

**REPUBLIKA NG PILIPINAS
TANGGAPAN NG SANGGUNIANG PANLUNGSOD
LUNGSOD NG BAKOLOD
-oOo-**

**CITY ORDINANCE NO. 904
June 26, 2019**

**AN ORDINANCE REGULATING THE OFFERING OF HOMESHARING, HOMESTAY
AND OTHER ACCOMODATIONS IN WEB AND INTERNET BOOKING PLATFORMS
PROVIDING PENALTIES FOR VIOLATIONS THEREOF AND FOR OTHER PURPOSES.**

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, Airbnb is a homesharing platform with a mission of creating a world where people can belong when they travel by being connected to local cultures and having unique travel experiences;

WHEREAS, as of May 31, 2019, Airbnb has more than three hundred (300) listings of different accommodations for Bacolod City;

WHEREAS, it is necessary for the City Government of Bacolod to regulate the said accommodations to ensure the safety and quality of experience of tourists and travelers booking in web and internet platforms;

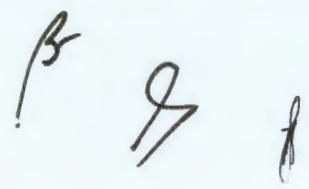
NOW THEREFORE, be it **ORDAINED** as it is hereby **ORDAINED** by the Sangguniang Panlungsod in session assembled, that:

SECTION 1. TITLE. This Ordinance shall be known as the "Bacolod Homesharing Regulation Ordinance".

SECTION 2. DECLARATION OF POLICY. It shall be a policy of Bacolod City to regulate the accommodations in Bacolod City that are being listed as homesharing in web and internet applications such as Airbnb by providing rules and regulations governing the same to ensure the safety and quality of stay by tourists travelling to Bacolod City.

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

- a) Homesharing - is the offering of low-cost accommodation to another person in exchange for an agreed level of support.
- b) Homestay - is a popular form of hospitality and lodging whereby visitors sleep at the residence of a local of the city to which they are traveling.
- c) Airbnb - is an American online marketplace and hospitality service brokerage that are listing homesharing and homestays around the world.



SECTION 4. REGISTRATION OF ACCOMMODATIONS. All accommodations for homesharing and homestays must register with the City Tourism Office before listing a property in web and internet booking applications

The City Tourism Officer shall submit to the Sangguniang Panlungsod the proposed schedule of fees to be collected from the registration of accommodations for approval.

SECTION 5. PROHIBITED ACTS. The following acts shall be prohibited under this Ordinance:

- a) Listing an accommodation to web and internet applications that is not registered in the Bacolod City Tourism Office.
- b) Failure to pay the fees owing to the city.
- c) Failure to maintain the standard requirements for Home-staying sites as prescribed by law.

SECTION 6. ENFORCEMENT OF ORDINANCE. The Bacolod City Tourism Office is hereby authorized to monitor compliance of the accommodations covered by this Ordinance. The City Tourism Officer shall check the web and internet booking platforms for listings in Bacolod City to check if the property listed are registered in their office. The same shall then submit a recommendation to file action against any violators of this Ordinance to the City Legal Office.

SECTION 7. IMPLEMENTING RULES AND REGULATIONS. The City Tourism Office in coordination with the City Legal Office and the Business Permits and Licensing Office shall promulgate the Implementing Rules and Regulations for the effective implementation of the Ordinance.

SECTION 8. PENALTIES. Any person caught violating any provision of this Ordinance and found guilty thereof, the violator shall be sanctioned by the following penalties:

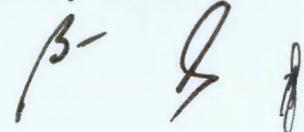
- a) FIRST OFFENSE - a fine of One Thousand Five Hundred Pesos (P 1,500.00);
- b) SECOND OFFENSE - a fine of Three Thousand Pesos (P 3,000.00);
- c) THIRD OFFENSE-a fine of Five Thousand Pesos (P5,000.00) and/or a penalty of six (6)months imprisonment or both depending on the discretion of the court;

In the case of corporations or other associations, the above penalty shall be imposed upon the managing partner, president or chief executive of the same.

SECTION 9. 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 10. 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 11. EFFECTIVITY CLAUSE. This Ordinance shall take effect fifteen (15) days following its publication in any newspaper of general circulation within the City of Bacolod.



CARRIED BY THE VOTE OF:

Affirmative :
Councilors : Caesar Z. Distrito, 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. Villaflor.

Negative : None.

Official Leave : Councilor Ricardo L. Tan, Cindy T. Rojas, and Claudio
Jesus Raymundo A. Puentevella

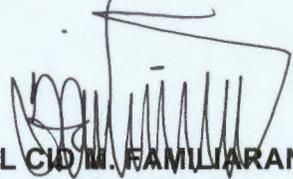
Official Travel : None.

Absent : None.

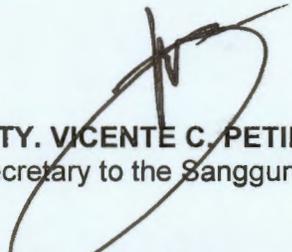
Author : Councilor Em L. Ang.

Passed : June 26, 2019 (156th Regular Session of the 9th Council)

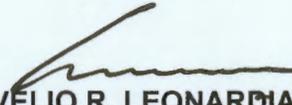
Comments : P a s s e d .
Councilor Dindo C. Ramos was not yet around when this
ordinance was passed.


EL CID M. FAMILIARAN
Vice Mayor
Presiding Officer

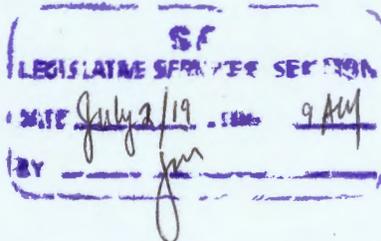
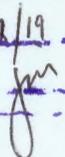
ATTESTED:


ATTY. VICENTE C. PETIERRE III
Secretary to the Sanggunian

APPROVED: July 01, 2019


EVELIO R. LEONARDIA
City Mayor

VCP/CGT/ilt


SF
LEGISLATIVE SERVICE SECTION
DATE July 2/19 TIME 9 AM
BY 



Republika Ng Pilipinas
TANGGAPAN NG SANGGUNIANG PANLUNGSOD
Lungsod ng Bacolod

CERTIFICATION

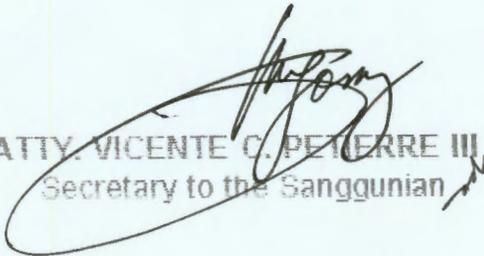
This is to certify that City Ordinance No. 904, Series of 2019 passed by the Sangguniang Panlungsod of the City of Bacolod on June 26, 2019 entitled:

AN ORDINANCE REGULATING THE OFFERING OF HOMESHARING, HOMESTAY AND OTHER ACCOMODATIONS IN WEB AND INTERNET BOOKING PLATFORMS PROVIDING PENALTIES FOR VIOLATIONS THEREOF AND FOR OTHER PURPOSES.

was published in Sun.Star Bacolod dated August 9, 2019 and posted for three (3) consecutive weeks in the following conspicuous places in the City of Bacolod, to wit:

1. Bulletin Board of the Sangguniang Panlungsod
2nd Floor Bacolod City Government Center
2. Old City Hall (Araneta-Luzuriaga Streets)
3. Bacolod Public Plaza
4. Hall of Justice
5. City Health Office
6. North (Burgos) Public Market
7. South (Libertad) Public Market
8. Central Public Market

Bacolod City, Philippines, August 27, 2019.


ATTY. VICENTE C. PETERRE III
Secretary to the Sanggunian