



Republika ng Pilipinas
SANGGUNIANG PANLUNGSOD NG MARIKINA

ORDINANCE NO. 033
Series of 2021

ORDINANCE TEMPORARILY WAIVING PAYMENT OF PENALTIES AND SURCHARGES FOR STALLHOLDERS WHO ARE ENGAGED IN THE BUSINESS OF SELLING NON-ESSENTIAL PRODUCTS AT THE DRY GOODS SECTION LOCATED AT THE CITY PUBLIC MARKET DURING THE ENHANCED COMMUNITY QUARANTINE PERIOD FROM MARCH 29-APRIL 11, 2021 UNTIL DECEMBER 31, 2021

Introduced by:

Councilor CLOYD S. CASIMIRO
Vice Mayor MARION S. ANDRES, M.D.

Co-Sponsored by:

Councilor ROMMEL S. ACUÑA
Councilor CARL ELI F. AFRICA
Councilor ZIFFRED A. ANCHETA
Councilor SERAFIN Y. BERNARDINO
Councilor PAUL B. DAYAO
Councilor LEVY DL. DE GUZMAN
Councilor ROMINA KATE N. DE GUZMAN-DAVID
Councilor DONN CARLO B. FAVIS
Councilor SAMUEL S. FERRIOL
Councilor ANGELITO R. NUÑEZ
Councilor JOEL V. RELLEVE, M.D.
Councilor RUBEN R. REYES
Councilor THADDEUS ANTONIO M. SANTOS, JR.
Councilor MANUEL E. SARMIENTO
Councilor LORETO F. TOLENTINO, JR.
Councilor JONAS MERVIN D. REYES

WHEREAS, many of the stallholders at the Dry Goods Section at the Marikina City Public Market failed to pay on or before the deadline of their monthly rental fees on the stalls leased to them, and in effect, had incurred penalties and surcharges due and payable to the City Government of Marikina;

WHEREAS, these stallholders clamoured and requested for a waiver of penalties and surcharges for the late or non-payment of their monthly rental commencing from the Enhanced Community Quarantine (ECQ) period which is from March 29 to April 11, 2021 until December 31, 2021 in order to ease in particular their financial burdens during the ECQ period and to cushion the economic effects of the COVID-19 pandemic in general;

WHEREAS, Sections 132 and 192 of RA 7160 otherwise known as the Local Government Code of 1991 provides that the imposition of taxes, fees or charges or the generation of revenues is a

legislative function and that by way of an Ordinance, tax exemptions, incentives or reliefs may be granted;

WHEREAS, the City Government of Marikina deems the waiver as necessary and reasonable and will not unduly cause any damage to the City as well as public interest and welfare;

NOW, THEREFORE BE IT ENACTED AS IT HEREBY ENACTED by the **SANGGUNIANG PANLUNGSOD NG MARIKINA** in session duly assembled, that:

SECTION 1. Short Title.- This Ordinance shall be known and cited as **“Penalty and Surcharge Waiver Ordinance for Dry Goods Section at the Marikina City Public Market.”**

SECTION 2. Declaration of Policy.- It is hereby declared policy of the City Government of Marikina to encourage and support business continuity and the resumption of economic activity of businessmen and investors in Marikina City by implementing measures and interventions to respond to COVID-19 pandemic.

SECTION 3. Scope of Application.- This Ordinance shall apply only to late or non-payment of monthly rental fees of stallholders of the Dry Goods Section of the Marikina City Public Market which fall within the ECQ Period (from March 29 to April 11, 2021) until December 31, 2021.

SECTION 4. Non-application of Penalties and Surcharges on Late Payment of Monthly Rental Fees.- The City Treasury Office and other concerned departments shall not charge the 25% penalty and 2% surcharge on late payment of the monthly rental fees of stallholders who are engaged in the business of selling non-essential products at the Dry Goods Section at the Marikina City Public Market starting from the ECQ period from March 29-April 11, 2021, to December 31, 2021.

SECTION 5. Treatment of Paid Penalty and Surcharge.- Stallholders who have paid penalties and surcharges for the month of March 2021 shall be treated and applied as an advance payment of their monthly rental fee of the stalls leased to them.

SECTION 6. Implementing Rules and Guidelines.- The Office of the City Market Administration, the City Treasury Office and the City Legal Office shall formulate the Implementing Rules and Regulations for the effective implementation of this Ordinance.

SECTION 7. Repealing Clause. – Any ordinances, policies, rules and regulations inconsistent herewith are hereby repealed or modified accordingly.

SECTION 8. Separability Clause. – If for any reason or reasons, any part or provision of these Ordinance shall be held invalid by a competent Court, other parts or provisions thereof that are not affected shall remain in force and effect.


SECTION 9. Effectivity Clause. – This Ordinance shall take effect upon its approval.

UNANIMOUSLY ENACTED BY SANGGUNIANG PANLUNGSOD NG MARIKINA, this 28th day of April, 2021. ✓



I HEREBY CERTIFY to the correctness of the foregoing Ordinance which was duly enacted by the *Sangguniang Panlungsod* during its 15th Regular Session held via video conferencing on April 28, 2021.


NORALYN R. TINGCUNGO
City Council Secretary

ATTESTED:


MARION S. ANDRES, M.D.
City Vice Mayor/Presiding Officer

APPROVED by the CITY MAYOR on MAY 10 2021


MARCELINO R. TEODORO
City Mayor