



Republic of the Philippines
Province of Cavite
CITY OF BACOR

Office of the Sangguniang Panlungsod

CITY ORDINANCE NO. 261-2023
Series of 2023

DISTRICT I

[Signature]
HON. CATHERINE SARINO-EVARISTO
City Councilor

[Signature]
HON. MICHAEL E. SOLIS
City Councilor

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HON. ADRIELITO G. GAWARAN
City Councilor

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City Councilor

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HON. REYNALDO D. PALABRICA
City Councilor / President Pro-Tempore

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HON. SIMPLICIO G. DOMINGUEZ
City Councilor

[Signature]
HON. RAMON N. BAUTISTA
Liga ng mga Barangay President

[Signature]
HON. MAC RAVEN ESPIRITU
SK Federation President

Attested by:
[Signature]
ATTY. KHALID A. APEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:
[Signature]
HON. ROWENA BAUTISTA-MENDIOLA
City Vice Mayor

Approved by:
[Signature]
HON. STRIKE B. REVILLA
City Mayor

AN ORDINANCE AUTHORIZING THE CITY MAYOR TO DEPUTIZE THE OFFICERS OF ACCREDITED HOMEOWNERS ASSOCIATIONS, MEMBERS OF NEIGHBORHOOD ASSOCIATIONS, AND PERSONS OF GOOD MORAL CHARACTER OPERATING OR RESIDING IN THE CITY OF BACOR, CAVITE IN THE IMPLEMENTATION OF VARIOUS CITY ORDINANCES AND PROVIDING PENALTIES FOR VIOLATIONS HEREOF.

Sponsored by:

Hon. Reynaldo Fabian

Co-Sponsored by:

Hon. Roberto L. Advincula, Hon. Ramon N. Bautista, Hon. Simplicio G. Dominguez, Hon. Mac Raven Espiritu, Hon. Catherine Sarino-Evaristo, Hon. Adrielito G. Gawaran, Hon. Victorio Guerrero, Jr., Hon. Alejandro F. Gutierrez, Hon. Rogelio M. Nolasco, Hon. Alde Jose F. Pagulayan, Hon. Reynaldo D. Palabrica, Hon. Michael E. Solis and Hon. Levy M. Tela

WHEREAS, every Filipino has a duty to obey the laws of the land and to participate in the arduous task of nation-building.

WHEREAS, since 2012, the Sangguniang Panlungsod approved over 631 city ordinances. Most of the said ordinances are not being effectively implemented by the City Government due to their sheer number and because of the lack of personnel who will implement the same.

WHEREAS, the City Mayor, Hon. Strike B. Revilla, formally proposed to the Sangguniang Panlungsod to pass a city ordinance that will authorize him to deputize the officers of homeowners associations that are accredited as non-government organizations by the city government in the implementation of various ordinances.

WHEREAS, the said proposal rests on solid legal ground as Article II, Section 23 of the 1987 Constitution provides that "the State shall encourage non-governmental, community-based, or sectoral organizations that promote the welfare of the nation."



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WHEREAS, giving homeowners associations and other members of the community the opportunity to actively participate in the implementation of various city ordinances will not only make their respective communities safer but will also give the said groups more opportunities to raise funds that will come from the fines to be collected from persons who would deign to violate the said local legislative measures.

NOW THEREFORE, upon motion of Hon. Reynaldo Fabian unanimously seconded by the rest of the Body, **BE IT ORDAINED** by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite that:

Section 1. Title. This ordinance shall be known and referred to as the "**Citizens' Participation in Community Development (CPCD) Ordinance of Bacoor.**"

Section 2. Authority of City Mayor to Deputize Accredited HOAs, Neighborhood Associations, and Persons of Good Moral Character in Implementing Various Ordinances. The City Mayor is hereby empowered to issue orders deputizing the duly elected officers of homeowners associations, members of neighborhood associations, and persons of good moral character operating and/or residing in the City of Bacoor, Cavite in the implementation of various city ordinances that are related to the maintenance of peace and order, traffic management, the promotion of public health, safety and sanitation, environmental protection, and the development of local trade and industry. The said power includes the power to identify the provisions of the said ordinances to be implemented, the length of time of the said deputation, the conditions of the said deputation, the grounds that can be used to revoke the powers delegated to the said HOAs, and the deputation of the security guards employed by the said HOAs that are actually working in the residential subdivisions where the said associations operate. Provided that: no HOA shall be deputized to implement a city ordinance if majority of the officers and members of the said association refused to accept the said responsibility expressed through a Board Resolution and to undergo training necessary for the effective implementation of the said legislative measures.

The persons who will be deputized by the City Mayor by virtue of this Ordinance shall henceforth be referred to as a "**deputy**" or as "**deputies**".

Section 3. Definition of Terms. As used in this Ordinance, the following terms shall mean as:



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City Mayor

3.1. **Homeowners Associations** — are groups comprising of owners of houses situated inside gated residential subdivisions within the City of Bacoor.

3.2. **Neighborhood Associations** — are groups comprised of residents of communities outside of gated residential subdivisions within the City of Bacoor.

3.3. **Persons of good moral character** — are persons who have never been convicted of any crime, possesses a sound mind and a healthy body, well-known in the community where he/she resides for his/her honesty, sense of fairness, and integrity, who had been residing within the City of Bacoor for at least five (5) years prior to the effectivity date of this Ordinance.

Section 4. Duty of City Government Departments to Monitor and Supervise Ordinance Implementation. All city government departments are hereby mandated to monitor and supervise the manner by which the deputies shall implement various city ordinances identified by the City Mayor in the deputation order he/she will issue. The said departments are likewise mandated to provide technical, material, and personnel support to the said deputies whenever necessary.

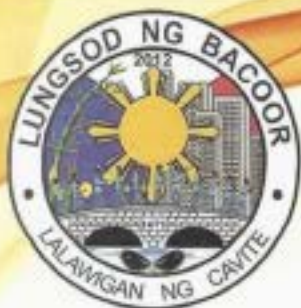
Section 5. Creation of the Citizen Complaints Adjudication Board. A body empowered to investigate and adjudicate complaints leveled against persons deputized by the City Mayor under this Ordinance to implement various city ordinances is hereby created. The said body shall be known as the Citizens Complaints Adjudication Board (the Board) and shall be comprised of the following individuals:

Chairperson: The officer in charge or head of the City Legal Services Office

Members:
The Head of the City Inspection and Compliance Unit (CICU)
The City Administrator

Section 6. Powers of the Board. The Board shall have the following powers

1. Assist the City Mayor in assessing the performance of the deputies;



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City Mayor

2. Formulate policies subject to the approval of the Mayor related to the day-to-day implementation of this Ordinance;
3. Submit proposed amendments to this Ordinance whenever the need to do so arises;
4. Hear all complaints filed against any deputy;
5. Formulate its own rules of procedures;
6. Summon deputies and other persons who may have knowledge or information related to a complaint;
7. Recommend the appropriate penalty/ies against any deputy who violated the terms of his/her deputation subject to the final approval of the Mayor; and
8. Perform such other duties as may be ordered by the City Mayor related to the implementation of this Ordinance.

Section 7. Penalties. Any person who violates the terms and conditions of the powers delegated unto him/her by the City Mayor and any city government employee or barangay official who refuses to assist any deputy appointed by the City Mayor in the enforcement of any ordinance covered by the said delegation shall either – upon conviction by a court of law – pay a fine of P5,000.00, be imprisoned for three (3) months, or shall be made to pay the said fine and be imprisoned for the said period upon the discretion of a court of competent jurisdiction.

Section 8. Revenue Sharing. The City Accountant, City Budget Officer, and City Treasurer are hereby directed to formulate regulations on the sharing of revenues to be collected from the implementation of the said ordinance between the city government and the deputies concerned. The said regulations shall be submitted to the City Mayor for approval not later than thirty (30) days after the date of effectivity of this ordinance.

Section 9. Implementing Guidelines. The City Legal Services Office shall formulate the implementing guidelines of this ordinance not later than sixty (60) working days after it took effect and shall submit the same to the City Mayor for his/her approval.

Section 10. Annual Review. The Sangguniang Panlungsod shall review how this ordinance is being implemented every year to ensure that it is not being abused and that the legislative objectives mentioned above are being achieved.



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City Mayor

Section 11. Repeal. All ordinances and orders inconsistent with the provisions of this Ordinance are hereby revoked and/or modified accordingly.

Section 12. Separability. In case any provision of this Ordinance is declared unconstitutional or void by a competent court of law, the remaining provisions hereof not affected by the said declaration shall remain valid.

Section 13. Effectivity. This Ordinance shall become effective upon its publication at least once in a newspaper of general circulation in the City of Bacoor, Cavite.

APPROVED this 30th day of January 2023 at the City of Bacoor, Cavite by the 5th Sangguniang Panlungsod of Bacoor City, Cavite.

I hereby certify that the foregoing Ordinance is true and correct and that it was passed in accordance with law.

Certified by:

[Signature]
HON. ROWENA BAUTISTA-MENDIOLA
City Vice Mayor / Presiding Officer

Attested by:

[Signature]
ATTY. KHALID A. ATEGA JR.
Sangguniang Panlungsod Secretary

Approved by:

[Signature]
HON. STRIKE B. REVILLA
City Mayor

Date of Approval: Feb. 13, 2023