



Republic of the Philippines
Province of Ilocos Norte
MUNICIPALITY OF SAN NICOLAS

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE SECOND REGULAR SESSION OF THE
12TH SANGGUNIANG BAYAN OF THE MUNICIPALITY OF SAN NICOLAS, ILOCOS NORTE
HELD AT THE MUNICIPAL SESSION HALL ON THE 12TH DAY OF SEPTEMBER, 2023
AT 10:30 O'CLOCK IN THE MORNING.

PRESENT:

Hon. Luciano R. Caraang	Acting Vice-Mayor/Presiding Officer;
Hon. Moera Joy N. Galing-Luna	Member;
Hon. Erico R. Ruiz, Jr.	Member;
Hon. Chona P. Hernandez	Member;
Hon. Jessie Julito P. Pumaras, Sr.	Member;
Hon. Norberto S. Dadiz, Jr.	Member;
Hon. Juanito P. Ulep, Jr.	Member;
Hon. Cesar R. Agustin	Member;
Hon. Jorge Cesar T. Palafox	Member/Liga ng mga Barangay President;
Hon. Inno Ma. Angelo Paulo O. Hernando	Member/PPSK President.

ABSENT:

None.

“MUNICIPAL ORDINANCE NO. 2023-19

**AN ORDINANCE AMENDING ARTICLE Q, OF MUNICIPAL ORDINANCE NO. 2009-12
OTHEREWISE KNOWN AS “CODE OF GENERAL ORDINANCES OF THE MUNICIPALITY OF
SAN NICOLAS, PROVINCE OF ILOCOS NORTE”.**

BE IT ENACTED by the Sangguniang Bayan in session duly assembled the following:

SECTION 1. Section 2, Article Q. Liquor Ban on Minors, of Municipal Ordinance No. 2009-12, provides that:

SECTION 2. Definition of Terms. - As used in this Article, the following terms are herein defined:

- a. Beer Gardens - includes places where intoxicating and fermented liquors or malt are sold, disposed of, or given away for compensation, where the services of hostesses and/or waitresses are employed. This term shall include bars and videoke establishments serving liquor and intoxicating drinks to the public;*
- b. Class Hours - shall mean the time between 7:00 AM to 12:00 noon and 1:00 PM to 5:00 PM during which day classes are normally held;*
- c. Institutions - includes religious and educational establishments such as schools and churches. It shall also include cemeteries;*
- d. Minors - includes all persons below 18 years of age at the time of violation of any provisions of this Article;*
- e. One Hundred (100) Meters from the School Premises – refers to the distance starting from a point on the school fence or the school lot boundaries, whichever is applicable, and up to 100 meters from that point; and*
- f. Public Places - includes national, provincial, or barangay streets, parks, plazas, and such other places open to the public;*

SECTION 2. Section 2, Article Q. Liquor Ban on Minors, of Municipal Ordinance No. 2009-12, is hereby amended, to wit:

SECTION 2. Definition of Terms. - As used in this Article, the following terms are herein defined:

- a. Alcoholic products – includes beer, wine, vino, Native fermented drink (basi) and other alcoholic drinks.*
- b. Beer Gardens - includes places where intoxicating and fermented liquors or malt are sold, disposed of, or given away for compensation, where the services of hostesses and/or waitresses are employed. This term shall include bars and videoke establishments serving liquor and intoxicating drinks to the public;*
- c. Business establishments – Stores, Restaurants, Bars, Clubs, and others businesses offering to sell alcoholic beverages/products whether having a valid business permit or not.*
- d. Class Hours - shall mean the time between 7:00 AM to 12:00 noon and 1:00 PM to 5:00 PM during which day classes are normally held;*
- e. Institutions - includes religious and educational establishments such as schools and churches. It shall also include cemeteries;*
- f. Minors - includes all persons below 18 years of age at the time of violation of any provisions of this Article;*
- g. One Hundred (100) Meters from the School Premises – refers to the distance starting from a point on the school fence or the school lot boundaries, whichever is applicable, and up to 100 meters from that point; and*
- h. Public Places - includes national, provincial, or barangay streets, parks, plazas, and such other places open to the public;*
- i. Valid I.D. Card – refers to a document that can prove your identity. Such should be issued by government agencies/authorities.*

SECTION 3. Section 3, Article Q. Liquor Ban on Minors, of Municipal Ordinance No. 2009-12, provides that:

SECTION 3. Rules and Regulations. -

- a. Liquor Ban on Minors.** It shall be unlawful for any retail storeowner, restaurant, carinderia, videoke or beer garden operator to serve or caused to be served liquor, alcoholic beverages and other intoxicating drinks to minors within the premises of their business establishments;
- b. Posting of Notices.** Retail store owners, restaurant, carinderia, videoke or beer garden operators serving intoxicating drinks to the public shall post appropriate notices in at least two (2) conspicuous locations in their business establishments regarding the liquor ban on minors. One such notice shall be posted right at the main entrance of the establishment;
- c. The size of each notice** shall be at least eight and a half inches by eleven inches (8½" x 11"). Failure to comply with this requirement shall result in the immediate cancellation of their Permit to operate; and

Page 3, Municipal Ordinance No. 2023-19;

- d. One Hundred Meters Ban. No retail store, carinderia, restaurant or any other business establishment shall be allowed to sell liquor or other intoxicating drinks within one hundred meters from the school premises.

SECTION 4. Section 2, Article Q. Liquor Ban on Minors, of Municipal Ordinance No. 2009-12, is hereby amended, to wit:

SECTION 3. Rules and Regulations. -

- a. Liquor Ban on Minors. It shall be unlawful for any retail storeowner, restaurant, carinderia, videoke or beer garden operator to serve or caused to be served liquor, alcoholic beverages and other intoxicating drinks to minors within the premises of their business establishments;
- b. Posting of Notices. Retail store owners, restaurant, carinderia, videoke or beer garden operators serving intoxicating drinks to the public shall post appropriate notices in at least two (2) conspicuous locations in their business establishments regarding the liquor ban on minors. One such notice shall be posted right at the main entrance of the establishment;
- c. The size of each notice shall be at least eight and a half inches by eleven inches (8½" x 11"). Failure to comply with this requirement shall result in the immediate cancellation of their Permit to operate; and
- d. One Hundred Meters Ban. No retail store, carinderia, restaurant or any other business establishment shall be allowed to sell liquor or other intoxicating drinks within one hundred meters from the school premises.
- e. The seller is hereby required to ask for proof of legal age. To properly determine the legal age of the buyer of alcoholic product the seller shall request from the buyer to present his/her valid Identification Card with his/her date of birth or Age prior to the selling of the alcoholic product.
- f. The seller shall then determine if the buyer has met the legal age requirement to purchase the alcoholic product. Once the buyer has met the proper age requirement, he or she may proceed with its purchase. However, if he or she failed to meet the requirement then the seller must refuse to sell the product.
- g. If the buyer fails to present his or her Identification Card then the seller must refuse to sell alcoholic product to the buyer regardless if his or her stature appears to be one of legal age or an adult.
- h. The Philippine National Police (PNP), Barangay Officials, Barangay Tanods, Business Permit and Licensing Officer (BPLO) and Municipal Treasurer shall be in-charge of the implementation and monitoring of this ordinance.

Section 5. Section 5, Article Q. Liquor Ban on Minors, of Municipal Ordinance No. 2009-12, provides that:

SECTION 5. Penalties. – Any person who violates this article shall be penalized by a fine in the amount of Two thousand pesos (P2,000.00) or imprisonment of two months (2), or both at the discretion of the court.

In the case of minor recidivists, they may also be required to render community service of not more than six (6) hours per offense. This community service shall be under the supervision of the Office of the Mayor or the MSWDO.





Section 6. Section 5, Article Q. Liquor Ban on Minors, of Municipal Ordinance No. 2009-12, is hereby amended, to wit:

SECTION 5. Penalties. – Any person who violates this article shall be penalized by a fine in the amount of:

First Offense - Two thousand pesos (P2,000.00) or imprisonment of two months (2), or both at the discretion of the court.

Second Offense – Two Thousand Five Hundred (2,500.00) or imprisonment of two months (2), or both at the discretion of the court.

Third Offense – Close of business and cancellation of business permit.

In the case of minor recidivists, they may also be required to render community service of not more than six (6) hours per offense. This community service shall be under the supervision of the Office of the Mayor or the MSWDO.


SECTION 7. Effectivity: This Ordinance shall take effect upon approval and compliance with the mandatory posting and publication requirement, prescribed under RA 7160, otherwise known as the Local Government Code of 1991.

UNANIMOUSLY APPROVED”.


Voting on the foregoing ordinance was as follows:

- AYES : Members Galing-Luna, Ruiz, Jr., Hernandez,
Pumaras, Sr., Dadiz, Jr., Ulep, Jr., Agustin, Palafox and
Hernando, I.
- NAYS : None.
- ABSTAINED : None.

I hereby certify to the correctness of the foregoing ordinance.


ENRIQUE P. ULEP, JR.
Secretary to the Sangguniang Bayan I

ATTESTED:


ATTY. LUCIANO R. CARAANG
Acting Vice-Mayor/Presiding Officer

APPROVED: 
NAPOLEON L. HERNANDO
Acting Mayor

Approved on: October 15, 2023