



Sangguniang Panglungsod

REPUBLIKA NG PILIPINAS
PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA

ORDINANCE NO. 99-020

AN ORDINANCE IMPLEMENTING THE PRESERVATION, RESTORATION, UPGRADING AND MAINTENANCE OF ALL DECLARED CULTURAL AND HISTORICAL LANDMARKS, TREASURES, PARKS, SHRINES, MONUMENTS, BUILDINGS AND OTHER SIMILAR ESTABLISHMENTS OR RESOURCES LOCATED WITHIN THE JURISDICTION OF THE CITY OF MUNTINLUPA AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF.

Sponsored by: COUN. MARIO E. BULAY, JR.
Co-Sponsors : COUN. LUCIO B. CONSTANTINO
COUN. BAL NIEFES
COUN. NICANOR L. ECHAVEZ, MD
COUN. PATRICIO L. BONCAYAO, JR.
COUN. RAUL R. CORRO
COUN. DANTE S. ALMARIO
COUN. JO JASON T. ALCARAZ
COUN. VICTOR L. ULANDAY
COUN. ELMER S. ESPELETA
COUN. ALDRIN L. SAN PEDRO
COUN. REYNALDO A. ABAS, JR.
COUN. ALLAN REY A. CAMILON
COUN. ARTEMIO A. SIMUNDAC

WHEREAS, the City of Muntinlupa has identified several cultural and historical landmarks situated within its jurisdiction, namely;

1. Jamboree Lake with Liberty Status – N.B.P. Reservation Poblacion Munt.
2. Memorial hill (Grotto ng Mahal na Birhen ng Lourdes) – N.B.P Reservation
3. N.B.P. Administration Building (Maximum Compound) N.B.P. Reservation
4. Japanese Cemetery – N.B.P. Reservation
5. Director’s Quarter – N.B.P. Reservation

WHEREAS, *Presidential Decree No. 260*, as amended by *P.D. No. 1505*, states that, “all local government units are hereby authorized to install historical markers to honor their local heroes and to commemorate significant events, sites and structures and to be registered with the *National Historical Institute*;”

WHEREAS, Title one, Chapter Two, Sec. 16 of RA 7160, states that “every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture;”

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[Signature]
Victor L. Ulanday



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WHEREAS, Title one, Chapter Two, Sec. 17 of R.A. 7160, states that, "Local Government Units shall endeavor to be self-reliant and shall continue exercising the powers and discharging the duties and functions currently vested upon them. Local Government Units shall likewise exercise such other powers and discharge such other functions and responsibilities as are necessary, appropriate, or incidental to efficient and effective provision of the basic services and facilities, including tourism facilities and other tourist attractions, the acquisition of equipment, regulation and supervision of business concessions, and security services for such facilities;"

WHEREAS, Title one, Chapter one, Sec. 2 of R.A. 7160 declares that, "it is the policy of the state that the territorial and political subdivisions of the state shall enjoy genuine and meaningful local autonomy to enable them to attain their fullest development as self-reliant communities and make them more effective partners in the attainment of national goals. It is likewise the policy of the state to require all national agencies and offices to conduct periodic consultations with appropriate local government units, non governmental and people's organization, and other concerned sectors of the community before any project or program is implemented in their respective jurisdiction;"

WHEREAS, the preservation, upgrading and maintenance of the city's cultural and historical wealth will spearhead the birth and promotion of both domestic and foreign tourism-oriented programs. Such activities will in turn be a source of additional income for the City Government;

WHEREAS, the continued progress of the city will not only entail land development and infrastructure, commerce, trade and industry, but also awareness of protecting its cultural and historical treasures as the primary moving force towards the development of tourism;

WHEREAS, realizing the value and potentials of the city's cultural and historical wealth in the promotion of tourism-oriented activities, the City Council of Muntinlupa sees a need to enact a measure to preserve, maintain and protect said existence.

NOW, THEREFORE, be it ordained by the *City Council* in Session assembled that,

Section 1. Regulated Acts. No person, individual, or entity shall be allowed in any capacity, status or purpose to commit an act that would result into a partial or total destruction or demolition of all declared cultural and historical landmarks, and treasures of the City.

a. All declared cultural and historical wealth cannot be the object of a sale, joint venture, lease, mortgage, barter, usufruct, or any other acts without the consent of the City Government.

M. A. C. S.

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b. **Effects of Classification.** All sites landmarks and structures declared and classified are protected by legislation against modification, alteration, repair and destruction of their original features without prior clearance from the Local Government Unit (LGU) concerned or from the (N.H.I) *National Historical Institute*.

Section 2. Scope. This ordinance shall govern and regulate all activities that would pose a threat to the existence and preservation of the city's cultural and historical wealth.

Section 3. Application. This ordinance shall apply to all declared cultural and historical sites, landmarks and treasures within the jurisdiction of the city.

Likewise, this measure shall also apply to all individuals, public or private enterprise, investors, realtors, land developers and contractors alike.

Section 4. Construction. This implementing regulation shall be liberally construed in order to protect and implement its objective.

Section 5. Definitions. For purpose of this ordinance, the terms and phrases enumerated in this section shall be construed or interpreted to mean or refer to as follows:

- a. **Cultural and Historical Wealth** – Landmarks, sites, parks, shrines, monuments, building, or any other similar establishments or resources that reflect the cultural and historical background of the City.
- b. **Tourism – Oriented -Activities** – Any program or affairs that would promote the business of either domestic or foreign tourism within the City.
- c. **Person, individual, Public or Private Enterprise, Land Developer, Realtor, Investor and Contractor** - All person or entities involved in real estate or land development and infrastructure, whether in government or government – owned or controlled corporation on private sectors;

Section 6. Organization for Implementation. For purposes of implementing of the provision of this ordinance the administrative duties and function shall be performed by the City Government's *Cultural Affairs Office and the Tourism Council*.

Section 7. Penalty. Violation of the provision of this ordinance shall be punished by fine not exceeding Five Thousand Pesos (P 5,000.00) or an imprisonment for a period not exceeding one (1) Year, or both in the discretion of the court.

Section 8. Repealing Clause. All ordinance, rules and regulation, or part thereof, whose provision are in conflict with or contrary to the provision of this ordinance are hereby repealed, amended or modified accordingly.

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Section 9. Effectivity. This ordinance shall take effect *ten (10)* days after completion of its publication in a newspaper of Local Circulation.

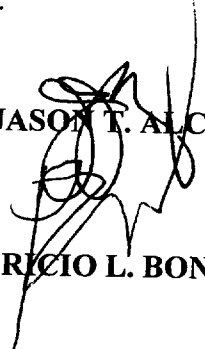
ENACTED, by the *Sangguniang Panlungsod of Muntinlupa* on 25th day of January 1999 on its 26th Regular Session.


CONCURRED:


ALDRIN L. SAN PEDRO
Councilor



Atty. RAUL R. CORRO
Councilor

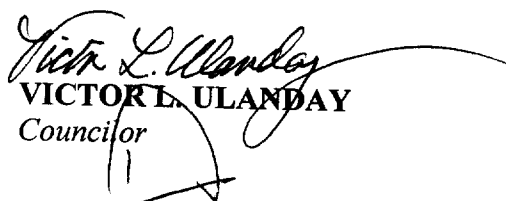

Atty. JO JASON T. ALCARAZ
Councilor



Atty. PATRICIO L. BONCAYAO, JR.
Councilor

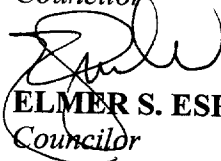

BAL NIEFES
Councilor

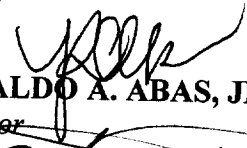

Dr. NICANOR L. ECHAVEZ
Councilor


ARTEMIO A. SIMUNDAC
Sectoral Representative
President
Association of Barangay Captains


VICTOR L. ULANDAY
Councilor



DANTE S. ALMARIO
Councilor

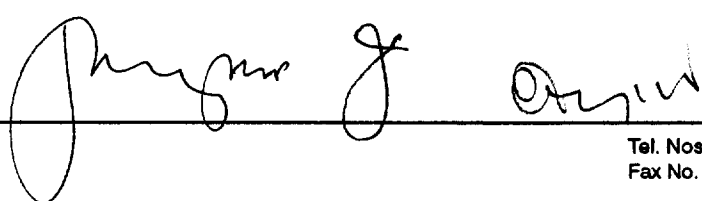

ELMER S. ESPELETA
Councilor


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Councilor


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Councilor


MARIO E. BULAY, JR.
Councilor


ALLANREY A. CAMILON
Sectoral Representative
President
Federation of Sangguniang Kabataan





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I HEREBY CERTIFY, as to the correctness of this Ordinance.

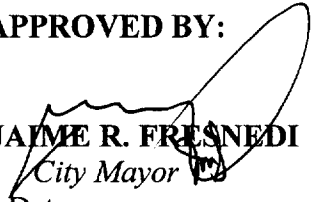

NECTRO M. GUICO
City Council Secretary



ATTESTED:


VICENTE Y. CHUA
Vice Mayor/Presiding Officer

APPROVED BY:


Atty. JAIME R. FRESNEDI
City Mayor
Date: _____









Norie



