



Republic of the Philippines
Province of Bohol
MUNICIPALITY OF LOON

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE 76TH REGULAR SESSION OF THE 15TH SANGGUNIANG BAYAN OF LOON, PROVINCE OF BOHOL HELD ON THE 30TH DAY OF JANUARY 2024 AT JUAN M. RELAMPAGOS SESSION HALL, LOON, BOHOL -

PRESENT:

Hon. Ana Lisa O. Go	SB Member, Acting Presiding Officer
Hon. Emerson S. Relampagos	SB Member
Hon. Pedro M. Literatus, Jr.	SB Member
Hon. Willou C. Tan	SB Member
Hon. Timoteo L. Legitimas	SB Member
Hon. Marie Hazel R. Saavedra	SB Member
Hon. Jeanette M. Vidal	SB Member
Hon. Judy Marie H. Veloso	SB Member
Hon. Emalinda A. Veloso	LnB President, Ex-Officio Member
Hon. April Joseph L. Corciega	SKMF President, Ex-Officio Member

ON LEAVE:

Hon. Lloyd Peter M. Lopez, M.D.	Vice Mayor, Presiding Officer
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MUNICIPAL ORDINANCE NO. 24-001

Series of 2024

AN ORDINANCE REGULATING THE MANUFACTURE, SALE, DISTRIBUTION AND USE OF PNP UNIFORM, INSIGNIAS, AND OTHER ACCOUTREMENTS WITHIN MUNICIPALITY OF LOON, PROVINCE OF BOHOL

RATIONALE

Section 16 of the Local Government Code or Republic Act No. 7160, also known as the General Welfare Clause provides in part that every local government unit shall ensure and support the maintenance of peace and order within their respective territorial jurisdiction. Pursuant thereto Executive Order No. 297 was issued to regulate the Manufacture, Sale, Distribution and Use of PNP Uniforms, Insignias and Other Accoutrements and was signed on October 4, 2000 to control and manage the unauthorized manufacture, sale, and distribution of PNP uniforms, insignias and other accoutrements. It imposes penalties of immediate closure of establishment, cancellation of business license or permit, condemnation, seizure, forfeiture of unauthorized items and imposition of reasonable fines for violators of the said order, all of which could be undertaken by the local government units concerned.

On 03 September 2020, the Philippine National Police Directorate for Research and Development (PNP-DRD) has issued DRD Standard Operating Procedure No. 2020-001 prescribing the procedures and guidelines in handling of samples of PNP uniforms and accoutrements to ensure the integrity of the submitted samples as basis for issuance of Certificate of Conformity (COC). The unauthorized manufacture, sale, use, and distribution of PNP uniforms, insignias, and other accoutrement impose serious concerns since such symbolic PNP identifiers, instead of providing a comforting sense of security, could be used by lawless elements in the commission of crimes within the municipality.

Considering that the Municipal Police Station sits within the territorial jurisdiction of Loon and there are a number of business establishments that engage in the manufacture, sale and distribution of PNP uniforms, insignias, and other accoutrement, there is a dire need to enact a corresponding municipal ordinance to mitigate, or even eradicate, the proliferation of the unauthorized PNP uniforms and commission of illegal activities within Loon.

Be it enacted by the 15th Sangguniang Bayan of Loon, Bohol in session duly assembled that:

SECTION 1. DECLARATION OF POLICY. It shall be a policy to mandate all businesses operating within the territorial jurisdiction of Municipality of Loon engaged in manufacturing, selling or distributing PNP Uniforms, Insignias and other accoutrements to secure PNP Certificate of Conformity and Prescribing Penalties for Violations thereof.

SECTION 2. SCOPE AND APPLICATION. This ordinance applies to all businesses operating within the territorial jurisdiction of Municipality of Loon, whether in physical, online or in digital platforms, engaged in the manufacture, sale, and distribution of Philippine National Police uniforms, insignias, and other accoutrements, enterprises dealing with raw materials for the production of aforementioned items.

SECTION 3. DEFINITION OF TERMS. For purposes of implementation of this Ordinance, the following definitions shall be binding and controlling:

- a) PNP uniforms, insignias and accoutrements — these are authorized clothing, garment, distinguishing mark, emblem, merchandise, or decorations worn by bona fide members and officially acknowledged by the Philippine National Police.
- b) PNP Certificate of Conformity (COC) — a certification issued by the PNP through the Directorate for Research and Development (DRD) which signifies authority to manufacture, sell, or distribute PNP uniforms, insignias and accoutrements.
- c) Distributor — an authorized agent of a supplier or manufacturer to supply or deliver PNP uniforms, insignias and accoutrements wherein the latter has a valid PNP Certificate of Conformity.
- d) Manufacture — act of producing or trading of fit-to-use, ready-to-wear, or ready-to-use PNP uniforms, insignias, and other accoutrements.

SECTION 4. REQUIREMENT FOR PNP CERTIFICATE OF CONFORMITY. All businesses engaged and dealing with PNP uniforms, insignias, and accoutrements must secure a PNP Certificate of Conformity which shall be post permit compliance to all businesses after issuance of a business permit.

SECTION 5. COORDINATION WITH THE PNP. For effective implementation of this Ordinance, the PNP shall be integrated into the Business Permit Licensing Office (BPLO), to ensure that all covered establishments engaged in the manufacturing, selling, or distribution of PNP uniforms, insignias, and other accoutrements that are applying for a business permit shall be evaluated by a dedicated PNP personnel.

The PNP shall also submit to the BPLO a Negative List of registered covered establishments who failed to secure the PNP Certificate of Conformity.

SECTION 6. AUTHORITY TO INSPECT ESTABLISHMENTS. The BPLO in coordination with the PNP shall periodically conduct joint inspection of covered business establishments requiring the presentation of its respective PNP Certificates of Conformity.

SECTION 7. IMPLEMENTING OFFICES. The Business Permit and Licensing Office (BPLO) is the primary office mandated to make the Implementing Rules and Regulations (IRR) and to execute the provisions of this Ordinance in coordination with the Philippine National Police through the Directorate of Research and Development.

SECTION 8. PENALTIES. Failure to secure a PNP Certificate of conformity or present the same during inspection shall warrants the issuance of appropriate Notice of Violation. Upon findings that the establishment continuously violates pertinent provision of this Ordinance, the BPLO may either order the suspension of the business operation, revocation of the business permit, or closure of the business establishment, depending of the nature of the violation committed.

In case of violations found during the aforementioned inspections for failure to present competent proof of authority to deal with PNP uniforms, insignias and other accoutrements, the items found therein shall be seized or confiscated subject to proper disposal: without prejudice to the revocation of business permit and the filing of appropriate administrative, civil or criminal case.

Any violator of the aforementioned provisions shall be fined Two Thousand Five Hundred Pesos (P2,500.00) for every offense.

SECTION 9. SEPARABILITY CLAUSE. If for any reason, any section of this Ordinance shall be held unconstitutional or invalid, other sections which are not affected thereby shall continue to be in full force and effect.

SECTION 10. REPEALING CLAUSE. All ordinances, rules, and regulations or parts thereof in conflict with this Ordinance are hereby repealed, provided that the rights that are vested upon the effectivity of this Ordinance shall not be impaired.


SECTION 11. EFFECTIVITY CLAUSE. This Ordinance shall take effect ten (10) days after its publication in a newspaper of general circulation.

UNANIMOUSLY APPROVED.

I hereby certify to the correctness of the above-quoted ordinance.


FIDELINO P. CORITICO, LLB, JD
Secretary to the Sanggunian

ATTESTED:


ANA LISA O. GO
Vice Mayor
Acting Presiding Officer

SB MUNICIPAL ORDINANCE NO. 24-001, Series of 2024

NOTED:


LLOYD PETER M. LOPEZ, M.D.
Vice Mayor

APPROVED:


ELVI PETER L. RELAMPAGOS
Municipal Mayor

Date Signed: 02/23/2024

