(4)

OFFICE OF THE S.P SECRETARY
TUGUEGARAO CITY, CAGAYAN
RECEIVED
Date: JAN 30 2026
Time: 12:15 PM
By :

DRAFT ORDINANCE AMENDING CHAPTER I SECTION 4 AND CHAPTER IV SECTION 21 OF THE TUGUEGARAO CITY PUBLIC MARKET CODE OF 2005.

Sponsored by: Hon. Tirso V. Mangada
Hon. Rosauro Rodrigo G. Resuello
Hon. Jude T. Bayona
Hon. Maria Rosario B. Soriano
Hon. Marc Aldous C. Baccay
Hon. Dennis Ryan G. Avila
Hon. Ronaldo S. Ortiz
Hon. Karina Gauani-Viernes

WHEREAS, the Tuguegarao City Public Market Code was enacted on May 18, 2005 to govern the administration, operation, and regulation of public markets in the City;

WHEREAS, during the rehabilitation and improvement of the New Don Domingo Public Market, a number of existing or long-time vendors were displaced or temporarily prevented from continuing their usual business operations;

WHEREAS, many vendors in the city public markets have devoted years, and in some cases decades, of lawful vending, contributing to the stability of the local market system and to the economic life of Tuguegarao City;

WHEREAS, it is a policy of the City Government to protect small vendors and recognize their contributions by providing fair opportunity, automatic preference, and continuity in stall allocation, subject to compliance with market rules and regulations;

WHEREAS, giving priority to qualified old vendors in the awarding of stalls promotes fairness, social justice, and continuity of legitimate businesses, while still allowing the City Government to regulate markets in the interest of order, sanitation, safety, and the general welfare;

WHEREAS, as a policy-making body and in the exercise of its legislative powers, the City Council under its authority to regulate the use of public markets and fix the terms and conditions for stall occupancy, may enact measures to ensure an equitable and transparent system in the allocation of market stalls.

NOW, THEREFORE, be it **ORDAINED** by the Sangguniang Panlungsod, in session assembled, to enact:

SECTION 1. TITLE. This Ordinance shall be known as the **"DRAFT ORDINANCE AMENDING CHAPTER I SECTION 4 AND CHAPTER IV SECTION 21 OF THE TUGUEGARAO CITY PUBLIC MARKET CODE OF 2005."**

SECTION. 2. Chapter I, Section 4 (8) is hereby amended as follows:

Section 4. **DEFINITION OF TERMS** - For the purpose of this, the following terms shall be understood in the sense indicated hereunder:

8. **STALLHOLDER/TENANT** - refers to the awardee of a definite space within a public market who pays rentals thereon for the purpose of selling his/her goods/ commodities or services.

8.1 **OLD STALLHOLDER/TENANT**- refers to person who have been previously granted with contract of lease and who have previously occupied old stall/spaces in the public market

8.2. **NEW STALLHOLDER/TENANT**- refers to a person who has not been previously granted a contract of lease for any stall or space in the public market and has not previously occupied any old stall or space therein.

SECTION. 3. Chapter I, Section 4 is hereby amended as follows:

28. **PREFERENTIAL RIGHT OF PREVIOUS STALL HOLDER** - refers to the automatic priority consideration granted to old stallholders in the allocation of stalls, spaces, or lease agreements within the Public Markets of Tuguegarao City.

SECTION. 4. Chapter IV, Section 21 is hereby amended to read as follows:

SECTION 21. **x x x x x x x x x x xx x x x x x x**

SECTION 21. 1 **PREFERENTIAL RIGHT OF PREVIOUS STALL HOLDER** – In the spirit of just and fair play, old and existing stallholders shall be granted an automatic preferential right to renew their lease agreements or to reoccupy their stalls following renovations, rezoning, reconstruction, or reallocation provided they have:

a. Complied with all the requirements set forth in the Market Code of Tuguegarao City
b. Settled all existing financial Obligations
c. Have not committed any grave or serious repeated violations of the Market Code

SECTION 4. SEPARABILITY CLAUSE. If for any reason, any provision of this Ordinance is declared invalid or unconstitutional, the remaining provisions not affected thereby shall remain and continue to be in full force and effect.

SECTION 5. REPEALING CLAUSE. Any and all resolutions or ordinances or parts thereof not consistent with the provisions of this ordinance are hereby repealed.

SECTION 6. EFFECTIVITY CLAUSE. This Ordinance shall take effect fifteen (15) days after its posting and publication in local newspaper of general circulation.