



Republic of the Philippines
CITY COUNCIL
City of Manila

REGULAR SESSION NO. 24
12TH CITY COUNCIL

Begun and held in the City Council on Tuesday,
the twenty-ninth day of November, Two Thousand Twenty-Two

ORDINANCE NO. 8924

AN ORDINANCE EXPRESSLY REPEALING ORDINANCE NO. 8031, ENTITLED: "AN ORDINANCE AMENDING CERTAIN PROVISIONS OF ORDINANCE NO. 7941, OTHERWISE KNOWN AS THE PUBLIC LIABILITY INSURANCE ORDINANCE OF 1998, ENUMERATING COVERED ESTABLISHMENTS, EXEMPTING CERTAIN ESTABLISHMENTS AND PERSONS THEREFROM AND FOR OTHER PURPOSES" AND ORDINANCE NO. 7941, ENTITLED: "AN ORDINANCE REQUIRING OWNERS, OPERATORS, LESSEES, OCCUPANTS AND CONCESSIONAIRES OF BUSINESS ESTABLISHMENTS, CONTRACTORS AND DEVELOPERS AND PERSONS REQUIRED TO SECURE BUSINESS AND/OR BUILDING PERMIT IN DOING BUSINESS OR UNDERTAKING CONSTRUCTION OR REPAIR WORK IN THE CITY OF MANILA, TO SECURE PUBLIC LIABILITY INSURANCE, PROVIDING PENALTIES FOR VIOLATIONS THEREOF AND FOR OTHER PURPOSES"

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EXPLANATORY NOTE

On December 29, 1997, the City Council of Manila enacted Ordinance No. 7941, requiring owners, operators, lessees, occupants and concessionaires of business establishments, contractors and developers for a Public Liability Insurance as a requisite for securing a business or building permit.

On January 25, 2002, the City Council of Manila enacted Ordinance No. 8301, amending provisions in Ordinance No. 7941, providing an enumeration of Covered and Exempted Establishments.

On April 13, 2021, Joint Memorandum Circular (JMC) No. 01, Series of 2021, entitled: "Guidelines for Processing Business Permits, Related Clearances and Licenses in All Cities and Municipalities", was issued by the Anti-Red Tape Authority (ARTA), Department of Interior and Local Government (DILG), Department of Trade and Industry (DTI), and Department of Information and Communications Technology (DICT).

Said JMC is in consonance with the mandate of RA 11032, otherwise known as the "Ease of Doing Business and Efficient Government Service Delivery Act of 1998", which aims to streamline government procedures.

Said JMC mandates all Local Government Units (LGUs) to limit the documentary requirements for business permit applications to be submitted together with the Unified Application Form (UAF) to those listed below:

New Business Permit Applications

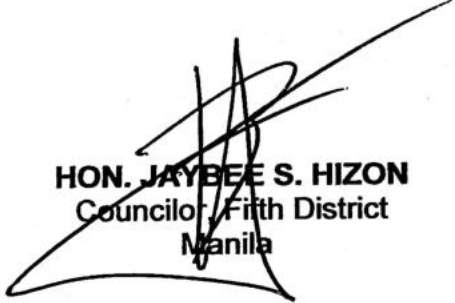
- a.) Proof of registration i.e., Certificate of Registration:
 - i.) Issued by the Securities and Exchange Commission (SEC) for all kinds of corporations;
 - ii.) Issued by the Cooperative Development Authority for cooperatives;
 - iii.) Issued by DTI for sole proprietor.
- b.) Proof of right of applicant to use location as business address, which may include any of the following:
 - i.) If owned, proof of ownership - Transfer Certificate of Title or Tax Declaration;
 - ii.) If not owned by the applicant - Contract of Lease, Memorandum of Agreement, or written consent of property owner.
- c.) Location plan or sketch of the location, clearly showing where business premises is located.
- d.) Fire Safety Inspection Certificate for Occupancy, valid in the last 9 months (requirement of BFP).
- e.) For applicants with valid FSIC for occupancy. Affidavit of Undertaking that there had been no substantial changes made on the building/establishment given the FSIC (requirement of BFP).

Business Permit Renewal Applications

a.) **Proof on annual gross receipts which may include:**

- i.) **Audited financial statements (AFS) or unaudited AFS for those who are not required to file AFS with the BIR or;**
- ii.) **Sworn declaration of gross sales or receipts; or**
- iii.) **Income tax returns.**

This Ordinance, once approved shall promote efficiency in business registration procedures, thereby improving business climate in our beloved city.



HON. JAYBEE S. HIZON
Councilor, Fifth District
Manila

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

SECTION 1. Ordinance No. 7941 and Ordinance No. 8031 are hereby expressly repealed.


SEC. 2. All ordinances or portions thereof which are contrary to the provisions of this Ordinance are hereby deemed repealed or modified accordingly.

SEC. 3. If any part, section or provision of this Ordinance shall be held invalid or unconstitutional by a competent court, other parts or portions that are not affected thereby shall remain valid.

SEC. 4. This Ordinance shall take effect immediately upon its approval.

This Ordinance was finally enacted by the City Council of Manila on November 29, 2022.


PRESIDED BY:


JOHN MARVIN C. "Yul Servo" NIETO
Vice-Mayor and Presiding Officer
City Council, Manila

ATTESTED:


LUCH R. GEMPIS, JR.
City Government Department Head III
Secretary to the City Council

APPROVED BY HIS HONOR, THE MAYOR, ON _____.


MARIA SHEILAH "Honey" H. LACUNA-PANGAN, MD, FPDS
Mayor
City of Manila

LAPSED INTO LAW *

ATTESTED:


MARLON M. LACSON
City Government Department Head III
(Secretary to the Mayor)




Republic of the Philippines
CITY COUNCIL
Manila

CERTIFICATION

This is to certify that Ordinance No. 8924, Entitled: **AN ORDINANCE EXPRESSLY REPEALING ORDINANCE NO. 8031, ENTITLED: "AN ORDINANCE AMENDING CERTAIN PROVISIONS OF ORDINANCE NO. 7941, OTHERWISE KNOWN AS THE PUBLIC LIABILITY INSURANCE ORDINANCE OF 1998, ENUMERATING COVERED ESTABLISHMENTS, EXEMPTING CERTAIN ESTABLISHMENTS AND PERSONS THEREFROM AND FOR OTHER PURPOSES"** AND ORDINANCE NO. 7941, ENTITLED: **"AN ORDINANCE REQUIRING OWNERS, OPERATORS, LESSEES, OCCUPANTS AND CONCESSIONAIRES OF BUSINESS ESTABLISHMENTS, CONTRACTORS AND DEVELOPERS AND PERSONS REQUIRED TO SECURE BUSINESS AND/OR BUILDING PERMIT IN DOING BUSINESS OR UNDERTAKING CONSTRUCTION OR REPAIR WORK IN THE CITY OF MANILA, TO SECURE PUBLIC LIABILITY INSURANCE, PROVIDING PENALTIES FOR VIOLATIONS THEREOF AND FOR OTHER PURPOSES."** was enacted by the City Council of Manila during its regular session on November 29, 2022. The same was Forwarded to the office of the Honorable Mayor on December 6, 2022.

Considering that more than ten (10) days lapsed, without any communication that the ordinance was approved or vetoed by local Chief Executive, Ordinance no. 8924 shall be **DEEMED APPROVED** as if he had signed it, pursuant to Section 54 par. (b) of R.A 7160, Otherwise known as Local Government Code of 1991.

Issued this 19th day of December 2022, In the City of Manila.


J. GEMPIS, JR.
City Gov't. Dept. Head III
Secretary to the City Council