



REPUBLIKA NG PILIPINAS  
**PAMAHALAANG BAYAN NG MUNTINLUPA**  
KALAKHANG MAYNILA

Tanggapan ng Sangguniang Bayan

ORDINANCE NO. 91-31

AN ORDINANCE GRANTING MAYOR IGNACIO R. BUNYE EMERGENCY POWERS IN VIEW OF THE GULF CRISIS IN THE MIDDLE EAST AND TO AUTHORIZE HIM FOR A LIMITED PERIOD AND SUBJECT TO RESTRICTIONS TO EXERCISE POWERS NECESSARY AND PROPER TO CARRY OUT THE DECLARED NATIONAL POLICY ON THE LOCAL LEVEL AND FOR OTHER PURPOSES.

Be it enacted by the Sangguniang Bayan of Muntinlupa that:

**SECTION 1. State of Emergency.** On August 2, 1990, Iraq invaded and occupied Kuwait in violation of International Law which caused and continues to cause severe economic difficulties for the country including the Municipality of Muntinlupa.

The emergency is felt now more than ever in view of the January 15 deadline set by the United Nations for Iraq to withdraw its forces from Kuwait, otherwise a shooting war may erupt in the Middle East.

The threat of war is already a frightening development. Actual war itself will undoubtedly result in incalculable miseries to a third world country like the Philippines.

While the national government has not as yet formally declared a state of national emergency, it is imperative that we in the local level particularly in the Municipality must initiate immediate appropriate measures to meet the crisis in order to protect the welfare of our constituents.

Hence, a state of emergency is hereby declared in Muntinlupa.

**SECTION 2. Declaration of Policy.** The Gulf Crisis has already caused the National Government to raise oil prices which in turn caused the increase of prices of prime commodities. And the worst is yet to come in view of the impending war in the Middle East. Due to and by reason thereof, and in order to optimize the efforts of the Mayor to protect the welfare of our constituents in Muntinlupa, it is imperative to grant him emergency powers subject to such limitations as hereinafter provided.

**SECTION 3. Authorized Powers -** Pursuant to Sec. 149 Art. 3 of the Local Government Code, and to implement the declared national policy on the local level, the Mayor is hereby authorized to issue such rules and regulations as may be necessary to carry out any or all of the following powers:

- (1) To protect the people from hoarding, profiteering, injurious speculations, manipulation of prices, product deceptions and cartels, monopolies or other combinations in restraint of trade, or other pernicious practices affecting the supply, distribution and movement of food, clothing, medicine and medical supplies, office and schools supplies, fuel, fertilizers, chemicals, building materials, implements, machinery equipment and spare parts required in agriculture, industry and

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other essential services and other articles of prime necessity whether imported or locally produced or manufactured;

- (2) Towards the above ends, (a) to purchase any of the articles or commodities hereinabove mentioned, for storage, sale, of distribution for the relief of hunger and want of the population, and/ or to stabilize the prices of such foodstuffs, articles and other commodities; (b) to fix the maximum selling prices thereof; (c) to regulate the fees charged by establishments in connection with the production, processing, milling, storage and distribution of such articles or commodities; (d) to seize and confiscate hoarded foodstuffs and commodities: Provided, That goods which are determined to have been seized wrongfully shall be subject to the subsequent determination and payment of just compensation; and, (e) to call upon and deputize recognized non-government and people's organizations and volunteers as well as local government units to assist the Government to carry out these powers through the monitoring of implementation of orders, rules and regulations as the case may be;
- (3) To undertake such other measures as may be reasonable and necessary to enable the Mayor to carry out the declared national policy on the local level subject to the Bill of Rights and other constitutional guarantees, such as but not limited to the following:
- A. Limit the operation of beerhouses, funhouses, discohouses moviehouses and other such similar places for fun and entertainment within certain hours to conserve energy;
  - B. Limit the use of neon lights and such other similar devices within certain hours to conserve energy;
  - C. Limit watering of parks, gardens with ornamental plants and such other similar places to conserve water;
  - D. Organize security and medical units to augment existing forces;
  - E. Initiate immediately food production activities such as procurement, distribution and planting of seedlings (vegetables and crops) in vacant lots as well as engage in aqua culture and livestock activities to ensure adequate food supply;
- To effect the same and pursuant to Sec. 3 P.D. No. 825, the government shall temporarily take over possession of idle or vacant lots within the Municipality for its food production program;
- F. Organize alternative means of transportation for the warehousing and distribution of goods and services as well as to ensure mobility of the residents of Muntinlupa;

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- G. Inventory present levels of energy sources which shall include non-traditional energy like wood, paper, straw etc. as well as to implement activities that will promote use of alternative uses of energy;
- H. Organize information and educational drives to avoid panic and anarchy;
- I. Use of government facilities, resources and personnel to ensure the above activities.

SECTION 4. Report to Sangguniang Bayan. The Mayor shall report to the Sangguniang Bayan the issuance and justification of any of the executive acts orders, rules and regulations promulgated and issued by him under the powers herein granted in the next regular session immediately after the issuance thereof or sooner as the Sangguniang Bayan may require. In the first regular session of every month, the Mayor shall likewise submit a monthly report to Sangguniang Bayan of all acts performed pursuant to this Act during the preceding month. (As amended)

SECTION 5. Penalties. Any violation of the rules or regulations issued pursuant hereto, shall be punishable with the maximum imprisonment and/or fine as provided by the Local Government Code or both such imprisonment and fine at the discretion of the Court: Provided, however, That if the offender is a corporation association, partnership or any juridical person, the penalty shall be imposed upon the president, directors, managers, managing partners, as the case may be, who participated in the commission of the offense or who shall have knowingly permitted or failed to prevent the commission of the same. If the offender is an alien, he shall, in addition to the penalties herein prescribed, be deported without further proceedings: Provided, further, That if the offender is a public official or employee, he shall, in addition to the penalties prescribed herein, suffer perpetual or temporary absolute disqualification from office, as the case may be. Provided, furthermore that in the event the national Government shall authorize the deputation of the Mayor and other specified persons to enforce the emergency powers that may be granted by Congress to the President, the penalties provided by the rules and regulation issued by the national government pursuant thereto shall be applicable. (As amended)

SECTION 6. Construction or Interpretation. Nothing in this Act shall be construed or interpreted as a restriction of the Bill of Rights or of the Constitution.

SECTION 7. Separability Clause. If any provision of this Act or the application of such provision to any person or circumstance is declared invalid, the remainder of this Act or the application of such provision to any other person or circumstances shall not be affected by such declaration.

SECTION 8. Promulgation, Effect and Enforcement of Rules and Regulations. The rules and regulations promulgated by the Mayor pursuant to this Act, which

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shall have the force and effect of law, shall be numbered consecutively and shall take effect immediately after their publication in case of rules and regulations that are denominated "urgent", and five (5) days in case of those without such denomination. The publication may be effected by either posting the same in all public places like municipal hall, barangay halls, public markets, churches or publication in the locally circulated newspaper.

Said rules and regulations shall cease to be in force and effect upon the expiry date provided in Section 9 hereof without prejudice to benefits and rights that may have vested, and culpabilities and liabilities that may have been incurred and established after due notice and hearing.

**SECTION 9. Effectivity.** This Act shall take effect upon its publication as provided in Sec. 8 hereof, and shall be in full force and effect until otherwise lifted by the Sangguniang Bayan. Provided, further, That the powers granted under this Act may be withdrawn sooner by means of a concurrent resolution of Sangguniang Bayan or ended by Presidential Proclamation.

**SECTION 10. Notwithstanding the grant of emergency powers to the Mayor, the Sangguniang Bayan shall continue to hold its regular session and call special sessions as the need arises during the effectivity of this ordinance and shall continue performing its regular legislative functions. (As amended)**

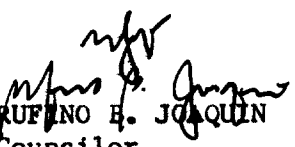
Approved:

  
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