

REPUBLICA NG PILIPINAS
TANGGAPAN NG SANGGUNIANG PANLUNGSOD
LUNGSOD NG BAKOLOD
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CITY ORDINANCE NO. 895
May 15, 2019

AN ORDINANCE REQUIRING ALL PRIMARY TOURISM ENTERPRISES TO SECURE ACCREDITATION FROM THE DEPARTMENT OF TOURISM PRIOR TO APPLICATION OF BUSINESS PERMIT, PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

WHEREAS, Republic Act No. 7160, otherwise known as the Local Government Code of 1991 grants the local government units the power to deliver and/or regulate basic services and facilities including primary and secondary tourism enterprises;

WHEREAS, Section 39 of Republic Act No. 9593 states that, "In order to encourage global competitiveness, strengthen data gathering and research on tourism, and facilitate the promotion of individual enterprises and the industry as a whole, the Department of Tourism shall prescribe and regulate standards for the operation of the tourism industry.";

WHEREAS, Rule 8, Chapter I, Section 122(b)(4) of the Implementation Rules and Regulations of Republic Act No. 9593 states that, "Prior accreditation from the Department of Tourism shall be required for the issuance of license or permit to operate primary tourism enterprises by the Local Government Units";

WHEREAS, the Bacolod City Government aims to strengthen the implementation of Republic Act No. 9593 in the local level to ensure that all tourism enterprises in the city are compliant with the standards set by the Department of Tourism;

NOW, THEREFORE, be it enacted by the Sangguniang Panlungsod in session assembled, that:

SECTION 1. TITLE. This ordinance shall be known as the Bacolod Accreditation for Tourism Enterprises Ordinance.

SECTION 2. COVERAGE. The ordinance will cover all primary tourism enterprises that are operating within the jurisdiction of Bacolod City.

SECTION 3. DEFINITION OF TERMS. For the purposes of this ordinance the following shall mean:

- a) **Primary tourism enterprises** - refers to travel and tour services; land, sea and air transport services exclusively for tourist use; accommodation establishments; convention and exhibition organizers; tourism estate management services; and such other enterprises as may be identified by the Department of Tourism, after due consultation with concerned sectors.

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- b) **Accreditation** – shall refer to the process of completing the prescribed requirements for a tourism enterprise to operate in the jurisdiction of a city and the eventual certification by the Department of Tourism.

SECTION 4. GENERAL PROVISIONS.

- a) All primary tourism enterprises shall secure an accreditation certificate from the Department of Tourism prior to the issuance of their business permit or renewal of the same.

SECTION 5. ENFORCEMENT OF ORDINANCE AND IMPOSITION OF PENALTIES AGAINST VIOLATORS. – The Bacolod City Tourism Office is hereby authorized to monitor compliance of the required accreditation by all primary tourism enterprises and shall submit a recommendation to the City Legal Officer against any violator of this ordinance.

SECTION 6. PENALTIES. Failure of compliance by primary tourism enterprises to secure accreditation certificate from the Department of Tourism after due notice, shall result to the issuance of closure order from the city.

SECTION 7. SEPARABILITY CLAUSE. If any provisions of this Ordinance or any part thereof be declared invalid or unconstitutional, the remaining provisions not affected shall continue in full force and effect.

SECTION 8. REPEALING CLAUSE. All ordinances, resolutions, executive orders, or regulations and other issuances inconsistent with the provisions and/or purposes of this Ordinance are hereby repealed, amended or modified accordingly.

SECTION 9. EFFECTIVITY CLAUSE. This Ordinance shall take effect within fifteen (15) days following its publication in any newspaper of general circulation.

CARRIED BY THE VOTE OF:

Affirmative:

Councilors : Caesar Z. Distrito, Cindy T. Rojas, Renecito S. Novero, Em L. Ang, Elmer T. Sy, Ana Marie V. Palermo, Wilson C. Gamboa, Jr., Bartolome N. Orola, Sr., Sonya M. Verdeflor, Lady Gles Gonzales-Pallen, Ayesha Joy Y. Villafior.

Negative : N o n e .

Official Leave: Councilors Ricardo L. Tan, Dindo C. Ramos and Claudio Jesus Raymundo A. Puentevella.

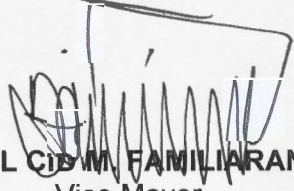
Absent : N o n e .

Author : Councilor Em L. Ang.

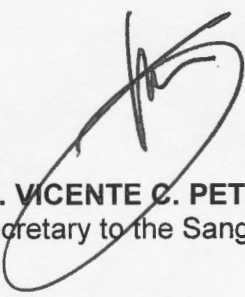
Handwritten signatures and initials:
A large stylized 'B' or '3' with a checkmark.
Below it, the letters 'H' and 'J' written separately.

Passed : May 15, 2019 (150th Regular Session of the 9th Council).

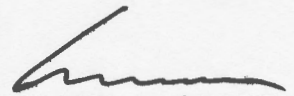
Comments : Passed.


EL CID M. FAMILIARAN
Vice Mayor
Presiding Officer

ATTESTED:


ATTY. VICENTE C. PETIERRE III
Secretary to the Sanggunian

APPROVED: MAY 24, 2019.


EVELIO R. LEONARDIA
City Mayor

VCP/CGT/jbz

