

Republic of the Philippines
Province of Negros Oriental
CITY OF BAYAWAN
Office of the Sangguniang Panlungsod

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE CITY COUNCIL OF BAYAWAN CITY, NEGROS ORIENTAL ON APRIL 1, 2003 AT 3:00 O'CLOCK PM AT THE SESSION HALL.

PRESENT:

Hon. Rene G. Gaudiel	Vice Mayor, Presiding
Hon. Peter Paul F. Renacia	Councilor
Hon. Rowena T. Cabanban	-do-
Hon. Agustin L. Barte, Jr.	-do-
Hon. Douglas T. Tijng	-do-
Hon. Ma. Emma D. Dael	-do-
Hon. Guillermo A. Diao	-do-
Hon. Mario I. Recamara	-do-
Hon. Antonio B. Villamil	-do-
Hon. Novelito A. Herrero	-do-
Hon. Francisco T. Diao	-do-
Hon. Oscar T. Villamil	President, LNMB
Hon. Fredelyn T. Trayvilla	SK Fed. President

ABSENT:

None

RESOLUTION NO. 191

"WHEREAS, it has been observed that because of curiosity people will go to the crime or fire scene and examine, inspect and handle materials that may be found in the area.

"WHEREAS, such a practice unnecessarily alters, moves, or destroy the evidence that could be found and there is a great possibility that valuables of the victim/victims will be lost in the process.

"WHEREAS, in many instances investigators have difficulty in finding the evidences of the crime due to these unnecessary activities of unauthorized persons.

"WHEREFORE, on motion of Honorable Councilor Agustin L. Barte, Jr. and duly seconded by Renacia, the Council

"RESOLVED, to enact, as it hereby enacts the following ordinance:

ORDINANCE NO. 6

AN ORDINANCE PENALIZING THE UNAUTHORIZED EXAMINATION, INSPECTION AND HANDLING OF MATERIALS FOUND IN THE CRIME SCENE OR FIRE SCENE.

Be it ordained that:

SECTION 1. Definition.

- a. Crime Scene – it is the vicinity where the crime has been committed
- b. Fire Scene – it is the vicinity where fire incident happened

SECTION 2. It shall be unlawful for any person not duly authorized to examine, inspect and handle materials found in the crime scene or fire scene except for the purpose of saving life or property from further destruction.

SECTION 3. It shall be the duty of the first responding policeman/fireman to protect the crime/fire scene and shall see to it that unauthorized persons are prohibited to go near the crime/fire scene until the duly authorized investigators are through with their examination, inspection and gathering of physical evidences

SECTION 4. In order to effectively control the crowd at the crime/fire scene, the first responding policeman /fireman to arrive shall immediately establish a police line and/or fire line and the area enclosed in the police line/fire line shall be off-limits to unauthorized persons.

SECTION 5. It shall be unlawful for any unauthorized person or persons to move or alter the established police/fire line.

SECTION 6. Any violation of any provisions of this ordinance shall be punished by a fine not exceeding P5,000.00 or an imprisonment of not exceeding one year or both such fine and imprisonment at the discretion of the Court.


SECTION 7. Effectivity. This Ordinance shall take effect after compliance with the provisions of the Local Government Code of 1991, R.A. 7160.

"Enacted."


* * *

I hereby certify to the correctness of the foregoing resolution.

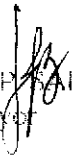
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JULIUS T. ESPARTACO
Legislative Staff Officer IV

ATTESTED:

APPROVED:  25 1053


RENE G. GAUDIEL
Vice Mayor
Presiding


GERMAN B. SARAÑA JR.
Mayor

Copy For:

- The Honorable Provincial Board, Dumaguete City