

AN ORDINANCE AMENDING SECTION 822 OF THE COMPILED ORDINANCES OF THE CITY OF MANILA, BY DELETING THEREFROM CERTAIN CLASSES OF VAGRANTS; RECLASSIFYING OTHER ACTS OF VAGRANCY UNDER A NEW SECTION AND PRESCRIBING PENALTIES THEREFOR.

Be it ordained by the Municipal Board of the City of Manila, that:

SECTION 1. Section 822 of the Compiled Ordinances of the City of Manila is hereby amended to read as follows:

"SEC. 822. Vagrancy; penalty. - Any person who has no visible means of support and lives without lawful employment and lingers or loiters in or around any public building, places, educational institutions and churches, a gambler; one who, for the most part, maintains himself by begging or who, habitually idly loiters about, or wanders abroad, visiting or staying about hotels, cafes, drinking saloons, gambling houses, railroad depots, wharves, public waiting rooms, or parks; or who lodges in outhouses, hallways, market places, sheds, stables, unoccupied houses, lumber yards, or in the open air, not giving a good account of himself; or who wanders abroad and begs or places himself in the streets or other public places to beg by look, word, or sign or to receive alms; or who being diseased, maimed, or deformed so as to be an unsightly or disgusting object, exhibits himself in a public street or place; or who is found in or about any dwelling house, warehouse, coach house, stable or outhouse, or in any inclosed yard, garden or area, for any unlawful purpose, shall be deemed a vagrant and, upon conviction thereof, shall be punished by a fine of not more than two hundred pesos, or by imprisonment for not more than six months, with or without hard labor, on the streets or elsewhere, or by both such fine and imprisonment in the discretion of the court, for each offense."

SEC. 2. Other forms of vagrancy, with the corresponding penalties, are hereby prescribed as follows:

"822(a). Other Forms of Vagrancy penalties.

1. One who keeps a house of public gambling or gaming where prohibited games, such as those indicated in the Revised Penal Code, are allowed or played;
2. One who engages in prostitution, or acts as pimp or procurer, or who habitually accompanies a prostitute, or who keeps, sets up, maintains, operates or occupies any place, structure, building or conveyance for the purpose of prostitution; or who permits any place, structure, building or conveyance owned by him or under his control to be used for the purpose of prostitution, with knowledge or reasonable cause to know that the same is, or is to be used for such purpose, or

who receives or offers any person into any place, structure, building or conveyance for the purpose of prostitution, or permits any person to remain there for such purpose, or directs, takes or transports any person to any place with knowledge or with reasonable cause to know that the purpose of the latter is prostitution; or resides in, enters, or remains in any place, structure, or building for purposes of prostitution, or engages in prostitution by any means whatsoever.

3. A common gambler or who has been convicted for gambling two times, or oftener.

Whoever commits, causes or induces others to commit any of the acts covered by this section shall be punished by a fine and imprisonment in accordance with the following:

a. Upon a first conviction, by a fine of fifty pesos (P50.00) and by imprisonment for fifteen (15) days, with or without hard labor, on the streets or elsewhere;

b. Upon a second conviction, by a fine of one hundred (P100.00) pesos and by imprisonment for one (1) month with or without hard labor, on the streets or elsewhere;

c. Upon third conviction, by a fine of two hundred pesos (P200.00) and imprisonment for two (2) months, with or without hard labor on the streets or elsewhere, and in case of habitual offender, a fine of two hundred (P200.00) pesos and imprisonment of six (6) months, with hard labor on the streets or elsewhere, shall be imposed.

For purposes of this section, a person shall be deemed to be "habitual offender" if, at the time of his trial for one offense under Section 822 and 822(a), he or she shall have been previously convicted by a final judgment of another offense, embraced by said sections, a third time or oftener.


SEC. 3. This ordinance shall take effect upon its approval.

Enacted by the Municipal Board of the City of Manila at its regular session today, September 18, 1962.


Approved by His Honor, the Mayor on *October 11, 1962.*

APPROVED:


ANTONIO J. VIDLEGAS
Mayor
City of Manila


FRANCIS P. YUSOCO
President Pro Tempore
(Acting Presiding Officer)
Municipal Board

ATTESTED:


SERAFIN P. MANALO
Secretary to the Mayor


IRENEO KOMUSENG
Secretary, Municipal Board