

ORDINANCE NO. 7926

AN ORDINANCE PROVIDING FOR THE PUBLIC IDENTIFICATION AND/OR PUBLICATION OF KNOWN AND/OR CONFIRMED DRUG LORDS, DRUG PUSHERS, DRUG PEDDLERS OR BROKERS AND PROTECTORS, GAMBLING LORDS AND PROTECTORS AND OTHER KNOWN CRIMINAL ELEMENTS BY PAINTING OR INSCRIBING WITH APPROPRIATE MARKINGS ON THEIR HOUSES, RESIDENCES, WALLS, GATES, FENCES OR OTHER PREMISES THEREOF, FOR THE PROTECTION, SAFETY AND WELFARE OF THE PUBLIC, ESPECIALLY THE YOUTH.

Be it ordained by the City Council of Manila, **THAT:**

SECTION 1. Declaration of Policy. The City Government of Manila is firmly committed to implement the State principles, policies and provisions of the Constitution and R.A. 7160 otherwise known as the Local Government Code of 1991 designed to promote and protect our people's welfare particularly the youth, and, towards this end, shall vigorously pursue the actualization of the following responsibilities:

- a) To maintain peace and order, protect life, liberty, and property, promote general welfare which are essential for the enjoyment by the people of the blessings of democracy (Section 5, Article II, 1987 Constitution);
- b) To recognize the vital role of youth in nation-building and promote and protect their physical, moral, spiritual, intellectual, and social well-being (Section 13, Article II, 1987 Constitution);
- c) To protect and promote the right to health of the people x x x (Section 15, Article II, 1987 Constitution);
- d) To defend the right of children to proper care and special protection from all forms of neglect, abuse, cruelty, exploitation and other conditions prejudicial to their development (Section 3(2), Article XV, 1987 Constitution); and
- e) To promote the general welfare of the people, particularly the health, safety, public morals, maintenance of peace and order, and preserve the comfort and convenience of the City's inhabitants (Section 16, R.A. 7160).

SEC. 2. Pursuant to the above-declared policies, the doctrine of "Parens Patriae" and the police power or the general welfare clause and in accordance with Section 458, Sub-section I(V) of R.A. 7160 otherwise known as the Local Government Code of 1991, there is hereby provided, prescribed and authorized a manner of public identification and/or publication of known and/or confirmed drug lords, drug pushers, drug peddlers or brokers and protectors, gambling lords and protectors and other known criminal elements by painting or inscribing with appropriate markings at the gate, fence, door, wall or in any conspicuous place of the house, residence or premises where said persons reside, stay and/or sojourn and publication in public places and/or the media the said markings or inscriptions to serve as notice and/or warning to the people of the presence of these notorious and undesirable persons whose activities are harmful and injurious to the life, safety, health and welfare of the people and disruptive of the peace and tranquility of the community and which activities should be prevented or avoided.



SEC. 3. Definition. The phrase "known and/or confirmed drug lords, drug pushers, drug peddlers or brokers and protectors, gambling lords and protectors and other known criminal elements" as used in this Ordinance shall mean individuals who have either been arrested, convicted or undergoing preliminary investigation or trial for violation of Republic Act No. 6425, as amended, otherwise known as the Dangerous Drugs Act of 1972 and other pertinent Laws. The list of such persons shall be prepared by the Office of the Mayor in consultation with the Western Police District Command (WPDC), the City Prosecutor and the Courts.

SEC. 4. The markings or inscriptions authorized under Section 2 hereof shall be as follows:

BEWARE:

Pursuant to City Ordinance No. _____
and so that the public may know and may
be guided, _____

(Name of Person)

a resident of or staying in house no.

(Complete Address)

has been arrested or charged before the
Prosecutor's Office or Court or convicted
in Case No.

(I.S.No.or Crim. No.) _____ (R.T.C. Branch No.)

and is a known _____
(State Category whether drug lord,
drug pusher, drug peddler or broker
or protector, etc.)

SEC. 5. The Mayor shall prescribe the material, paint and color and authenticating feature of the above-stated inscriptions to be placed or displayed on the houses, residences and premises of the drug lords, drug pushers, drug peddlers or brokers and protectors, gambling lords and protectors and other criminal elements herein enumerated.

SEC. 6. The City Mayor is further authorized to place or display other appropriate markings, slogans, billboards or signs in schools, churches, restaurants, markets, transport terminals and other public places to stop and prevent drug pushing and drug abuse and to protect the students, the youth and the general public.

SEC. 7. The City Mayor may, in the implementation of this Ordinance, direct any police officer of the Western Police District to execute the placing of the markings or inscriptions during daytime.

SEC. 8. Any person who shall attempt to prevent, cover, erase or in any way deface the painting or inscription so made without any authority from the Mayor or his authorized representative, shall be penalized by a fine of FIVE THOUSAND PESOS (P5,000.00) or imprisonment for a period of one (1) year, or both, at the discretion of the court.

SEC. 9. Any person who shall, without authority, paint or inscribe the markings herein prescribed or any marking or inscription of similar import on the residence, fence, door, wall, gate or premises of any innocent person or individual shall be penalized by a fine of FIVE THOUSAND PESOS (P5,000.00) or imprisonment for a period of one (1) year, or both.

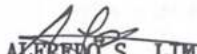
SEC. 10. In the event that the police officers had verified that the person so named in the marking or inscription had already left or abandoned the said residence or place, the Mayor or his authorized representative, upon receipt of such written verification, shall immediately erase, efface or remove the said marking or inscription.

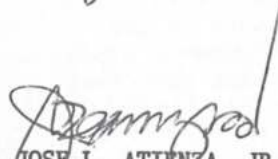
SEC. 11. This Ordinance shall take effect upon its approval.

Enacted by the City Council of Manila at its regular session today, July 29, 1997.


Approved by His Honor, the Mayor, on *August 6, 1997*


APPROVED:


ALFREDO S. LIM
Mayor
City of Manila


JOSE L. ATIENZA, JR.
Vice-Mayor and Presiding Officer
City Council, Manila

ATTESTED:


RAFAELITO M. GARAYBLAS
Secretary to the Mayor


EMMANUEL R. SISON
Secretary to the City Council

ADMINISTRATION MEASURE: Sponsored on the Floor by:
HON. NESTOR C. PONCE, JR., Majority Floor Leader.

ILT:drv/vpc.