



REPUBLIKA NG PILIPINAS
PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA
Telephone no. 861-0181/ Fax: 862-6473
Email address: sangguniangpanlungsod2k16@gmail.com



ORDINANCE NO. 19-237

AN ORDINANCE PROHIBITING THE CARRYING AND USE OF CELLULAR PHONES AND OTHER FORMS OF ELECTRONIC COMMUNICATION DEVICES INSIDE THE MUNTINLUPA CITY JAIL AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

Sponsored by: *Hon. Coun. Lucio B. Constantino*
Hon. Coun. Louisito A. Arciaga
Hon. Coun. Atty. Patricio L. Boncayao, Jr.
Hon. Coun. Bal Niefes
Hon. Coun. Stephanie G. Teves
Hon. Coun. Ringo A. Teves
Hon. Coun. Louisito A. Arciaga
Hon. Coun. Alexander Diaz
Hon. Coun. Ivey Rhia Arciaga-Tadefa
Hon. Coun. Marissa Cole-Rongavilla
Hon. Coun. Mark Lester M. Baes
Hon. Coun. Victor L. Ulanday
Hon. Coun. Grace B. Gonzaga
Hon. Coun. Walter A. Arcilla - ABC
Hon. Coun. Kenichi D.A. Takagi, Jr. - SK

WHEREAS, Section 16 of the Local Government Code expressly provides that, *Section 16. General Welfare. Every local government unit shall exercise the powers expressly granted, those necessarily implied there from, as well as power necessary, appropriate, or incidental for its efficient governance, and those which are essential to the promotion of the general welfare*;

WHEREAS, the City Government of Muntinlupa deems it imperative to install necessary measures and work hand in hand with the national government offices, such as the Philippine National Police (PNP), the Bureau of Jail Management and Penology (BJMP) and other non-government agencies/organizations in its desire to protect its constituents;

WHEREAS, it is the policy of the state to maintain peace and order and the occurrence of any violence or any attempt there to in each locality. Consistent with this policy, it shall be the top priority of this city to provide safety measures among its constituents with the end in view of promoting public welfare, safety and public morals.

WHEREAS, it has been noted that the carrying and use of cellular phones and other forms of electronic communication devices during jail visitations have been practiced despite the issuance of a directive from the BJMP National Office, thus jeopardizing security in jail operations.

NOW THEREFORE, BE IT ORDAINED AS IT HEREBY ORDAINED, by the 8th Sangguniang Panlungsod of Muntinlupa, in session duly assembled, that:

Victor L. Ulanday
YAN ANG TAMA
YAN ANG MUNTINLUPA!



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SECTION 1. Title – This ordinance shall be known as “**an ordinance prohibiting the carrying and use of cellular phones and other forms of electronic communication devices inside the Muntinlupa City Jail and providing penalties for violations thereof**”.

SECTION 2. Definition Of Terms – For the purpose of this ordinance, the following terms is defined:

1. **Cellphone** – also known as cellular or mobile phone. A small wireless device that has the same functions of a standard wired telephone but is smaller and mobile which is also capable of taking photographs, recording videos, sending and receiving short message system (SMS) or text messages and accessing the worldwide web.
2. **Censorship** - refers to the reading of mail intended for or coming from a PDL except those seen during inspection, deleting portions thereof returning or giving the same either its entirely or in part to the sender or addresses; and removing printing of images or rendering any portion of the constituents unintelligible. In its essence, censorship interferes with intended communication.
3. **Contraband** – any item or article inside the Jail facility which is not issued to PDL by the BJMP; those are prohibited by law which is included by not limited to dangerous drugs, firearms and ammunitions; and those that are considered unauthorized and/or excessive based on the existing policies whether or not pose risk.
4. **Electronic Communication Devices** – any electronic device including tablets, ipad, and cellphones capable of receiving and sending messages.

SECTION 3. Penalty Cause – Any individual who violates this ordinance shall be penalized: **Php 3,000.00** and confiscation of the cellphone (s) and other communication device (s).

SECTION 4. Implementing Authorities – The Muntinlupa City – **Philippine National Police** and the **Muntinlupa City Bureau of Jail Management and Penology**, shall implement the provisions of this ordinance.

SECTION 5. Repealing Cause – If for any reason or reasons, any part of provision of this Ordinance shall be held unconstitutional or invalid, other parts or provisions of which are not affected thereby shall continue to be in full force and effect.

SECTION 6. Effectivity Clause – This ordinance shall take effect **fifteen (15) days** after its completion of its publication in a newspaper of general circulation.



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ENACTED, by the 8th Sangguniang Panlungsod of Muntinlupa this 21ST day of January, 2019, on its 101 Regular Session.

CONCURRED:

DISTRICT I:

COUN. ATTY. PATRICIO L. BONCAYAO, JR.
Member

COUN. BAL MIEFES
Member

COUN. STEPHANIE G. TEVES
Member

COUN. RINGO A. TEVES
Member

COUN. LOUISITO A. ARCIAGA
Member

COUN. ALEXANDER B. DIAZ
Member

COUN. IVEE RHIA A. TADEFA
Member

DISTRICT II:

COUN. MA. DHESIREE G. AREVALO
Member

COUN. MARISSA C. RONGAVILLA
Member

COUN. MARK LESTER M. BAES
Member

COUN. LUCIO B. CONSTANTINO
Member

COUN. VICTOR L. ULANDAY
Member

COUN. GRACE B. GONZAGA
Member

COUN. WALTER A. ARCILLA
Sectoral Representative
President
League of Barangay Captains

COUN. KENICHI D.A. TAKAGI, JR.
Sectoral Representative
President
Federation of Sangguniang Kabataan



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ABSENT:

COUN. ALLAN REY A. CAMILON
Member

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

CECILIA C. LAZARTE
Secretary to the Sanggunian

ATTESTED:

CELSO C. DIOKO
City Vice-Mayor/Presiding Officer

APPROVED:

ATTY. JAIME R. FRESNEDI
City Mayor

Date: 29 JAN 2019

Norie/8th SP