

REPUBLIKA NG PILIPINAS  
TANGGAPAN NG SANGGUNIANG PANLUNGSOD  
LUNGSOD NG BAKOLOD

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CITY ORDINANCE NO. 631  
February 4, 2013

**AN ORDINANCE REQUIRING THE MANDATORY REMOVAL OF TARPAULIN BILLBOARDS AND SIGNS ON OCCASION OF TYPHOONS AND OTHER CALAMITIES AND DISASTERS.**

**WHEREAS**, the state has the power to regulate activities within its aerial domain in consonance with public welfare and public safety;

**WHEREAS**, it is the policy of the state to safeguard life, health, property, and public welfare consistent with the general welfare principle of Republic Act 7160, otherwise known as the Local Government Code of 1991;

**WHEREAS**, Section 458 (3), (iv) of the said law empowers the Sangguniang Panlungsod to regulate the display of and fix the license fees for signs, signboards, or billboards at the place or places where the profession or business advertised thereby is, in whole or in part, conducted;

**WHEREAS**, significant numbers of billboards continue to rise along the key areas in the city which needs appropriate regulation during typhoons and other calamities;

**WHEREAS**, during the surge of Typhoon Pablo, there were still billboards and signs undetached despite the warning of storm signal and advice from the National Disaster Risk Reduction and Management Council and thereby poses danger to the general public;

**NOW THEREFORE**, be it **ORDAINED** as it is hereby **ORDAINED** by the Sangguniang Panlungsod in session assembled, that:

**Section 1. Short Title.** This ordinance shall be known as "Billboards Regulation On Occasion of Calamities and Disasters Ordinance."

**Section 2. Scope.** The application of this ordinance shall be limited to billboards and signs in Bacolod City falling within the definition of the terms referred to herein, concerned Departments of the City Government and all public and private juridical persons in the City.



**Section 3. Definition Of Terms.** For the purpose of this ordinance, the following shall mean:

- a. **"Billboard"** refers to an identification, description, illustration, or device which is affixed to or represented directly or indirectly upon a building, structure, or land and which directs attention to a product, place, activity, person, institution or business with a minimum dimension of 4 feet in length and 8 feet in width.
- b. **"BCDRRMO"** refers to the Bacolod City Disaster Risk Reduction Management Office.
- c. **"CEO"** refers to Bacolod City Engineer's Office.
- d. **"DPWH"** refers to the Department of Public Works and Highways.
- e. **"NBC"** refers to the National Building Code or Republic Act 6541.
- f. **"NDRRMC"** refers to the National Disaster Risk Reduction Management Council.
- g. **"OBO"** refers to the Office of the Building Official.
- h. **"Off-Premise Billboard/Sign"** refers to a commercial billboard which focuses the attention of the public to the business or activity conducted or product or service sold or offered at a location not on the same premises where such business sign is located.
- i. **"PAGASA"** refers to the Philippine Atmospheric, Geophysical and Astronomical Services Administration.
- j. **"Signs"** refers to any form of advertisement, poster or placard which is temporary in character with a minimum dimension of 4 feet in length and 8 feet in width which is placed and installed in a public place. For purposes of this Ordinance, signs and billboards may be used interchangeably.
- k. **"Tarpaulin"** refers to a covering of canvass of waterproofed material used for identification, description, illustration of a product, place, activity, person, institution or business.



**Section 4. Prohibited Acts.** – Upon the effectivity of this ordinance, no tarpaulin billboard, sign or other similar structure may be displayed, constructed, erected or installed on occasion of typhoons and other calamities. In case of typhoon, all tarpaulin billboards and signs shall be temporarily removed after the declaration by the Philippine Atmospheric, Geophysical and Astronomical Services Administration (PAGASA) of storm signal one (1) to four (4), as the case maybe. The continuing display, construction and installation of tarpaulin billboards and other signs shall be suspended until declared by PAGASA that the calamity has ceased.

The following regulation shall be applicable notwithstanding any regulations imposed by the Commission on Elections (COMELEC) or any other government agencies in relation to Billboards or Signs herein.

**Section 5. Penalties.** - Any person or entity who violates Section 4 hereof shall be subject to the following penalties:

- a. **First Offense** - A fine of Five Thousand Pesos (P 5,000.00) and suspension to display and maintain signs or billboards for one (1) month;
- b. **Second Offense** – A fine of Five Thousand Pesos (P 5,000.00) and suspension to display and maintain signs or billboards for six (6) months;
- c. **Third Offense** – A fine of Five Thousand Pesos (P 5,000.00) without prejudice to the perpetual revocation of permit to operate, display or maintain signs or billboards.

The abovementioned penalty shall be applicable notwithstanding the application of the New Civil Code and the Revised Penal Code on the damage or injury committed to persons or property and the existing national and local traffic rules and regulations already implemented.

**Section 6. Construction Of Tarpaulin Billboards and Other Outdoor Signs.** – No tarpaulin billboards or outdoor signs shall be constructed, installed or maintained without compliance with the conditions, requirements and specifications required pursuant to City Ordinance No. 406, otherwise known as the "Outdoor Signs Or Billboard Ordinance of Bacolod City" and City Ordinance No. 410, otherwise known as "An Ordinance Amending Section 3, 3.1, 3.3.1, Section 7 and Section 8 of City Ordinance No. 406," and to all other requirements under the National Building Code (Batas Pambansa 1096) and circulars issued by the Department of Public Works and Highways.



**Section 7. Enforcement.** – The Office of the Building Official (OBO) and the City Engineers Office (CEO) shall be the principal offices for the strict implementation of this ordinance and shall apprehend persons and entities violating this ordinance and shall cite the corresponding violation committed.

**Section 8. Separability Clause.** If any part of this Ordinance is declared not valid, unconstitutional or unlawful, such declaration shall not affect or impair the remaining provisions, sections or parts thereof, which shall remain or continue to be in full force and effect.

**Section 9. Repealing Clause.** All previous ordinances inconsistent with this Ordinance shall be deemed repealed or modified accordingly.

**Section 10. Effectivity.** This Ordinance shall take effect fifteen days (15) after its publication in a local newspaper of general circulation.

**CARRIED BY THE VOTE OF:**

Affirmative :

Councilors : Homer Q. Bais, Archie S. Baribar, Roberto M. Rojas, Catalino T. Alisbo, Em L. Ang, Dindo C. Ramos, Elmer T. Sy, Sonya M. Verdeflor, Al Victor A. Espino, Caesar Z. Distrito, Mona Dia G. Jardin.

Negative : None.

Absent : None.

Official Travel : Councilor Carlos Jose V. Lopez.

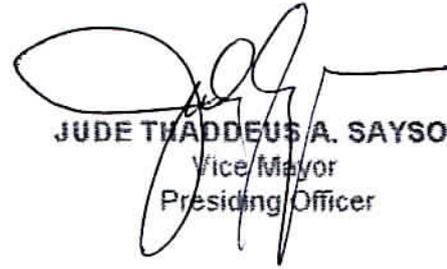
Official Leave : Councilor Keith Emmanuel L. Ramos.

Author : Councilor Em L. Ang.

Passed : February 4, 2013 (136<sup>th</sup> Regular/Special Session).

Comments : Passed.  
Councilors El Cid M. Familiaran was not around when this ordinance was passed.





**JUDE THADDEUS A. SAYSON**  
Vice Mayor  
Presiding Officer

ATTESTED:



**HELEN P. VEGASPI**  
Board Secretary IV  
OIC, Secretary to the Sanggunian

APPROVED: February 18, 2013.



**EVELIO R. LEONARDIA**  
City Mayor



HPL/jbz

SD  
LEGISLATIVE SERVICES SECTION  
DATE 2/19/13 TIME 4:40PM  
BY: Ganon



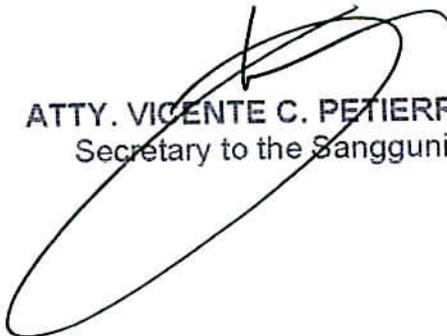
CERTIFICATION

This is to certify that **City Ordinance No. 631**, Series of 2013, passed by the Sangguniang Panlungsod on February 4, 2013, entitled:

**"AN ORDINANCE REQUIRING MANDATORY REMOVAL  
OF TARPAULIN BILLBOARDS AND SIGNS ON OCCASION OF  
TYPHOONS AND OTHER CALAMITIES AND DISASTERS"**

was published in the March 5, 2013 issue of Watchmen Daily Journal and was likewise posted in the bulletin board of the Sangguniang Panlungsod at the New Government Center as required in the said City Ordinance and is now therefore legally in effect.

Bacolod City, Philippines, March 21, 2013.

  
ATTY. VICENTE C. PETIERRE III  
Secretary to the Sanggunian



REPUBLIC OF THE PHILIPPINES  
City of *Alabang*  
OFFICE OF THE CITY LEGAL OFFICER



ENDORSEMENT  
FEB 15 2013

Respectfully endorsed to MOISES SD G. DELA CRUZ, Secretary to the Mayor, the herein copy of City Ordinance No. 631 dated February 11, 2013 (For Approval of the City Mayor), re: An Ordinance requiring the mandatory removal of tarpaulin billboards and signs on occasion of typhoons and other calamities and disasters.

Upon careful review of City Ordinance No 631 (C. O. No. 631), the City Legal Office finds the aforesaid Ordinance sufficient in form and substance.

It is, therefore, respectfully recommended that C. O. No. 631 may be signed into law.

  
ATTY. JOSE L. T. BAYATAN  
City Legal Officer