



REPUBLIC OF THE PHILIPPINES
SANGGUNIANG PANLUNGSOD
CITY OF MANDALUYONG



ORDINANCE NO. 948, S-2023

AN ORDINANCE ADOPTING AND APPROVING THE INTEGRATED UNDERGROUND WIRING AND CABLING SYSTEM PLAN FOR THE CITY OF MANDALUYONG AND IMPLEMENTING ITS PHASE 1 AS INITIAL AREA COVERING THE MAYSILO CIRCLE AND THE ENTIRETY OF THE MANDALUYONG CITY HALL COMPLEX, APPROPRIATING FUNDS THEREOF, AND FOR OTHER PURPOSES

WHEREAS, Section 16 of Republic Act No. 7160, also known as the "Local Government Code of 1991" imposes upon every local government unit the duty to exercise powers essential to the promotion of the general welfare, promote health and safety, and preserve the comfort and convenience of their inhabitants;

WHEREAS, Section 458 of the same Code provides for the duty of the Sangguniang Panlungsod to enact measures necessary to ensure the efficient and effective delivery of basic services and facilities, including the regulation of the placing, stringing, attaching, installing, repair, and construction of all electric, telegraph, and telephone wires, conduits, meters, and apparatus;

WHEREAS, the Comprehensive Land Use Plan of Mandaluyong City 2017-2032 approved by the Housing and Land Use Regulatory Board through Resolution No. 958, Series of 2017 dated 27 November 2017, provides design principles and development guidelines of a well-planned, sustainable, peaceful environment and smart city;

WHEREAS, as further provided by the pertinent provision in the cited Code, it is likewise incumbent upon the City Government, through the Sangguniang Panlungsod, to provide for the correction, condemnation, or removal of the same when found to be dangerous, defective, or otherwise hazardous to the welfare of its constituents;

WHEREAS, the existence of loose and dangling wires, both in the major thoroughfares and the inner streets of the City, poses clear and actual danger to the overall safety and security of individuals;

WHEREAS, the clamor to address the faulty wires, inferior and leaning posts, and other faulty logistical equipment installed within the City of Mandaluyong finds its basis on the numerous incidents of accidents, fire incidents, and similar occurrences heightened by the existence of these faulty equipment and structures;

WHEREAS, the risks posed by these equipment and structures exist daily, as several areas in the City have seen a growing number of tangled and dangling wires and cables, which are expected to grow exponentially over time;

WHEREAS, to alleviate and lessen the existence, as well as to manage the eventual eradication of dangling wires, which may be proven to have been non-functional, redundant, or subject of removal, as well as those which are existing, operating, and fully-functional but proven to be causing hazard, inconvenience, and obstruction, a viable measure providing a clear model of a sustainable, competitive response to the ever-changing demands of this day and age is necessary;

WHEREAS, there exists a need to address the current predicament relating to dangling utility wires, faulty posts, and other similar structures, as well as those which may be installed or constructed in the future, in order to prevent and manage damage, injury, obstruction, and inconvenience that these may cause.

WHEREAS, Honorable City Mayor Benjamin S. Abalos, through Executive Order No. 02, S-2023, created the Underground Telecommunications, Cable Television, and Electricity Interconnection Management Committee and its Technical Working Group of the City of Mandaluyong to manage, oversee, and spearhead the efforts of the City in its eventual transition to an underground wiring system of telecommunications, cable television, and electricity connections within the City of Mandaluyong;

WHEREAS, as part of its mandate, the said Committee has, likewise, initiated efforts to discuss its intent to relevant utility companies as well as benchmarking activities in areas in the country which have already implemented the proposed system, such as the cities of Cebu and Davao, all of which amply supplying basis for the City to transition to an underground wiring system;

WHEREAS, the Maysilo Circle is a round-about with a distance of nine hundred twenty-five and 15/100 (925.15) meters, including its Radial Road -- the inner portion which houses the Mandaluyong City Hall Complex and the outer portion occupied by private properties and business establishments;

WHEREAS, based on the geographical and practical study of the Committee, the said road proves to be the one of the key areas in the City necessitating the grooming and management of electricity and utility wires, and more importantly, plausible for the optimal transition of the entire City to an underground wiring system.

NOW, THEREFORE, BE IT ORDAINED, by the Sangguniang Panlungsod of Mandaluyong, in regular session assembled:

SECTION 1. SHORT TITLE. This Ordinance shall be known as the "Integrated Underground Wiring and Utilities Structure Ordinance of Mandaluyong City: Phase 1 Implementation".

SECTION 2. DECLARATION OF POLICY. It is hereby declared the policy of the City of Mandaluyong to exercise powers essential to the promotion of the general welfare, promote health and safety, and preserve the comfort and convenience of their inhabitants. In this view, the Sangguniang Panlungsod is mandated to enact measures necessary to ensure the efficient and effective delivery of basic services and facilities, including the regulation of the placing, stringing, attaching, installing, repair, and construction of all electric, telegraph, and telephone wires, conduits, meters, and apparatus, and if necessary, to provide for the correction, condemnation, or removal of the same when found to be dangerous, defective, or otherwise hazardous to the welfare of its constituents.

SECTION 3. DEFINITION OF TERMS. As used in this Ordinance, the following terms shall mean:

- 3.1. **CABLE TELEVISION (CATV) SERVICE PROVIDERS** – refers to any person, natural or juridical, public or private, which was granted a Certificate of Authority or Provisional Authority as provided under existing laws, rules and regulations, to install, operate and maintain a CATV System/Network and is actually providing Cable Television (CATV) Service to its subscribers.
- 3.2. **CARRIAGEWAY or ROADWAY** – refers to the part over which vehicles pass with a total width measured from curb to curb inclusive of any center island.
- 3.3. **CRITICAL INFRASTRUCTURE** – refers to any equipment, facility, or structure of a public utility company, public telecommunication entity, and cable television service provider, the incapacity, alteration, or destruction of which would have a detrimental impact on national security and other vital governmental and operational functions of both the National and local governments.
- 3.4. **DANGLING WIRE** – refers to any utility wire which delivers services from utility service providers to households, including but not limited to electricity, cable, telephone, internet, and other communication systems and services, installed, constructed, and imposed in such way that tends to cause foreseeable or unforeseeable danger to the public, or calculated to obstruct structures, or those which fail to comply with the standards set by relevant laws.
- 3.5. **END-CONSUMER** – refers to the party receiving the services delivered by public utility companies, public telecommunications entities, and cable television service providers. This shall include public entities, such as the City Government of Mandaluyong and those national government entities situated within the City of Mandaluyong.
- 3.6. **GROOMING** – refers to the bundling, clean-up, and eventual removal of redundant wires, wires subject for removal, and those which tend to cause foreseeable or unforeseeable danger to the public, calculated to obstruct structures, or those which fail to comply with the standards set by relevant laws.
- 3.7. **HANDHOLD ENCLOSURE** – refers to an enclosure identified for use in underground systems, provided with an open or closed bottom, and sized to allow personnel to reach into, but not enter, for the purpose of installing, operating, or maintaining equipment or wiring or both.

- 3.8. **IMPLEMENTATION SCHEDULE** – refers to the actual date when the IUWS shall begin until completed.
- 3.9. **INTEGRATED UNDERGROUND WIRING SYSTEM (IUWS) PLAN** – refers to the development and enforcement plan formulated by the City Planning and Development Department, setting out the detailed and comprehensive strategy that will be carried out by the City Government and all of its stakeholders to execute the IUWS.
- 3.10. **INTEGRATED UNDERGROUND WIRING SYSTEM (IUWS)** – hereinafter referred to as “IUWS”, refers to the system which collates, organizes, and manages the utility wires within the City of Mandaluyong with each public utility company, public telecommunications entity, and cable television service provider being represented by a definite wiring color constructed below ground, or if structurally viable, through public roads and structures. The system shall be composed of the construction, electrical, technological, and other related works which will result to the reduction and removal of dangling wires within the City.
- 3.11. **OPERATING WIRE** – refers to live, and functioning utility wire existing within the City which form an integral part of the respective systems of public utility companies, public telecommunications entities, and cable television service providers for the delivery of utility services.
- 3.12. **PUBLIC TELECOMMUNICATIONS ENTITY** – any person, firm, partnership or corporation, government or private, engaged in the provision of telecommunications services to the public for compensation.
- 3.13. **PUBLIC UTILITY COMPANIES** – refer to entities which have been granted with the necessary franchise, permits, and licenses to provide public service that operates, manages, or control for public use. This may include, but shall not be limited to, the distribution and transmission of electricity and other related and similarly classified utilities.
- 3.14. **REDUNDANT WIRE** – refers to those utility wires which are declared to be unnecessary, superfluous, and expendable due to the availability of the service it originally seeks to provide, deliver, transmit, and cater. These include those wires which have been replaced and discretionally considered unserviceable by public utility companies, public telecommunications entities, and cable television service providers for justifiable and grounded reasons of redundancy.

- 3.15. **SERVICE ENTRANCES** – refer to the conductors and equipment for delivering electric energy from the serving utility to the wiring system of the premises served.
- 3.16. **SOURCE POINT** – refers to the unit from which the service to be delivered is sourced from. A source point of one public utility company, public telecommunications entity, and cable television service provider is understood to be varying from another public utility company, public telecommunications entity, and cable television service provider. Notwithstanding this, all forms of source points is contemplated in this Ordinance.
- 3.17. **TAGGING SCHEME** – refers to the system implemented by the Utility Companies, in coordination with the WUSMC, to identify, mark, and demarcate the utility wires of each public utility company, public telecommunications entity, and cable television service provider integrated in the IUWS. The Tagging Scheme will be devised in such a way that it shall cover the entire City consistent with the IUWS. The purpose of this is that the lines will be identified conveniently and expeditiously, and for the purpose of resolving or troubleshooting issues involving a particular line, that the issue will be resolved and addressed by the particular public utility company, public telecommunications entity, and cable television service provider identified by such tag.
- 3.18. **TELECOMMUNICATION** – any process which enables a telecommunications entity to relay and receive voice, data electronic messages, written or printed matter, fixed or moving pictures, words, music or visible or audible signals or any control signals of any design and for any purpose by wire, radio or other electromagnetic, spectral, optical or technological means, as defined by Section 3(a) of Republic Act No. 7925, otherwise known as the “Public Telecommunications Policy Act of the Philippines” as amended, except passive telecommunications tower infrastructure and components, such as, but not limited to, poles, fiber ducts, dark fiber cables, and passive telecommunications tower infrastructure, as defined by the Department of Information and Communications Technology (DICT), and value-added services, as defined in Section 3(h) of Republic Act No. 7925, as amended.

- 3.19. **UTILITY STRUCTURES** – refer to structures constructed, installed, and/or erected for the purpose of providing utility services to the public, which includes but is not limited to transformers, lightning arrestors, insulators, posts, poles, and other similar structures that form part of the entire process of delivering utility services to the public.
- 3.20. **WIRES AND UTILITIES STRUCTURE MANAGEMENT COMMITTEE (WUSMC)** – A local inter-agency committee tasked to implement, enforce, and attain the objectives stipulated in this Ordinance.
- 3.21. **WIRES FOR PUBLIC SAFETY** – refer to those wires and cables initiated and installed for public safety, including Closed-Circuit Television (CCTV) wires and cables of the City and its component Barangays. This shall likewise include those installed by private individuals, establishments, and companies for their consumption.
- 3.22. **WIRES SUBJECT FOR REMOVAL** – refer to utility wires that have been determined summarily by the City Government of Mandaluyong to be redundant wires, or those which, for the very nature of their location, would tend to cause danger, damage, or injury to the public.

In case of conflict with the provisions of the National Building Code, Philippine Electrical Code, Fire Code of the Philippines, Philippine Mechanical Code, and other similar and related statutes, the definitions shall be harmonized. Should the same be in conflict, the definition provided for by the statute shall prevail.

SECTION 4.

SCOPE

- 4.1. This Ordinance shall be applicable to existing wires, posts, poles, and similar utility structures existing within the City. Implementation shall commence in Phase 1 being the "Model Zone" covering the area of Maysilo Circle, including all the surrounding private and public properties and establishments and the entirety of the Mandaluyong City Hall Complex, as well as those areas subject to management, stringing, bundling, restructuring, realignment, grooming, repair and maintenance of existing overhead wires and cables.
- 4.2. The Ordinance shall likewise be applicable to public utility company, public telecommunications entity, and cable television service provider which will, after the effectivity of this Ordinance, construct, install, and perform related works in the Model Zone.

- 4.3. For wires and structures traversing between or among different cities and directly or indirectly affecting the Model Zone, such wires and structures shall be handled in coordination with the relevant local government unit/s and, if necessary, be subject to a joint evaluation of the affected city/ies.
- 4.4. This Ordinance shall not be applicable for the following:
 - a. Wires and utility structures classified as or integrated in Critical Infrastructures based on the assessment of the City Government of Mandaluyong; and
 - b. National structures existing within the City and the Model Zone.

Notwithstanding the aforementioned provisions, the City reserves the right to add, remove, or amend the scope of application of this Ordinance, which may be carried out through an amendment approved by the Sangguniang Panlungsod.

SECTION 5.

INTEGRATED UNDERGROUND WIRING SYSTEM (IUWS) PLAN

- 5.1. The Integrated Underground Wiring System (IUWS) Plan, hereto attached as "Annex A", encapsulates the integration of all the operating wires and systems initiated by public utility company, public telecommunications entity, cable television service provider, and wires for public safety existing within the City of Mandaluyong.
- 5.2. As part of the IUWS, the Model Zone shall be the initial area where the System will be implemented.
- 5.3. The term "underground" as stated in the IUWS covers those portions of the system passing through public roads and structures, including center islands, the viability of which shall be placed within the carriageway or roadway.
- 5.4. The IUWS shall involve the construction of structures that forge a unified and integrated wiring system. This may include the construction of holed vertical underground walls with specified technical parameters, which will cater a maximum quantity of wires and cables, all of which being connected to service entrances obligated to be constructed within private and public properties of end-consumers.

Notwithstanding this and subject to the determination of the City Engineering Department, the City reserves its right to construct similar structures geared towards the inter-connectivity of public utility, public telecommunications, and cable television service systems.

- 5.5. The Plan shall be utilized as the City's guide for the implementation of the IUWS. This plan is formulated in coordination and consultation with all public utility company, public telecommunications entity, and cable television service provider which may be affected in the implementation of the IUWS and other relevant stakeholders.

The components of the Plan, among others, are the following:

- (a) The City of Mandaluyong (Political Map);
- (b) Integrated Underground Wiring and Cabling Layout Plan;
- (c) Grooming of Wires and Cables by Zone Plan;
- (d) IUWS Project Implementation Schedule;
- (e) Design Standards of Integrated Underground Wiring and Cabling System;
- (f) Utility Wires and Cables Tagging and Grooming Scheme;
- (g) Risk Assessment Result and System Monitoring Procedure;
- (h) Budgetary Cost Schedule; and
- (i) Other matters which may allow the Sangguniang Panlungsod and the WUSMC to properly determine the viability of the IUWS, and if necessary, adopt protective, reactive, and preventive measures as may be necessary throughout the System's implementation.

SECTION 6.

IUWS PROJECT IMPLEMENTATION SCHEDULE

- 6.1. The IUWS shall be undertaken in four (4) Stages:

- (a) Pre-Development Stage (Stage 1), which shall involve the management, stringing, bundling, restructuring, realignment, grooming, repair and maintenance of existing overhead wires and cables. This stage shall be undertaken in six (6) clusters in a span of six (6) years;

- (b) Construction and Development Stage (Stage 2), which shall cover the preparatory stages of the IUWS, including but not limited to the following: assessment process, survey, initial formulation of plan, engineering and design and detailed drawing, project management, public consultation, underground construction works of manholes, trench and trenchless pipe laying method, source point and this would likewise entail the placement of utility wires and cables into the constructed underground system;
- (c) Wires and Cables Integration Stage (Stage 3), which shall cover the establishment of inter-connectivity between the consumer and the public utility company, public telecommunications entity, and cable television service provider. This will also cover the management, removal, clearing of overhead wires, cables and posts in areas with operational IUWS; and
- (d) Management and Maintenance Stage (Stage 4), which shall encompass the proper management and maintenance of the IUWS.

6.2. The Model Zone shall be the main area where the afore-mentioned Schedule will be applied. For this purpose, the commencement of Stage 4 in the Model Zone shall set-up a continuous management and maintenance of the works undertaken in such Zone. Likewise, the IUWS construction and development stage and the wires and cables integration stage for all other areas as provided for in the IUWS Plan shall be undertaken in eight (8) phases in a span of twenty-two (22) years. Every phase shall involve Stages 2 and 3 as mentioned herein.

SECTION 7.

DUTIES OF PUBLIC UTILITY COMPANIES, PUBLIC TELECOMMUNICATIONS ENTITIES, AND CABLE TELEVISION SERVICE PROVIDERS

7.1. It shall be the duty of public utility company, public telecommunications entity, and cable television service provider to ensure the safety of the integrated underground wiring system. In this view, an assessment and evaluation shall be done on a yearly basis, with a written Status Report Form submitted to the WUSMC on or before the first (1st) day of December of every year, outlining the viability, effectivity, and implementation of the system, and if necessary, a proposal of measures must be undertaken to avert and avoid damage, injury, and inconvenience.

- 7.2. It shall be the duty of public utility company, public telecommunications entity, and cable television service provider to coordinate and cooperate with the City through the WUSMC in furtherance of the policies and objectives that this Ordinance seeks to uphold and achieve.
- 7.3. It shall be the duty of all public utility company, public telecommunications entity, and cable television service provider to provide the WUSMC of their plans, recommendations, and proposals as regards the technical aspect of implementation of the System, including but not limited to the actual plan, materials to be procured and installed, and all other similar instances.

Throughout the duration of the Schedule, the participation of all public utility company, public telecommunications entity, and cable television service providers shall be endeavored. Notwithstanding this, the decision-making on all matters relating to the System shall be vested with the WUSMC.

- 7.4. It shall likewise be the duty of all public utility company, public telecommunications entity, and cable television service provider within the System to provide a tagging system for the convenient determination of their owned and installed wires and cables. For this purpose, all public utility company, public telecommunications entity, and cable television service provider shall be assigned a distinct tag by the WUSMC, which they shall employ in their existing wires and those subject to installation.
- 7.5. Upon the implementation and enforcement of the system, it shall be the duty of public utility company, public telecommunications entity, and cable television service provider to perform its regular functions, including but not limited to the repair and maintenance of the utility wires integrated in the system whenever sought for by the end-consumers.
- 7.6. It is incumbent upon public utility company, public telecommunications entity, and cable television service provider, in coordination with the WUSMC, to conduct grooming activities during the Pre-Development Stage (Stage 1) of the IUWS Project according to the timeline prescribed under the IUWS Plan, and report every two (2) weeks their compliance to the afore-mentioned duty.

In the event that there is failure on the part of a utility company to perform its tasks and undertakings, the City, through the WUSMC, is authorized to impose relevant sanctions for non-compliance as provided for under this Ordinance.

- 7.7. As part of the enforcement measures of this Ordinance, public utility company, public telecommunications entity, and cable television service provider shall also address, remedy, or respond to any report of violations made to the implementing offices under this Ordinance.

The WUSMC, through the City Engineering Department, shall be required to endorse such report of violation within ten (10) days from the receipt and verification thereof to the corresponding public utility company, public telecommunications entity, and cable television service provider, and thereafter, the corresponding public utility company, public telecommunications entity, and cable television service provider shall be given fifteen (15) days from the receipt of such endorsement to address, remedy, or respond to such report.

SECTION 8. DUTIES OF PRIVATE INDIVIDUALS, BUSINESS ESTABLISHMENTS, AND OCCUPANTS OF PRIVATE AND PUBLIC PROPERTIES.

- 8.1. It shall be the duty of private individuals, business establishments, and other occupants of private and public properties to provide service entrances as follows:
- a. For new construction, service entrance shall be in accordance to the design standard provided in the IUWS Plan.
 - b. For existing structures, service entrance shall be subject to the approval of the City Engineering Department.
- 8.2. It shall likewise be their duty to cooperate and coordinate with the City in furtherance of the policies and objectives that this Ordinance seeks to uphold and achieve, including the processes provided for by this Ordinance regarding the reports of violations under the provisions of this Ordinance committed by public utility company, public telecommunications entity, and cable television service provider and/or the implementing agencies under this Ordinance.

SECTION 9.

**DUTIES OF THE CITY GOVERNMENT OF MANDALUYONG
AND ITS COMPONENT BARANGAYS.**

9.1. It shall be the duty of the City to initiate the IUWS within the City of Mandaluyong, including the planning, risk assessment, formulation of proactive, preventive, and reactive measures, construction of relevant public works, and the overall implementation of the IUWS.

9.2. In furtherance of the preceding provision, the City Planning and Development and the City Engineering Departments shall have the duty to provide and outline the viability of the IUWS within the City of Mandaluyong, including the construction works to be undertaken to implement the system as well as handhold enclosures and other similar structures necessary for implementation.

It shall likewise be the duty of the City Engineering Department to take down and abate dangling and redundant wires, which have been assessed to be subject for removal, as well as to install the tags to the corresponding wires specific to the public utility company, public telecommunications entity, and cable television service provider, installing the same through this Ordinance's Tagging Scheme.

9.3. The City Information and Communications Technology Department shall likewise be tasked to monitor and assess the effectivity of the IUWS as regards the telecommunications and internet services affected within the Model Zone, to provide the WUSMC of the same, and if applicable, to propose measures to address the issues and concerns in the implementation of the IUWS.

9.4. The Mandaluyong Traffic & Parking Management Department shall, in coordination with the City Engineering Department, the Department of Public Works and Highways, and component Barangay, shall spearhead the management of traffic in the affected areas, and if necessary, propose re-routing measures to prevent congestion and build-up.

9.5. The City, through the WUSMC, shall coordinate and carefully strategize the integration of the IUWS in relation to other public utility services, and if the circumstances permit, devise a plan to prevent any structural conflicts with other utility providers not contemplated in this Ordinance.

- 9.6. For the information of the general public and the constituents of the City, it is likewise the duty of the City, through the WUSMC, to inform the public, through its information dissemination channels, of matters relevant to the System, including power and system interruptions, road closures, re-routing measures, and other related information.
- 9.7. In cases where private properties will be affected by civil, structural, and electrical works, it shall be the duty of the City, through the WUSMC, to initiate and transmit notices thirty (30) days prior to the commencement of works, as well as, if necessary, the eventual acquisition of the City of portions of these properties for the implementation of the System. The established rules on the exercise of the City's power of eminent domain shall apply.
- 9.8. It is the duty of the City, through the WUSMC, to allocate portions of the components road in the Model Zone and allow access to the respective wiring systems of all public utility company, public telecommunications entity, and cable television service provider involved in the System.
- 9.9. It shall be the duty of the component Barangays of the City to coordinate, assist, and aid the WUSMC in the enforcement of the provisions of this Ordinance.
- 9.10. Within the period determined by the Management Committee, it shall be the duty of the City and its component Barangays to integrate wires for public safety to the IUWS.
- 9.11. Notwithstanding the preceding provisions, the continuous enforcement of the National Building Code, National Structural Code of the Philippines, Philippine Electrical Code, Fire Code of the Philippines, Philippine Mechanical Code, and other similar and related statutes shall be espoused.

SECTION 10.

PROCEDURE FOR THE DETERMINATION OF UTILITY WIRES AND STRUCTURES SUBJECT TO RESTRUCTURING, REALIGNMENT, REORGANIZATION, GROOMING, REMOVAL, AND REPAIR, THE SUMMARY DETERMINATION OF WIRES AND UTILITY STRUCTURES SUBJECT FOR REMOVAL, AND AS IDENTIFIED IN THE IUWS.

- 10.1. The determination of utility wires and structures subject to restructuring, reorganization, grooming, removal, and repair, and the summary determination of wires and utility structures subject for removal shall be undertaken by the City, through the City Engineering Department. This procedure shall be covered by Stage I of the Schedule of Implementation of IUWS.

10.2. The existing overhead wires and cables of the Manila Electric Company (Meralco) and other Utility Companies not covered by the City's Integrated Underground Wiring and Cabling Layout Plan, will still be allowed provided that its minimum height when it crosses any street shall be five (5) meters for City Roads, Barangay Roads, and Alleys, and eight (8) meters for National Roads.

10.3. In furtherance of the same, an initial assessment shall be made by the public utility company, public telecommunications entity, and cable television service provider operating within the City, with such utility companies reporting the following matters to the City, through the City Engineering Department in their totality, be considered in the said determination:

- (a) Existing wiring systems within the City;
- (b) Proposed wiring installations for additional wiring routes;
- (c) Areas where dangling and redundant wires exist;
- (d) Efforts initiated for the removal of dangling and redundant wires; and
- (e) Other similar matters which may aid and assist the City in the proper enforcement of this provision.

This activity shall be made on an annual basis, or whenever the same is necessary based on the attendant circumstances.

10.4. After such determination, the City Engineering Department shall make a written report to be submitted to the WUSMC within thirty (30) days from its termination, containing the findings based on the inputs of the relevant parties and the recommendations to address the findings. The written report shall also lay down the proper means which may be undertaken, i.e., restructuring, realignment, reorganization, or removal.

10.5. The resort to the means provided for by this Ordinance for the grooming of dangling and redundant wires, as well as to address those determined to be subject for removal, shall be enforced in the Pre-Development Stage (Stage 1) of the IUWS Project.

Notwithstanding this, the City may, in its discretion and with prior consultation with and approval of the WUSMC, undertake the summary removal of dangling and redundant wires, as well as those determined to be subject for removal, if it causes damage, injury, obstruction, and inconvenience to the health and safety of the public in accordance to Section 7, "Duties and Responsibilities of Utility Companies".

- 10.6. Within the period specified by the Management Committee and the Schedule Implementation for Stages II and III of the IUWS, all operating wires and cables within the City of Mandaluyong shall be incorporated into the IUWS.

Those which were determined to be dangling, redundant, or those subject for removal shall be removed by the City with prior coordination to the relevant public utility company, public telecommunications entities, and cable television service providers.

SECTION 11.

PROSPECTIVE APPLICATIONS FOR PUBLIC UTILITY, PUBLIC TELECOMMUNICATIONS, AND CABLE TELEVISION SERVICES

- 11.1. As far as prospective applications for public utility, public telecommunications, and cable television services are concerned, new applications shall be integrated to the IUWS.
- 11.2. For sub-contractors of public utility company, public telecommunications entity, and cable television service provider, a prior determination of their locational and geographical integration must first be made, as well as the submission of the relevant applications with the corresponding offices of the City. In determining this, the provisions of this Ordinance must be complied with.
- 11.3. For wires for public safety, the same must be coordinated with the City and shall only be dedicated to the portion of the IUWS solely for wires of public safety.
- 11.4. In case a new application precedes the implementation of the IUWS and if the same, if not admitted, will result to the delay and/or denial of delivery of utility services, new applicants shall be temporarily admitted to the traditional wiring system existing in the City but shall nonetheless be subjected to the integration to the IUWS after the same is implemented. New applicants must commit to such integration and shall coordinate and cooperate towards its full integration into the IUWS.

- 11.5. For prospective applicants seeking to operate within the City after the effectivity of this Ordinance and have been allowed to be integrated in the IUWS, each admitted public utility company, public telecommunications entity, and cable television service provider shall, prior to the commencement of their operations, be assigned with definite tags which shall thereafter serve as an identification marker for the IUWS.

SECTION 12.

WIRES AND UTILITIES STRUCTURE MANAGEMENT COMMITTEE (WUSMC)

- 12.1. In order to fully enforce and attain the objectives of this Ordinance, there shall be created a WIRES AND UTILITIES STRUCTURE MANAGEMENT COMMITTEE (WUSMC) through an Executive Order of the Local Chief Executive.
- 12.2. The WUSMC shall have the following functions:
- (a) Formulate and implement the IUWS and all of its Stages and Phases within the prescribed timelines as determined by the WUSMC;
 - (b) Forge the inter-connection of the respective functions of its members in furtherance of attaining the objectives of this Ordinance;
 - (c) Receive reports from specified members of the TWG and evaluate the same in enacting measures;
 - (d) Ensure that the timelines set for the IUWS are met and are equally enforced across stakeholders;
 - (e) Recommend and approve the restructuring, realignment, reorganization, or removal of utility wires and structures with prior determination of its propriety;
 - (f) Supervise and monitor the implementation of this Ordinance, and if necessary, endorsement to public utility company, public telecommunications entity, and cable television service provider of reports of violations of the provisions of this Ordinance; and
 - (g) Recommend proactive, reactive, and preventive measures to ensure the promotion the enforcement and implementation of this Ordinance.

12.3. The WUSMC shall be composed of the following, to wit:

- (a) Local Chief Executive, as represented by the City Planning and Development Coordinator, as its Chairperson;
- (b) Chairman, Committee on Trade, Commerce, Appropriations, Environmental Protection, Disaster Preparedness and Games & Amusement of the Sangguniang Panlungsod of Mandaluyong City, as its Vice-Chairperson;
- (c) The following as Members:
 - 1. Committee Chairman on Urban Planning, Technology, Zoning, and Community Development of the Sangguniang Panlungsod of Mandaluyong
 - 2. Committee Chairman on Public Works of the Sangguniang Panlungsod of Mandaluyong
 - 3. Committee Chairman on Transportation, Traffic, Communications and Tricycle Franchising Board of the Sangguniang Panlungsod of Mandaluyong
 - 4. President of Liga ng mga Barangay
 - 5. City Engineering Department Head
 - 6. City Traffic & Parking Management Department Head
 - 7. City Legal Department Head
 - 8. City Budget Department Head
 - 9. City Assessor's Department Head
 - 10. Barangay Operation Center Head

12.4. There shall be a Technical Working Group (TWG) whose members shall come from the following offices:

- 1. Secretary to the Sangguniang Panlungsod
- 2. Representative from City Planning and Development Department

3. Representative from City Engineering Department
4. Representative from City Traffic & Parking Management Department
5. Representative from City Legal Department
6. Representative from City Budget Department
7. Representative from City Assessor's Department
8. Representative from Barangay Operations Center
9. Representative from Department of Public Works and Highways
10. Representative from the Metro Manila Development Authority (MMDA)
11. Representative from Manila Electric Company (MERALCO)
12. Representative from Philippine Long Distance Telephone Company, Inc. (PLDT) / Smart Telecommunications, Inc. (Smart)
13. Representative from Globe Telecom, Inc. (Globe)
14. Representative from Dito Telecommunity Corporation (DITO)
15. Representative from Sky Cable Corporation (SkyCable)
16. Representative from Converge ICT Solutions Inc., (CONVERGE)
17. Three (3) representatives from the private sector, as may be determined qualified by the WUSMC
18. Other members which, at the discretion of the TWG, may be appointed based on their competency, expertise, or involvement in the implementation of the IUWS Plan.

- 12.5. As far as practicable, the WUSMC shall meet once every month or as the need arises, beginning on the first (1st) month after the Commencement Date, with each member being furnished of the Agenda of each meeting five (5) days prior the day of the meeting.

SECTION 13.

NOTICES, PUBLIC CONSULTATIONS, AND REPORTING MECHANISM.

- 13.1. Upon the approval of the Ordinance, copies of the same shall be posted following the relevant publication requirements of the Sangguniang Panlungsod.
- 13.2. To disseminate the Ordinance, copies of the approved Ordinance shall likewise be posted online in the official channels of the City.
- 13.3. With regard to the internal notices, communications, and other similar transmittals within the WUSMC, each member shall be furnished, through their appointed representative/s, with copies of these communications through their dedicated business addresses and/or their respective electronic mailing addresses.
- 13.4. Whenever applicable and in circumstances deemed necessary by the Chairperson and/or the Vice-Chairperson, public consultations may be called for.

Notwithstanding this authority, the matters and agenda of the public consultations are only limited to those relating to the implementation of the provisions of this Ordinance, and shall not work as a means to hamper, delay, or restrict their enforcement.

The Chairperson, or in his absence, the Vice-Chairperson, shall be authorized to dismiss an on-going public consultation conference or, if the circumstances permit, cancel such conference should the same be forthcoming. They may also retract any invitation sent or notice posted for the conduct of the conference based on its discretion.

- 13.5. For reports of violations under the provisions of this Ordinance committed by public utility company, public telecommunications entity, and cable television service provider and/or the implementing agencies under this Ordinance, the general public may report the same through the WUSMC. The Committee shall refer to the City Engineering Department or other appropriate Local Agency said report for immediate and appropriate action.

Notwithstanding this, such reports shall be verified and identified by the reporting party, with evidence of such violation being attached to the report in the form of photographs and videos as well as a statement of the specific location where the violation was discovered or committed.

SECTION 14. COSTS

- 14.1. The cost for the implementation of the IUWS Plan shall have an estimated appropriation budget of P5,059,000,000.00. The initial cost for implementation of the IUWS Plan shall have an estimated appropriation budget of P618,000,000.00 covering the Phase 1 to 8 Assessment & Survey, Plan Formulation & Design, and Project Management, including the Underground Construction & Development, and Wires & Cables Integration for Phase 1 which shall then be sourced from the account of the City. From the said amount, P231,600,000.00 shall be allocated solely for all works relating or attributable to the Model Zone.
- 14.2. The scope shall include but not be limited to:
- a. Cost for assessment and survey of the covered roads;
 - b. Plan formulation and design;
 - c. Project management throughout the implementation of the IUWS;
 - d. Public consultation;
 - e. Construction costs (civil, structural, electrical and sanitary works);
 - f. Laying, alignment and interconnection of wires and cables;
 - g. Grooming, removal, and clearing of overhead wires, cables and posts;
 - h. Restoration of affected roads; and
 - i. Installation of measures for the protection of their equipment.

SECTION 15. ENFORCEMENT PROVISIONS

For violations relating to Section 7 of this Ordinance, particularly the duty of public utility company, public telecommunications entity, and cable television service provider to conduct grooming activities and comply with the corresponding reportorial requirements and to address, remedy, or respond to a verified report, the following penalties shall apply:

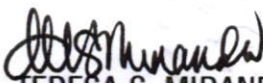
- a. First Offense - Fine of Two Thousand Pesos (Php 2,000.00)
- b. Second Offense - Fine of Three Thousand Pesos (Php 3,000.00)
- c. Third Offense - Fine of Five Thousand Pesos (Php 5,000.00)

SECTION 16. FINAL PROVISIONS

- 16.1. **REPORTORIAL REQUIREMENTS** – The public utility company, public telecommunications entity, and cable television service provider as defined in this Ordinance shall be required to submit annually a detailed Status Report on its activities relating to their duties and responsibilities under the provisions of this Ordinance. Similarly, City Departments and Barangay Councils are mandated to coordinate with the Public Utility Company, Public Telecommunications Entity, and Cable Television Service Provider, with the City Engineering Department being required to provide annually an Executive Summary of all the areas affected by the works to be undertaken in this Ordinance.
- 16.2. **SEPARABILITY CLAUSE** – Any provision or portion of this Ordinance found to be violative of the Constitution or invalid shall not impair the other provisions or parts thereof which shall continue to be in force and in effect.
- 16.3. **REPEALING CLAUSE** – Ordinances, rules, and regulations or parts thereof, which are inconsistent or in conflict with the provisions of this Ordinance, are hereby repealed or modified accordingly.
- 16.4. **EFFECTIVITY CLAUSE** – This Ordinance shall take effect fifteen (15) days upon its complete publication in a newspaper of general circulation in Metro Manila.

ENACTED on this 23rd day of October 2023, in the City of Mandaluyong.

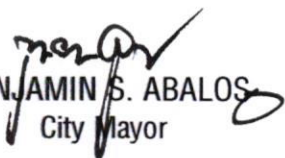
I HEREBY CERTIFY THAT THE FOREGOING ORDINANCE WAS
ENACTED BY THE SANGGUNIANG PANLUNGSOD OF
MANDALUYONG IN A REGULAR SESSION HELD ON THE DATE
AND PLACE FIRST ABOVE GIVEN.


MA. TERESA S. MIRANDA
Sanggunian Secretary

ATTESTED BY:

APPROVED BY:


CARMELINA A. ABALOS
City Vice Mayor &
Presiding Officer

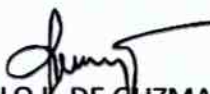

BENJAMIN S. ABALOS
City Mayor

Date: NOV 09 2023

DISTRICT I

ON OFFICIAL BUSINESS
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

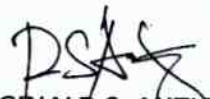

DARWIN A. FERNANDEZ
LnB President


AEROL SEDRICK A. MANGALIAG
SK Federation President

DISTRICT II

ON VACATION LEAVE
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