
Present:
- SB Member Esel L. Flores, Presiding Officer Pro-Tempore
- SB Member Wilbec M. Gelito
- SB Member Jonathan C. Cabrera
- SB Member Rowen T. Aguirre
- SB Member Jupiter Aelred G. Gallenero
- SB Member Natalie C. Paderes
- SB Member Dante C. Pagsuguirion
- SB Member Paterno S. Sacapano, Jr.
- SB Member Ric P. Calvario, Liga President

Absent:
- Hon. Ceciron S. Cawaling, Municipal Vice Mayor (On Leave)
- SB Member Cristina R. Daguno, SK Federation President (Excused)

MUNICIPAL ORDINANCE NO. 319
Series of 2012

AN ORDINANCE PROHIBITING THE CARRYING OR CLUTCHING OF GLASS BOTTLES OF ANY BEVERAGE IN THE BEACHES OF BORACAY ISLAND AND PRESCRIBING PENALTIES THEREOF

(Sponsored by: Hon. Esel L. Flores)

WHEREAS, the Local Government Code empowers the Municipality to enact Ordinances intended to prevent, suppress and impose appropriate penalties for activities inimical to the welfare and morals of the inhabitants of the Municipality;

WHEREAS, it is also the duty of the Local Government to protect the environment and impose appropriate penalties for acts that endanger the environment;

WHEREAS, it has been a practice of Boracay Island’s revelers, merrymakers and partygoers to carry glass bottles of any beverage while walking or strolling in the beaches of Boracay;

WHEREAS, the end result of such practice always turns into the littering of these glass bottles to the detriment of the environment and the injury it may cause to visitors promenading the white beaches of Boracay Island;

NOW THEREFORE, be it ordained, as it is hereby ordained, by the Sangguniang Bayan of Malay in session duly assembled that:

SECTION 1. TITLE AND SCOPE. This Ordinance shall be known as the “ANTI-BOTTLE CARRYING ORDINANCE” of the Municipality of Malay, Aklan. It shall apply to all kinds or variety of glass bottles containing liquors, spirits or any beverages.
SECTION 2. PROHIBITION. The carrying or clutching of glass bottles containing liquors, spirits or any beverages while walking, strolling or promenading in the beaches of Boracay Island shall be prohibited, at all times.

SECTION 3. PENALTY. Any person found violating this Ordinance shall suffer a fine; Stern warning for first offense and ONE THOUSAND PESOS (PhP1,000.00) for the second offense. Subsequent offenses shall be fined TWO THOUSAND FIVE HUNDRED PESOS (PhP2,500.00) or imprisonment of not less than one (1) month nor more than six (6) months or both, at the discretion of the Court.

SECTION 4. IMPLEMENTATION. The strict implementation of this Ordinance shall be undertaken by the Office of the Mayor and its deputized representatives or the Malay Auxiliary Police (MAP) with the assistance of the Philippine National Police (PNP) and other law enforcement agencies.

SECTION 5. REPEALING CLAUSE. Any ordinance, orders, rules and regulations or any part thereof which are inconsistent with this ordinance are hereby repealed and modified accordingly.

SECTION 6. EFFECTIVITY. This ordinance shall take effect upon approval and proper publication.

ENACTED. JULY 17, 2012.

APPROVED. OCTOBER 2, 2012.

APPROVED. SP RESOLUTION NO. 2012-317, dtd. 11-21-12

I HEREBY CERTIFY to the correctness of the afore-quoted Municipal Ordinance.

CONCORDIA S. ALCANTARA
Secretary to the Sangguniang Bayan

ATTESTED:

ESEL L. FLORES
SB Member
Presiding Officer Pro-Tempore

APPROVED:

JOHN P. YAP
Municipal Mayor