



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, NEGROS ORIENTAL ON APRIL 13, 2021 AT 2 PM AT THE LEGISLATIVE BUILDING GOVERNMENT CENTER.

RECORD OF ATTENDANCE

HON. HENRY E. CARREON, JR.	Vice Mayor & Presiding Officer	Present
HON. NICO ANGELO L. LIM		Present
HON. MERLITA R. GAUDIEL		Present
HON. RUSMAR IAN D. TIJING		Present
HON. LUIS J. SUMALPONG		Present
HON. JONAS M. TRIAS		Present
HON. NARCISO N. CASIPONG		On Leave
HON. ROLANDO B. ABRASALDO		Present
HON. FELIPE O. SANTIAGO, JR.		Present
HON. SEVERINO SALVADOR M. CAPULSO	(LNMB Vice President)	OB-Brgy. Mandu-ao
HON. TRISTAN GOLD T. TORRILLO	(SK Federated President)	Present

RESOLUTION NO. 238

“Third and Final reading of “An Ordinance Mandating Security Agencies To Register with the Philippine National Police-Bayawan City All their Security Guards who will be Deployed/Detailed in the City and for the Interest of Public Safety.

“On motion of Honorable Councilor Jonas M. Trias and duly seconded by Honorable Councilor Luis J. Sumalpong, the Council

“RESOLVED, To enact, as it hereby enacts the following ordinance:

ORDINANCE NO. 5

AN ORDINANCE MANDATING SECURITY AGENCIES TO REGISTER WITH THE PHILIPPINE NATIONAL POLICE-BAYAWAN CITY ALL THEIR SECURITY GUARDS WHO WILL BE DEPLOYED/DETAILED IN THE CITY FOR THE INTEREST OF PUBLIC SAFETY

Be it ordained that:

SECTION 1. SHORT TITLE. This ordinance shall be known as the, “Mandatory Registration of all Security Guards deployed/detailed in the City.”

SECTION 2. DECLARATION OF POLICY. It is hereby declared the policy of the Local Government Unit of Bayawan City to maintain peace and order and preserve the comfort and convenience of their inhabitants. Hence, a need to impose stricter controls in the monitoring of security guards deployed within territorial jurisdiction of the LGU-Bayawan City through registration with the proper government office, agency, or institution, to ensure that they meet certain minimum requirements and training standards prescribed by law.

SECTION 3. DEFINITION OF TERMS. When used in this ordinance the following term refers to:

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- (a.) **SECURITY GUARDS** - any hired individuals in any organization, establishments, and entities whether public or private which primarily requires to deter, observe, detect and report incidents in order to protect persons and property from theft, damage, and unlawful activity.

(b.) **TERRITORIAL JURISDICTION** – any sitio, barangay, area or place within the power and control of the Local Government of Bayawan City.

(c.) **DEPLOYMENT**- An act of giving authority to security guards to exercise and commence their actual duties and responsibilities.

(d.) **PRIVATE SECURITY AGENCY**- shall mean any person association, partnership, firm or private corporation, who contracts, recruits, trains, furnishes or posts any security guard, to perform its functions or solicit individuals, businesses, firms, or private, public or government-owned or controlled corporations to engage his/its service or those of his/its security guards, for hire commission or compensation thru subscription or as a consultant/trainer to any private or public corporation whose business or transactions involve national security or interest like the operation and/or management of domestic or ocean vessels, airplanes, helicopters, seaports, airports helicopters, landing strips etc., or as consultant on any security related matter, or to provide highly specialized security, detective and investigation services like gangway security, catering security, passenger profiling, baggage examination, providing security on board vessels or aircraft, or other security needs that Philippine National Police Security Agencies and Guards Supervision Division (PNP SAGSD).

(e.) **MAYOR'S PERMIT**- is a right or permission granted in accordance with law or by a competent authority to engage in some business or occupation or to engage in some transactions.

SECTION 4. All Security Agencies who will be deploying/detailing their security guards within the territorial jurisdiction of the city are hereby mandated to:

- (1) Register with the PNP-Bayawan City their security guards, or in the case of business, have the security guards registered to the said local police agency, within five (5) days from the start of their deployment/assignment.
- (2) Submit clearance to LGU-Bayawan City issued by PNP Bayawan or, in the case of business, cause the submission of the same, attesting to the fact or the applicant or its personnel had undergone background check and the necessary trainings and possess the necessary license to exercise private security profession (Rule V, IRR of RA 5487) as additional requirement before they may be issued Mayor's Permit.
- (3) Submit to PNP- Bayawan City the security guards' area or responsibility/jurisdiction or location of property assigned to them for protection or monitoring or, if a business entity, cause the submission thereof prior to actual deployment.

SECTION 5. PENALTIES. Any violation of Section 4 of this ordinance shall be subject to the following:

First Offense	– shall be a fine of ₱ 2, 500.00
Second Offense	– shall be a fine of ₱ 3, 500.00
Third Offense	– shall be a fine ₱ 5,000.00 and/or imprisonment of not more than (1) year at the discretion of the proper court of law and revocation of business permit.

SECTION 6. SEPARABILITY CLAUSE. Any parts of provisions held invalid or unconstitutional shall not affect other provisions validity and shall have the full force and effect.

SECTION 7. EFFECTIVITY. This ordinance shall take effect upon compliance with the Local Government Code of 1991.

“Enacted.”

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I hereby certify to the correctness of the foregoing resolution.

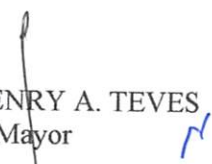
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JULIUS T. ESPARTERO
Secretary to the Sangguniang Panlungsod

ATTESTED:


HENRY E. CARREON, JR.
Vice Mayor
Presiding Officer

APPROVED:


PRYDE HENRY A. TEVES
Mayor

Date: 21 APR 2021

Copy for:

- The Honorable Provincial Board, Dumaguete City