



Republic of the Philippines
City of San Carlos
Negros Occidental
OFFICE OF THE SANGGUNIANG PANGLUNGSOD
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EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD HELD ON THE 27th DAY OF MARCH, 2014 AT 4:00 P.M. AT THE SP SESSION HALL

PRESENT:

Hon. ROMMEL T. DEBULGADO,	SP Member/Presiding Officer Pro-Temporè
“ VICTORIANA C. CABILI,	SP Member
“ HERNAN V. ANTONIO,	SP Member
“ DICKSON N. YU,	SP Member
“ EDDIE L. APUHIN,	SP Member
“ FLEUR DE LIS V. MASCUÑANA	SP Member
“ EMMANUEL J. BAGUIORO,	SP Member
“ CLINT S. MANSUETO	SP Member
“ HELEN P. GEOPANO	SP Member (ABC President)

OIC, CITY MAYOR'S OFFICE

Hon. CHRISTOPHER PAUL S. CARMONA,	SP Member
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ABSENT:

Hon. EDGARDO B. QUISUMBING,	City Vice Mayor
“ JONIE S. UY,	SP Member

ORDINANCE No. 14-17

AN ORDINANCE REGULATING THE ESTABLISHMENT AND OPERATION OF INTERNET CAFÉS, COMPUTER RENTALSHOPS/COMPUTER GAMING STATIONS IN THE CITY OF SAN CARLOS AND PROVIDING PENALTIES FOR VIOLATION THEREOF

Introduced by Hons. CABILI, ANTONIO, MASCUÑANA and GEOPANO

Section 1. Title. – This ordinance shall be known as “**AN ORDINANCE REGULATING THE ESTABLISHMENT AND OPERATION OF INTERNET CAFÉS, COMPUTER RENTALSHOPS/COMPUTER GAMING STATIONS IN THE CITY OF SAN CARLOS AND PROVIDING PENALTIES FOR VIOLATION THEREOF**”.

Section 2. Coverage. – This Ordinance shall apply to the following establishments located and / or operating within the territorial jurisdiction of San Carlos City to wit: (a) Any business establishment with computer unit, offering for a fee, services which requires the use of computers to access the internet and / or play computer games shall be classified as internet cafes or computer rental or computer gaming shops. (b) Other business establishments which offer a combination of services such as food and internet, recreation and other similar business fusions requiring the use of computers and access to internet such as cyber cafes, arcades, lounges and other similar establishments. (c) Internet cafes, computer rental shops/ computer gaming shops.

Section 3. Purpose – This ordinance is for the sole purpose of regulating the establishment, operation and maintenance of Internet cafes, computer rental shops/ computer gaming shops within the City of San Carlos.

Section 5 - Duties of Schools - For effective implementation of this ordinance, all education institutions in the City of San Carlos shall observe the following:

1. To include the date of birth on the identification cards issued to students.
2. To institute with their Parents Teachers Associations security measures that shall prevent or discourage students from cutting classes or going out of the school premises during class hours.
3. To post copies of this Ordinance on conspicuous places within the school, for the information and guidance of the pupils/students, school faculty and personnel.

Section 6 – Prohibitions

1. No computer gaming station and internet cafe, shall admit minors during class hours.
2. Written notices that prohibit the admission of minors during the time prescribed in paragraph (1) hereof, shall be posted on conspicuous places within and outside of the said establishments.
3. No operator or owner of internet cafes shall allow access of minors to websites containing obscene or pornographic materials and other websites containing materials that are offensive to decency and public morals, at all times, including enclosed cubicles.
4. No computer or gaming operations shall be allowed in residential houses without proper permits.

Section 7 - Implementing Agencies

The Local Council for the Protection of Children, created through Executive Order no. 91, Series of 2007, Joint City Inter-Agency Council Against Trafficking in Persons and Violence Against Women Their Children, through Ordinance No. 14-09 and The Law Enforcement Team by the Local Chief Executive shall implement this Ordinance.

Section 8 – Penalties

1. Owners, managers of computer gaming stations and internet cafes, establishments **and other similar places**, violating any of the provisions of this ordinance **shall be penalized, as follows:**
 - First Offense – Fine of One Thousand Pesos (P1,000.00)
 - Second Offense – Fine of Three Thousand Pesos (P3,000.00)
 - Third offense – Fine of Five Thousand Pesos (P5,000.00) and revocation of Business permit and license to operate and closure of the establishment
2. Minors who violate this Ordinance shall be turned over to their parents or guardians. A report of the violation shall be furnished the school principal of the erring **pupil/student** for proper disciplinary action.

Section 9 – Repealing Clause

All ordinances, rules and regulations, or parts thereof, provisions of which are in conflict with, or contrary to, the provisions of this ordinance are hereby repealed, amended, or modified accordingly.

Section 10 – Effectivity Clause - This ordinance shall take effect 15 days after copies of the duly approved ordinance shall have been published ONCE in a newspaper of general circulation. Additionally, copies of this ordinance shall have to be posted for ten (10) days in the bulletin board at

the entrance of the City Hall and in at least two (2) conspicuous places in the local government unit not later than five (5) days after approval hereof.

ENACTED: March 27, 2014, by the affirmative votes of Hons. CABILI, ANTONIO, YU, APUHIN, MASCUNANA, BAGUIORO, MANSUETO and GEOPANO. Negative: none.

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I HEREBY CERTIFY to the correctness of the foregoing ordinance which was duly enacted by the Sangguniang Panlungsod during its regular session held at the SP Session Hall on March 27, 2014.

(SGD.) **JOCELYN M. PORTUGUEZ**
Supvg. Legislative Staff Officer

**ATTESTED AND CERTIFIED
TO BE DULY ADOPTED:**

(SGD.) **ROMMEL T. DEBULGADO**
SP Member/Presiding Officer Pro-Temporè

APPROVED BY THE CITY MAYOR on **April 2, 2014.**

(SGD.) **GERARDO P. VALMAYOR, JR.**
City Mayor

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