



Republic of the Philippines
Province of Zamboanga del Norte
Municipality of Polanco
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OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE 81ST REGULAR SESSION OF THE 10TH SANGGUNIANG BAYAN OF POLANCO, ZAMBOANGA DEL NORTE, HELD AT THE SANGGUNIANG BAYAN SESSION HALL, THIS MUNICIPALITY, ON APRIL 7, 2021.

PRESENT:

Hon. Venson O. Opulentissima	Acting Municipal Vice Mayor
Hon. Romer B. Ladera	Sangguniang Bayan Member
Hon. Jennifer O. Rodrigo	Sangguniang Bayan Member
Hon. Gaudioso B. Dagpin	Sangguniang Bayan Member
Hon. Conceso R. Regencia, Jr.	Sangguniang Bayan Member
Hon. Ivo M. Mandantes	Sangguniang Bayan Member
Hon. Cristoven E. Insoy	Sangguniang Bayan Member
Hon. Mara Michelle C. Gonzales	Sangguniang Bayan Member
Hon. Charito C. Ombalino	Liga President/SB Member
Hon. Aldrin Gwin C. Baluntang	SK Federation President/SB Member

ABSENT:

None

MUNICIPAL ORDINANCE NO. 21-44

ORDINANCE MANDATING BUSINESS ESTABLISHMENTS IN THE MUNICIPALITY OF POLANCO, ZAMBOANGA DEL NORTE TO INSTALL AND MAINTAIN CLOSED CIRCUIT TELEVISION (CCTV) CAMERAS IN BUSINESS ESTABLISHMENT'S ENTRANCE/EXIT DOORS.

Be it ordained by the Honorable Sangguniang Bayan of Polanco, Zamboanga del Norte, in its Regular Session assembled that:

Section 1. Title. This Ordinance shall be known as "CCTV Ordinance of 2021".

Section 2. Declaration of Policy. Municipality of Polanco has the main objective of serving and protecting the business owners and residents of the municipality from burglars, thieves, robbers, intruders, and other criminal elements and maintained peace and order, protect life, liberty and property of the residents with the utilization of modern technologies.

Section 3. Definition of Terms.

3.1 CCTV - Closed Circuit Television.

3.2 Business establishments - All businesses that render or sell services or goods for profit including government owned and controlled corporations, government agencies, and government instrumentalities operating in proprietary capacity or function.

Section 4. Installation of CCTV Cameras. All business establishments with yearly gross receipts or sales of at least Five Hundred Thousand Pesos (P500,000.00), or, business establishments with inventory of Five Hundred Thousand Pesos (P500,000.00) on yearend, are hereby mandated to install and maintain in good working condition surveillance and/or closed circuit television cameras in all their entrance and exit doors and may include other areas they deem proper to protect their businesses from burglars, thieves, robbers, intruders, and other criminal elements and to deter crime from commission or omission within the premises. Business establishments shall install at least one (1) CCTV camera at the Entrance and exit doors of the establishment. CCTV has the specification of high definition with a fixed capacity of at least 500 gigabytes memory and video feeds may be retained and reproduced within two (2) weeks from its recording.

Section 5. COMPLIANCE OF BUSINESS ESTABLISHMENT. Upon renewal of yearly business permits, business owners or their representatives covered by this ordinance, and upon inspection by the Office of the Municipal Engineer. It shall form part of the requirements for the renewal of annual business permits plus the payment of the inspection fee based on the approved or existing Revenue Code of the municipality.

Section 6. CONFIDENTIALITY. Business owners shall maintain the privacy and confidentiality of the video feeds and recordings obtained as a result of the surveillance performed in accordance with this Ordinance. Business owners shall not disclose or publish the video feeds or recordings for any other purpose not allowed by this ordinance or law.

Section 7. ALLOWED DISCLOSURE. The use, viewing, copying or disclosure of the video feeds or recordings shall be allowed in accordance with the following: a. Use, viewing, copying, or disclosure to a member or officer of law enforcement agency shall be in connection with a complaint duly filed and limited to the investigation or prosecution of an offense punishable by law, rules or regulation; b. Use, viewing, copying, or disclosure in connection with pending case before court of competent jurisdiction; c. Use, viewing, copying, or disclosure that may be necessary for persons to determine whether or not an offense was committed or omitted against their person or property, to ascertain the identity of suspected criminal, and to determine the manner of commission; It shall be the responsibility of the business owner to ensure the conditions of using, viewing, copying, or disclosure of video feeds and recordings are reasonably established before giving access to the requesting parties.

Section 8. IMPLEMENTING OFFICES. The Municipal Treasurer's Office, Office of Municipal Engineer, Office of Building Official and its officers and employees shall ensure implementation of this ordinance.


Section 9. PENALTIES. Any act or omission violating this ordinance shall be penalized with fine of P2,000.00 in the first offense and imprisonment of one (1) day to thirty (30) days and fine of P2,000.00 in the second offense, and succeeding offenses, without prejudice to other criminal or civil aspect violations.

Section 10. SEPARABILITY CLAUSE. If any section or part of this ordinance is held unconstitutional or invalid, the other sections or provisions not otherwise affected shall remain in full force or effect.

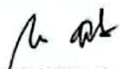
SECTION 11. REPEALING CLAUSE. All other ordinances, orders, issuances, rules and regulations, which are inconsistent with the provisions of this ordinance, are hereby repealed, amended or modified accordingly.

SECTION 12. EFFECTIVITY. This ordinance shall take effect fifteen (15) days after publication.


I HEREBY CERTIFY to the correctness of the foregoing Ordinance to the best of my knowledge and belief.


LORIMER J. OLARIO, MPA, REA, REB
Secretary to the Sangguniang Bayan

CERTIFIED CORRECT AS TO ITS PASSAGE:


VENSON O. OPULENTISIMA
Acting Municipal Vice Mayor
(Presiding Officer)

APPROVED: APR 15 2021


ALFREDO S. BAIT-IT
Acting Municipal Mayor