

REPUBLICA NG PILIPINAS  
PAMAHALAANG LUNGSOD NG MUNTINLUPA  
KALAKHANG MAYNILA



Sangguniang Panglungsod

ORDINANCE NO. 03-113

**AN ORDINANCE PROHIBITING THE SELLING OF BEERS, LIQUORS AND OTHER INTOXICATING BEVERAGES, CIGARETTES INCLUDING OTHER TOBACCO PRODUCTS TO MINORS. FURTHER, PROHIBITING MINORS TO SMOKE CIGARETTES AND OTHER TOBACCO PRODUCTS, AND TO DRINK BEERS, LIQUORS AND OTHER INTOXICATING BEVERAGES AND/OR ENGAGE IN A DRINKING SPREE IN PUBLIC PLACES, PROVIDING FOR STIFFER PENALTIES THEREOF".**

\*\*\*\*\*

Authored by: *Hon. Rene Carl S. Cayetano*  
Sponsored by: *Hon. Icasiano M. Dela Rea*  
*Hon. Patricio L. Boncayao, Jr.*  
*Hon. Bal Niefes*  
*Hon. Allan Rey A. Camilon*  
*Hon. Atty. Raul R. Corro*  
*Hon. Elmer S. Espeleta*  
*Hon. Francis Ian T. Bagatsing*  
*Hon. Lucio B. Constantino*  
*Hon. Mamerto T. Sevilla, Jr.*  
*Hon. Rufino B. Joaquin*  
*Hon. Santiago V. Carlos, Jr.*  
*Hon. Artemio A. Simundac*  
*Hon. Christian Glenn D. Lorica*

\*\*\*\*\*

**WHEREAS, Section 13, Art. II of the 1987 of the Philippine Constitution provides that, "the State recognizes vital role of the youth in nation-building and shall promote and protect their physical, moral, spiritual, intellectual and social well-being";**

**WHEREAS, Section 458(a) of R.A. 7160, otherwise known as the Local Government Code of 1991 provides that, "the Sangguniang Panlungsod, as the Legislative body of the City shall enact ordinances, xxx for the general welfare of the City and its inhabitants xxx";**

**WHEREAS, Section 458 (5) (xiv) of the same Code, "empowers the Sangguniang Panlungsod to regulate or fix license fees for any business xxx within the City and the conditions under which license for said business xxx may be revoked xxx";**

**WHEREAS, the future of our minors is constantly under threat from the incessant exposure to the world of vices, and easy accessibility of intoxicating alcoholic beverages and cigarettes in retail and/or sari-sari stores within their own communities;**

**WHEREAS, there is a need to take steps in order to protect our younger and future generations;**

REPUBLIKA NG PILIPINAS  
PAMAHALAANG LUNGSOD NG MUNTINLUPA  
KALAKHANG MAYNILA

Sangguniang Panglungsod

Page 2

Ordinance No. 03-113

**WHEREAS**, there is a compelling need to prohibit the selling of cigarettes, including other tobacco products, beers, liquors and other intoxicating beverages to minors. Further, prohibiting minors to smoke cigarettes including other tobacco products and drink beers, liquors and other intoxicating products and/or engage in a drinking spree in public places;

**NOW, THEREFORE, BE IT ORDAINED AS IT IS HEREBY ORDAINED** by the *Sangguniang Panlungsod of Muntinlupa* that:

**Section 1. DEFINITION OF TERMS.**

- a. **Minor** – a person under 18 years of age.
- b. **Drinking spree** – a group of minors drinking beer, liquor or any other intoxicating beverages together.
- c. **Public Places** – places devoted for public use such as but not limited to public transportation, sari-sari stores, convenience stores, bars, restaurants, billiard halls, malls, schools, private clubs, and other similar business establishments.
- d. **Commercial and Business Establishment** – establishments offering services to the public and engage in the business of selling, serving, and allowing the consumption of beer, liquor, and other tobacco products. Such as but not limited to retail stores, sari-sari stores, bars, restaurants, billiard halls, malls and other similar establishments within the City of Muntinlupa.

**Section 2. PROHIBITION.**

- A. It shall be unlawful to sell cigarettes and other tobacco products, beer, liquor and other intoxicating beverages to minors.
- B. It shall be unlawful for commercial establishments, retail stores, sari-sari stores, convenience stores, bars, restaurants, billiard halls, malls and other similar business establishments to tolerate and allow the consumption of cigarettes and other tobacco products, beer, liquor and other intoxicating beverages within their vicinities and/or area of jurisdictions.
- C. It shall be unlawful for minors to smoke cigarettes and other tobacco products and to drink beer, liquor and other intoxicating beverages and/or engage in a drinking spree in public place;

**Section 3. POSTING OF NOTICE.** All owners, proprietors and operators of business establishments such as retail stores, sari-sari stores, convenience stores, bars, restaurants, billiard halls, malls and other similar business establishments within the City of Muntinlupa shall post the following notice in a conspicuous within their establishments;

REPUBLIKA NG PILIPINAS  
PAMAHALAANG LUNGSOD NG MUNTINLUPA  
KALAKHANG MAYNILA

Sangguniang Panglungsod

Page 3

Ordinance No. 03-113

*"Selling, serving and allowing the consumption of beer, liquor, cigarettes and other tobacco products to minors are prohibited by law."*

*"Ang pagbebenta o pagkonsumo ng beer, alak at iba pang nakalalasing na inumin, sigarilyo at iba pang produkto mula sa tabako sa mga menor de edad ay mahigpit na ipinagbabawal ng batas."*

**Section 4. PENALTIES.** Any person who shall violate this Ordinance shall be penalized or pay fines in a manner provided below:

**A. For those in violation of Sec. 2(a) and 2(b) respectively:**

*1<sup>st</sup> Offense* – A fine of Php 1,000.00

*2<sup>nd</sup> Offense* – A fine of Php 3,000.00 and/or suspension of license to operate for 15 days in the City of Muntinlupa.

*3<sup>rd</sup> Offense* – A fine of Php 5,000.00 and/or revocation of license to operate in the City of Muntinlupa

**B. For those in violation of Sec. 2(c):**

*1<sup>st</sup> Offense* – A fine of Php 150.00

*2<sup>nd</sup> Offense* – A fine of Php 300.00

*3<sup>rd</sup> Offense* – A fine of Php 500.00

**C. For those in violation of Sec.3 respectively:**

*1<sup>st</sup> Offense* – A fine of Php 1,000.00

*2<sup>nd</sup> Offense* – A fine of Php 3,000.00 and/or suspension of license to operate for 15 days in the City of Muntinlupa.

*3<sup>rd</sup> Offense* – A fine of Php 5,000.00 and/or suspension of license to operate in the City of Muntinlupa.

**SECTION 5.** The owner or proprietor shall ask for any valid identification card to verify the buyer's age before selling cigarettes and alcoholic beverages to the same.

**SECTION 6. Implementation/Enforcement.** The Business Permits and Licensing Office (BPLO) will be tasked to implement **Sections 2(a), 2(b), 3 and 4**, and the Barangay shall be tasked to implement **Section 2(c)** of this ordinance.

**SECTION 7. SEPARABILITY CLAUSE.** If, for any reason, any part or provision of this Ordinance shall be declared unconstitutional or invalid, other parts or provisions, hereof which are not affected thereby shall continue to be in full force and effect.

**SECTION 8. REPEALING CLAUSE.** All Ordinances or part or parts thereof, which are consistent with any of the provisions of this Ordinance are hereby repealed or modified accordingly.

**SECTION 9. EFFECTIVITY.** This Ordinance shall take effect immediately after publication in any newspaper of general circulation in the City.



REPUBLIKA NG PILIPINAS  
PAMAHALAANG LUNGSOD NG MUNTINLUPA  
KALAKHANG MAYNILA

**Sangguniang Panglungsod**


*Page 4*

*Ordinance No. 03-113*


ENACTED, by the *Sangguniang Panlungsod of Muntinlupa* this 28<sup>th</sup> day of August 2003, on its 84<sup>th</sup> Regular Session.

**CONCURRED:**

  
**BAL NIEFES**  
*Councilor*


  
**ATTY. PATRICIO L. BONCAYAO, JR.**  
*Councilor*


  
**ALLAN REY A. CAMILON**  
*Councilor*

  
**ATTY. RAUL R. CORRO**  
*Councilor*

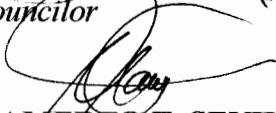
  
**ATTY. ICASIANO M. DELA REA**  
*Councilor*

  
**ELMER S. ESPELETA**  
*Councilor*

  
**FRANCIS IAN T. BAGATSING**  
*Councilor*


  
**RENE CARL S. CAYETANO**  
*Councilor*

  
**LUCIO B. CONSTANTINO**  
*Councilor*

  
**MAMERTO T. SEVILLA, JR.**  
*Councilor*

  
**RUFINO B. JOAQUIN**  
*Councilor*

  
**SANTIAGO V. CARLOS, JR.**  
*Councilor*

  
**CHRISTIAN GLENN D. LORICA**  
*Sectoral Representative*  
*President*  
*Federation of Sangguniang Kabataan*

**ARTEMIO A. SIMUNDAC**  
*Sectoral Representative*  
*President*  
*Association of Barangay Captains*

**ABSENT:**

  
**ALDRIN L. SAN PEDRO**  
*Councilor*

**DR. NICANOR L. ECHAVEZ**  
*Councilor*

  
**MELCHOR R. TEVES**  
*Councilor*

**MARIO E. BULAY, JR**  
*Councilor*



REPUBLIKA NG PILIPINAS  
PAMAHALAANG LUNGSOD NG MUNTINLUPA  
KALAKHANG MAYNILA

Sangguniang Panglungsod

Page 5

Ordinance No. 03-113

I HEREBY CERTIFY, as to the correctness of the foregoing ordinance.

*Isidoro L. Soriano, Jr.*  
ATTY. ISIDORO L. SORIANO, JR.

Secretary

SANGGUNIANG PANLUNGSOD

ATTESTED:

*Jo Jason T. Alcaraz*  
ATTY. JO JASON T. ALCARAZ

City Vice Mayor/Presiding Officer

APPROVED:

*Jaime R. Fresnedi*  
ATTY. JAIME R. FRESNEDI

City Mayor

Date: \_\_\_\_\_