



Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City of Mandaluyong
ORDINANCE NO. 569, S-2014

**ORDINANCE REGULATING THE ESTABLISHMENT
AND OPERATION OF AMUSEMENT AND
ENTERTAINMENT ESTABLISHMENTS**

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

- SECTION 1. SCOPE AND COVERAGE. The provisions of this Ordinance shall apply to all day and night clubs, supper clubs, pub and disco houses, sing-a-long, beer houses and gardens, cocktail lounges, bars, bistros and other similar establishments within the City of Mandaluyong, Metro Manila.
- SECTION 2. Amusement and entertainment establishments enumerated in Section 1 of this Ordinance shall be established and operate only in the commercial, industrial and business districts or areas of Mandaluyong City, Metro Manila, provided, however, that no such establishment shall be established and operated within a 100 meter radius of any school or hospital, whether public or private, provided further, that said prohibition shall not be enforced within a period of one (1) year from the approval of this Ordinance and affected establishments may, if they so desire, apply for relocation to areas or districts not falling within the prohibited zones.
- SECTION 3. No day and night club, pub and disco house, sing-a-long, beer house or other similar establishment shall be established and operated without a Mayor's Permit.
- SECTION 4. No Mayor's Permit shall be issued to establish and operate any of the establishments covered by the provisions of this Ordinance unless the establishment subject of the application shall conform to the following requirements, specifications and guidelines:

FOR CLASS "A"

1. Applicant shall be a person or entity duly registered with the Department of Trade and Industry with a declared capitalization of not less than Two Hundred Thousand Pesos (P200,000.00).
2. The establishment shall be located inside a building or structure constructed in accordance with the specifications of the Building Official.
3. No interior renovation, improvement or any alteration whatsoever shall be done without a prior Building Permit duly applied for and issued by the Building Official, provided, however, that establishments already existing before the effectivity of these guidelines shall secure a Building Permit which permit shall be issued only by the Building Official after appropriate fees have been assessed and paid for.
4. No Building Permit shall be issued to operators of Class "A" establishments, unless:

- 4.a The establishment subject of the application shall have a total floor area of not less than 120 square meters with a provision for a dance hall with a floor area of not less than 10 square meters;
 - 4.b Two (2) separate toilets shall be provided for male and female complete with amenities to insure the comfort and convenience of its users;
 - 4.c Exterior of the establishment shall be presentable and identified with appropriate and well-lighted signs;
 - 4.d Provisions to contain the music and other sounds within the establishments shall be made.
5. No Mayor's Permit shall be issued unless the establishment subject of the application had been issued a Building Permit by the Building Official.
6. The Mayor's Permit required under this Ordinance shall be issued subject to the condition, that:
- 6.a No nude shows, whether partial or total, shall be exhibited inside the establishment but dancers may be allowed to perform on stage provided, however, that they are appropriately attired.
 - 6.b No dancers shall be allowed to perform acts or motions designed to stir or arouse the inner passion of the customers.
 - 6.c All Guest Relation Officers (GROs), receptionists and other female employees shall be appropriately attired.
 - 6.c.1 No bra-less or plunging neckline attire.
 - 6.c.2 Hemline of skirts shall be not higher than 3 inches above the knee.
 - 6.c.3 Dancers and any other female employee shall not render table service nor dance with customers in indecent attire.
 - 6.d No gambling in whatever form shall be conducted inside the premises of the establishment.

FOR CLASS "B"

- 1. Applicant shall be a person or entity duly registered with the Department of Trade and Industry with a declared capitalization of not less than One Hundred Fifty Thousand Pesos (P150,000.00).
- 2. Establishment shall be located inside a building or structure constructed in accordance with the specifications of the Building Official.
- 3. No interior renovation, improvement or any alteration whatsoever shall be done without a prior Building Permit duly applied for and issued by the Building Official, provided, however, that establishments already existing before the effectivity of these guidelines shall secure a Building Permit which permit shall be issued only by the Building Official after appropriate fees have been assessed and paid for.
- 4. No Building Permit shall be issued to operators of Class "B" establishments, unless:

- 4.a The establishment subject of the application shall have a total floor area of not less than 80 square meters with a provision for a dance hall with a floor area of not less than 10 square meters;
- 4.b Two (2) separate toilets shall be provided for male and female complete with amenities to insure the comfort and convenience of its users;
- 4.c Exterior of the establishment shall be presentable and identified with appropriate and well-lighted signs;
- 4.d Provisions to contain the music and other sounds within the establishment shall be made.
- 5. No Mayor's Permit shall be issued unless the establishment subject of the application had been issued a Building permit by the Building Official.
- 6. The Mayor's Permit required under this Ordinance shall be issued subject to the condition, that:
 - 6.a Dancers may be allowed to perform on stage provided that they are appropriately attired.
 - 6.a.1 No nude shows, whether partial or total, shall be exhibited.
 - 6.a.2 No dancer or dancers shall perform acts or motions designed to stir the inner passions of the customers.
 - 6.b Female employees other than receptionists and waitresses shall be properly attired.
 - 6.b.1 No bra-less or plunging neckline attire.
 - 6.b.2 Hemline of skirts shall be not higher than 3 inches above the knee.
 - 6.b.3 Female employees other than receptionists and waitresses shall not render table service.
 - 6.c No female employee of the establishment shall be allowed to dance with customers
 - 6.d Receptionists and waitresses shall wear different sets of uniforms to be provided by the establishment to distinguish them from female customers or other walk-in female guests.
 - 6.e No waitress of the establishment shall be allowed to sit, dine and drink with customers.
 - 6.f Receptionists may sit, dine and drink with customers provided, that:
 - 6.f.1 They are on duty and wearing the official uniform of the establishment
 - 6.f.2 Chairs and tables shall be arranged in such a way that customers are seated opposite and not beside any of the above female employees.

- 6.f.3 Customers shall not be allowed to put their arms at the back or waist of any of the above female employees while on their table nor any of said employees be allowed to sit on the lap of any of the customer.
- 6.f.4 No kissing or any other indecent act shall be allowed to be performed inside or outside of the establishment by the customer or any of the above female employees
- 6.f.5 No receptionist or waitress shall be allowed to render table service while under the influence of drugs or liquor or both
- 6.f.6 Receptionist or waitress and any other employee who are already under the influence of drugs or liquor shall be excluded from the premises
- 6.f.7 No female employee shall be allowed to roam around the premises nor hop from one table to another while waiting for service
- 6.g At no instance shall a receptionist or waitress be allowed inside the premises even if she is on day-off unless she is wearing the official uniform of the establishment.
- 6.h Lighting facilities shall be still and bright enough to allow recognition of faces from a distance except on the dance hall where dancing lights may be installed.
- 6.i No female or male employee shall be allowed to loiter and wait for customers outside of the establishment.
- 6.j No customers wearing sando, shorts or slippers shall be admitted inside the establishment.
- 6.k No gambling in whatever form shall be allowed to be conducted inside the premises of the establishment.

FOR CLASS "C"

- 1. Applicant shall be a person or entity duly registered with the Department of Trade and Industry with a declared capitalization of not less than One Hundred Thousand Pesos (P100,000.00).
- 2. Establishment shall be located inside a building or structure constructed in accordance with the specifications of the Building Official
- 3. No interior renovation, improvement or any alteration whatsoever shall be done without a prior Building Permit duly applied for and issued by the Building Official, provided, however, that establishments already existing before the effectivity of these guidelines shall secure a Building Permit which permit shall be issued only by the Building Official after appropriate fees have been assessed and paid for.
- 4. No Building Permit shall be issued to operators of Class "C" establishments, unless:
 - 4.a The establishment subject of the application shall have a total floor area of not less than eighty (80) square meters.

- 4.b Two (2) separate toilets shall be provided for male and female complete with amenities to insure the comfort and convenience of its users;
- 4.c Exterior of the establishments shall be presentable and identified with appropriate and well-lighted signs;
- 4.d Provisions to contain the music and other sounds within the establishment shall be made.
- 5. No Mayor's Permit shall be issued unless the establishment subject of the application had been issued a Building Permit by the Building Official.
- 6. The Mayor's Permit required under this Ordinance shall be issued subject to the condition, that:
 - 6.a No dancer shall be allowed to perform on stage.
 - 6.b At no instance shall dancing be allowed and no dance hall shall be provided and maintained.
 - 6.c Receptionists and waitresses shall wear different sets of uniforms to be provided by the establishment to distinguish them from female customers or other walk-in female guests.
 - 6.d No waitress of the establishment shall be allowed to sit, dine and drink with customers.
 - 6.e Receptionists may sit, dine and drink with customers provided, that:
 - 6.e.1 They are on duty and wearing the official uniform of the establishment.
 - 6.e.2 Chairs and tables shall be arranged in such a way that customers are seated opposite and not beside any of the above female employees.
 - 6.e.3 Customers shall not be allowed to put their arms at the back or waist of any of the above female employees while on their table nor any of said employees be allowed to sit on the lap of any of the customer.
 - 6.e.4 No kissing or any other indecent act shall be allowed to be performed inside or outside of the establishment by customer or any of the above female employees.
 - 6.e.5 No receptionist nor waitress shall be allowed to render table service while under the influence of drugs or liquor, or both.
 - 6.e.6 Receptionist and waitress and other employees who are already under the influence of drugs or liquor shall be excluded from the premises.
 - 6.e.7 No receptionist nor waitress shall be allowed to roam around while waiting for service.
 - 6.f At no instance shall a receptionist nor waitress be allowed inside the premises even if she is on day-off unless she is wearing the official uniform of the establishment;

- 6.g Lighting facilities shall be still and bright enough to allow recognition of faces from a distance.
- 6.h No female or male employee shall be allowed to loiter and wait for customers outside of the establishment.
- 6.i No gambling in whatever form shall be allowed to be conducted inside the premises of the establishment.

SECTION 4-A. The owner/operator, floor manager or person-in-charge of the establishment and the employee who shall violate any, some or all of the above requirements, specifications and guidelines shall be punished with a fine of not less than Two Thousand Pesos (P2,000.00) but not more than Five Thousand Pesos (P5,000.00) or imprisonment of not less than one (1) month but not more than three (3) months, or both, at the discretion of the Court.

SECTION 5. All employees of any of the establishments falling within the scope and coverage of this Ordinance shall secure a Mayor's Permit and a Health Certificate.

Employees shall include waiters, waitresses, receptionists, cooks, floor managers and such other person or persons who have direct contact with the customers or patrons.

SECTION 6. Any person who shall establish and operate any of the establishments enumerated in Section 1 hereof without a Mayor's Permit as required under this Ordinance shall upon conviction, be punished with a fine of not less than Three Thousand Pesos (P3,000.00) but not more than Five Thousand Pesos (P5,000.00) or imprisonment of not less than three (3) months but not more than six (6) months, or both, at the discretion of the Court.

If the offender is a corporation or a partnership, the penalty herein provided shall be imposed upon the President and/or General Manager or Managing Partner and/or General Manager, as the case may be.

SECTION 7. Any official or employee of the City Government of Mandaluyong, Metro Manila, who shall issue or cause to be issued a Mayor's Permit to any of the establishments subject hereof in violation with the provisions of this Ordinance shall suffer the same penalties provided for in Section 6 hereof.

SECTION 8. No person shall be employed by any of the establishments enumerated in Section 1 of this Ordinance unless such person shall have a Mayor's Permit and Health Certificate.

SECTION 9. Any person found working in any of the establishment falling within the scope and coverage of this Ordinance without a Mayor's Permit and a Health Certificate shall, upon conviction, be punished with a fine of not less than One Thousand Pesos (P1,000.00) but not more than Three Thousand Pesos (P3,000.00) or imprisonment of not less than one (1) month but not more than three (3) months, or both, at the discretion of the Court.

- SECTION 10. The owner and/or operator of any of the establishment mentioned in Section 1 found employing or utilizing the services of a person who has no Mayor's Permit and Health Certificate required in Section 8 of this Ordinance shall suffer the same penalties provided for in Section 6 hereof.
- SECTION 11. The owner and/or operator of any of the establishment falling within the scope and coverage of this Ordinance who shall alter, change or otherwise operate the same for any purpose other than what was provided in his Mayor's Permit shall suffer the same penalties provided for in Section 6 hereof.
- SECTION 12. 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.

The City Treasurer, subject to Civil Service Laws, Rules and Regulations is hereby directed to provide personnel or 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 (6) hour period within which is required to pay under this Ordinance.

- SECTION 13. REPEALING CLAUSE. Ordinance Nos. 42, S-1989, 69, S-1989 and 357, S-2005 and all existing Resolutions, Ordinances or rules that are inconsistent with the provisions of this Ordinance are hereby repealed.
- SECTION 14. EFFECTIVITY CLAUSE. This Ordinance shall take effect upon approval.

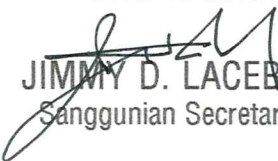
ENACTED on this 29th day of September, 2014 in the City of Mandaluyong.

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

PRESIDED BY:


EDWARD G. BARTOLOME
Vice Mayor &
Presiding Officer

APPROVED:


JIMMY D. LACEBAL
Sanggunian Secretary


BENJAMIN DC. ABALOS, JR.
City Mayor

Date: OCT 15 2014