



REPUBLIC OF THE PHILIPPINES
SANGGUNIANG PANLUNGSOD
CITY OF MANDALUYONG



ORDINANCE NO. 942, S-2023

AN ORDINANCE SUSPENDING THE ASSESSMENT AND COLLECTION, INCLUDING THE IMPOSITION OF PENALTIES FOR NON-PAYMENT, OF MARKET STALL FEES UNDER SECTIONS 26 AND 27 OF ORDINANCE NO. 855, SERIES OF 2021 IMPOSED UPON ALL STALLHOLDERS EXCLUSIVELY SELLING RICE PRODUCTS IN MANDALUYONG PUBLIC MARKETS 1 AND 2 FROM THE PERIOD OF SEPTEMBER 5, 2023 TO OCTOBER 5, 2023 ONLY

WHEREAS, Section 17 of the Local Government Code of 1991 provides that local government units shall, in addition to those explicit powers provided for by such Code, exercise such other powers and discharge such other functions and responsibilities as are necessary, appropriate, or incidental to efficient and effective provisions of the basic services and facilities, which includes public markets;

WHEREAS, under the same Code, the Sangguniang Panlungsod is empowered to approve ordinances which shall establish markets and authorize the operation thereof by the City Government and regulate the construction of private markets, talipapas, or other similar buildings and structures;

WHEREAS, incidents of illegal price manipulation, hoarding, collusion among industry cartels, and the influx of global events affecting the production and sale of basic commodities and needs have been apparent in the recent past;

WHEREAS, the foreseen stability and established sufficiency of the country's rice supply levels, mainly caused by the arrival of rice imports and surplusage in the local rice production in the coming months, have nonetheless contributed to stabilizing the effects of these backhanded illegal activities;

WHEREAS, to address the myriad of factors affecting the fluctuation of prices of basic necessities and essential commodities all over the country, His Excellency President Ferdinand R. Marcos, Jr., through Hon. Executive Secretary Lucas P. Bersamin and acting on the recommendation of the Department of Agriculture (DA) and the Department of Trade and Industry (DTI), issued Executive Order No. 39, S-2023 on 31 August 2023, pertaining to the imposition of mandated price ceilings on rice in the whole country;

WHEREAS, in support of the National Government's thrust to alleviate the rising costs in the production and sale of rice products, coupled with the City's commitment to fully support the efforts to promote the development of its public markets, the City of Mandaluyong, exercising its power over the operation of local public markets under Ordinance No. 855, S-2021 or the Revised Market Code of the City of Mandaluyong ("Revised Market Code"), particularly Mandaluyong Public Markets 1 and 2, seeks to aid and assist rice dealers, retailers, and merchants transacting within the City's public markets in the continuous operation of their businesses;

WHEREAS, acting on its explicit power to suspend the collection of fees, charges, and penalties of stallholders as prescribed by relevant ordinances relating to the same, the City, through its Sangguniang Panlungsod, intends to temporarily suspend the assessment and collection of stall fees from stallholders in Mandaluyong Public Markets 1 and 2, as well as the imposition of penalties for non-payment of the same under Sections 26 and 27 of the Revised Market Code.

NOW, THEREFORE, BE IT ENACTED, AS IT IS HEREBY ENACTED, BY THE SANGGUNIANG PANLUNGSOD OF MANDALUYONG CITY, METRO MANILA, BY VIRTUE OF THE POWERS VESTED IN IT BY LAW, IN SESSION ASSEMBLED, that:

SECTION 1. The assessment and collection of market stall fees under Section 26 of the Revised Market Code for stalls selling rice products in Mandaluyong Public Markets 1 and 2 are hereby suspended from September 5, 2023 to October 5, 2023 ("Covered Period"), subject to existing laws, rules, and regulations governing the same. Further, any or all penalties arising from the non-payment of stall fees under Section 27 of the Revised Market Code within the Covered Period shall not accrue.

SECTION 2. The suspension within the Covered Period stated in the immediately preceding Section shall only cover rice stalls exclusively selling rice products. Stallholders selling commodities and goods other than rice products, even if in conjunction with the same, shall not be covered by the suspension.

SECTION 3. With the exception of market stall fees, all other fees, including electrical and water bills, shall continue to be settled by stallholders within the Covered Period. Further, non-payment of these fees shall be subject to the provisions of Section 27 of the cited Code.

SECTION 4. All existing duties, responsibilities, and obligations of all covered stallholders in Mandaluyong Public Markets 1 and 2 shall continue to be imposed.

SECTION 5. The Sangguniang Panlungsod, upon due verification and assessment of the prevailing conditions affecting the covered stallholders in Mandaluyong Public Markets 1 and 2, reserves its right to shorten or, if necessary, further extend the suspension beyond the Covered Period.

SECTION 6. If for any reason, any part or provision of this Ordinance shall be held to be unconstitutional or contrary to law and invalid, other parts or provisions hereof which are not affected thereby shall continue to be valid and effective.

SECTION 7. Let copy of this Ordinance be furnished to the Market Administrator and other relevant departments, offices, and agencies concerned for their information, guidance, and reference.

SECTION 8. This Ordinance shall take effect immediately upon its approval.

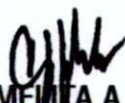
ENACTED on this 4th day of September 2023, in the City of Mandaluyong.

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



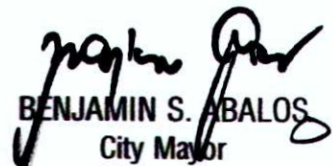
MA. TERESA S. MIRANDA
Sanggunian Secretary

ATTESTED BY:



CARMELITA A. ABALOS
City Vice Mayor &
Presiding Officer

APPROVED BY:



BENJAMIN S. ABALOS
City Mayor

Date: SEP 05 2023

DISTRICT I


ANTONIO DLS. SUVA, JR.
Councilor


ANJELO ELTON P. YAP
Councilor


DANILO L. DE GUZMAN
Councilor

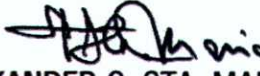

RODOLFO M. POSADAS
Councilor


CARISSA MARIZ S. MANALO
Councilor


ESTANISLAO V. ALIM III
Councilor

DISTRICT II


BENJAMIN A. ABALOS III
Councilor


ALEXANDER C. STA. MARIA
Councilor


REGINALD S. ANTIOJO
Councilor


LESLIE F. CRUZ
Councilor


MICHAEL R. OCAMPO
Councilor


MICHAEL ERIC G. CUEJILO
Councilor


DARWIN A. FERNANDEZ
LnB President


AEROL SEDRICK A. MANGALIAG
SK Federation President