



Republic of the Philippines
SANGGUNIANG BAYAN
Taytay, Rizal

DO No. 2303-012

ORDINANCE NO. 789 series of 2023

**AN ORDINANCE PROHIBITING THE ACTS OF VANDALISM IN THE
MUNICIPALITY OF TAYTAY, RIZAL, IMPOSING PENALTIES FOR
VIOLATIONS THEREOF AND FOR OTHER PURPOSES**

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Coun. Jan Victor B. Cabitac
Coun. Ma. Jeca B. Villanueva
Coun. Patrick John P. Alcantara
Coun. Jean Lalaine P. Calderon
Coun. John Tobit E. Cruz
Coun. Joanne Marie P. Calderon
Coun. Ma. Elaine T. Leonardo
LnB Pres. Rufe C. Tapawan
SK Fed. Pres. Zyrell May B. Villanueva

WHEREAS, Local Government Units are granted with the power to enact ordinances for the general welfare of the municipality and its inhabitants, pursuant to Section 16 of Republic Act 7160, otherwise known as the Local Government Code of 1991;

WHEREAS, vandalism is still rampant in the Municipality of Taytay despite the efforts of the Municipal and Barangay LGUs because of lack of a local law specifically for the curtailment of such;

WHEREAS, some public and private establishments within the Municipality become victims of vandalism where their roll-up doors, walls and passageways are filled with letterings, signs, drawings and other markings that tarnish the facade of said properties;

WHEREAS, there are reported cases that even street signs, landmarks, vehicles and other edifices are vandalized and become an eyesore to passers-by and the community in general;

NOW THEREFORE, BE IT ORDAINED, by the 12th Sangguniang Bayan of Taytay, Rizal, in session duly assembled, that:

Section 1. Title - This ordinance shall be known as “TAYTAY, RIZAL ANTI-VANDALISM ORDINANCE”.

Section 2. Definition of Terms - For the purpose of this ordinance, the following terms are defined as follows:

1. **Act of vandalism** - the willful act that damages or defaces property belonging to another person or to the public. Examples of this act are writing, drawing, painting, spray painting, marking or inscribing on any public or private property, graffitis, any words, slogans, caricatures, drawings, markings or symbols; affixing, posting up or displaying on any

public or private properties any advertisements, bills or notices, without the consent of the owner of the property.

2. **Private property** - property of private ownership, besides the patrimonial property of the State provinces, cities and municipalities, consists of all property belonging to private persons such as houses, walls, buildings, gates, concrete columns and fences, either individually or collectively.
3. **Public property** - those intended for public use, such as roads, ports, buildings and bridges, and others of similar characters, constructed by the State or those which belongs to the State for public service or for the development of the nation or community.
4. **Vandalism** - the malicious and deliberate defacement of somebody else's property without consent.

Section 3. Prohibited Acts - The following acts of Vandalism by willfully or maliciously destroying or defacing a public or private property that include the following:

- a. Writing, drawing, painting, marking or inscribing on any public or private property any word, slogan, caricature, drawing, mark, symbol or any other acts without the consent of the owner;
- b. Affixing, posting, sticking, displaying or hanging unauthorized poster, placard, advertisement or the like on any public or private property without the consent of the rightful owner,
- c. Destruction of school buildings or any parts thereof; doors, windows, classroom boards, chairs and tables and all the schools' facilities, equipment and amenities;
- d. Destruction of government buildings, infrastructure projects, bridges, roads, water system facilities, lamp posts, or any parts thereof; motor vehicles, monuments, road railings and landscaped parks / gardens;
- e. Destruction of government signboards, slogans, and authorized campaign posters during election period;
- f. Destruction of private offices and homes, breaking of house windows, car windshields, side mirrors, and slashing of tires;
- g. Destruction of computer system, whether in government or private office and home through computer malware / virus; intentional and malicious deletion of vital government records / files; computer hacking that intends to steal, destroy, deface or discredit a certain website or social media account;
- h. Desecration of public or private parks, recreation areas, churches, cemeteries, mausoleums or any burial places; and
- i. Other acts of vandalism analogous or similar to the foregoing.

Section 4. Deputization of the implementors - The following are hereby deputized to enforce the provisions of this ordinance:

- Philippine National Police-Taytay,
- Municipal Public Safety Office,
- all Barangay Peacekeeping Teams and Task Forces within Taytay, Rizal, and
- all other groups or individuals deputized by the Municipal Mayor or the Punong Barangay.

Section 5. Penal Provision - Any person who shall commit any of the aforementioned acts of vandalism shall be imposed the following penalties:

- a. For the First Offense, a fine of One Thousand Pesos (P1,000.00), and restoration of the vandalized property to its original state with the expenses being shouldered by the perpetrator/s.
- b. For the Second Offense, a fine of Two Thousand Pesos (P2,000.00), and restoration of the vandalized property to its original state with the expenses being shouldered by the perpetrator/s;
- c. For the Third and subsequent offenses, a fine of Two Thousand Five Hundred Pesos (P2,500.00), or an imprisonment of up to thirty (30) depending on the gravity of the infraction, or both at the discretion of the court. In determining the gravity of the infraction,

the court shall consider the extent and the amount of the damage caused to the vandalized property.

Section 5.1 If the violator is a minor aged below 15 years old, the violator shall be properly turned over to the Barangay Council for the Protection of Children where the violation occurred for counseling based on the provisions of the Juvenile Justice and Welfare Act of 2006. If the minor is 15 years old and above, the violator shall likewise be turned over to the BCPC but shall be liable to the penal provisions of this Ordinance.

Section 5.2 If the apprehension of the perpetrators were carried out by the duly deputized personnel from the Barangay, the fines for the violation shall be paid to the Treasury Office of the said Barangay, otherwise, the fines shall be paid to the Municipal Treasury Office.

Section 5.3 Violators of this ordinance may be removed from any local government support such as scholarships, livelihood programs and other LGU support programs subject to due process to be conducted by the program's implementing arm.

Section 6. Roles of the Schools - Public and Private Schools operating in the Municipality of Taytay, Rizal are encouraged to include in their Values Education or Edukasyong Pagpapahalaga classes or the like lessons regarding the negative effects of Vandalism in the community and promote other alternative forms and manners of expressing art.

Section 7. Education and Information Dissemination - The Municipality, the Barangay, and the Municipal Social Welfare and Development Office, the Public Information Office, the Municipal Tourism Office and both public and private Schools in Taytay shall conduct an information and dissemination drive in all schools and barangays regarding the anti-vandalism drive of the Municipality in coordination with their respective Parent-Teacher Associations and Student Government Bodies.


Section 8. Separability Clause - If any provision or part hereof is held invalid or unconstitutional, the remainder of the law or the provisions not otherwise affected shall remain valid and subsisting.

Section 9. Repealing Clause - All ordinances inconsistent with any provision of this ordinance are hereby repealed or modified accordingly.

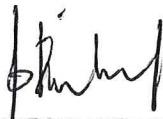
Section 10. Effectivity Clause - This Ordinance shall take effect after fifteen (15) days from the date of its approval.

ENACTED, this 28th day of July, 2023, 11:31 AM at the Sangguniang Bayan Session Hall, Municipality of Taytay, Province of Rizal.

I HEREBY CERTIFY, to the correctness of the foregoing Ordinance which was duly enacted by the Sangguniang Bayan of Taytay on second reading on July 19, 2023 and was passed on third and final reading on July 28, 2023, during the 53rd Regular Session held on the 26th and 28th day of July, 2023.


ATTY. STANLEE D. CALMA
Secretary to the Sanggunian

ATTESTED AND CERTIFIED TO BE DULY
ADOPTED BY HER HONOR



HON. SOPHIA PRISCILLA L. CABRAL
Municipal Vice Mayor / Presiding Officer

APPROVED BY HIS HONOR
DATE 8-11-23



HON. ALLAN MARTINE S. DE LEON
Municipal Mayor

