- D. Coordinate with other government agencies such as the prosecutors' office for guidance and assistance;
- E. Hold regular monthly meetings and whenever necessary.
- G. Other functions related to the foregoing that may be assigned by the City Mayor.

Section 3. PROHIBITED ACTS. The following acts are prohibited and must be immediately acted upon by the task force:

A. Littering under Article IV Section IV of Ordinance No. 1929-2009 or "Establishing a Comprehensive Solid Waste Management Program":

Elements:

- 1) Willfully or negligently dump, deposit, throw, leave or abandon any litter or solid waste;
- 2) Upon any public highway, street, alley or road, upon public parks, or recreation areas or upon any other public property owned, or into any bay, channel, harbor, river, creek, stream, reservoir, coastal waters or other waters of the city;

Fines (Article XI):

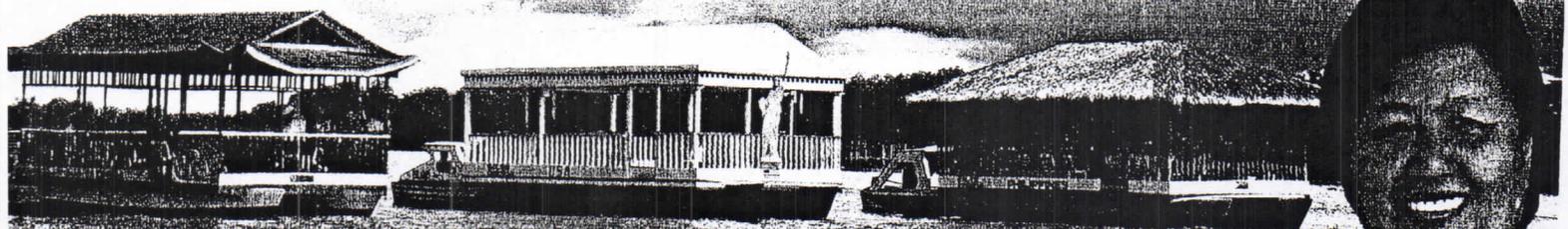
- 1) P1,000.00 -- First Offense;
- 2) P2,000.00 -- Second Offense; and
- 3) P3,000.00 -- Third Offense

Penalty: Imprisonment of 15 days to 6 months of imprisonment (Article XI)

B. Wearing of sando, sleeveless shirts, short pants and or wearing of slippers or sandals while driving or operating a public utility vehicle including tricycles for hire under Section 5 of Ordinance No. 1981-2012 or "Adopting a Dress Code For All Drivers of Public Utility Vehicles Including For Hire Tricycles Operating Within The Territorial Jurisdiction Of The City Of Dagupan and Prescribing Penalties for Violations thereof."

Elements:

- 1) Wearing of sando, sleeveless shirts, short pants and or wearing of slippers or sandals;
- 2) While driving or operating a public utility vehicle including tricycles for hire;
- 3) Within the territorial limits in Dagupan City



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Fines:

- 1) P100.00 -- First Offense
- 2) P300.00 -- Second Offense
- 3) P500.00 -- Third and succeeding offenses

Offender may voluntarily pay the fine to the One Stop Business Center within three days in which case no case may be filed.

C. Spitting and discharging mucus in public under Section 1(e) of Ordinance No. 1456 - 93 or "Prescribing And Penalizing Acts and Omissions Inimical To Cleanliness And Sanitation"

Elements:

1. Spitting and /or discharging mucus
2. Beyond the waste receptacles
3. Despite the presence of waste receptacles

Penalties (Section 3):

1. P300.00 and minimum of 24 hours of community service -- First Offense
2. P500.00 and minimum of 50 hours of community service -- Second Offense
3. P1000.00 and minimum of 100 hours of community service -- Third Offense

D. Urinating and Defecating in places other than designated comfort rooms under Section 1 (d) of Ordinance No. 1456 - 93 or "Prescribing And Penalizing Acts and Omissions Inimical To Cleanliness And Sanitation"

Elements:

- 1) Urinating and/ or defecating
- 2) In places that are not designated as comfort rooms

Penalties (Section 3):

1. P300.00 and minimum of 24 hours of community service -- First Offense
2. P500.00 and minimum of 50 hours of community service -- Second Offense
3. P1000.00 and minimum of 100 hours of community service -- Third Offense

E. Vandalism under Section 1(g) under of Ordinance No. 1456 - 93 or "Prescribing And Penalizing Acts and Omissions Inimical To Cleanliness And Sanitation"

Elements:

- 1) Defacing or committing vandalism
- 2) In public or private properties

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Penalties (Section 3):

1. P300.00 and minimum of 24 hours of community service -- First Offense
2. P500.00 and minimum of 50 hours of community service -- Second Offense
3. P1000.00 and minimum of 100 hours of community service -- Third Offense

- F. **Selling, bartering or giving of liquor to persons below 18 years of age under Section 1 of Ordinance No. 1761-2002 or "Amending Ordinance No. 57, Series of 1965, Lowering the Minimum Age of a Person Prohibited from Drinking Liquor or Intoxicating Beverages, including beer at any place in the City and increasing the Penalties thereof."**

Elements:

1. Offender is any person
2. She/he Sells or barterers gives liquor
3. To minors or persons below 18 years of age

Penalties (Section 3):

1. P3,000.00 -- First Offense
2. P4,000.00 -- Second Offense
3. P5,000.00 -- Third Offense or imprisonment of 7 days to 30 days

**Owner, manager, licensee may be held liable*

- G. **Drinking liquor by a minor at any place under Section 2 of Ordinance No. 1761-2002 or "Amending Ordinance No. 57, Series of 1965, Lowering the Minimum Age of a Person Prohibited from Drinking Liquor or Intoxicating Beverages, including beer at any place in the City and increasing the Penalties thereof."**

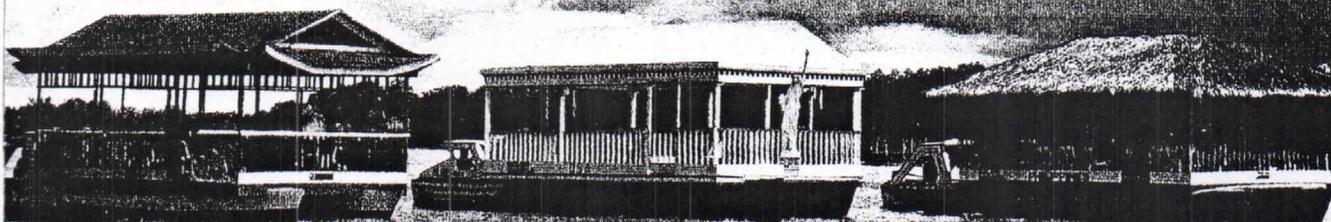
Elements:

1. Offender is a person below 18 years of age
2. He/she drinks liquor
3. At any place

Penalties (Section 3):

1. P3,000.00 -- First Offense
2. P4,000.00 -- Second Offense
3. P5,000.00 -- Third Offense or imprisonment of 7 days to 30 days

- *Please refer the minor to the Social Welfare Officer in observance with the Juvenile Justice Law. Minors below 15 years of age have no criminal liability.*



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- H. Allowing rental of electronic video games by commercial establishments to children during school hours under Article V, Section 11 of Ordinance No. 1815-2004 or *"Providing For A Children's Development Code of Dagupan City"*

Elements:

1. Offender is owner/manager of commercial establishment
2. He/She allows the rent of electronic video games to children
3. During school days from 7AM to 5PM;

Penalties (Article V, Section 11):

1. First Offense -- Suspension of Business permit for 15 days
2. Second Offense within one year from 1st offense -- Permanent Cancellation of Business Permit

- I. **Admitting minors in the premises of videogame and computer games houses and similar establishments under Section 2 of Ordinance No. 1708-2000, or *"Prohibiting Owners/Operators of Video Games, Computer Games, and Other Similar Games from Admitting Minors in their Premises and Other Prohibited Acts during School Days from Mondays to Fridays from 7:30 A.M. to 5:00 P.M. and Providing Penalties for Violations thereof."***

Elements:

- 1) Offender is owner/manager /operator of videogames/computer games house;
- 2) He/She admits minors in their premises;
- 3) During school days, (Monday to Friday), 7:30AM to 5PM.

Penalties:

1. First Offense --P3,000.00 and/or imprisonment of 1 month to two months
2. Second Offense- P5,000 and/or imprisonment of 2 months to three months and closure of business and cancellation of business permit.

- J. **Permitting, inducing and abetting minors to play video games, computer games and other games during school days and time under Section 2 of Ordinance No. 1708-2000, or *"Prohibiting Owners/Operators of Video Games, Computer Games, and Other Similar Games from Admitting Minors in their Premises and Other Prohibited Acts during School Days from Mondays to Fridays from 7:30 A.M. to 5:00 P.M. and Providing Penalties for Violations thereof."***



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Elements:

- 1) Offender is owner/manager /operator of videogames/computer games house;
- 2) He/She permits , induces, abets minors to play video games in their premises;
- 3) During school days, (Monday to Friday), 7:30AM to 5PM.

Penalties:

- 1) First Offense –P3,000.00 and/or imprisonment of 1 month to two months
- 2) Second Offense- P5,000 and/or imprisonment of 2 months to three months and closure of business and cancellation of business permit.

K. Allowing customers to engage in cybersex and cyber pornography under Article V, Section 10 of Ordinance No. 1815-2004 or "Providing For A Children's Development Code of Dagupan City"

Elements:

1. Offender is owner or manager of internet shop/computer shop
2. He/She allows customers to engage in cyber sex and cyberpornography

Penalties (Article v, Section 10):

1. First Offense -- Suspension of Business permit for 30 days
2. Second Offense within one year from 1st offense – Permanent Cancellation of Business Permit

L. Neglecting children by allowing them to roam the streets between 10PM and 4pm under Section 12 of Ordinance No. Ordinance No. 1771-2003 or "An Ordinance Imposing Upon Parents, Guardians and Overseers/Managers of Student of Lodging Homes, To Require of Minors Below Eighteen (18) Years and Under Their Ward Residing in the Barangays, to stay under their care in their respective homes or lodging houses, between the hours of 10:00 P.M. to 4:00 A.M. of the following day, prescribing fines and penalties therefor, and for other purposes;

Elements:

1. Offender is a parent, guardian, managers/overseers of student lodging houses;
2. They allow persons below 18 years of age to roam alone in the streets, malls, recreation centers without any valid reason such as 1) employment; 2) purchase of medicines and other emergencies. The evidence of the exemption is a certification of punong barangay (Section 3)



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Administrative Penalties Payable to Barangay Treasurer (Section 12):

1. First Offense –Warning
2. Second Offense – P300.00
3. Third Offense - P500.00

- Owners of Boarding houses/Dormitories are exempt if they install notice about the curfew hours in their establishments
- Parents and guardians are exempt if they execute affidavit that they have required the minor to stay home.

Penalty:

Imprisonment of Seven days and Fine of P5,000.00

M. Soliciting, negotiating and purchasing sexual services under Section 4 (b) of Ordinance No. 1896-2007 or "Providing For Supplementary Measures Against Flesh Trade"

Elements:

1. Offender is any person
2. He/she solicits, negotiates and purchases sexual services of persons exploited in flesh trade
3. In exchange for or promise of money, profit or any consideration
4. Whether sexual service is consummated or not

Penalty

- Three months imprisonment and Three thousand pesos.
- If persons exploited are minors then RA 7160 shall apply.
- Seller of sexual service is a victim and must not be arrested

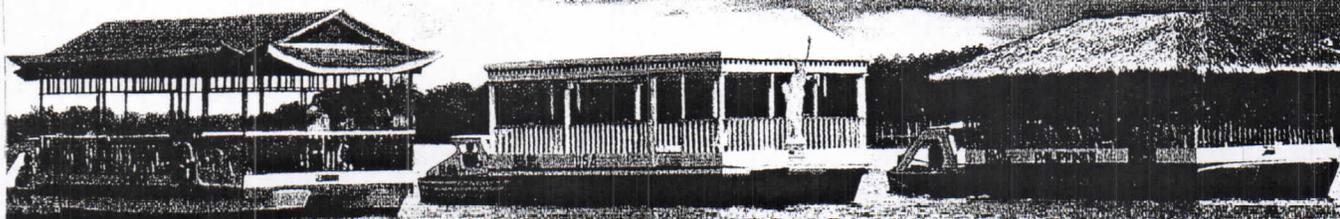
N. Promoting or brokering the flesh trade under Section 4(c) of Ordinance No. 1896-2007 or "Providing For Supplementary Measures Against Flesh Trade"

Elements:

1. Offender is any person
2. He/she promotes, brokers, negotiates on behalf of the customer or solicitor for the sale of sexual services
3. Regardless of whether an actual sale is perfected

Penalty

- Three months imprisonment and Three thousand pesos.
- If persons exploited are minors then RA 7160 shall apply.
- Seller of sexual service is a victim and must not be arrested



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O. Smoking in public under Article V, Section 24 of Republic Act 8749 or "An Act Providing For A Comprehensive Air Pollution Control, Policy and For Other Purposes"

Elements:

1. Offender is any person
2. He/She smokes in public building, in enclosed public places including public vehicles and other means of transport or any area outside of one's private residence, private place of work or any duly designated smoking area

Penalty:

Between P10,000 to P100,000.00
And Imprisonment of 6 months to 6 years.

P. Operation of Unenclosed Videoke Bars with sounds that are not contained beyond 7pm under Section 4 of Ordinance No. 1870-2006 or "An Ordinance Regulating The Conduct Of Caroling, Serenading, Combo Playing, Passion Singing Activities and Prohibiting Noise as defined in this Ordinance, Emanating from any Singing Activity within the Territorial Limits of Dagupan City and Providing Penalties for Violation thereof, repealing for this purpose".

Elements:

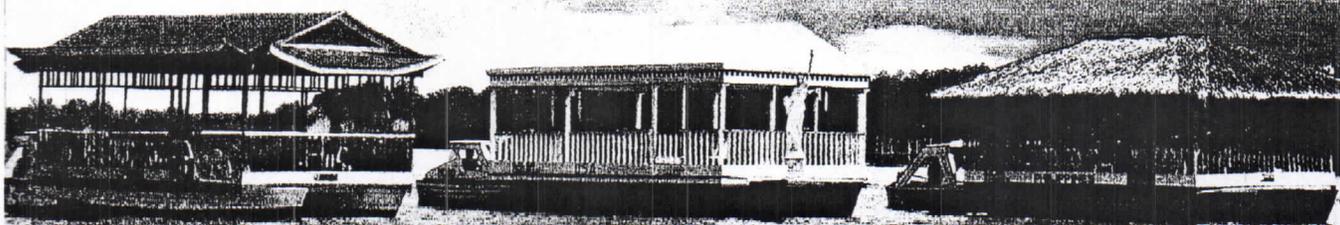
1. Offender is any person who owns or manages a videoke bar;
2. Videoke Bar is not enclosed
3. Videoke Bar operates beyond 7pm
4. Videoke Bar's sounds is not contained

Penalties:

1. First Offense – P1,000.00
2. Second Offense – P3,000.00
3. Third Offense – 5,000.00 and/or imprisonment of 6 months

- To stop the singing, a complaint must first be logged in barangay blotter

Q. Unregistered Videoke Machine under Section 6 of Ordinance No. 1870-2006 or "An Ordinance Regulating The Conduct Of Caroling, Serenading, Combo Playing, Passion Singing Activities and Prohibiting Noise as defined in this Ordinance, Emanating from any Singing Activity within the Territorial Limits of Dagupan City and Providing Penalties for Violation thereof, repealing for this purpose".



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Elements:

1. Offender is any person;
2. He/She owns or manages a videoke Bar or videoke for lease
3. The videoke machines are not registered with City Treasurer's Office

Penalty:

1. First Offense – P1,000.00
2. Second Offense – P3,000.00
3. Third Offense – 5,000.00 and/or imprisonment of 6 months

R. **Noise from any singing activity under Section 4 (e) of Ordinance No. 1870-2006 or "An Ordinance Regulating The Conduct Of Caroling, Serenading, Combo Playing, Passion Singing Activities and Prohibiting Noise as defined in this Ordinance, Emanating from any Singing Activity within the Territorial Limits of Dagupan City and Providing Penalties for Violation thereof, repealing for this purpose".**

Elements:

- 1) Offender/s is/are singing;
- 2) Their singing is noisy (unwanted, loud, disturbing, disrupts work efficiency, learning habits and sleeping habits);
- 3) They/he/she was already warned to lower the volume;
- 4) They/he/she persist/s

Penalty:

1. First Offense – P1,000.00
2. Second Offense – P3,000.00
3. Third Offense – P5,000.00 plus cancellation of business permit.

- Complaint must be logged in barangay blotter first for abatement.

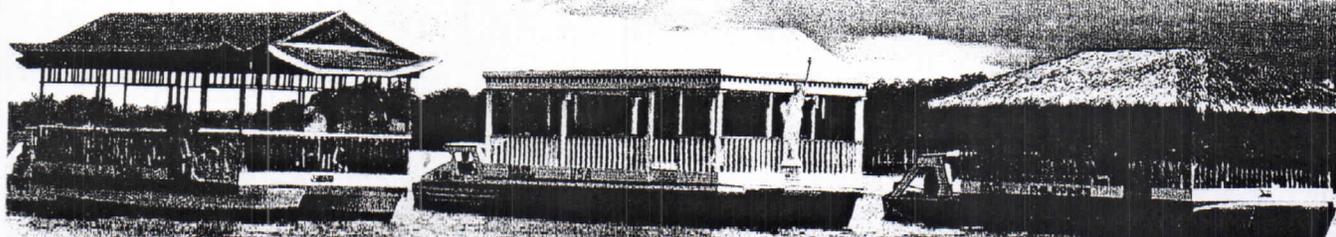
S. **Drinking liquor in public roads and sidewalks under the PD 17 [Revised Philippine Public Highway Act], PD 1096 [National Building Code] for obstruction, and Vagrancy laws of the Revised Penal Code or Republic or RA 917 [An Act for Effective Highway Administration]**

Elements:

- 1) Offender is any person
- 2) He/She drinks liquor in public roads, gutters, shoulders, and side walks

Penalties:

See Laws



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T. Allowing stray animals to roam around public roads under Section 6 of Ordinance No. 1869-2006 or "*Regulating The Ownership, Breeding, Raising And/or Keeping of Domestic Animals and Imposing Penalties For Violations Hereof.*"

Elements:

- 1) Offender is any person;
 - 2) He owns a domestic animal
 - 3) He allows the domestic animal to stray and roam around any highway, road or street
- *Stray –unleashed, uncaged, and wanders.

Penalty:

- For cows, carabaos, horses, etc. – P500.00 each
For dogs, pigs, sheep, etc. – P100.00 each
For chickens, turkeys, ducks, etc – P 50.00 each

U. Wandering the public places, roads and streets whether naked or half naked under the provisions of Civil Code on Nuisance and Public Decency.

Elements:

- 1) Offender is any person
- 2) He/She wanders/roams public places, roads and streets whether naked or half naked.

Section 4. OBSERVANCE OF CHILDREN'S AND HUMAN RIGHTS. The Task Force is strictly enjoined to observe children and human rights in the implementation of the laws. Exploited persons, women and children, who are subject of the aforesaid laws must always be referred to the City Social Worker who shall evaluate the circumstances of involved children and women.

The Vice Chair Kalinga shall monitor the implementation of these laws and recommend to the Task Force and the Mayor possible strategies that is in accordance with human, women and children's rights.

Section 5. SEPARABILITY CLAUSE. If any provision thereof be declared invalid or unconstitutional shall not affect the other provisions which shall remain in full force and effect.



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Section 6. **EFFECTIVITY.** This executive order shall take effect immediately upon signing hereof and shall remain valid and enforce until revoked.

Done this 01 day of July, 2016 in the City of Dagupan, Philippines.

BELEN T. FERNANDEZ
City Mayor

Young City Mayor

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HON. BELEN T. FERNANDEZ
City Mayor



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