

Republic of the Philippines
Province of Ilocos Sur
Municipality of Vigan

Office of the Municipal Bayan

NEW VIGAN MARKET CODE

ORDINANCE NO. 11 Series of 1997

AN ORDINANCE REGULATING THE ESTABLISHMENT, CLASSIFICATION, ADMINISTRATION AND OPERATION OF GOVERNMENT OWNED/OPERATED PUBLIC MARKETS IN THE LOCAL GOVERNMENT OF VIGAN OTHERWISE KNOWN AS THE MARKET CODE OF VIGAN.

WHEREAS, it is the declared policy of the Local Government of Vigan to make public markets mere responsive and effective instruments of public service, as well as dynamic and viable enterprises to strengthen its economic potentials, with the ultimate goal of contributing significantly to local and national development;

WHEREAS, the Local Government of Vigan must always provide within its territorial jurisdiction diverse business opportunities to all classes of legitimate business “ climate “ and spur the economy of Vigan to promote and enhance the economic, social and spiritual well-being of its constituents;

WHEREAS, there is an urgent and great need to update and collate existing tax ordinances, and other ordinances, rules and regulations governing or pertaining to the operation of government owned controlled, or operated public markets in Vigan;

WHEREAS, there are ongoing and future development projects for the improvement and expansion of existing city owned, controlled, or operated public markets designed to promote and improve the capabilities of the Local Government to deliver desired public services and to ensure the safety, comfort and well-being of vendors and the buying public as well;

WHEREAS, the attainment of the above mentioned goals and objectives can only be achieved if the administration of city public markets are improved or streamlined, and the income from the operation thereof are made more realistic and reasonable in the light of prevailing conditions and circumstances;

NOW, THEREFORE, be it ordained by the Local Sanggunian of Vigan, in session duly assembled, that:

CHAPTER I GENERAL PROVISIONS

SECTION 1. TITLE. This Ordinance shall be known as the “ Market Code of Vigan “.

SECTION 2. SCOPE OF APPLICATION. This Ordinance shall govern the establishment, classification, administration and/or operation of government owned and, operated public and private markets and slaughterhouse in the Local Government of Vigan.

SECTION 3. AUTHORITY TO ESTABLISH PUBLIC MARKETS. The Local Government of Vigan, pursuant to existing laws, rules and regulations shall have the authority to establish, maintain and operate public markets within its territorial jurisdiction.

SECTION 4. DEFINITION OF TERMS. As used in this ordinance, the following terms shall mean as follows:

a.) Public Market – refers to any place, building or structure of any kind owned and operated by the Local Government of Vigan, and designated as such by the Sangguniang concern where basic food items and other commodities are displayed and offered for sale. Public Market also includes market stalls, “tiendas”, buildings, roads, subways, waterways, drainage, parking spaces and other appurtenances which are integral parts thereof.

b.) Market Premises – refer to any open space in the market compound; part of the market lot consisting of bare ground not covered by the market building or buildings.

c.) Government Owned and/ or Operated Public Markets – refer to those establishments constructed out of public funds or those leased/acquired by any legal mode or means from persons, natural or juridical, operated by the government through its instrumentality, branch or political subdivision.

d.) Market Section – refers to contiguous stalls, rooms, booths, spaces in the market classified according to the kind of merchandise, commodities, or foodstuffs offered for sale therein.

Sections in the public market shall be as follows:

- 1.) Fish Section – refers to the area where only seafoods and marine products fresh, iced or frozen fish such as clams, mussels, oysters, crabs, lobsters, shrimps, seaweeds, and other seafoods and marine products are sold.
- 2.) Meat Section – refers to the area where only all kinds of meat and meat products shall be sold.
- 3.) Dry goods Section – refers to the area where grocery items such as textiles, ready to wear clothes, native items, toiletries, novelties, footwear, kitchen wares, utensils and other household articles, handbags, school supplies, canned goods, shall be sold.
- 4.) Fruits and Vegetables Section – refers to the area where only all kinds of vegetables, fruits, root crops such as “camote” and cassava, spices and the like shall be sold.
- 5.) Eatery Section – refers to the area where only all kinds of cooked/prepared food and refreshment parlors such as cafeterias, carinderias and other selling delicacies.
- 6.) Rice and Corn Section – refers to the area where only rice and corn, and other grains or cereals are sold.
- 7.) Ice Storage Section – refers to the area where the sale of ice in whatever form shall be conducted.
- 8.) Dried and Salted Marine Product Section – refers to the area where all dried, salted or fermented fish shall be sold.
- 9.) Dressed Chicken Section – refers to the area where only dressed chicken shall be sold.
- 10.) Lechon Section – refers to the area where only roasted pig, cow or fowl shall be sold.

11.) Livestock Section – refers to the area where only live goat, pig, and the like shall be sold.

12.) Miscellaneous Section – refers to the area where any other item or business not classified as mentioned above shall be sold or allowed by the management of the market e.g. pottery, handicraft products, veterinary products, drugstore, etc.

e.) Market Stall – refers to any allocated space in the public market where merchandise of any kind is sold or offered for sale and from which a regular fee is collected on a defined periodic basis.

f.) Stallholder – refers to the awardee or grantee of the right to use a definite space within the public market from whom the rental, charge or fee is collected for the purpose of selling goods, commodities or services to the public.

g.) Vendor – refers to a person who sells goods, commodities or foodstuff within the market premises.

h.) Ambulant, Transient or Itinerant Vendor or Hawker – refers to a vendor or seller who does not regularly occupy a definite place of the market but one who comes either daily or occasionally to sell his or her goods whenever allowed by ordinance or rules and regulations enacted by the Sangguniang concern.

i.) Market Rental Fee – refers to the fee or charge paid to and collected by the Local Government through the Local Treasurer or his/her designated representative from market vendors or stallholders for the privilege of using market spaces or facilities.

j.) Occupancy Fee – refers to the fee or charge to and collected by the Local Government through the Local Treasurer or his/her duly designated representative from the applicant upon approval of their application.

k.) “Bagsakan” – is basically an area where wholesale goods are delivered in bulk and which functions as a transaction area for producers, wholesalers, and retailers.

l.) Local Government – refers to the Local Government of Vigan.

m.) Local Market Authorities – refer to the Local Government Officials in charge with the management of the public market, and/or specific aspects of such operation.

n.) Market Committee – refers to the body whose duty is the adjudication of vacant or newly constructed stalls in any public market.

o.) Vigan Commercial Center – the main public market established by the City Government.

p.) Support Facilities – refer to service areas directly supportive of market and slaughterhouse operations including the “bagsakan”, central collection station for wastes, fish evisceration area, ice storage facilities, cold storage and storage rooms, toilets, parking areas, ice plants, warehouses, trading posts and the like.

SECTION 5. SITE – No public market of any kind shall be established except on sites determined in accordance with pertinent existing laws, ordinances, rules and regulations.

SECTION 6. NUMBER OF MARKETS. – The Local Sanggunian shall determine the number of markets to be established in the local government, by taking into consideration the needs of both consumers and traders in the area and the economic viability of such public markets.

SECTION 7. LIMITATIONS ON TRANSFER OF MARKET SITE. – No transfer of market site shall be made unless conditions and development favorable to the relocation more suited to current needs and future development and progress, provided that no transfer of market site shall be made outside the territorial boundaries of the local unit concerned; and provided further, that the construction of the new public market shall be made in accordance with existing laws, ordinances, rules and regulations.

CHAPTER II SUPERVISION AND CONTROL

SECTION 8. LOCAL CHIEF EXECUTIVE – The Mayor exercises general control and supervision over the public market establishment, administered and operated by the Local Government of Vigan.

SECTION 9. MARKET SUPERVISOR – There shall be a Market Supervisor who, under the direct supervision and control of the Mayor, shall be in-charge of and responsible for the immediate administration and management of the government owned/operated public market as well as those that may be established in the future. The said Market Supervisor shall have full control and direction of the administrative performance and functions of all market personnel.

The Market Supervisor shall see to it that all cash collections are remitted to the Local treasurer.

CHAPTER III ADJUDICATION OF STALLS, ROOMS, BOOTHS AND SPACES

SECTION 10. MARKET COMMITTEE – There shall be a Market Committee which shall be composed of the Mayor as Chairman, Local Treasurer as Vice Chairman, Market Supervisor, Chairman of the Committee on Market and Committee on Finance of the Local Sanggunian, the President of the Federation of Market Vendors, President of the Vigan Chamber of Commerce and Industry and a representative of a consumer's group duly accredited by the Local Sanggunian and recognize by the Department of Trade and Industry as members who shall take charge in the adjudication of market stalls, rooms, booths and spaces to applicants of the Vigan Public Market in accordance with this ordinance and act on complaints and solve problems that may arise in connection with the functions and responsibilities vested upon them by this ordinance. The Committee shall certify to the Local Sanggunian on matters affecting market operation management.

SECTION 11. TO WHOM AWARD MAY BE MADE – No person shall operate or be awarded a market stall, room, booth or space, or be allowed to do business in the public market without first securing the permits and/or licenses required by

the Local Government and subject furthermore to the disqualification prescribed hereunder and the other pertinent provision of the ordinance.

No person shall sell, offer for sale or display any item or article or offer services to the public market, or use or occupy any stall, room, booth or space without having been awarded or assigned such stall, room, booth or space in the manner prescribed herein. The pertinent provisions of Chapter VII of this ordinance on restrictions and prohibitions imposed upon awardees of stalls, rooms, booths, or spaces shall be strictly adhered to.

SECTION 12. QUALIFICATIONS OR MARKET STALLHOLDERS – The following are the qualifications of market stallholders:

- a. Must be at least eighteen (18) years old
- b. Must be a Filipino Citizen
- c. Must not have been convicted or found guilty for violation of any ordinance, law, rules and regulations pertaining to market operations.
- d. Must not have any Tax accountability or liability with the Local Government of Vigan.
- e. Must be physically and mentally fit and not suffering from any contagious or communicable diseases.

SECTION 13. DISQUALIFICATION – Stallholders who have been convicted or found guilty of violating any law pertaining to the Market Code and those who have been ejected from his or her stall for cause as provided for in this ordinance shall be disqualified from filing another application for the lease of any other stall in the public market.

SECTION 14. DURATION AND REVOCATION OF LEASE – The lease or award of any stall, room, booth or space in the market shall be for a period of three (3) years renewable unless sooner revoked or cancelled for cause.

SECTION 15. PROCEDURE IN ADJUDICATING VACANT MARKET STALL, ROOM, BOOTH OR SPACE TO APPLICANTS – Vacant stall, room, booth or space shall be leased to applicants in the following manner.

- a. Notice of Vacancy – Notice of vacancy for vacant or newly constructed stall, room, booth or space shall be made for a period of not less than fourteen (14) days immediately preceding the date fixed for their award to qualified applicants to inform the public of the fact that such stall, room, booth or space is available for lease. Such notice shall be posted conspicuously on the bulletin board in the market and in two (2) other public places.

The notice of vacancy shall be written on cardboard, thick paper, or any other suitable material and shall be in the following form:

NOTICE

Notice is hereby given that Stall, Room, Space, Booth No. ____, Building No. ____ of the _____ Market is vacant (or will be vacant) on _____. Any person duly qualified and desiring to lease this stall, room, booth, space, shall file an application therefore on the prescribed form (copies may be obtained from the office of the Local Treasurer during office hours) on or before 12:00 noon of _____, 19____, after which time no more applicants will be

entertained by the Market Committee to be conducted on _____, 19____, at the Office of the Local Treasurer by the Market Committee. This stall, room, booth or space is found in the _____ Section and is intended for the sale of _____.

Local Treasurer

- b. The applicant shall be under oath. It shall be submitted to the Office of the Local Treasurer by the applicant either in person or through his or her authorized representative. An application fee in the amount of Two Hundred Pesos (P200.00) shall be collected from each applicant to cover the necessary expenses.
- c. It shall be the duty of the Local Treasurer to keep a register book showing the names and addresses of all applicants for vacant stall, room, booth, or spaces; the number and description of the stall, room, booth, or space applied for and the date and hour of receipt of the application. The said officer shall acknowledge receipt of the application setting forth therein the time and date of receipt thereof. The application shall be substantially in the following form:

APPLICATION TO LEASE MARKET STALL

Address

Date

The Local Treasurer
Vigan, Ilocos Sur

Sir/Ma'am:

I, _____ hereby apply to lease Stall No. _____ Building No. _____ section of the _____ Market. I am _____ years old, a citizen of the Philippines and residing at _____.

Should the above-mentioned stall, room, booth, or space be lease to me in the accordance with the market rules and regulations, I promise to hold the same under the following conditions:

- 1. That while I am occupying or leasing this stall, room, booth, or space, I shall at all times have my latest (2" x 2") picture and attached to my mayor's permit, conveniently frame and hanged up conspicuously in the stall, room, booth, or space.

2. I shall keep the stall, room, booth, or space at all times in good sanitary condition, and comply strictly with all pertinent market laws, ordinances, rules and regulations, now existing or which may hereafter promulgated.
3. I shall pay the corresponding rents for the stall, room, booth, or space in the manner prescribed by the existing ordinance.
4. I shall not sell or transfer my privilege to the stall, room, booth, or space, or otherwise permit another to conduct business thereon.
5. Any violation on my part or on the foregoing conditions shall be sufficient cause for the authorities to cancel my lease contract and simultaneously close and /or padlock my market stall.

Very truly yours,

Applicant

I, _____, do hereby state that I am the person who signed the foregoing application, that I have read the same, and that the contents thereof are true to the best of my knowledge.

Applicant

SUBSCRIBED AND SWORN to before me this _____ Philippines, this ____ day of _____, affiant applicant exhibiting to me his/her Comm. Tax Cert. No. _____ issued on _____ at _____ Philippines.

Administering Officer

- d. That after the award of any stall, room, booth or space, a contract of lease shall be executed by the Mayor representing the city government and the awardee after the latter has complied with all other requirements. The contract of lease shall be substantially in the following form but may be modified to conform to the needs of the particular market:

CONTRACT OF LEASE

KNOW ALL MEN BY THESE PRESENTS:

This contract of Lease is made and entered into by and between:

Local Government of Vigan, a public corporation existing under and by virtue of the laws the Philippines, represented in this act by its Mayor _____ hereinafter called the LESSOR;

- and -

_____, of legal age, single/married, Filipino citizen, and a resident of _____ Philippines, hereinafter called the LESSEE;

WITNESSETH

That the LESSEE is an awardee of stall no. _____ of bldg. _____ Section of the _____.

Public Market during the raffle of stalls conducted on _____ 19__ at _____;

That LESSOR hereby issues the aforesaid stall in favor of the aforementioned LESSEE, subject to the following terms and conditions:

1. That this Contract of Lease shall be for a period of three (3) years from date hereof sooner cancelled or revoked for cause.
2. That LESSEE shall upon the execution of this contract pay a two-month advance rental fee as provided under Section 21 of the Market Code.
3. That LESSEE shall at all times keep the stall in good sanitary condition and shall comply strictly with all market laws, ordinances, rules and regulations now existing or which may hereafter be promulgated.
4. That the LESSEE shall pay the corresponding rent for the stall and shall secure business permit and license therefore in the manner and amount prescribe by existing ordinance.
5. That the LESSEE shall be allowed to take possession over his/her awarded stall only upon compliance with all prescribed requirements.
6. That the business to be conducted in the stall shall belong exclusively to the herein lessee.
7. That LESSEE shall not sell, sublease or transfer his/her privilege to the stall nor otherwise permit another person to conduct business therein.
8. That LESSEE shall not use the privilege to the stall whether directly or indirectly, as his collateral or security for any loan agreement with any public or private entity.
9. That at any given time, should the market stall/stalls be used for a purpose other than that which is intended, or remained closed or idle for at least thirty (30) consecutive days. For no valid reason, the same shall be declared abandoned and the lease shall be revoked by the city government after prior notice.
10. That the required market rental shall be paid weekly during office hours and failure and/or non-payment of the weekly rental within four (4) consecutive weeks shall be sufficient cause for the revocation of the lease.
11. That the Lessee shall not in a manner alter the structure of said stall without prior approval of the Lessor.
12. That violation of any of the foregoing terms and conditions and other applicable laws, ordinances, rules and regulations shall be sufficient cause for the cancellation or revocation of this contract of lease.

IN WITNESS WHEREOF, the parties have hereunto set their hands this _____ day of _____, Vigan, Ilocos Sur.

LOCAL GOVERNMENT OF VIGAN
LESSOR

Stallholder/Lessee

Mayor

SIGNED IN THE PRESENCE OF :

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
VIGAN, ILOCOS SUR)S.S.
X -----)

BEFORE ME, a Notary Public, for and in province of Ilocos Sur, Philippines, this ____ day of _____, _____, personally appeared Mayor _____ with Comm. Tax Certificate No. _____ issued at Vigan, Ilocos Sur, on _____, and _____ with Comm. Tax Certificate No. _____ issued at the Local Government of Vigan on _____, _____, both known to me and to me known to be the same persons who executed the foregoing instrument and they acknowledged that the same is their free act and voluntary deed.

This instrument consist of _____ (_____) pages including this page in which the acknowledgment is written, each and every page hereof having been signed by the parties and their instrumental witnesses.

WITNESS MY HAND AND SEAL at that place on the date first above-written.

Notary Public

Doc. No. _____;
Page No. _____;
Book No. _____;
Series of _____.

- e. The lease contract must be accompanied with certificate of award signed by the Chairman of the Market Committee attesting to the fact that lessee has been granted the award to occupy the stall he or she is applying for after raffle/bidding has been conducted in accordance with the procedure set forth in this Ordinance and after the said lessee has been complied with all the requirements.
- f. The successful applicant shall furnish the Local Treasurer two copies of his/her picture immediately after the award of the lease. It shall be the duty of the Treasurer to affix one copy of the picture to the application and the other copy to the record kept by the said official.

SECTION 16.VACANCY OF THE STALL BEFORE EXPIRATION OF LEASE –
If for any reason a stallholder or lessee discontinues or is required to

discontinues or is required to discontinue his business before his lease of the stall expires, such stall shall be considered vacant and its occupancy thereafter shall be disposed of in the manner herein prescribed.

SECTION 17. EFFECT OF DEATH OF LESSEE – Upon the death of the stallholder of a stall, the contract of lease covering the said stall shall be deemed terminated. However, if the deceased leaves a surviving spouse or children who are qualified under the provisions of this Ordinance, and who desire to continue the business of the deceased, the lease shall be deemed transferred to the deceased's spouse or children upon application therefore. Provided, that the local market authorities shall be notified within thirty (30) days after the death of the original lessee of the desire of the spouse or children to succeed and upon the payment of all necessary rents or lease due to the time of death of the original lessee.

SECTION 18. All market stall, room, booth or space shall be numbered consecutively.

CHAPTER IV MARKET SECTIONS AND COLLECTION OF FEES

SECTION 19. MARKET SECTION- The Vigan Public Market shall be divided into various sections defined under Section 4, Chapter I of this Ordinance for an efficient and effective administration thereof.

Market sections are as follows:

1. Fish Section
2. Meat Section
3. Dry Goods Section
4. Fruits and Vegetables Section
5. Eatery Section
6. Rice and Corn Section
7. Ice Storage Fish Section
8. Dried and Salted marine Products Fish Section
9. Dressed Chicken Section
10. Lechon Section
11. Livestock Section
12. Miscellaneous Section

Other sections however may be allowed, upon recommendation of the Market Committee and with the approval of the Local Sanggunian as appearing under Section 10 as the need arises.

SECTION 20. NUMBER AND LOCATION OF STALLS- The number and location of stalls, rooms, booths, or spaces in the Vigan Public Market shall be as appearing in the plan hereto attached as ANNEX "A" and made an integral part of this Ordinance.

SECTION 21. MARKET RENTAL, ENTRANCE FEES AND OTHER CHARGES- Daily rental fees of market, stalls, rooms, booths, or spaces are hereby fixed and computed in accordance with the following rates:

RATES OF MARKET FEES

Market Rental Fees

SECTION	(Prime space)	
	CLASS A	CLASS B
		Meter per Day
1. Fresh Fish	P 6.00	P 5.00
2. Meat	6.00	5.00
3. Dry Goods	6.00	5.00
4. Rice Corn	6.00	5.00
5. Fruits and Vegetables	6.00	5.00
6. Eatery	6.00	5.00
7. Lechon Section	6.00	5.00
8. Dressed Chicken	6.00	5.00
9. Dried and Salted Fish	6.00	5.00
10. Ice Storage	6.00	5.00
11. Livestock	6.00	5.00
12. Miscellaneous	6.00	5.00
1. Front corner stall, rooms Booths, spaces		additional 20% of the rate imposed under this section
2. Front stalls, rooms, booths Spaces		additional 15% of the rate imposed under this section

PROVIDED, FURTHERMORE, for the next 7 years, there shall be a gradual 10% increase in the rental rates of stalls, rooms, booths, or spaces and other fees and charges except otherwise if this will be revised by the Local Sanggunian or shall recommend other provisions.

1998 up to 2000	10%
2001 up to 2003	10%

PROVIDED, FURTHERMORE, that there shall be fees to be collected from persons, corporations, partnership or entities offering for sale merchandise in jeepneys, pick-ups, trucks, bancas, fishing boats or any other conveyances parked or displayed at or in the vicinity of the public market, or in other places within the territorial jurisdiction of the Local Government of Vigan, the following "entrance" fees shall be imposed;

RATE OF FEES

a) For rice, corn, sugar, or similar commodities placed in sacks, per sack	P 10.00
b) For mongos, beans and ginger placed in sacks per sack	Small- 5.00 Big- 10.00
c) For pigs (large) 50 kilos or more per head	P 10.00
d) For pigs (medium) 50 kilos or more but less than 80 kilos, per head	P 5.00
e) For pigs (small) less than 50 kilos per head	P 3.00
f) For goats, sheeps, etc., per head	P 5.00
g) For chickens, ducks, or fowls, per head	P 2.00
h) For fresh eggs, per tray	P3.00
i) For vegetables placed in big baskets "tiklis" per basket	10% of the assessed value
j) For fruits placed in big baskets "tiklis", per basket	10% of the assessed value
k) For one jeepney pick up load of vegetables and/or fruits or pick-up load	P300.00/jeep
l) For one truckload of vegetables and/or fruits truckload (10 tons)	P500.00 per
m) For every kilo of fish, seafoods and or marine products brought into the vicinity of the public market or in other places within the territorial jurisdiction of the local Government of Vigan by producers, distributors or Wholesalers;	

Ipon - 10% of the assessed value
P 50.00 per kerosene can

Ilado-Class A P100.00 per Styrofoam
Class B P 80.00 per Styrofoam

The above-mentioned "entrance" fees shall be collected through cash tickets.

Meat Section	P1, 000.00 per sq.m.	P1,500.00 per sq.m.
Fish section	P1,000.00 per sq.m.	P1,500.00 per sq.m.
Fruits and Vegetables	P 1,000.00 per sq.m.	P1,500.00 per sq.m.
Rice and Corn	P1,000.00 per sq.m.	P1,500.00 per sq.m.
Eateries	P1,000.00 per sq.m.	P1, 500.00 per sq.m.
Dry Goods	P1,000.00 per sq.m.	P1,500.00 per sq.m.
Dried and Salted Marine Products	P1,000.00 per sq.m.	P1, 500.00 per sq.m.
Lechon	P1,000.00 per sq.m.	P1, 500.00 per sq.m.
Dressed Chicken	P1,000.00 per sq.m.	P1, 500.00 per sq.m.
Ice Storage	P1,000.00 per sq.m.	P1, 500.00 per sq.m.
Livestock	P1,000.00 per sq.m.	P1, 500.00 per sq.m.
Miscellaneous	P1,000.00 per sq.m.	P1,500.00 per sq.m.

SECTION 26. COLLECTION- Collection in the public market of fees from ambulant/transient vendors, fees from delivery trucks and other taxes and fees due to the Local Government shall be the responsibility of the Local Treasurer. To ensure that such responsibility is properly and effectively discharged, all market collectors including other personnel involved in collection functions, shall directly be under the control and supervision of the Local treasurer to ensure proper accountability and to optimize collection efficiency and performance.

SECTION 27. ANTE-MORTEM, POST-MORTEM INSPECTION, AND POST ABATTOIR CONTROL- Ante-mortem and post-mortem inspection, and post abattoir control shall be conducted by duly authorized personnel of the Local Government of Vigan, Ilocos Sur.

SECTION 28. ANTE-MORTEM AND POST-MORTEM FEES- The following fees shall be imposed and collected.

a. Ante-mortem fees- Prior to being slaughtered, livestock shall be inspected to determine if these are fit for human consumption, and the following fees will be collected:

- | | |
|---------------------------|-------|
| 1) Large cattle, per head | P5.00 |
| 2) Hogs, per head | 5.00 |
| 3) Others, per head | 5.00 |

b. Post- mortem fees shall be imposed and collected;

- | | |
|---------------------------------------|------------|
| 1) Large cattle (cow, carabao, horse) | P0.75/kilo |
| 2) Hogs, per head | 0.50/kilo |
| 3) Others, per head | 0.25/kilo |

C. Coral Fee

- | | |
|----------------------|--------|
| 1) Cattle | P10.00 |
| 2) Carabao and Horse | 10.00 |
| 3) Hogs | 5.00 |

SECTION 29. PERMIT TO SLAUGHTER- Before any animal is slaughtered for public consumption, a permit shall be obtained from the Office of the Mayor or the Office of the Local Veterinarian, if such exists and the Local Treasurer shall collect the herein below fees.

	Permit Fee	Slaughter fee
Large cattle, per head	P20.00	P22.00
Hogs, per head	P10.00	P13.00
Goats, per head	5.00	5.00
Sheep, per head	5.00	5.00
Others, per head	5.00	5.00

SECTION 30. A FEE FOR WEIGHING ANIMALS AT THE VIGAN PUBLIC SLAUGHTER HOUSE-

30.1 There shall be a fee for the use of the Local Government's weighing scale at the slaughterhouse at a rate of ten peso per kilo of ten (10) percent the animal's weight.

30.2 It shall be the duty of the Meat Inspector or his duly authorized representative to supervise the weighing of animals at the Vigan Slaughterhouse and to compile complete records in this regard.

30.3 Any person violating this Section shall be subject to pay a fine of Two Hundred Pesos (P200.00).

SECTION 31. PLACE OF SLAUGHTER- The slaughter of any kind of livestock or animal for sale to or consumption by the public shall be done only in the slaughterhouse duly licensed or authorized by the Local Government. The slaughter of livestock or animals for home consumption may be done elsewhere, provided that the livestock or animal slaughtered shall not be sold or offered for sale.

SECTION 32. REQUIREMENTS FOR THE ISSUANCE OF A PERMIT FOR THE SLAUGHTER OF ANIMAL (CATTLE, CARABAO AND HORSE) - Upon issuance of the permit required under this Ordinance, large animals shall be slaughtered at the slaughterhouse duly recognized by the Local Government. Before issuance of such permit, the Local Treasurer or his representative shall require, in the case of branded cattle, the production of the certificate of ownership, if the owner is the applicant, or if the applicant is not the original owner, the production of the original certificate of ownership and the certificate of transfer showing title in the name of the applicant.

If the applicant is not the original owner, and there is no certificate of transfer made in his favor, such certificate shall be issued and the corresponding fee therefore collected. For unbranded cattle that has not yet reached the required age of branding, the Local Treasurer or his representative shall require proof or

evidence as will be necessary and satisfactory to convince him regarding the ownership of the animal to be slaughtered. For unbranded cattle of the required age, the necessary owner's and the transfer certificate shall be issued and the corresponding fees collected therefore before the permit is granted.

SECTION 33. LICENSING OF MEAT HANDLERS AND DEALERS- The licensing of meat handlers, meat dealers, meat processors, meat vendors, meat dressers, meat cutters, meat butchers and other meat processors shall be done by the Local Government, subject to the payment by the former of reasonable fees herein below fixed:

Meat Handlers	P30.00 per person/year
Meat Dealers	P30.00
Meat Processors	P50.00
Meat Vendors	P30.00
Meat Dressers	P25.00
Meat Cutters	P25.00
Meat Butchers	P25.00

SECTION 34. DAILY OPERATION IN THE SLAUGHTERHOUSE- The daily time operation in the slaughterhouse is as follows:

From Monday to Friday	2:30 A.M. to 8:00 A.M.
Saturday, Sunday and Holiday	2:00 A.M. to 8:00 A.M.

However, emergency slaughtering shall be allowed beyond the daily time operation as specified under the supervision of the Meat Inspector.

The Meat Handlers and dealers, before being licensed must have undergone the appropriate training or seminar to be conducted by the Local Government, or any other government agency duly qualified or tasked to conduct such training or seminar.

CHAPTER V

SPECIAL MARKETS

SECTION 35. SPECIAL MARKETS/TRANSIENT VENDORS DAY ALLOWED- Special Markets, to include Transient vendors or market day or fair may be allowed, subject to the provisions of this Ordinance, or such other rules and regulations as may be promulgated by the Local Sanggunian outside the Vigan Public Market.

SECTION 36. ESTABLISHMENT OF TRANSIENT/ITINERANT/HAWKER VENDORS SITE- There shall be established a Transient/Itinerant/Hawker Vendors site of the Vigan Public Market.

SECTION 37. DESIGNATION OF TRANSIENT/ITINERANT/HAWKER VENDORS DAY- The transient Vendors day in the local Government of Vigan shall be held on the site defined in Section 35, supra, during the contracted period of days.

SECTION 38. CONCEPT OF TRANSIENT/ITINERANT/HAWKER VENDORS- On the site and on the day contemplated in the preceding section, all interested persons not otherwise prohibited by existing law shall bring and display their goods for exchange, sale or barter, on the stalls/spaces designated thereon; provided, that they are the producers thereof; provided, further, that non-producers of any article or commodity may be allowed to display their goods when there are still spaces available.

SECTION 39. HEALTH AND SANITATION- The vendors shall be subject to existing health laws, ordinances, rules and regulations and shall keep their spaces and its premises clean and sanitary and shall pile their refuse and garbage in the place provided for the purpose.

CHAPTER VI

MAINTENANCE OF PUBLIC MARKET

SECTION 40. CLEANLINESS AND SANITATION – The public market and its premises must be kept clean and in excellent sanitary condition at all time to safeguard the health and safety of the buying public as well as the market vendors and stallholders, and the market personnel. Facilities for sanitation and maintenance shall be provided.

SECTION 41. SANITATION PERSONNEL – The market must have adequate number of personnel responsible for sanitation and maintenance within the market and its premises. The cleaning of the market premises should be done preferably before and after market hours.

SECTION 42. RESPONSIBILITY OF VENDORS/STALLHOLDERS –It shall be the responsibility of every market stallholders to keep and maintain his or her stall clean or in good sanitary condition. Stallholders or vendors shall be responsible for the cleanliness of the passageways, alleys or spaces immediately in front, behind or beside their stalls.

SECTION 43. ADEQUATE FACILITIES REQUIRED – Adequate and proper drainage and sewerage system shall be provided in every public market. Likewise all public markets shall have ample water for cleaning and separate drinking facilities

SECTION 44. PUBLIC TOILETS – Public Toilets with adequate lavatories shall be provided in every public market and these should be kept sanitary and clean at all times. A maintenance fee of One Peso (P 1.00) shall be charge by the Office of Local Treasurer or his/her duly authorized representative from every person using the public toilets, and the same shall accrue to the maintenance fund to be used solely or exclusively for the upkeep and maintenance of the public toilets.

SECTION 45. GARBAGE RECEPTACLE – All markets must be provided with large garbage receptacles with cover for the collection of all garbage and rubbish in the market and its premises. An adequate number of garbage receptacles shall be placed at strategic places for the garbage and rubbish of market goers and market personnel. Likewise all market stall holders or vendors shall be required to have individual garbage cans. All garbage receptacles must properly be covered.

SECTION 46. DISPOSAL OF GARBAGE – Individual stallholders and vendors shall dispose of their garbage at the end of the day by placing the garbage in the receptacle referred to in Section 45 above. All garbage and rubbish shall be collected and disposed of at appropriate schedules to be set by local market authorities.

SECTION 47. MEAT AND MEAT PRODUCTS – All meat and meat products shall be inspected pursuant to existing laws ordinances, rules and regulations before being sold at the public market.

SECTION 48. To ensure cleanliness and good sanitation in the public market , the “bagsakan” or landing area for fish and fish marine products and other products, raw or finished, which may cause obnoxious or wholesome odor, or pose threats to the health and safety of the market goers or the buying public, shall be located in an area separate and of a distance from the market premises.

SECTION 49. SALE OF MARINE PRODUCTS -Only fresh, live and wholesome fish and marine products or dried . salted, smoked or fermented fish, and marine products which are safe for consumption shall be sold.

SECTION 50. USE OF “FOAMS” OR CONTAINERS – Every vendor fresh fish or other aquamarine product shall be allowed only one (1) “foam” or container with a dimension of two (2) feet by four (4) or its equivalent wherein he/she shall store products for sale. Vendors of other items or article shall not be allowed to use any are of the market building or premises as storage or bodega spaces for items or articles which cannot immediately be sold or disposed of. Market management shall see to that only reasonable items of the stallholders or vendors are stored in his or her stall, room booth, or space to ensure an uncongested public market premises and to facilitate observance and enforcement of sanitation rules and regulations. One foam or container for every stall shall be required.

SECTION 51. PROTECTION OF COOKED/RAW FOOD – Cooked food should be served hot and protected at all time from contamination by dirt flies and other insects. Likewise, raw food such as meat, fish etc. shall at all times be protected from contaminants which can make it unfit for human consumption. All kinds of food which required further shall be wrapped, covered and enclosed in containers to preserved their freshness and prevent contamination. All food shall be sold from stalls, tables or booths or fixtures made or constructed according to plans or design approved by the Local Government.

SECTION 52. CLEANING OF STALLS – At the close of each day’s business and before leaving, stallholders and transient vendors shall clean their stall, room tables, or spaces. They shall remove all dirty materials and place rubbish and garbage in containers placed for this purpose in the market. All fixtures should be scrubbed neatly and their surfaces kept smooth always so that food or particles thereof will not lodge in cracks or in rough places to decompose.

Leaving of discarded or unsold highly perishable goods such as meat, fish and other seafood in the stall or in any place within the market premises shall be unlawful and any person found to have abandoned such goods in or about the stalls or market premises shall be liable under the penal provisions of this Code without prejudice to the revocation of the lease if the person is a stallholder.

SECTION 53. LIGHTING FACILITIES- The Local Government shall provide lighting facilities only for the communal areas of the market. Each stall shall have its own power meter to be provided by the stall owner.

SECTION 54. SKINNING AND SLICING OF FISH- No skinning, cutting, slicing, or evisceration of fish shall be allowed on tables where it is being displayed for sale, or in the premises of the public market, except in the area specifically designated for the purpose.

SECTION 55. VENDORS CLEAN IN PERSON- All market stallholders or vendors must be tidy in person and properly dress and must have a Health Certificate attesting his or her good health.

SECTION 56. CODE ON SANITATION- All provisions of the Code on Sanitation, wherever applicable, shall be observed and be enforced upon public markets and all establishments therein and their respective vendors and personnel.

SECTION 57. POSTING OF RULES AND REGULATIONS- The Market Supervisor may post in each market the rules and regulations in English, Pilipino or Ilocano concerning sanitation, the obligations of stallholders and vendors and all other rules and regulations affecting market operation and maintenance as he may deem necessary or fitting under the circumstances. He may furnish the stallholders and vendors with a copy of such rules and regulations.

CHAPTER VII RESTRICTIONS AND PROHIBITIONS

SECTION 58. LESSEES OF STALLS – Any person who has been awarded the right to lease a market stall must occupy and manage such stall, room booth, or spaces. Helpers however may be employed, and such helpers may include the Stallholder's spouse, parents, children or any other person under his control and supervision. Such helpers however shall be registered with the market Supervisor, who shall keep pertinent data or information, including the pictures of such helpers, and must wear an ID indicating his or her designation.

It shall be unlawful for any market stallholders to sell or sublease to any other person the stall awarded to him/her, or any other right or privilege granted.

Selling or sub-leasing by awardee of the stall, room, booth or space granted to him or her to another person or entity is a ground for revocation of the awardees license of contract.

A person other than the stallholders, or his duly authorized registered helper, found selling or tending the stall, room booth or space is prima facie evidence of subleasing or clandestine sale of the stall to another person or entity.

A market stallholder has no right to enter into a business partnership with any party involving the stall, room booth or space awarded to him or her or to transfer to such partner the right to occupy the same, without the explicit consent or approval of the city government.

In case of death or disability of the stallholders of good standing, his or her parents, children if qualified under this ordinance, shall be given priority rights to apply for the stall of the deceased stallholder.

SECTION 59. LIMIT ON STALLS AWARDED – No person shall be allowed to lease more than ten (10) stall rooms, booths or space (60 sq. m). However, in case of vacancy of space/s such vacant space/s can be leased to the nearest stallholders in a manner provided under Section 15 hereof. No stallholders shall in no case be allowed to occupy more than fifteen (15) stalls, rooms booths or spaces and for every additional space/s to be occupied there shall be collected surcharge of Two Pesos per square meter (P 2.00/sq.m) to the rates provided under Section 22 hereof. It shall be a violation of this section for more than one member of a family consisting of the father, mother, son and daughters to hold stalls in the public market. Offspring who are independently living by themselves from their parents however may hold stalls in the public market.

SECTION 60. ALTERATION OF STRUCTURE PROHIBITED. No lessee shall remove, construct, extend or alter the original structure, electrical wiring or water connection of any stall, room booth or space without prior permit from the Market Committee. Structure alterations or connections done shall be summarily removed or destroyed by duly authorized agents of the Local Government.

SECTION 61. PEDDLING AND HAWKING. No person shall peddle, hawk or offer to sell any articles in the passageways or aisles in the public market.

The peddling or sale of foodstuff which deteriorate easily, like meat or fish outside the market site or premises is hereby strictly prohibited, unless such sale is authorized by the Local Sanggunian in business establishment which meets its standards.

SECTION 62. DISPENSING OR SERVING AND DRINKING OF INTOXICATING LIQUORS. No person shall drink, served or dispense liquor or any intoxicating drink or substance within the premises of any public market. Any violation hereof shall be ground for the revocation of the stallholders license, or lease award.

SECTION 63. LOAFING LOITERING, AND GAMBLING IN THE MARKET PREMISES PROHIBITED. No person who does not have any legitimate business or transaction in the market shall idly sit, lounge, walk, lie, tarry, loaf or loiter or in about the premises of the market. No person shall likewise be permitted to solicit alms, voluntary contributions, or tossing or carol for handouts or dole outs within the market premises. Maintaining a gambling den is strictly prohibited within the market premises.

SECTION 64. LOOSE OR ASTRAY ANIMALS BANNED – No animals shall be left astray in the premises of the market. Local market authorities or their agents, are hereby empowered to catch such astray animals and impound them in the proper place.

SECTION 65. DWELLING IN MARKET PREMISES PROHOBITED. In no case shall a stallholder or outsider convert the stall room, booth or space or any portion of the market premises into permanent or temporary dwelling place . Any violation hereof shall subject the violator to the revocation of his or her license or lease award if he or she is a stallholder, or the summary ejectment from the market premises in the case of outsiders .

SECTION 66. STORAGE OF HIGHLY COMBUSTIBLE TOXIC AND POISONOUS MATERIALS PROHIBITED. No stallholders or individual shall be allowed to store gasoline, or any other highly combustible material or substance within the premises of the market.

SECTION 67. COOKING - Cooking of food inside the public market is strictly prohibited. Heating of food to be served in the eatery section may be allowed, but subject to the approval and strict regulation of market authorities to prevent fire hazards in the market premises.

SECTION 68. PROPER DISPLAY OF MERCHANDISE. All items, commodity or merchandise shall be displayed in the stalls, or market premises so as not to hamper, obstruct or impede the passage of aisles or to inconvenience of market goers, and shall be arranged and displayed in the manner which shall not hamper the regular cleaning of the market premises. No "extension" of existing stall, room, booth or space of any kind, or structure, or make shall be allowed.

SECTION 69. STORAGE AND REPACKING OF ARTICLES. The premises of the market shall not be used as bodega or storage spaces and repacking of articles of stallholders or outsiders. Items which by necessity must be stored temporarily or for short duration within the market premises may be allowed for storage, subject to the approval and strict regulation of local market authorities or their agents.

SECTION 70. WEIGHTS AND MEASURES. Stallholders are expected to use accurate weighing and measuring devices properly registered with the Office of the Local Treasurer. The lease contract of any stallholders found violating existing laws, rules and regulations pertaining to the legitimate use and calibration of weights and measures shall automatically be terminated, in addition to other penalties imposed under existing laws, rules and regulations.

SECTION 71. FIRE PREVENTION. Fire extinguishers and other fire fighting equipment must be placed in the strategic places of the market premises by local market authorities.

Stallholders except in wet markets section shall be required to place functional fire extinguisher or fire extinguisher or fire fighting equipment themselves in their stall and shall be subjected for periodic inspection by the Bureau of Fire Protection Personnel/s

SECTION 72. ABANDONED STALLS AND ARTICLES. Any stall, room, booth or spaces in the market which has been closed for thirty (30) consecutive days shall be considered abandoned and the lease thereof shall be cancelled or revoked to dispose of in accordance with the law.

Any article abandoned in the premises of the market shall be taken into custody for safekeeping. In case of the said articles are claimed within twenty four (24) hours thereafter, these shall be returned to their proper owners upon the payment of expenses incurred in its safekeeping unless this items or articles have so deteriorated as to constitute a menace to the health in such even before the lapse of twenty four hours these shall be disposed in the proper manner. If the articles have not deteriorated, or these is no danger of deterioration, and have not been claimed with the above-mentioned period, said articles shall be disposed of by public auction, and the proceeds there from to the disposed of in accordance with law, and existing rules and regulations.

SECTION 73. LOSSES/DAMAGES/INJURY TO STALLHOLDERS. The Local Government shall not be responsible for any loss, damage or injury to stallholders in the market by reason of fire theft, or force, major in the course of their business operations. Any merchandise, goods, wares, or commodities left in the market after closure time shall be at the risk and responsibility of the stallholders. Local market authorities however shall encourage stallholders to insure their commodities.

It shall be however the duty of the local market authorities, and their agents to exercise utmost vigilance to prevent loss, damage, or injury to stallholders in the market, and for this purpose the local market authorities and their agents, shall have authority to apprehend the turn over to the police any person or persons stealing or committing any other offense in the vicinity of premises of the market.

SECTION 74. MARKET HOURS. All public markets shall be opened from four o'clock antemeridian until ten o'clock post meridian everyday during the year. However, this provision may be observed with tolerance in meritorious cases, and as the need arises.

The market shall be provided with a "public address" system with which to announce the opening and closing of the market and other rules and regulations to be formulated by local market authorities.

SECTION 75. RULES OF CONDUCT. The Local Sanggunian shall promulgate such as rules of conduct as may be applicable within market premises to render efficient and effective market management and operation

CHAPTER VIII PENAL PROVISIONS

SECTION 76. SURCHARGES. Any stallholder who fails to pay weekly or monthly rent of the stall, room, table, or place he or she is occupying shall pay a penalty of twenty-five (25%) percent accrued to the principal of the rent due until fully paid.

SECTION 77. FINES/IMPRISONMENT/CANCELLATION OF LEASE AND EJECTION. Any violation of this Ordinance shall be penalize with a fine not exceeding thirty (30) days or both at the discretion of the court, and shall be sufficient cause for the revocation or cancellation of stallholders or vendors lease right or right to occupy a stall, room, booth or space in the market and his or her ejection there from.

Any such stallholders or vendors whose lease right or right of occupancy has been cancelled or revoked, or who has been ejected from the stall, room, table or space he is leasing or occupying in the public market in the future.

CHAPTER IX TRANSITORY PROVISIONS

SECTION 78. The Vigan Public Market shall be opened only for the different market section as per plan mentioned, however, the Local Market Committee may allow the sale and vending of other items or articles not included in the sectioning of said plans, on vacant spaces within the premises of said market.

**CHAPTER X
FINAL PROVISIONS**

SECTION 79. REPEALING CLAUSE. All ordinances, rules or regulation, or parts thereof inconsistent with any provision or provisions of this Ordinance are hereby repealed or modified accordingly.

SECTION 80. SEPARABILITY CLAUSE. Any part or provision of this ordinance that may be found and declared illegal, ultra vires or unconstitutional shall not affect the other parts or provision thereof, which shall remain in full force and effect.

SECTION 81. EFFECTIVITY. This Ordinance shall take effect upon its approval

APPROVED on October 20, 1997.

Republic of the Philippines
Province of Ilocos Sur
CITY OF VIGAN

OFFICE OF THE SANGGUNIANG PANLUNGSOD

Ordinance No.05
Series of 2004

AN ORDINANCE AMENDING SECTION 21 OF ORDINANCE NO.11, SERIES OF 1997.

WHEREAS, part of Section 21 of Ordinance No.11, Series of 1997 provides for a gradual 10% increase in market rentals except otherwise this will be revised by the local sanggunian;

WHEREAS, in a petition of the Vigan Market Vendors, Inc. they expressed their sentiments for a moratorium of the increase citing that the influx of new business establishments in Vigan had adversely affected and significantly decreased customers and public patronage at the market while considerably increasing the revenues of the city;

WHEREAS, the moratorium of the increase will give the market vendors a grace period to remain commercially viable and would also be beneficial to the general public;

NOW THEREFORE, BE IT RESOLVED BY THE SANGGUNIANG PANLUNGSOD in session duly assembled to enact this amending ordinance.

SECTION 1. Section 21 of Ordinance No.11, series of 1997 is hereby amended to read as follows:

SECTION 21. MARKET RENTAL, ENTRANCE FEES AND OTHER CHARGES – Daily rental fees of market, stalls, rooms, booths or spaces are hereby fixed and computed in accordance with the following rates:

RATES OF MARKET FEES

<i>SECTION</i>	<i>Market Rental Fees</i>	
	<i>(Prime Space)</i>	<i>Meter Per Day</i>
	<i>CLASS A</i>	<i>CLASS B</i>
<i>1. Fresh fish</i>	<i>P6.00</i>	<i>P5.00</i>
<i>2. Meat</i>	<i>6.00</i>	<i>5.00</i>
<i>3. Dry Goods</i>	<i>6.00</i>	<i>5.00</i>
<i>4. Rice and Corn</i>	<i>6.00</i>	<i>5.00</i>
<i>5. Fruits & Vegetables</i>	<i>6.00</i>	<i>5.00</i>
<i>6. Eatery</i>	<i>6.00</i>	<i>5.00</i>
<i>7. Lechon Section</i>	<i>6.00</i>	<i>5.00</i>
<i>8. Dressed Chicken</i>	<i>6.00</i>	<i>5.00</i>
<i>9. Dried and Salted Fis</i>	<i>6.00</i>	<i>5.00</i>

10. Ice Storage	6.00	5.00
11. Livestock	6.00	5.00
12. Miscellaneous	6.00	5.00

- | | |
|--|--|
| 1. Front corner stalls, rooms
Booth, spaces | additional 20% of the rate imposed
under this section |
| 2. Front stalls, rooms, booths
Spaces | additional 15% of the rate imposed
under this section |

PROVIDED, FURTHERMORE, that there shall be fees to be collected from persons, corporations, partnerships or entities offering for sale merchandise in jeepneys, pick-ups, trucks, bancas, fishing boats or any other conveyances parked or displayed at or in the vicinity of the public market, or in other places within the territorial jurisdiction of the Local Government of Vigan, the following "entrance" fees shall be imposed;

Rate of Fees

- | | |
|---|---------------------------------|
| a) For rice, corn, sugar or similar commodities placed in sacks, per sack | – 10.00 |
| b) For mongos, beans and ginger placed in sacks | |
| | Small 5.00 |
| | Big 10.00 |
| c) For pigs (large) 50 kilos or more per head | 10.00 |
| d) For pigs (medium) 50 kilos or more but less than 80 kilos per head | 5.00 |
| e) For pigs (small) less than 50 kilos per head | 5.00 |
| f) For goats, sheeps, etc. per head | 3.00 |
| g) For chickens, ducks, or fowls, per head | 5.00 |
| h) For fresh eggs, per tray | 3.00 |
| i) For vegetables placed in big baskets "tiklis" per basket | 10% |
| | of the assessed value |
| k) For one jeepney pick-up load of vegetables and/or fruits | P300.00/jeep
or pick-up load |
| l) For one truckload of vegetables and/or fruits 500.00
per truck load (10 tons above) | |
| m) For every kilo of fish, seafoods and/or marine products
brought into the vicinity of the public market or
in other places within the territorial jurisdiction
of the Local Government of Vigan by producers,
Distributors, or wholesalers: | 10% of the assessed value |
| Ipon | 50.00 per kerosene can |
| Ilado – Class A | 100.00 per Styrofoam |
| Class B | 80.00 per Styrofoam |

The above-mentioned "entrance" fees shall be collected through cash tickets.

SECTION 2. The escalation clause of 10% increase in the rental of stalls, rooms, booths, or spaces for the year 1998 up to 2004 is hereby waived and any payments pertaining to the 10% increases, if any, shall be fully refunded or credited to future rentals.

SECTION 3. EFFECTIVITY – This ordinance shall take effect immediately.

ENACTED on March 01, 2004.