

REPUBLIKA NG PILIPINAS
TANGGAPAN NG SANGGUNANG PANLUNGSOD
LUNGSOD NG BACOLOD
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CITY ORDINANCE NO. 256
July 27, 2000

AN ORDINANCE TEMPORARILY SUSPENDING FOR A PERIOD OF ONE (1) YEAR THE IMPLEMENTATION OF CERTAIN PROVISIONS OF CITY ORDINANCE NO. 160, SERIES OF 1996, OTHERWISE KNOWN AS THE "MARKET CODE OF THE CITY OF BACOLOD", SPECIFICALLY SECTION 14 OF CHAPTER III, SECTION 32 OF CHAPTER V AND SECTIONS 46 & 47 OF CHAPTER VII THEREOF.

WHEREAS, as per report from the City Treasurer's Office submitted to the Office of the City Administrator and Head, Local Markets Committee and indorsed to the Sangguniang Panlungsod Committee on Markets dated June 21 & 23, 2000, respectively, records show that as of May 31, 2000, the outstanding and uncollected delinquent accounts on rentals of stalls at Central Public Market and Manokan Country had totalled to **THREE MILLION SEVENTY-FIVE THOUSAND FOUR HUNDRED THREE PESOS (P3,075,403.00), FIVE HUNDRED THIRTY THOUSAND FIFTY-TWO PESOS AND FIFTY-TWO CENTAVOS (P530,052.52)** for Libertad South Public Market and **SIX HUNDRED FORTY-EIGHT THOUSAND SIX HUNDRED TWENTY-FOUR PESOS AND FIFTY-EIGHT CENTAVOS (P648,624.58)** for Burgos North Public Market as of May 19, 2000 for a grand total of **FOUR MILLION TWO HUNDRED FIFTY-FOUR THOUSAND EIGHTY PESOS AND TEN CENTAVOS (P4,254,080,10).**

WHEREAS, in the 1st Indorsement of the City Administrator dated February 2, 2000, the Local Market Committee requested the Sangguniang Panlungsod to grant the request of the Market Vendors to settle their accounts on Instalment basis;

WHEREAS, the City Treasurer, Mr. Florentino T. Guanco In his communication dated February 23, 2000 addressed to the Sangguniang Panlungsod in compliance with Sangguniang Panlungsod Resolution No. 105, Series of 2000 stated that the same office interposed no objection to the request of the vendors/stall/block owners provided that certain conditions setforth by his office shall be met;

WHEREAS, a series of Public Hearings had been conducted, and the vendors/stall owners manifested their willingness to pay back their accounts on rentals on staggered basis as setforth by the City Treasurer, Mr. Florentino T. Guanco;

WHEREAS, to be attuned to the City's thrust to conduct a massive campaign on taxes and revenue generation and for effective delivery of basic services to the people.

NOW THEREFORE BE IT ORDAINED by the Sangguniang Panlungsod of the City of Bacolod In session assembled, that:

Section 1. That Section 14 of Chapter III (Sections and collection of Fees), Section 32 of Chapter V and Section 46 and 47 of Chapter VII of City Ordinance No. 160, Series of 1996, which read:

Section 14. - Time for payment/penalties for delinquency -

The monthly rentals for market stall shall become due and payable within the first twenty (20) days of the month. Failure to pay the rental within the period required herein shall subject the Lessee/Occupant to a

surcharge of twenty five (25%) percent of the amount of rental fee plus an interest of fourteen (14%) percent per annum upon the unpaid amount from the due date until the rental fee is fully paid.

Section 32. - Revocation of Lease - Failure to pay the rent or fees within fifteen (15) days in case of daily payments or within twenty (20) days, in case of monthly payments, shall be sufficient cause for the revocation of lease, and for the ejection of the stallholder from his stall/booth, or stalls/booths, in accordance with the law on due process.

Section 46. - Cancellation of lease right and ejection- Likewise, any stallholder, who fails to pay the monthly or daily fees herein prescribed and such other regulatory fees mandated by other laws or ordinances, or violates any provision of this code shall be sufficient cause for the revocation of his/her lease right and his/her ejection from the stall/booth or space so occupied. The revocation or cancellation of such lease right maybe effected by the City Administrator, after observance of due process.

Section 47. - The monthly rentals shall be paid without penalty during the first twenty (20) days of the month. Upon failure to pay the rental within that period, the occupant shall be subject, aside from the unpaid amount, to a surcharge of 25%. He is given the option of paying the monthly rentals on a daily basis, computed by dividing the monthly rate by the number of days of the month. Failure to pay the daily rentals on any day, shall subject the occupant to a surcharge of 25%. Any occupant who is delinquent in the payment of his rental for two consecutive months shall forfeit his right to the block or stall.

be temporarily suspended for one (1) year under the following conditions set forth herein:

- (A) That the delinquent lessees of market stalls/blocks in Central Public Market, Manokan Country, Libertad South Public Market and Burgos North Public Market be made to execute promissory note specifying terms of payment which shall be divided into twelve (12) equal installments and paid within the period of one (1) year;
- (B) That the initial payment shall constitute **TWENTY (20%)** percent of the total amount of delinquency, which amount can be split into two (2) payments at the option of the lessee at an interval of **THIRTY (30)** days;
- (C) The current obligations should be paid concurrently with payments made under **Section 1 (Sub-section a)** to prevent accumulation;

(D) That in case of default in the payment of **TWO (2)** successive installments stated in the promissory note, the whole amount is automatically demandable in full;

Section 2. - That failure to comply with the conditions setforth in Section 1 (Subsections A, B, C and D) shall be sufficient cause for the **Revocation of Lease and Ejectment** of stall/block owners from his occupied stall in accordance with law.

Section 3. - This Ordinance shall take effect upon its approval and shall be considered automatically revoked after a year.

CARRIED BY THE VOTE OF:

Affirmative :
Councilors : Alex A. Paglumotan, Archie S. Baribar, Juanito S. Amihan, Jr., Lorendo K. Dilag, Ricardo L. Tan, Ramiro L. Garcia, Jr., Celia Matea R. Flor, Roberto M. Rojas, Al Victor A. Espino, Elmer T. Sy, Pepito T. Malapitan, Christine Angelie M. Espinosa.

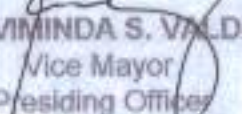
Negative : None.

Author : Councilor Alex A. Paglumotan

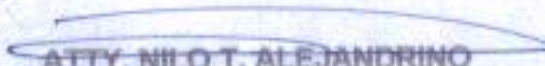
Absent : None.

Official Travel : Councilor Ana Marie V. Palermo


Comments : Passed.
Councilor Jose Max S. Ortiz was not yet around when this ordinance was passed.


LUZVIMINDA S. VALDEZ
Vice Mayor
Presiding Officer

ATTESTED:


ATTY. NILO T. ALEJANDRINO
Secretary to the Sanggunian

APPROVED: AUGUST 21, 2000


OSCAR R. VERDEFLOR
City Mayor

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