

HON. JULIUS G. JAMERO
SB Member

HON. JO VINCENT J. MORPOS
SB Member

HON. DEAN KAISER C. TANGALIN
SB Member

HON. FRANCIS JOERAY T. GUMBAN
SB Member

HON. JERSON L. CABAHUG
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HON. JULITO C. MANDAC
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HON. PERCALIXIA Y. BAZAR
SB Member

HON. EFREN A. COSTANILLA
SB Member

HON. DOMINGO M. GINGCO
Ex-Officio Member

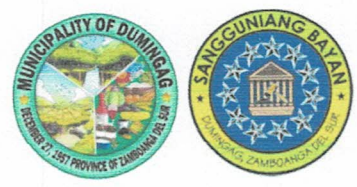
HON. KIRBY TRACY V. ESTILLORE
Ex-Officio Member

JESSYL B. PALON
Secretary to the Sanggunian

HON. EDGARDO G. JAMERO
Municipal Vice Mayor

HON. BERRY T. PAGINAWAN
Municipal Mayor

Republic of the Philippines
PROVINCE OF ZAMBOANGA DEL SUR
Municipality of Dumingag
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OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE 80th REGULAR SESSION OF THE 11th SANGGUNIANG BAYAN OF DUMINGAG, ZAMBOANGA DEL SUR HELD AT THE MUNICIPAL SESSION HALL ON JULY 22, 2024.

OFFICERS/MEMBERS:	POSITION	PRESENT	ABSENT	OB	OL
Hon. Edgardo G. Jamero	Municipal Vice Mayor	—/—	—	—	—
Hon. Julius G. Jamero	SB Member	—/—	—	—	—
Hon. Jo Vincent J. Morpos	SB Member	—/—	—	—	—
Hon. Dean Kaiser C. Tangalin	SB Member	—/—	—	—	—
Hon. Francis Joeray T. Gumban	SB Member	—/—	—	—	—
Hon. Jerson L. Cabahug	SB Member	—/—	—	—	—
Hon. Julito C. Mandac	SB Member	—/—	—	—	—
Hon. Percalixia Y. Bazar	SB Member	—/—	—	—	—
Hon. Efren A. Costanilla	SB Member	—/—	—	—	—
Hon. Domingo M. Gingco	Ex - Officio Member, LnB	—/—	—	—	—
Hon. Kirby Tracy V. Estillore	Ex - Officio Member, SK	—/—	—	—	—

Municipal Ordinance No. 11th-10-2024

AN ORDINANCE MANDATING ALL BUSINESSES OPERATING WITHIN THE TERRITORIAL JURISDICTION OF DUMINGAG, ZAMBOANGA DEL SUR ENGAGED IN THE MANUFACTURING, SELLING, OR DISTRIBUTING PNP UNIFORMS, INSIGNIAS, AND OTHER ACCOUTREMENTS TO SECURE PNP CERTIFICATE OF CONFORMITY AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF.

Be it ordained by the 11th Sangguniang Bayan of Dumingag, Zamboanga del Sur, in session assembled, that:

SECTION 1. TITLE

This ordinance shall be known and cited as “The PNP Certificate of Conformity Ordinance”.

SECTION 2. RATIONALE

The Philippine National Police Directorate for Research and Development (PNP-DRD) has issued DRD Standard and guidelines in handling samples of PNP uniforms and accoutrements to ensure the integrity of the submitted samples as basis for issuance of Certificate of Conformity (COC). The unauthorized manufacture, sale, use and distribution of PNP identifiers, instead of providing a comforting sense of security, could be used by lawless elements in the commission of crimes within the municipality. Recalling several past criminal incidents that caused the loss of lives, threats to the liberty of citizens and destruction of properties by perpetrators that impersonated the police personnel in their disreputable activities. There are a number of business establishments that engage in the manufacture, sale and distribution of PNP uniforms, insignias, and other accoutrements, there is a need to enact a corresponding ordinance to mitigate, or even eradicate, the production of the unauthorized PNP uniforms and commission of illegal activities within the municipality.

This Ordinance represents a proactive approach to safeguarding public welfare and maintaining regulatory integrity in the realm of law enforcement and public safety products. This ordinance serves as the safeguard of consumers by ensuring that the products they purchase and use adhere to safety and quality benchmarks.

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Municipal Mayor

SECTION 3. LEGAL BASES

Section 16 of the Local Government Code or Republic Act No. 7160, also known as the General Welfare Clause provides in part that every local government unit shall ensure and support the maintenance of peace and order within their respective territorial jurisdiction.

Presidential Executive Order No. 297, s. 2000, entitled *Regulating the Manufacture, Sale, Distribution and Use of PNP Uniforms, Insignias and Other Accoutrements* was signed on October 4, 2000 to control and manage the unauthorized manufacture, sale, and distribution of PNP uniforms, insignias, and other accoutrements.

The E.O No. 297 also imposes as penalties, the immediate closure of establishment; cancellation of business license or permit; condemnation, seizure and forfeiture of unauthorized items; and, imposition of reasonable fines for violators of the said order, all of which could be undertaken by the local government units concerned.

In September 3, 2020, the Philippine National Police Directorate for Research and Development (PNP-DRD) has issued DRD Standard Operating Procedure No. 2020-001 prescribing the procedures and guidelines in the handling of samples of PNP uniforms and accoutrements to ensure the integrity of the submitted samples as basis for issuance of PNP Certificate of Conformity (COC).

SECTION 4. DEFINITION OF TERMS

As used in this ordinance the following terms shall be defined:

- a. BPLO - shall refer to the Business Permit and Licensing Office of LGU Dumingag
- b. PNP - shall refer to the Philippine National Police
- c. PNP uniforms, insignias and accoutrements - these are authorized clothing, garment, distinguishing mark, emblem, merchandise, or decoration worn by bona fide members and officially acknowledged by the Philippine National Police
- d. PNP Certificate of Conformity (COC) - a certificate issued by the PNP through the Directorate for Research and Development (DRD) which signifies authority to manufacture, sell, or distribute PNP uniforms, insignias and accoutrements
- e. Distributor - an authorized agent of a supplier or manufacturer to supply or deliver PNP uniforms, insignias, and accoutrements wherein the latter has a valid PNP Certificate of Conformity
- f. Manufacture - act of producing or trading of fit-to-use, ready-to-wear, or ready-to-use PNP uniforms, insignias, and other accoutrements

SECTION 5. SCOPE AND APPLICATION

All businesses operating within the territorial jurisdiction of Dumingag, Zamboanga del Sur, whether in physical, online or in digital platforms, engaged in the manufacture, sale, and distribution of the Philippine National Police uniforms, insignias, and other accoutrements. It includes enterprises dealing with raw materials for the production of aforementioned items.

SECTION 6. REQUIREMENTS FOR PNP CERTIFICATE OF CONFORMITY

All businesses engaged in dealing with PNP uniforms, insignias, and accoutrements are required to obtain a PNP Certificate of Conformity. If a business also sells other goods, it may still be granted a business permit; however, it must refrain from selling PNP uniforms, insignias, and accoutrements until it obtains a PNP Certificate of Conformity.

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Municipal Vice Mayor

HON. GERRY T. PAGINAWAN
Municipal Mayor

SECTION 7. COORDINATION WITH THE PNP

For effective implementation of this Ordinance, the PNP Certificate of Conformity requirement, if feasible, shall be integrated into the Electronic Business Permit and Licensing System (eBPLS) of the Business Permit and Licensing Office (BPLO), to ensure that all covered establishments engaged in the manufacturing, selling, or distribution of PNP uniforms, insignias, and other accoutrements that are applying for a business permit shall be evaluated by a dedicated PNP personnel.

The Dumingag PNP shall also submit to the BPLO a Negative List of registered covered establishments who failed to secure the PNP Certificate of Conformity.

SECTION 8. AUTHORITY TO INSPECT ESTABLISHMENTS

The BPLO and the Dumingag Task Force Ordinance, in coordination with the PNP, shall periodically conduct joint inspection of covered business establishments requiring the presentation of the PNP Certificate of Conformity.

SECTION 9. IMPLEMENTING OFFICE

The BPLO is the primary implementing office of this Ordinance. It shall be enforced by the Dumingag Task Force Ordinance and the Dumingag PNP.

SECTION 10. PENALTIES

Failure to secure a PNP Certificate of Conformity or present the same during inspection shall be meted with the following penalties:

- First Offense - a fine of one thousand pesos (₱ 1,000.00)
- Second Offense - a fine of one thousand five hundred pesos (₱ 1,500.00) and seizure or confiscation of the PNP uniforms, insignias and other accoutrements
- Third and Succeeding Offenses - a fine of two thousand five hundred pesos (₱ 2,500.00), seizure or confiscation of the PNP uniforms, insignias and other accoutrements and revocation of the business permit or an imprisonment for a period not exceeding three (3) months upon the discretion of a competent court.

All seized or confiscated PNP uniforms, insignias and other accoutrements shall be turned over to the Dumingag Municipal Police Station (DMPS) for proper disposal.

SECTION 11. REPEALING CLAUSE

All ordinances, other orders and issuances, as well as pertinent rules and regulations thereof, which are inconsistent with any of the provisions in this Ordinance are hereby repealed or amended accordingly.

SECTION 12. SEPARABILITY CLAUSE

If for any reason, any section of this Ordinance shall be held unconstitutional or invalid. Other sections which are not affected thereby shall continue to be in full force and effect.

SECTION 13. EFFECTIVITY CLAUSE

This ordinance shall take effect after fifteen (15) days following the completion of the posting requirements in three (3) conspicuous places in the municipality of Dumingag and its publication in any newspaper of general circulation or posting of copies in all the municipalities and one (1) city within the province of Zamboanga del Sur.

Enacted: July 22, 2024

CONCURRED:

SANGGUNIANG BAYAN MEMBERS:

Hon. Julius G. Jamero

Hon. Dean Kaiser C. Tangalin

Hon. Jerson L. Cabahug

Hon. Percalixia Y. Bazar

Hon. Domingo M. Gingco

Hon. Jo Vincent J. Morpos

Hon. Francis Joeray T. Gumban

Hon. Julito C. Mandac

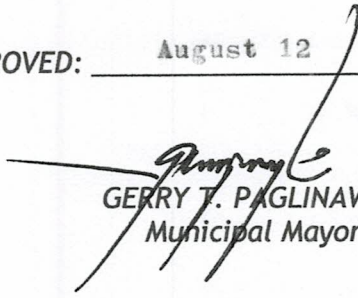
Hon. Efren A. Costanilla

Hon. Kirby Tracy V. Estillore

ATTESTED AND CERTIFIED
TO BE DULY ADOPTED


EDGARDO G. JAMERO
Presiding Officer / Municipal Vice Mayor

APPROVED: August 12, 2024


GERRY T. PAGLINAWAN
Municipal Mayor

I hereby certify that the foregoing Ordinance is true and correct.


JESSYL B. PALON
Secretary to the Sanggunian