Republic of the Philippines
MUNICIPALITY OF SANTA ROSA
Province of Laguna

OFFICE OF THE SANGGUNIANG BAYAN

May kinalaman naman sa kahilingan ni G. Herce ng pagbabago ng gamit-lupain ng kanilang lupain ay hiniling ni Kag. Almodovar na muling ipagpaliban ang pagtitibay at hintayin na lamang ang ulat ng mga magiging sugo sa HSRC.

Sa pagpapatuloy ng pulong ay hiningi ni Kag. Dungao ang hapag upang basahin ang kanilang inihandang patakaran at Tuntuning tutupdin sa Pamilihang Bayan. Gayundin ay tinalakay ang pagtitibay at pagsasakatuparan ng ilang mahahalagang probisyon ng Local Tax Code (PD 231) na sinusugan ng PD 426. Kaya't ang:

KAUTUSANG BAYAN BLG. XXXVII-'88
(Sa mungkahi ni Kag. Dungao na pinangalawahan ni Kag. Perez)

APPROVED:
RESOLUTION No. 620-'88
PROVINCIAL BOARD
Nobyembre 22, 1988

ANG KAUTUSANG BAYAN
na nagtitibay ng pagsasakatuparan ng inihandang Patakaran at Panuntunan sa Pamilihang Bayan na ginagawang bahagi ng Kautusang ito na may TANDANG "E-1"at ang pagtitibay ng pagsasakatuparan ng ilang mahahalagang probisyon ng Local Tax Code (PD 231) na sinusugan ng PD 426 na ginagawa ring bahagi nito na may TANDANG "G".

Ang Kautusang Bayang ito ay magkakabisa matapos ang sampung (10) araw na maipaskil ang kautusan sa lugal na madaling nakikita sa Pamilihang Bayan.

BUONG PAGKAKAISANG PINAGTIBAY.

Dahilan sa wala ng iba pang paksang tatalakayin ay iminungkahi ni Kag. Dungao na ipinid ang pulong, ang mungkahi ay pinangalawahan ni Kag. Puzon.

Ganap ng Ika-10:45 ng gabi.

BUONG PAGKAKAISANG PINAGTIBAY.

PATOTOO:

CYNTHIA G. MERCADO
Kalihim Pambayan

ANTONIO B. DICTADO
Pangalawang Punumbayan

ADELO T. PEREZ
Kagawad

ANTONIO G. DUNGAO
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TANDANG "E-1"

PATAKARAN AT PANUNTUNAN SA PAMILIHANG BAYAN

1. Walang sinumang tao o samahan ang maaaring gumamit sa pamilihang bayan o anumang bahagi nito para gawing tirahan;

2. Ang pag-aalok o pagtitinda ng mga pagkaing madaling mabulok o masira sa labas ng pamilihan tulad ng isda at karne ay ipinagbabawal;

3. Ipinagbabawal ang maglako, magtinda, mag-alok o magbilad ng paninda sa mga pasilyo o daraanan ng mga mamimili;

4. Ipinagbabawal ang pagtanggi, panga-abala, pangi-inis o pagpigil sa mga kawani ng pamilihan sa oras ng pagtupad nila sa tungkulin;

5. Ang paglalaro ng mga bata sa paligid ng pitak o pamilihan ay di dapat pahintulutan o pabayaan ng mga magulang;

6. Sa anumang oras ay ipinagbabawal ang pag-inom, pagsisilbi, pagbibili o pag-aalok ng alak o anumang inuming nakakalasing sa buong kapaligiran ng pamilihan;

7. Walang anumang bagay o panindang iaalok o ipagbibili sa pamilihan maliban lamang kung ito ay natamo o naangkin ng maayon sa batas at nabayaran ang nararapat na buwis sa mga paninda;

8. Labag sa batas ang paglalagay, paggagawa o pag-aalis ng mga instalasyon ng elektrisidad o patubig ng mga mangungupahan sa mga pitak ng walang kaukulang pahintulot ng Tagapamahala ng pamilihan at pinagtibay ng Punumbayan;

9. Walang pitak sa pamilihan o sa paligid nito ang maaaring gamiting imbakan o bodega;

10. Lahat ng magtitinda ay nararapat magkaroon ng mga plastic, lata, drum o sako na magsisilbing tapunan ng kanilang basura para mapangalagaan ang kalinisan at kaayusan ng kapaligiran;

11. Ang sasakupin at gagamitin lamang ng mga umuupa sa pitak ay ang sukat na ipinagkaloob sa kanila upang upahan; walang pasudlong (extension) o karagdagang sukat ang papayagan;

12. Walang magtitinda o mangungupahan ang papayagang magluto ng kanilang pagkain sa pamilihan;

13. Ang bibigyan ng pangunahing pagsasaalang-alang sa pagkaka-loob ng karapatan sa mga bakanteng pitak ay mga mamamayang taga-Santa Rosa;

14. Ang mga maglalako o magtitindang walang sariling pitak (ambulant vendors) ay kinakailangang mahigpit na tumalima at susunod sa maayos na pagpapangkat at pag-uuri ng mga paninda sa pamilihan;

15. Walang trak o sasakyang naghahakot ng paninda ang maaaring pumasok sa pamilihan maliban sa mga sasakyang naghahakot ng mga hayop na kakatayin.

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TANDANG "G"

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ADOPTING SOME PERTINENT PROVISIONS OF THE LOCAL TAX CODE (PD 231)

1. VACANCY OF STALLS/BOOTHS; ADJUDICATION TO APPLICANTS. -Vacant market stalls/booths shall be adjudicated to qualified applicants in the following manner:

a. Notice of vacancy of vacant or newly constructed stalls or booths shall be made for a period of not less than ten (10) days immediately preceding the date fixed for their award to qualified applicants to appraise the public of the fact that such stalls or booths are unoccupied and available for lease. Such notice shall be posted conspicuously on the unoccupied stall or booth and at the bulletin board of the market. This notice of vacancy shall be written on cardboard, thick paper, or any other suitable material.

b. The application shall be under oath. It shall be submitted to the office of the municipal treasurer concerned by the applicant either in person or through his or her attorney.

c. It shall be the duty of the municipal treasurer to keep a register book showing the names and addresses of all applicants for vacant stalls or booths, the number and description of the booth/stall applied for by them, and the date and hour of the receipt by the treasurer of each application. It shall also be the duty of the treasurer to acknowledge receipt of the application setting forth therein the time and date of receipt thereof.

d. Applicants who are Filipino citizens shall have preference in the lease of public market stalls. If on the last day set for filing applications, there is no application from a Filipino citizen, the posting of the Notice of Vacancy prescribed above shall be repeated for another ten-day period. If after the expiration of that period there is still no Filipino applicant, the stall affected may be leased to any alien applicant who filed his application first. If there are several alien applicants, the adjudication of the stall shall be made thru drawing of lots to be conducted by the Market Committee. In case there is only one Filipino applicant, the stall or booth applied for shall be adjudicated to him. If there are several Filipino Applicants for the same stall, adjudication of the stall shall be made thru drawing of lots to be conducted by the Market Committee on the date and hour specified in the Notice. The result of the drawing of lots shall be reported immediately by the Committee to the municipal treasurer concerned for appropriate action.

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c. The successful applicant shall furnish the municipal treasurer two copies of his or her picture immediately after the award of the lease. It shall be the duty of the treasurer to affix one copy of the picture to the application and the other copy to the record card kept for the purpose.

2. VACANCY OF STALL BEFORE EXPIRATION OF THE LEASE- Should any reason, a stall holder or lease discontinue or be required to discountinue his business before his lease of the stall expires, such stall shall be considered vacant and its occupancy thereafter shall be disposed of in the manner herein prescribed.

3. PARTNERSHIP WITH STALL HOLDER - A market stall holder who enters into business partnership with any party after he had acquired the right to lease such stall have no authority to transfer to his partner or partners the right to occupy the stall; PROVIDED, However, That in case of death or any legal disability of such stall holder to continue in his business, the surviving partner may be authorized to continue occupying the stall for a period of not exceeding sixty (60) days within which to wind up the business of the partnership. If the surviving partner is otherwise qualified to occupy a market stall under the provisions hereof, and the spouse, parent, son, daughter or relative within the third degree by consaguinity or affinity of the deceased is not applying for the stall, he shall be given the preference to continue occupying the stall or booth concerned, if he applies therefor.

4. LEASEE TO PERSONALLY ADMINISTER HIS STALL - Any person, who has been awarded the right to lease a market stall in accordance with the provision hereof, shall occupy, administer and be present personally at his stall or stalls, booth or booths: PROVIDED, however, That he may employ helpers who must be citizens of the Philippines, including but not limited to the spouse, parents and children of the stall holder who are actually living with him and who are not disqualified under the provisions hereof; and PROVIDED, Further, That the persons to be employed as helpers shall, under no circumstances, be persons with whom the stall holder has nay commercial relation or transaction .

5. DUMMIES, SUB-LEASE OF STALLS - In any case where the person, registered to be the holder or leases of a stall or stalls, booth or booths, in the public market, is found to be in reality not the person who is actually occupying said stall or stalls, booth or booths, the lease of such stall or stalls, booth or booths, shall be cancelled, if upon investigation such stall holder shall be found to have sub-leased his or her stall or stalls, booth or booths to another person or to have connived with such person so that the latter may for any reason be able to occupy the said stall or stalls, or booth or booths.

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6. APPEALS - Any applicant who is not satisfied with the adjudication made by the municipal treasurer or the market committee of the stall applied for by him, may file with the Secretary of Finance an appeal therefrom, thru the Mayor concerned, who may submit such comment and recommendation as he may desire to make on the matter. The decision of the Secretary of Finance in such cases shall be final.

7. MARKET COMMITTEE - There is hereby created in each municipality a Market Committee, whose duty it shall be to conduct the drawing of lots and opening of bids in connection with the adjudication of vacant or newly constructed stalls or booths in the municipal market as prescribed herein, and to certify to the municipal treasurer, as the case may be, the results thereof.

It was mandated that the market committee should be composed of the ff:

1. Municipal Treasurer - Chairman
2. One representative from Mayor's Office
3. One representative from the Sangguniang Bayan
4. President - market vendors association

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