



Republic of the Philippines
Province of Aklan
MUNICIPALITY OF MALAY



Office of the Sangguniang Bayan

MUNICIPAL ORDINANCE NO. 225
Series of 2005

**AN ORDINANCE REGULATING THE PRACTICE OF TATTOOING WITHIN
THE JURISDICTION OF LGU-MALAY.**

SECTION 1. - **RATIONALE.** The trade of tattooing in Boracay becomes part of the tourism business which a number of local and foreign tourists patronize. This however, if not done properly, may harm customers hence this regulation.

SECTION 2. - **DEFINITION OF TERMS:**

TEMPORARY SKIN ART - means staining the skin by using henna, glitters, stickers and body painting removable after one [1] week.

REAL SKIN ART - means tattoo, a permanent art deep in the skin by using single use needles by pricking the skin to push the ink inside.

BODY PIERCING SKIN ART - puncturing or penetrating the skin with single-use sterile needles and the insertion of sterile surgical steel jewelry.

SECTION 3. - **REGULATORY POLICIES.** It shall be mandatory for all tattoo/skin artists to observe the following regulatory policies:

- a) Only tattoo/skin artists who are LGU-Malay registered and issued a Mayor's Permit or license to render skin art/tattooing service may be permitted to exercise the same;
- b) Securing of a health certificate from LGU-Malay - Municipal Health Office is a pre-requisite to the issuance of a Mayor's Permit or License;
- c) Tattooing must be performed in permanent post or shop. Mobile and/or home service is strictly prohibited;
- d) No skin art/tattooing service shop shall be permitted to operate without an MHO issued certification that the same has passed MHO standards;
- e) Tattoo/skin artist must wear proper identification card while rendering service and display of Mayor's Permit and MHO Certification must be made at a conspicuous place in the shop or permanent post;
- f) Recycling of tattoo needles is strictly prohibited hence disposable needles shall be used;
- g) Paraphernalia and/or utensils used in tattooing must be sterilized hence use of autoclave machine is mandatory;
- h) Chemicals, such as tattoo paints, shall pass laboratory test conducted by Municipal Health Office - LGU Malay;

- i) The use of Black Dye or Phinelenidiamine is strictly prohibited and posting warning sign on its dangers in a conspicuous place in the shop or a permanent post is mandatory; Use of pure Henna is mandatory.
- j) Unless with a written parental consent, no person below fifteen [15] years of age shall be administered a permanent tattoo.
- k) Payment of appropriate LGU-Malay fees and charges upon submission of agreement/lot owner.

SECTION 4. - **MAYOR'S PERMIT FEE.** Payment of Mayor's Permit Fee in the amount of FIVE HUNDRED PESOS (P500.00) shall be made to the Municipal Treasurer's Office is a pre-requisite for issuance of license or permit to any tattoo/henna artist applicant.

SECTION 5. - **PENALTIES.** Any person who violates pertinent provision of this ordinance shall suffer the following fines and penalties:

FOR VIOLATING SECTION 2 PARAGRAPH (A) - a fine of FIVE HUNDRED PESOS (P500.00) for the first offense, ONE THOUSAND FIVE HUNDRED PESOS (P1,500.00) for the second and subsequent offenses and cessation of tattooing practice on both cases.

FOR VIOLATING OTHER PROVISION OF THIS ORDINANCE - a fine of ONE THOUSAND PESOS (P1,000.00) for the first offense, TWO THOUSAND FIVE HUNDRED PESOS (P2,500.00) for the second and subsequent offenses and cancellation of Mayor's Permit to engage in the trade of tattooing within the jurisdiction of LGU-Malay and imprisonment of thirty (30) days but not less than ten (10) days or both upon discretion of the court.


SECTION 6. - **AMENDMENTS.** All ordinances, rules and regulations, or parts thereof, provisions of which are in conflict with, or contrary to, the provisions of this ordinance are hereby repealed, amended, or modified accordingly.

SECTION 7. **DATE OF EFFECTIVITY.** This ordinance shall take effect upon its approval and proper publication.

ENACTED. JANUARY 19, 2005.

APPROVED. APRIL 21, 2005.

CERTIFIED TRUE COPY:


CONCORDIA S. ALCANTARA
Secretary to the Sangguniang Bayan

APPROVED. SP RESOLUTION NO. 05-224, dtd. 6-22-05

