

Republic of the Philippines
Province of Cagayan
TUGUEGARAO CITY

TENTH CITY COUNCIL

COMMITTEE REPORT

October 22, 2025

Submitted by:

COMMITTEE ON TRADE, COMMERCE AND INDUSTRY

PRESENT:

HON. JACKSON G. CARODAN	-	Chairman
HON. MYRNA G. TE	-	Vice Chairman
HON. TIRSO V. MANGADA	-	Member
HON. ANTHONY C. TUDDAO	-	Member

RESOURCE PERSONS:

ATTY. RODERICK S. IQUIN	-	City Legal Officer
MR. JOEL C. BARIUAN	-	OIC-BPLO
MR. ARTHUR BLAQUERA	-	Head- PSSO/TMG
DR. RODERICK ESTEBAN RAMIREZ	-	CDRRMO Head
MR. SERAFIN UMOQUIT	-	STIDS
PCPT GILBERT PAJARILLO	-	TCCPS
MR. JOEY UBINA	-	DAKINGS BAR
MR. ANTONIO AZURIN JR.	-	Princess Bar
MR. HOSELITO LUNA	-	Grogies Wines and Spirit

FOR THE PRESIDING OFFICER:

The committee met and deliberated on the referral:

COMMITTEE REPORT NO. 75-10-2025

SUBJECT:

- Draft Ordinance regulating the Sale of Alcoholic Beverages and Consumption thereof, further regulating the operations of business establishments and places of Entertainment and Amusements and providing penalties thereof- sponsored by Hon. Mark Angelo B. Dayag.
- Draft Ordinance imposing penalties throughout the effectivity of Liquor Ban during Disasters, Public Emergencies and other Special Situations within Tuguegarao City- sponsored by Hon. Mark Angelo B. Dayag.

FINDINGS:

1. The consumption of alcoholic beverages in entertainment venues, business establishments, and public places can affect public safety, health, and welfare. Observations show that the sale and consumption of alcohol often lead to disturbances, public nuisances, and disorderly conduct.

2. The purpose of this ordinance is to regulate the sale, service and consumption of alcoholic beverages products within Tuguegarao City by imposing an allowable period to engage and inculcating shared responsibility among the City Government, business owners and the general public, ensuring the health and welfare of the community.
3. The following amendments were introduced to the said ordinance:
 - a. The Title shall be read *“Draft Ordinance regulating the Sale, Distribution of Alcoholic Beverages and Consumption thereof, further regulating the operations of Business Establishments and Places of Entertainment and Amusements, and providing penalties thereof.”*
 - b. Section 4. Sale of Alcoholic Beverages: *“The service and consumption of liquor and other alcoholic beverages is permitted only from 8:00 AM to 1:00 AM.”*
 - c. Section 5. Restriction on Minors: *“Any valid identification card may suffice for verification purposes.”*
 - d. Section 6. Duty to report Minors: *“Hotline numbers, concerned agencies and stakeholders shall be indicated to specify where violations may be reported.”*
 - e. Section 10. Duty to Peace and Order: *“Specifies that the authorities shall be composed of representatives from the Philippine National Police (PNP), the Business Permits and Licensing Office (BPLO), the City Legal Office, the Barangay Officials, and the City Social Welfare and Development Office (CSWDO).”*
 - f. Section 11. Display of Notice: *“Provide for the specific signage to be installed at designated areas.”*
 - g. Section 12. Penalties: *“A. Those who purchased or consumed beyond the allowable period to serve and consume liquor shall be subject to the following fines:
 - a. One Thousand Pesos(P1,000.00) for the first offense;
 - b. Two Thousand Pesos (P2,000.00) for the second offense;
 - c. Three Thousand Pesos (P3,000.00) for the third offense.*
B. Failure to comply with the duties imposed under Section 6,7,8,9,10,11 and that any seller or distributor found violating this ordinance shall be penalize as follows:
 - a. Fine of Three Thousand Pesos (P3,000.00) for the first offense;
 - b. Fine of Four Thousand Pesos (P4,000.00) for the second offense.*C. Specify the provisions provided under this letter.*
 - h. The following shall be included among the provisions herein contained:
 - *The guard duty requirement of the establishment;*
 - *Time of entertainment in the establishment should not be extended beyond 1:00 A.M.;*
 - *Owners and operators shall be held accountable for any violations committed by their employees within the entertainment premises;*

- *No person shall consume alcoholic beverages in public places such as sidewalks, streets, parks, or near schools and places of worship;*
- *To include incentives to personnel responsible for the apprehension of violators;*
- *The establishment shall limit, but not prohibit, the serving of liquor to customers who have already been drinking;*
- *Include Maundy Thursday and Good Friday as part of the permanent declaration of the liquor ban.*

RECOMMENDATION:

After thorough discussion, the Committee recommends that the two (2) proposed ordinances be consolidated into one ordinance covering the regulation of the sale, distribution, and consumption of alcoholic beverages, subject to public hearing.


Respectfully submitted:



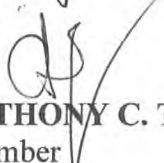
HON. JACKSON G. CARODAN
Chairman



HON. MYRNA G. TE
Vice Chairman



HON. TIRSO V. MANGADA
Member



HON. ANTHONY C. TUDDAO
Member

CITY ORDINANCE NO. _____

DRAFT ORDINANCE REGULATING THE SALE, DISTRIBUTION OF ALCOHOLIC BEVERAGES AND CONSUMPTION THEREOF, FURTHER REGULATING THE OPERATIONS OF BUSINESS ESTABLISHMENTS AND PLACES OF ENTERTAINMENT AND AMUSEMENTS, AND PROVIDING PENALTIES THEREOF

Authored by:

HON. MARK ANGELO B. DAYAG

WHEREAS, Section 5, Article II of the 1987 Constitution of the Republic of the Philippines declares that the maintenance of peace and order, the protection of life, liberty, and property, and the promotion of the general welfare are essential for the enjoyment by all the people of the blessings of democracy;

WHEREAS, Section 16 of Republic Act 7160 otherwise known as the "Local Government Code of 1991" provides that, "Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare."

WHEREAS, Section 458 (1) [v] of the Local Government Code of 1991 empowers the Sangguniang Panlungsod to Enact ordinances intended to prevent, suppress and impose appropriate penalties for activities inimical to the welfare and morals of the inhabitants of the city such as habitual drunkenness in public places;

WHEREAS, the consumption of alcoholic beverages in places of entertainment and amusements, business establishments, and public places has the potential to impact the public safety, health, and welfare of residents and visitors of the city;

WHEREAS, incidents related to the sale and consumption of alcoholic beverages have been observed to contribute to disturbances, public nuisances, and disorderly conduct;

WHEREAS, the City seeks to establish regulations that balance the interests of business establishments, residents, and visitors, while ensuring a safe and enjoyable environment;

WHEREAS, the City aims to reduce the likelihood of alcohol-related incidents, underage drinking, and public disturbances through the enactment of appropriate ordinances;

WHEREAS, the City of Tuguegarao recognizes the paramount importance of ensuring public safety, order, and the overall well-being of its residents and visitors especially during times of disasters, public emergencies, and public celebrations;

WHEREAS, the consumption of alcoholic beverages these extraordinary times can contribute to the exacerbation of security and health risks, as excessive alcohol consumption may further endanger the people, impair judgment, and hinder emergency response efforts;

WHEREAS, the City aims to prevent situations wherein the availability and consumption of alcoholic beverages might endanger the public, and hinder the efforts of first responders and relevant government agencies in effectively addressing emergencies;

WHEREAS, the imposition of penalties for liquor ban violations during the foregoing situations is deemed necessary to encourage compliance, deter violations, and maintain public safety.

WHEREAS, the implementation of effective controls over the sale and consumption of alcoholic beverages is essential to prevent negative social and public health consequences;

NOW, THEREFORE, be it **ORDAINED**, by the Tenth City Council of Tuguegarao, in session assembled, to enact:

CHAPTER I

PRELIMINARY PROVISIONS

SECTION 1. SHORT TITLE. This Ordinance shall be known as the *"TUGUEGARAO CITY ALCOHOLIC BEVERAGES REGULATION AND PUBLIC SAFETY ORDINANCE"*.

SECTION 2. PURPOSE. This ordinance is enacted to regulate the sale, service, and consumption of alcoholic beverages within the Tuguegarao City by imposing allowable periods and corresponding penalties for violations, thereby promoting public safety, order, and well-being especially during disasters, public emergencies, and public celebrations. It further seeks to inculcate shared responsibility among the City Government, business owners, and the general public to ensure the health, safety, and welfare of the community at all times.

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

- a. **ACCESS** - shall mean the ability or permission to enter, use, enjoy, or partake in the facilities, services, or activities provided by covered places under this Ordinance.
- b. **AUTHORITIES** — shall refer to either the Tuguegarao Component City Police Station or the barangay officials having territorial jurisdiction over the location where alcoholic beverage is served or consumed.
- c. **ALCOHOLIC BEVERAGES** - shall refer to any beverage containing ethanol, commonly known as alcohol, including but not limited to beer, wine, spirits, whiskey, brandy, gin, rum, vodka and any other foreign and local intoxicating drinks.
- d. **BUSINESS ESTABLISHMENTS** - shall encompass any physical premises, facility, or venue where commercial activities are conducted, including but not limited to bars, restaurants, nightclubs, and other establishments engaged in the sale of goods or services.
- e. **COMMOTION/PUBLIC DISTURBANCES** - refers to any disruptive behavior that disturbs the peace and safety of the public which including but not limited to fights, brawls, or any form of physical altercation or violent behavior that poses a threat to public safety, disorderly conduct, and destruction of property.
- f. **CONSUMPTION** - refers to the act of ingesting or imbibing alcoholic beverages, whether through drinking, swallowing, or any other means that results in the introduction of alcohol into the body.
- g. **DEADLY WEAPONS** – Refers to objects, materials, or instruments which can, when used in any manner, cause severe or life-threatening injury or fatal bodily harm, or even death to a person. These include, but are not limited to, firearms (whether licensed or unlicensed), or bladed, pointed, or blunt instruments such as knives, ice picks, bolos, clubs, metal pipes, or any improvised object that can be used to cause physical harm or endanger life.
- h. **DISASTER** - Refers to natural or man-made calamities that cause widespread destruction, distress, and disruption of normal life within the city, which includes, but is not limited to typhoons, storms, earthquakes, torrential rains, flooding, pandemic, epidemic, and other similar situations. It is also a serious disruption of the functioning of a community or a society involving widespread human, material, economic or environmental losses and impacts, which exceeds the ability of the affected community or society to cope using its own resources.
- i. **GOOD FRIDAY** – Refers to the Regular Holiday which is the Friday before Easter Sunday that commemorates the Passion and Crucifixion of Jesus Christ, marking His sacrifice and death for the salvation of humanity.
- j. **MAUNDY THURSDAY** – Refers to the Regular Holiday which is the Thursday before Easter Sunday, commemorating the Last Supper of Jesus Christ with His disciples.
- k. **IMMEDIATE VICINITY** - shall denote the surrounding area in close proximity to a business establishment or a place of entertainment or amusement as defined in this Section.

- l. **LIQUOR BAN** - Denotes the official prohibition on the sale and consumption of alcoholic beverages during times of disasters, public emergencies, public celebrations, and other special situations which may be declared by the government.
- m. **MINOR** - shall mean a person below 18 years of age.
- n. **PLACES OF ENTERTAINMENT OR AMUSEMENT** — refers to venues intended for public gatherings, recreational activities, and entertainment, such as clubs, bars, beer gardens, discos, theaters, concert halls, stadiums, stalls, and other similar establishments.
- o. **PROHIBITED ITEMS** — refers to objects or substances expressly forbidden under this ordinance, including but not limited to deadly weapons, firearms, explosives, prohibited drugs, or items deemed detrimental to public safety or order.
- p. **PUBLIC EMERGENCIES** - Pertains to situations wherein the public safety and welfare are compromised due to unforeseen circumstances, requiring immediate action to mitigate and address the situation.
- q. **PUBLIC OFFICIAL** - Refers to an individual who holds a position of authority, trust, or responsibility within a government agency, department, or office. For the purpose of this ordinance, the term shall include concerned officials, elected or appointed, who are tasked to implement the provisions of this ordinance under Section 16 hereof.
- r. **PUBLIC STORM SIGNAL NO. 2** – Refers to a certain level of severity and impact for an approaching tropical cyclone or typhoon, classified by the Philippine Atmospheric, Geophysical and Astronomical Services Administration (PAGASA).
- s. **SERVICE** - refers to the act of providing, offering, selling, or dispensing alcoholic beverages to patrons, customers, or individuals within the premises of business establishments covered by this ordinance.
- t. **SPECIAL SITUATION** - Encompasses circumstances not explicitly covered by the terms "Disasters," or "Public Emergencies." These situations may include unique or unexpected events that warrant the imposition of a liquor ban to ensure public safety and order within the City of Tuguegarao, such as but not limited to hosting of board or Bar examinations, sports and athletic meets, prestigious competitions, and similar events.

CHAPTER II

REGULATIONS AND PROHIBITIONS

SECTION 4. SALE OF ALCOHOLIC BEVERAGES. The service and consumption of liquor and other alcoholic beverages in business establishments, and places of amusements or entertainment is permitted only from 8:00 AM to 1:00 AM.

SECTION 5. RESTRICTION ON MINORS. It shall be unlawful to sell and serve liquor and other alcoholic beverages to minors. At all times, minors are strictly prohibited from purchasing, possessing, or consuming liquor and other alcoholic beverages.

Business establishments and places of entertainment or amusement may reasonably require a valid identification card (ID) to verify the age of a suspected minor before the service of alcoholic beverage. Any valid identification card may suffice for verification purposes. The refusal or failure to present a valid ID is a sufficient ground to deny service of alcoholic beverage.

SECTION 6. PROHIBITION DURING SPECIFIC SITUATIONS. During disasters, public emergencies, and "special situations" as determined by the City Mayor, the sale, service, and consumption of alcoholic beverages shall be prohibited anywhere within Tuguegarao City, including in private situations or gatherings.

For purposes of this Ordinance, a liquor ban shall take effect under the following conditions:

- a. During the occurrence of natural or man-made disasters such as typhoons, floods, earthquakes, pandemics, and other similar emergencies declared by competent authorities;
- b. When a Public Storm Signal No. 2 or higher is declared by the Philippine Atmospheric, Geophysical, and Astronomical Services Administration (PAGASA); or

c. When rainfall intensity reaches or is expected to reach more than fifteen millimeters (15 mm) per hour for at least three (3) consecutive hours, as determined by PAGASA or the City Disaster Risk Reduction and Management Council (CDRRMC).

d. During Maundy Thursday, Good Friday, and “special situations” as determined by the City Mayor such as board or Bar examinations, sports and athletic meets, prestigious competitions, and similar events.

The City Mayor may, through Executive Order, extend or lift the liquor ban based on prevailing conditions and upon the recommendation of the CDRRMC.

CHAPTER III DUTIES OF ESTABLISHMENTS

SECTION 7. DUTY TO REPORT MINORS. Establishments providing entertainment, amusement, business services, and those dispensing alcoholic beverages are required to promptly report any instances of minors consuming alcohol within their immediate vicinity to the appropriate authorities for a period not later than two (2) hours from the moment of knowledge thereof. Concerned agencies and stakeholders with their respective hotline numbers shall be indicated to specify where violations may be reported.

SECTION 8. PROHIBITED ITEMS. Deadly weapons, firearms, explosives, prohibited drugs, or other items deemed detrimental to public safety or order shall be forbidden at all times in business establishments and places of entertainment and amusements covered under this ordinance.

SECTION 9. REASONABLE SAFETY MEASURES. All establishments covered by this Ordinance shall implement reasonable safety and security measures to prevent the entry of deadly weapons, firearms, explosives, prohibited drugs, or other items detrimental to public safety. At least one employee or security guard shall be designated to carry out this provision.

Such measures may include visual inspection of bags, use of metal detectors, or inspection upon the express consent of the individual concerned.

In cases where an inspection is deemed necessary:

- a) It shall be conducted only with the consent of the person to be inspected;
- b) It shall be carried out in a respectful, non-intrusive, and gender-sensitive manner; and
- c) If the person to be inspected is female, the inspection shall be conducted by a female security personnel or female employee, in accordance with existing laws and gender-sensitivity policies.

Establishments must display a visible notice at the entrance stating that “Security inspections are conducted for public safety and are subject to customer consent.”

SECTION 10. DENIAL OF ACCESS. Any person found to possess the prohibited items enumerated under Section 7 of this Ordinance shall be denied access to the covered establishments unless they peacefully surrender the prohibited items in their possession.

Business establishments are further obliged to deny access to minors while places of entertainment or amusement are prohibited to serve alcoholic beverages to minors who attempt to make such purchases.

SECTION 11. DUTY TO PEACE AND ORDER. In case of commotions or public disturbances within their area or immediate vicinity and it appears that peace and order can no longer be contained, the owners of the business establishments serving alcoholic beverages, or their employees on duty must immediately contact authorities to suppress or contain the said disturbance. These authorities can be the Tuguegarao Component City Police Station (TCCPS) the Business Permits and Licensing Office (BPLO), the City Legal Office, the Barangay Officials, or the City Social Welfare and Development Office (CSWDO).

SECTION 12. DISPLAY OF NOTICE. All establishments covered under this ordinance shall post a notice reminding the public of the provisions herein, subject to the specifications to be developed by the Business, Licensing, and Permits Office (BPLO).

CHAPTER IV PENALTIES

SECTION 13. PENALTIES. Prohibited acts and omissions under this Ordinance shall be penalized in the following manner:

- A. Those who purchased or consumed beyond the allowable period to serve and consume liquor shall be subject to the following fines:
 - a. ₱1,000 for the first offense;
 - b. ₱2,000 for the second offense;
 - c. ₱3,000 for the third offense.
- B. Failure to comply with the duties imposed under Sections 6, 7, 8, 9, 10, and 11 of this Ordinance by any seller or distributor shall be subject to the following fines/penalties:
 - a. ₱3,000 for the first offense;
 - b. ₱4,000 for the second offense.
 - c. ₱5,000 for the third offense, and the revocation of business permit upon the recommendation of the BPLO.
- C. Minor offenders shall be dealt with in accordance with the provisions of Republic Act No. 9344 or the Juvenile Justice and Welfare Account, particularly Title IV, Title V, and Title VI thereof, and, if applicable, provisions of the City's Curfew Ordinance, particularly **Section 6 and Section 7 of City Ordinance No. 05-2005**, as amended.
- D. Persons found to be in possession of prohibited items under Section 7 of this Ordinance shall be dealt with in accordance to the respective penal provisions of relevant laws such as, but not limited to, Republic Act No. 10591, Presidential Decree No. 9 as amended by Batas Pambansa Blg. 6, Presidential Decree No. 1866 as amended, and Republic Act No. 9165.
- E. For violations under **Section 6** (during disasters, public emergencies, and "special situations" as determined by the City Mayor), the following penalties shall be imposed:
 - 1) For persons caught buying, consuming, or under the influence of alcoholic beverages during the prohibited period, the following fines shall be imposed:
 - i. Buying alcoholic beverage/s - ₱500 for the first offense
- ₱1,000 for the second offense
- ₱1,500 for the third and subsequent offense/s
 - ii. Consuming alcoholic beverage - ₱1,000 for the first offense
- ₱1,500 for the second offense
- ₱2,000 for the third and subsequent offense/s
 - iii. Caught under the influence of alcohol
- ₱1,000 for the first offense
- ₱2,000 for the second offense, and
- ₱3,000 for the third and succeeding offense/s.
 - 2) The owner of an establishment found selling alcoholic beverages in violation of the liquor ban shall be subjected to a fine amounting to Three Thousand Pesos (₱3,000).
 - 3) The owner establishment that repeats the same preceding offense shall be subject to a fine of Five Thousand Pesos (₱5,000), and suspension or revocation of business permit upon recommendation of the BPLO.
 - 4) When a public official such as a barangay chairman refuses or fails to implement the provisions of this ordinance, he or she may be made liable to administrative sanctions pursuant to existing laws, ordinances, and other issuances or orders, without prejudice to the filing of criminal charges.

SECTION 14. PAYMENT OF FINES. Fines as provided under the immediately preceding section must first be fully settled with the City Treasurer's Office prior to the issuance or release of any requested city permits, certifications, or other official documents to the offender.

SECTION 15. LIABILITY FROM EMPLOYEES. Owners and operators of establishments shall be jointly liable for violations committed by their employees within their premises, unless they can prove that due diligence was exercised in supervision and compliance with this Ordinance.

CHAPTER V IMPLEMENTATION

SECTION 16. AUTHORITY TO DETERMINE SPECIAL SITUATIONS. The City Mayor through Executive Order shall have the authority to declare and determine any event, circumstance, or situation within the city as a "special situation" in accordance to the definition of terms under Section 2 for the purpose of applying the provisions of this ordinance.

The City Mayor shall exercise this discretionary power upon the recommendation of the City Disaster Risk Reduction and Management Council (CDRRMC), based on considerations such as but not limited to public safety, health, or economic or financial exigencies.

Once a situation is declared a "Special Situation" by the City Mayor, the penal provisions of this ordinance shall apply as specified in the declaration, and such application shall remain in effect until the City Mayor determines that the situation no longer meets the criteria of a "special situation" or until the termination date specified in the declaration, whichever comes first.

SECTION 17. IMPLEMENTING OFFICES. The City Mayor through the BPLO, and the PNP TCCPS in coordination with barangay officials shall be responsible for the implementation of this ordinance.

SECTION 18. INCENTIVES. Authorized personnel responsible for the apprehension of violators under this Ordinance shall be given a cash incentive by the City Government subject to the availability of funds.

SECTION 19. IMPLEMENTING RULES. The City Mayor shall formulate rules and regulations within (ninety) 90 days from the approval of the ordinance to ensure faithful compliance, taking into account legal and practical precepts.

CHAPTER VI FINAL PROVISIONS

SECTION 20. CONSTRUCTION OF PROVISIONS. In the interpretation and construction of this Ordinance, every effort shall be made to harmonize the same with existing laws, ordinances, and issuances. In case of apparent conflict, the provisions of this Ordinance shall be construed in a manner that gives full effect to its intent and purpose, without repealing or diminishing the force of other laws, ordinances, and issuances.

SECTION 21. SEPARABILITY CLAUSE. The provisions of this Ordinance are hereby declared to be separable and in the event that one or more of the other provisions are held illegal or unconstitutional, the validity of the other provisions shall not be affected.

SECTION 22. REPEALING CLAUSE. Ordinances, executive orders and other local legislation inconsistent with this Ordinance are hereby modified or repealed accordingly.

SECTION 23. EFFECTIVITY. This Ordinance shall take effect upon the upholding of its validity by the Sangguniang Panlalawigan, and after ten (10) days from its subsequent publication in a newspaper of general circulation, in accordance with the provisions of the Local Government Code.

On motion of _____, **CITY ORDINANCE NO. ____-10-2025** was **APPROVED** on **THIRD** and **FINAL** reading.