



Republika ng Pilipinas
SANGGUNIANG PANLUNGSOD
Lungsod ng Mandaluyong

ORDINANCE NO. 324, S-2005

THE CURFEW ORDINANCE
FOR MINORS IN THE CITY OF MANDALUYONG

BE IT ENACTED by the Sangguniang Panlungsod of the City of Mandaluyong, in session assembled:

SECTION 1. This Ordinance shall be known as "The Curfew Ordinance for Minors".

SECTION 2. No minor, below eighteen (18) years of age shall roam around or loiter in public places or move about outside their residences between the hours of ten (10:00) o'clock in the evening and four (4:00) o'clock in the morning without any justifiable reason. Justifiable reason includes but is not limited to emergency errand and the like.

Should necessity arise for them to be outside their residences during curfew hours, they should secure a curfew pass, otherwise, they should be accompanied by their parent/s, responsible elder or guardian.

SECTION 3. Said curfew pass shall be prescribed and issued by the City Mayor or the concerned Barangay Captain. The City Mayor or the concerned Barangay Captains shall, however, have authority to suspend the implementation of this Ordinance within the City or Barangay, as the case may be on special occasions like festivities, national or local celebrations.

SECTION 4. Any minor found violating this Ordinance shall be punished, as follows:

FIRST OFFENSE. The minor shall be taken into custody by the Barangay Captain, any Barangay Kagawad or any member of the Lupon ng Tagapamayapa and receive, together with their parents or guardians, who shall be summoned by the custodian, lecture on social concerns and peace and order. The minor shall be released not later than twelve (12) hours from the time of apprehension, unless there are valid or compelling reasons for his/her further detention.

SECOND OFFENSE. The minor shall, upon conviction, be required to render community service equivalent to eight (8) working hours during Saturday or Sunday or be fined of not less than Two Hundred (P200.00) Pesos, or both, at the discretion of the court.

THIRD AND SUCCEEDING OFFENSES. The minor shall, upon conviction, be fined of not less than Five Hundred (P500.00) Pesos, but not more than One Thousand (P1,000.00) or be imprisoned for a period not exceeding fifteen (15) days, or both at the discretion of the court.

SECTION 5. NO CONTEST PROVISION. Any person, individual or entity who is apprehended or cited for violation and who does not wish to contest the violation and is willing to pay voluntarily the minimum fine imposed upon him/her prior to the filing of formal charges with the proper court shall be allowed to pay said fine with the City Treasurer to avoid being criminally prosecuted within six (6) hours from apprehension otherwise the case shall be prosecuted.

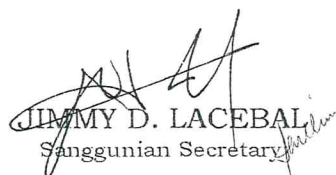
For the second and/or subsequent offenders, the minimum fine will be the one to be charged.

The City Treasurer, subject to Civil Service Laws, Rules and Regulation, is hereby directed to provide personnel or to deputize personnel who will accept payment of fines twenty four (24) hours a day so as not to jeopardize the right of the offender to avail of the six - hour period within which to pay under this Ordinance.

SECTION 6. EFFECTIVITY. This Ordinance shall take effect upon approval.

ENACTED on this 5th day of December 2005 in the City of Mandaluyong.

I HEREBY CERTIFY THAT THE FOREGOING
ORDINANCE WAS ADOPTED AND APPROVED BY THE
SANGGUNIANG PANLUNGSOD OF MANDALUYONG IN
REGULAR SESSION HELD ON THE DATE AND PLACE
FIRST ABOVE GIVEN.


JIMMY D. LACEBAL
Sanggunian Secretary

ATTESTED:


JESUS C. CRUZ
City Vice Mayor &
Presiding Officer

APPROVED:


NEPTALI M. GONZALES II
City Mayor

Date: DEC 12 2005

NOTA BENE: This Ordinance amends Ordinance No. 298, S-2004 in form and style only.