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Republic of the Philippines  
**SANGGUNIANG PANLUNGSOD**  
Pasig City

Ordinance No. 05  
Series of 2012

**AN ORDINANCE PROHIBITING THE CARRYING AND USE OF CELLULAR PHONES AND OTHER FORMS OF ELECTRICAL COMMUNICATION DEVICES INSIDE PASIG CITY JAIL AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.**

Authored By: Councilors Rodrigo B. Asilo, Iyo Christian C. Bernardo, Christian G. Sia, Reynaldo R. San Buenaventura III, Regino S. Balderrama, Augustin Alexee C. Santiago, Lorna A. Bernardo, Richard C. Eusebio, Reynaldo F. Raymundo, Virgilio I. Del Rosario, Roberto E. Benito, Charmie Q. Benavides, LIGA Pres. Ferdinand A. Avis and SK President Julia Nicole B. Pua

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**WHEREAS**, Section 7160 of the Local Government Code expressly provides:

*“Section 16, General Welfare. Every Local Government unit shall exercise the powers expressly granted, those necessarily implied there from as well as power necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare”.*

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**WHEREAS**, the City Government of Pasig deems it imperative to install necessary measures and work and hand in hand with the national government offices, such as the Philippine National Police (PNP), the Bureau of Jail Management and Penology (BJMP) and other non-government agencies/organizations in its desire to protect its constituents;

**WHEREAS**, it is the policy of the state to maintain peace and order and the occurrence of any violence or any attempt thereto in each locality. Consistent with this policy, it shall be the top priority of this city to provide safety measures among its constituents with the end in view of promoting public welfare, safety and public morals.

**WHEREAS**, it has been noted that the carrying and use of cellular phones and other forms of electronic communication devices during jail visitations have been practiced despite the issuance of a directive from the BJMP National Office thus, jeopardizing security in jail operations.

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**NOW THEREFORE**, be it Ordained as it hereby Ordained by the Sangguniang Panlungsod of Pasig, in session duly assembled, that:

**Section 1.** The City Government of Pasig hereby prohibits the carrying and use of cellular phones and other forms of electronic communication devices inside the Pasig City Jail.

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**Section 2.** Definition of Terms – for the purpose of this Ordinance, the following terms are defined:

- a. **Cellular Phone** – is a long range, portable electronic device used for mobile communications through voice function of a telephone and/or text messaging, modern versions of which support additional services such as e-mail, packet switching for access to the internet and MMS for receiving and sending photos and videos.
- b. **Electronic Communication Devices** – any electronic device including cellphones capable of receiving and sending messages.

**Section 3.** Penalty Clause – Any person caught violating this Ordinance shall be penalized with the amount of Five Thousand Pesos (P5,000.00). However, if the violator is an inmate, his penalty shall also include confiscation of the communication device or unit.

**Section 4.** Implementing Authorities – The Pasig City – Philippine National Police and the Pasig City Jail (Bureau of Jail Management and Penology) are hereby tasked to formulate the implementing guidelines for the effective implementation of this ordinance.

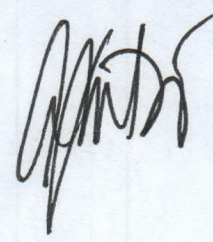
**Section 5.** Repealing Clause – If for any reason, any part or provision of this Ordinance shall be held unconstitutional or invalid, other parts or provisions of which are not affected thereby shall continue to be in full force and effect.

**Section 6.** Effectivity – This Ordinance shall take effect fifteen (15) days after publication in news paper of general circulation.

APPROVED, this 10<sup>th</sup> day of **May 2012** at Pasig City.

  
**IYO CHRISTIAN C. BERNARDO**  
Councilor

  
**RICHARD C. EUSEBIO**  
Councilor

  
**REYNALDO R. SAN BUENAVENTURA III**  
Councilor

  
**RODRIGO B. ASILO**  
Councilor



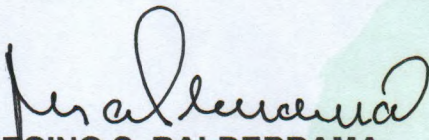


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**REGINO S. BALDERRAMA**  
Councilor

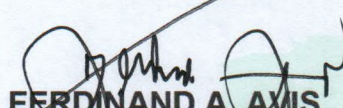
  
**REYNALDO F. RAYMUNDO**  
Councilor


  
**AUGUSTIN ALEXEE C. SANTIAGO**  
Councilor

**ROBERTO E. BENITO**  
Councilor

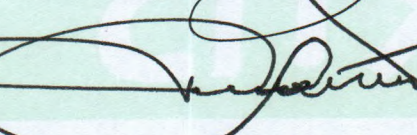
  
**LORNA A. BERNARDO**  
Councilor

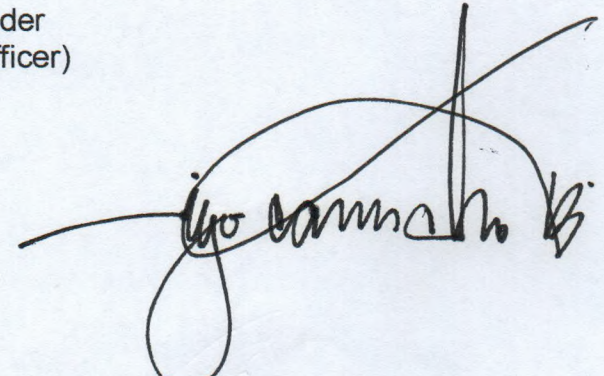
  
**CHARMIE Q. BENAVIDES**  
Councilor

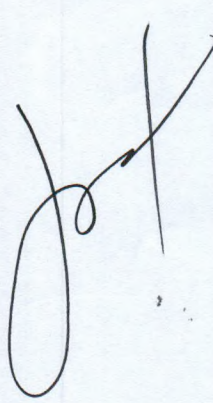
  
**FERDINAND A. AVIS**  
LIGA President

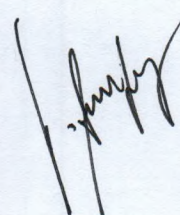
  
**JULIA NICOLE B. PUA**  
SK Federation President

  
**CHRISTIAN G. SIA**  
Councilor  
Minority Floor Leader

  
**VIRGILIO I. DEL ROSARIO**  
Councilor  
Majority Floor Leader  
(Acting Presiding Officer)

  
**LITO CANINA**









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APPROVED:

*[Handwritten signature of Rosalio D. Martires]*  
**ROSALIO D. MARTIRES**  
Acting City Mayor

Attested by:

*[Handwritten signature of Roberto A. Barretto]*  
**ROBERTO A. BARRETTO**  
Acting City Council Secretary

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*Lorna A. Bernand*

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