

Republic of the Philippines  
Province of Davao del Norte  
City of Tagum

**BEFORE THE '3<sup>RD</sup> COUNCIL'**

**EXCERPT FROM THE MINUTES OF THE 108<sup>th</sup> REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF TAGUM CITY, PROVINCE OF DAVAO DEL NORTE HELD AT THE SP SESSION HALL ON SEPTEMBER 25, 2006.**

**PRESENT:**

Hon. ALLAN L. RELLON, MPA,	City Vice Mayor (Presiding Officer)
Hon. MARIA LINA F. BAURA,	Member
Hon. GETERITO T. GEMENTIZA,	Member
Hon. RAYMOND JOEY D. MILLAN,	Member
Hon. ROBERT L. SO,	Member
Hon. OSCAR M. BERMUDEZ,	Member
Hon. ROGELIO E. ISRAEL, MPA,	Member
Hon. VICENTE C. ELIOT, SR.,	Member
Hon. JOEDEL T. CAASI,	Member
Hon. ERNESTO Y. OBERO,	Member (ABC Representative)
Hon. BRYAN KIM SAMUEL L. ANGOY,	Member (SKF Representative)
Hon. FRANCISCO C. REMITAR,	Member

**CITY ORDINANCE NO. 201, S-2006**

**AN ORDINANCE REGULATING THE VOLUME OF SOUND GENERATED FROM AND/OR OPERATION OF COMMERCIAL VIDOKE MACHINES, INSTALLED JUKE BOXES, MINUS ONE MACHINES, PUBLIC ADDRESS SYSTEM, LIVE BAND AND COMBO MUSIC IN DISCO HOUSES, BEER GARDENS, COCKTAIL LOUNGES AND OTHER SIMILAR ESTABLISHMENTS IN THE CITY OF TAGUM AND PROVIDING PENALTIES FOR VIOLATION THEREOF.**

**BE IT ORDAINED** by the Sangguniang Panlungsod of Tagum, in session assembled, that:

**SECTION 1.** It shall be unlawful for any person to make, continue, or cause to be made or continued any excessive, unnecessary, or unusually loud noise, or a noise which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others within the city.

**SECTION 2.** The use and/or operation of commercial videoke machines and installed juke boxes, minus one machines, public address system, live band and combo music in disco houses, beer gardens, cocktail lounges and other similar establishments must be regulated, and a permit from the Office of the City Mayor must be secured before its operation.

**SECTION 3.** As used in this ordinance, the following terms shall mean:

- a. Commercial Videoke Machines - videoke machines installed in commercial establishments or residential units to gain income.
- b. Noise – excessive, unnecessary sound which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others.
- c. Sound – something sensible, and perceptible to the ear.
- d. Lewd and suggestive images – display of lustful, lascivious images of persons not suitable for minors i.e., women dressed in their bikinis inviting men dressed in their trunks that expresses lust and dancing inappropriately or persons

**SECTION 4.** The Permit from the Office of the City Mayor shall be issued only after conducting the inspection which shall be determined using the sound meter level device.

**SECTION 5.** The following are hereby declared to be violations of this ordinance.

1. Operation of commercial videoke machines, installed Juke Boxes, minus one machines, public address system, live band and combo music in disco houses, beer gardens, cocktail lounges and other similar establishments without securing a permit from the Office of the City Mayor;
2. The showing of lewd and suggestive images in the videoke machines with minors inside the premises.
3. The use of videoke machines, installed juke boxes, minus one machines, public address system and live band operating inside commercial establishments and residential areas or in subdivisions or used during special occasion with volume beyond the standard sound level.

**SECTION 7. PENALTY CLAUSE.** Any owner or operator and managers of the above named machines and establishments violating this ordinance shall be imposed with the following penalties:

- |                |   |   |
|----------------|---|---|
| FIRST OFFENSE  | - | Confiscation of the machine or fine of P 1,000.00                                   |
| SECOND OFFENSE | - | Confiscation of the machine or fine of P 2,000.00                                   |
| THIRD OFFENSE  | - | Confiscation of the machine or fine of P 3,000.00 and Revocation of Business Permit |

**SECTION 8. SEPARABILITY CLAUSE.** If any part or portion of this Ordinance is declared illegal or unconstitutional, the rest of the provisions not affected thereby shall remain in full force and effect.

**SECTION 9. REPEALING CLAUSE.** Municipal Ordinance No. 1, s-1988 is hereby repealed.

**SECTION 10. EFFECTIVITY CLAUSE.** This ordinance shall take effect upon its approval.

**CARRIED AND APPROVED.**

**ENACTED AND PASSED** this 25<sup>th</sup> day of September, 2006.

**I HEREBY CERTIFY** to the correctness of the foregoing.

**(Sgd) REY A. BUHION**  
**Secretary to the Sanggunian**

**ATTESTED:**

**(Sgd) ALLAN L. RELLON, MPA**  
**City Vice Mayor**  
**(Presiding Officer)**

**APPROVED:**

