

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN,
TAYTAY, RIZAL, HELD ON JUNE 22, 1995, AT THE SESSION HALL OF
THE MUNICIPAL BUILDING

PRESENT:

Hon. Pablo J. Gonzaga	- Vice Mayor
Hon. Carlos V. Borja	- Councilor
Hon. Nolasco V. Reyes, Jr.	- "
Hon. Filomeno I. Naval	- "
Hon. Jaime L. Mariano	- "
Hon. Nestor S.J. Naval	- "
Hon. Antonio B. Naval	- "
Hon. Ceferino D. Pullante	- "
Hon. Andres C. Cruz, Jr.	- AEC President
Hon. Janet D. de Leon	- SK President

ABSENT:

Hon. Joseph F. Sapada	- Councilor
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ORDINANCE NO. 14

AN ORDINANCE ADOPTING A RULES AND REGULATIONS
AND PROVIDING FOR THE OPERATION OF PRIVATE
MARKET, THEREOF AND FOR THE REPEAL OF ALL
ORDINANCES IN CONFLICT THEREWITH.

BE IT ENACTED BY THE SANGGUNIANG BAYAN

ENACTING CLAUSE:

WHEREAS, Taytay is at such a level of development that to assure the orderly growth of the municipality a rules and regulations for the operations of a private market has become imperative.

WHEREAS, the implementation of the rules and regulations for the operation of Private Market would require the enactment of regulatory measures to translate its goal and objectives into reality;

NOW THEREFORE, By virtue of the powers vested upon the Sangguniang Bayan under the provisions of R.A. 7160 otherwise known as the Local Government Code of 1991, the Sangguniang Bayan of Taytay, Rizal in session duly assembled do hereby ordain and repeal thereof the following Ordinance.

ARTICLE I

GENERAL PROVISIONS

SECTION 1.0 - COVERAGE - This ordinance shall regulate the operation and control of a Private Market within the jurisdiction of the Municipality of Taytay, Rizal, now existing including other market related expansion that may later be established within the municipality.

SECTION 2.0 - DEFINITION OF TERMS AND PHRASES - For the purpose of this Ordinance, the following terms shall be understood as herein under define;

- 2.1 - PRIVATE MARKET - refers to the market not owned, governed and controlled by the Municipal Government of Taytay, Rizal;
- 2.2 - MARKET PREMISES - refers to any space in the market compound, part of the market lot consisting of bareground, not covered by market building;
- 2.3 - MARKET STALLS - refers to any allotted space or both on the private market where merchandise of any kind is sold or offered for sale.
- a. FISH SECTION - refers to the area where only fresh, clams, oyster, lobster, shrimps, seaweed and other seafoods and marine products shall be sold;
- b. MEAT, PORK AND DRESSED CHICKEN SECTION - refers to the area where only all kinds of meat and other meat products shall be sold provided that meat, pork and dressed chicken shall be separately displayed and sold;
- c. DRY GOODS SECTION - refers to the area where only all kinds of textile, ready to wear dresses and apparel, native products, toiletries, gift items, footwear, laces, kitchenware, utensils and household articles, handbags, school and office supplies shall be separately displayed and sold.
- d. GROCERY SECTION - refers to the area where only all kinds of biscuits, parties, crackers, butter, cheese, candies, canned or bottled foods, beverages and soft drinks, cigarettes, flour oat-meal, ham, bacon, sugar, nuts sauce, soap and other household and food products shall be separately displayed and sold.
- e. VEGETABLE AND FRUITS SECTION - refers to the area where only all kinds of vegetables, coconuts and root crops such as camote, cassava, gabi, fruits and the like shall be separately displayed and sold.
- f. EATERY/CARINDERIA SECTION - refers to the area where only kinds of cooked, prepared foods shall be sold, This includes refreshment parlors, cafeteria and those selling delicacies.
- g. CEREAL AND GRAIN SECTION - refers to the area where rice, corn, beans, mango, feeds, coconuts, salt and other household product and food products including firewoods and charcoal shall be sold.
- h. DRIED FISH SECTION - refers to the area where only all kinds of dried fish, smoked fish and other seafoods and other marine products shall be sold.
- i. NOVELTY SECTION - refers to the area where other business not classified herein above shall be sold.
- j. STALL HOLDER - refers to a person or group of persons

who occupy definite spaces within the market who pays rentals there on for the purpose of selling his/her goods/ commodities or services.

ARTICLE II

SUPERVISION AND CONTROL

SECTION 1.0 - SUPERVISION AND ADMINISTRATION - The Owner shall exercise direct and immediate supervision, administration and control over the private market and the personnel thereof including those whose duties concern the maintenance to up keep, peace and order of the market premises in accordance with laws local ordinances and other rules regulations pertinent thereof.

ARTICLE III

ADMINISTRATION PROVISIONS

SECTION 1.0 - MARKET HOURS - The Private Market shall be opened for sale of articles permitted for sale therein from 4:00 o' clock in the morning until 7:30 o' clock in the evening everyday.

SECTION 2.0 - PEDDLING AND HAWKING - No persons shall peddle hawk, sell, offer as aisles used by purchases in the private market. The peddling or scale outside the market side or premises of food stuffs, which easily deteriorated like fish and meat is strictly prohibited.

SECTION 3.0 - INTOXICATING DRINKS, DISPENSING AND SERVING - No person or group of persons shall drink, serve or dispense liquor or any intoxicating drink within the market premises. Any violation hereof shall subject the offender to the penal provisions of this code or his or her permit or license shall be revoked.

SECTION 4.0 - WEIGHT AND MEASURE - Any stallholder found violating the provision of the LOCAL TAX CODE and/or fails to correct any deficiency in said weight and measure shall for first offense shall be penalized with a fine of TWO HUNDRED (P200.00) PESOS and be required to correct any deficiency in said weight and measures, severely warned and/or reprimended for the second offense shall be penalized with a fine of FIVE HUNDRED (P500.00) PESOS and such weights and measures shall be confiscated and the third offense, his/her permit and license shall be cancelled/revoked and shall be banned from applying any business permit & license within the jurisdiction of Taytay, Rizal. This section shall be addition to the penalties imposed in the LOCAL TAX CODE and or of this Ordinance at the discretion of the court.

SECTION 5.0 - LOOSE OR STRAY ANIMALS - No dogs or other animals shall be left astray in the market, the owner or his authorized representation is hereby empowered to catch such astray animal and impound them.

SECTION 6.0 - PROHIBITIONS

- 6.1 It shall be lawful for any person within the premises of the market to commit any nuisance or vulgar languages shall be guilty of disorderly conduct or stand with out business and obstruct the passage way market or any act which is calculated to land the breach of peace and loads to disturb the good and the decorum therein.

6.2 It shall be unlawful to any persons to carry in his possession deadly weapons such as guns, knives, helms, axes, icepicks, dart etc. within the market premises or in case of stall holders or their helpers outside their respective stalls.

6.3 All sanitary rules and regulations shall be strictly observed and followed by all space and stall occupants personnel and market buying public to enable customers to clean up.

SECTION 7.0 - GARBAGE RECEPTACLE - The market owner shall provide receptacle with fly and rat proof type for the collection of garbage and rubbish. These receptacle shall be place in the most conspicuous and convenient places in the market industrial stallholders shall provide themselves within their own receptacle in order to avoid littering in their premises, no stallholders or other persons shall place refuse on the floor stall or any place other than the garbage receptacles.

SECTION 8.0 - COOKED/RAW FOOD PROTECTION:

8.1 - Cooked foods should be serve hot and at all times protected against contamination by flies and other insects and dirt.

8.2 - Likewise, raw foods, such as beef, pork, fish and chicken, etc. shall at all times be protected from flies and other insects.

8.3 - Dressing chicken and for fowls. Dressing of such fowls or chicken shall be in designated areas and the same may be undertaken by the owner, who shall be responsible for the proper disposal of the wastes as a result of such dressing.

8.4 - All public market shall be well ventilated. Private Market are required to construct comfort room, septic tank for proper disposal of waste.

SECTION 9.0 - INSPECTION OF FOOD ESTABLISHMENTS - The Municipal Health Officer or his duly authorized representative shall periodically spot check cooked foods by catering at the likes and in cases, where in his opinion, any cooked offered for sale is unfit for human consumption unsanitary or contaminated, he shall then and there take samples of the same from proper examination and action if the stallholders or established found guilty he/she shall be liable under the penal provisions of this ordinance without prejudice to the revocation of permits and license.

SECTION 10.0 - CARE OF STALLS, TABLES AND OTHER FACILITIES

10.1 - All goods shall be sold from stall tables or fixture made of as constructed according to plans or designs approved by the Municipal Bldg. Official and the Municipal Health Officer. All Fixtures should be scribed neatly and their surfaces kept smooth always so that foods or particles thereof will not lodge in cracks or rough places to discompose.

10.2 - At the close of each day's business and before leaving stallholders shall clean their stall or spaces. They shall also remove all dirty materials and place rubbish and garbage in containers/receptacles.

SECTION 11.0 - ABANDONMENT OF PERISHABLE GOODS - Leaving of discarded or unsold highly perishable goods, such as meat, fish, seafoods, fruits and vegetables in the stalls or in any place within the market premises shall be prohibited and persons found to have abandoned such goods on or about the stall shall be liable under the penal provisions of this Ordinance w/out prejudice to the revocation of the permits and license if the persons are or stallholders.

ARTICLE IV

PENALTY PROVISIONS

SECTION 1.0 - FINE/IMPRISONMENT - Any violation of this Ordinance shall be penalized with a fine of not less than Five Hundred (P500.00) pesos but not more than Two Thousands Five Hundred (P2,500.00) pesos or imprisonment of not less than Three (3) days but not more than six (6) months or both such fine and imprisonment at the discretion of the court.

ARTICLE V

FINAL PROVISIONS

SECTION 1.0 - REPEALING CLAUSE - All municipal ordinance rules and regulations pertaining to the operation of a Private Market and its premises are hereby adopted and repealed.

SECTION 2.0 - EFFECTIVITY CLAUSE - This Ordinance shall take effect upon approval.

APPROVED JUNE 22, 1995.

I hereby certify that the foregoing Ordinance is true and correct.

PABLO J. CONTRERA
Vice Mayor Presiding Officer

APPROVED:

GODOFREDO C. VALERA
Municipal Mayor

LEOVIGILDA E. DE BORJA
Board Secretary II
Acting SB Secretary