

Republic of the Philippines
 Province of Iloilo
 Municipality of Tigbauan

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OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE HONORABLE SANGGUNIANG BAYAN TIGBAUAN, ILOILO HELD AT THE BENJAMIN MELLIZA HALL, TIGBAUAN MUNICIPAL BUILDING, TIGBAUAN, ILOILO ON DECEMBER 15, 2004 AT 2:15 P.M.

PRESENT:

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| HON. ROEL T. JARINA, | Councilor & Temporary Presiding Officer |
| HON. SUZETTE T. ALQUISADA, | Councilor |
| HON. REMEDIOS T. TORRATO, | Councilor |
| HON. ROMEO T. LEDESMA, | Councilor |
| HON. JOSE T. TAVARRO, JR., | Councilor |
| HON. ALFONSITO E. ESTOCE, | Councilor |
| HON. ALFONSO C. BABIERA, | Councilor |
| HON. PEDRO T. RAPADAS, | Councilor |
| HON. ORVILLE T. TANGENTE, Pres., | Liga ng mga Barangay |

OFFICIAL BUSINESS:

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| HON. AGATON O. TUMABOTABO. | Vice Mayor |
| HON. JOSE DONEL T. TRASPORTO. | SKMF President |

Municipal Ordinance No. 2004-008

AN ORDINANCE REGULATING THE USE OF SOUND SYSTEM DURING PROGRAMS, BENEFIT DANCES AND OTHER AFFAIRS/SOCIAL FUNCTIONS OR GATHERINGS IN THE MUNICIPALITY OF TIGBAUAN, PROVINCE OF ILOILO AND PROVIDING PENALTIES IN VIOLATION THEREOF

SPONSORED BY: HON. ALFONSITO E. ESTOCE, Chairman, S.B. Committee on Rules, Ordinances and Resolutions

SECONDED BY: Hon. Jose Tavarro, Jr. & Hon. Suzette Alquisada

WHEREAS, the Local Government Code of 1991 (R.A. 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 promotion of health and safety, maintain peace and order and preserve the comfort and convenience of their inhabitants;

WHEREAS, programs, benefit dances, cultural shows and other activities are part of the social aspect of our society;

WHEREAS, activities enumerated above are using sound system to make their activities lively and enjoyable;

WHEREAS, indiscriminate use of sound system during programs, benefit dances, cultural shows and other activities could cause nuisance especially late at

night;

WHEREAS, several complaints of the elderly have reached the Office of the Sangguniang Bayan regarding the indiscriminate use of sound system especially late at night;

WHEREAS, it is the primary duty and responsibility of the Municipal Government of Tigbauan to regulate events or activities for amusement or entertainment particularly those which tend to disturb the community or annoy the inhabitants;

NOW, THEREFORE, BE IT ORDAINED BY THE SANGGUNIANG BAYAN IN SESSION ASSEMBLED:

SECTION 1. This ordinance shall be entitled as: *An Ordinance Regulating The Use Of Sound System/During Programs. Benefit Dances And Other Affairs/Social/Functions or Gatherings In The Municipality of Tigbauan. Province of Iloilo And Providing Penalties In Violation Thereof"*

SECTION II. Definition of Terms. For the purpose of this ordinance, the following shall be defined as follows:

- 1.) Operator - one who operates and controls the amplifier
- 2.) Amplifier - an electronic circuit for increasing and decreasing the signal or sound of the loudspeaker
- 3.) Woofer - a loudspeaker designed to reproduce the lower audio frequencies but has a strong vibration and sound
- 4.) Loudspeaker - a device that converts an electrical signal into sound
- 5.) Nuisance - a person or thing that annoys or offends the senses
- 6.) Sound Systems - are components of amplifiers, loudspeakers and woofers to produce sound
- 7.) Organizer - the one responsible for planning or arranging and in-charge of the activity

SECTION III. IMPLEMENTATION AND PENAL PROVISIONS

- a.) Operator of the sound system should lower/tone down the volume of the amplifier and turn off the loudspeaker at 12:00 midnight.
- b.) Only woofer should be used but it should be regulated so as not to cause nuisance to the people sleeping especially the elderly.
- c.) Organizer of the said activity and those who had been granted/issued a permit should be held responsible for the toning down of the sound system.
- d.) It shall be the duty and responsibility of the Punong Barangays, with the assistance of the PNP and their respective Kagawads and Barangay Tanods, to implement the provisions of this ordinance to the extent covered by their authority.
- e.) This Ordinance shall be strictly implemented so as to safeguard the welfare of its constituency.
- f.) Violation of this ordinance shall be punishable with a fine of P1.000.00 and cancellation of permit to operate/use sound system during programs, benefit dances and other affairs/social functions or gatherings in the Municipality of Tigbauan.
- g.) Operator and organizer will be penalized in case of violation of this ordinance.
- h.) It is the responsibility of the organizer of the said activity to inform the operator of the sound system the provisions of this ordinance.

SECTION IV. SEPARABILITY CLAUSE. Should any provision of this ordinance be declared illegal, unconstitutional or invalid, those parts-or provisions thereof which are not affected thereby shall continue to be effective and enforceable.

SECTION V. EFFECTIVITY CLAUSE. This ordinance shall take effect fifteen (15) days after its approval and having been posted in three (3) conspicuous public places in the Municipality of Tigbauan, Province of Iloilo.

Copies of this ordinance shall be furnished the Municipal Mayor, Tigbauan-PNP Chief, Barangay Officials thru their respective Barangay Captains and all concerned for their information and strict compliance.

ENACTED. December 15, 2004

I HEREBY CERTIFY that the foregoing Municipal Ordinance was approved by the Sangguniang Bayan.

CERTIFIED CORRECT:

MARLENE T. NAVA
S.B. Secretary

ATTESTED:

ROEL T. JARINA
Councilor & Temporary Presiding Officer

APPROVED:

MYRNA M. TORRES
Municipal Mayor