



PAMAHALAANG BAYAN NG TAYTAY

TANGGAPAN NG SANGGUNIANG BAYAN

**EXCERPT FROM THE MINUTES OF THE 60th REGULAR SESSION OF
THE 9TH SANGGUNIANG BAYAN, TAYTAY, RIZAL, HELD ON
OCTOBER 7, 2014 AT THE SESSION HALL OF THE MUNICIPAL
BUILDING, TAYTAY, RIZAL**

PRESENT:

Hon. Carlito G. Gonzaga	- Vice Mayor/Presiding Officer
Hon. Jan Victor B. Cabitac	- Councilor
Hon. Archie L. Calderon	- "
Hon. Sharon DL. Macabebe	- "
Hon. Michell B. Bermundo	- "
Hon. Ceferino R. Resurreccion, Jr.	- "
Hon. Kristofer Charls S. Esguerra	- "
Hon. Philip Jeison J. Cruz	- "

ABSENT:

Hon. Sophia Priscilla L. Cabral	- Councilor
Hon. Joseph Z. Valera	- LnB President

Authored by: Vice Mayor Carlito G. Gonzaga
LnB Pres. Joseph Z. Valera

Sponsored by: Coun. Jan Victor B. Cabitac

Co-Sponsored by: All Sangguniang Bayan Members

ORDINANCE NO. 12

AN ORDINANCE REGULATING TIANGGE WITHIN THE MUNICIPALITY OF TAYTAY, RIZAL AND PROVIDING PENALTIES FOR VIOLATION THEREOF

WHEREAS, under section 17 of the Local Government Code, R.A. 7160 local government units shall exercise such other powers and discharge such other functions and responsibilities as the necessary, appropriate or incidental to efficient and effective provision of the basic services and facilities;

WHEREAS, under Section 447 of the Local Government Code of 1991, the Sangguniang Bayan has the power to enact ordinances and approve resolutions for the general welfare of its municipality and inhabitants;

WHEREAS, Tiangge is now familiarly seen in various areas of the Country specifically in a places like shopping malls, open spaces, or lobbies of office buildings, hotels or hospitals, it also exist in areas like parks, churches, subdivision and even along the streets in the Metropolis;

WHEREAS, Tiangge is one of the well-known business in the Municipality of Taytay,
Rizal;

WHEREAS, Tiangge should be in a suitable place and within the designated area to promote the Municipality of Taytay, Rizal as the Garment Capital of the Philippines;

WHEREAS, only the Local Government Units will operate and supervise the Tiangge within the Municipality of Taytay, Rizal;

WHEREAS, the word "Taytay Tiangge" shall only be used by the stalls operated by the Municipal Government of Taytay, Rizal;

WHEREAS, there is a need to regulate the business activities to maintain peaceful and orderly condition of the location;

NOW THEREFORE, BE IT ORDAINED by the Sangguniang Bayan of Taytay, by virtue of the powers vested in it by law, in session duly assembled, that:

SECTION 1. TITLE. This Ordinance shall be known as "AN ORDINANCE REGULATING TIANGGE WITHIN THE MUNICIPALITY OF TAYTAY, RIZAL AND PROVIDING PENALTIES FOR VIOLATION THEREOF"

SECTION 2. PURPOSE. This Ordinance shall regulate all tiangge that will be established by the Local Government Unit of Taytay, Rizal.

SECTION 3. DEFINITION OF TERMS. The following terms shall be applicable in the interpretation of this Ordinance.

TIANGGE - a type of bazaar that rents space to people who want to sell or barter merchandise. It is a makeshift stall that is temporary in nature. It is also an outdoor market activity, temporary in nature, conducted at certain designated area with a specified period, which agro-industrial and native products are being offered and display for sell.

MARKET - a place where people gather for the purchase and sale of goods, livestock, and other commodities. It offers fresh produce, unique products and plants.

STALL - is a booth or stand that can easily be stalled or taken down to allow movement to a new market area.

LAW ENFORCERS - a body of persons making up such a department, trained in methods of law enforcement and crime prevention and detection and authorized to maintain the peace, safety, and order of the community.

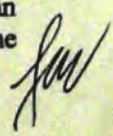
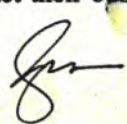
OPERATOR - will be the Local Government Unit of Taytay, Rizal.

STALL OWNER - an owner of a booth, cubicle or stand used to sell products and goods. Stall owners will be the registered lessee of the Local Government Units.

LESSEE - are the ones who will pay rental fees to the Local Government Units or the Municipal Government of Taytay for the usage of a stall in Tiangge.

LESSOR - will be the Local Government Units or the Municipal Government of Taytay.

SECTION 4. LOCATION. All Local Government Units Tiangge shall be placed in a specific area that will be declared by the Sangguniang Bayan of Taytay through a resolution. Every stall owners or vendors shall have a specific station as provided by the operator, with an area of not more than 1.5 square meters to conduct their business and sell their products. The



said area includes the walk way of every individuals or consumers.

SECTION 5. FEES AND CHARGES. For purposes of this Ordinance, the Local Government of Taytay, Rizal shall be authorize to determine the reasonable fees and charges for this Tiangge operations, but shall not be more than the usual and regular fees and charges for commercial establishments.

SECTION 6. REGISTRATION. Every stall owners/lessee shall register their names and the products they are selling, with their vendors or person in charge in their stall. Each stall shall be registered only in one name.

SECTION 7. DAYS OF OPERATION AND TIME. The Tiangge shall operate, twenty -four (24) hours, two (2) days in a week. The operation of Tiangge in any Holiday and special occasions shall be declared by the Sangguniang Bayan.

SECTION 8. PRODUCTS. The products to be sold in the Tiangge will be prioritized manufactured items of the Taytayefios, except for the shoes and other non-garment product. This is to promote the Municipality of Taytay as the Garment Capital of the Philippines.

SECTION 9. RETURN AND EXCHANGE OF GOODS. All defective goods shall be subject for return within seven (7) days upon purchase of the goods as based on the rules and regulation of the Department of Trade and Industry (DTI). However, if the defectiveness is caused by the client/customer such item cannot be returned or exchanged to any items or goods.

SECTION 10. REGULATORY MEASURES. Taytayefios or the residents of Taytay shall be given priority to rent or lease the stall. Regulatory measures for stall owners are as follows:

- A. Stall owners will pay their rentals, business permits and other charges for operation.
- B. If they failed to pay their fees, stall owners will be notified.
- C. Non compliance within two (2) consecutive selling days of tiangge upon the notification date their place/station will be forfeited and will be open to other applicants.

SECTION 11. SAFETY MEASURES. The Philippine National Police (PNP) and other Municipal Law Enforcers will be visible in the location of the Tiangge for the Safety and Protection of the Consumer, Stall owners or Vendors, from any person who will commit unnecessary action. Help desk will be provided and be located in an accessible area.

SECTION 12. SEPARABILITY CLAUSE. If for any reason, any provision/s of this Ordinance shall be held unconstitutional by competent authority, such judgment or action shall not affect or impair the other provision.

All existing contracts shall remain valid until its expiration.

All future contracts shall be consistent with this ordinance.

SECTION 13. EXCLUSIVITY CLAUSE. All Municipal Tiangge operation will be named as "Taytay Tiangge". All other operations that will use the name "Taytay Tiangge" shall be penalized accordingly

SECTION 14. PENALTY CLAUSE. Violations of any provision of this ordinance should be governed by the penalty clause under Local Government Revenue Code, Market Code or any applicable rules, memoranda or circulars to be issued by the Municipal Government of Taytay, Rizal.



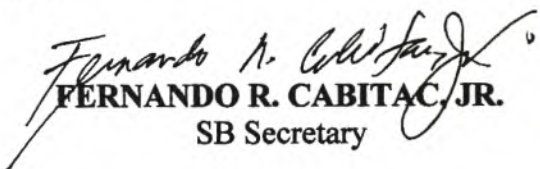
SECTION 15. REPEALING CLAUSED . All ordinances, rules and regulations, or parts thereof, in conflict with or inconsistent with any provisions of this Code, are hereby repealed, amended or modified accordingly.

SECTION 16. EFFECTIVITY. This Ordinance shall take effect fifteen (15) days after its approval.

RESOLVED FURTHER, that the copy of this Ordinance shall be furnished to all concerned for their information and appropriate action.

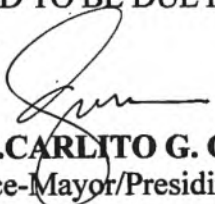
ENACTED, this 7th day of October, 2014 at the Sangguniang Bayan Session Hall, Municipal Building, Taytay, Rizal.

I HEREBY CERTIFY, to the correctness of the foregoing Ordinance which was duly enacted by the Sangguniang Bayan of Taytay during 60th Regular Session held on the 7th day of October, 2014.


FERNANDO R. CABITAC, JR.

SB Secretary

ATTESTED AND CERTIFIED TO BE DULY
ENACTED BY HIS HONOR


HON. CARLITO G. GONZAGA
Vice-Mayor/Presiding Officer

APPROVED BY HER HONOR
THE MUNICIPAL MAYOR

HON. JANET DE LEON-MERCADO
Municipal Mayor