



Republic of the Philippines
Province of Laguna
MUNICIPALITY OF LOS BAÑOS
Special Science and Nature City
OFFICE OF THE SANGGUNIANG BAYAN
Municipal Hall, National Highway, Brgy. Timugan,
Los Baños, Laguna 4030 Philippines
Email: losbaños@laguna.net

**EXCERPTS FROM THE MINUTES OF THE SEVENTH (7TH) REGULAR SESSION
OF THE SANGGUNIANG BAYAN HELD ON FEBRUARY 18, 2019, AT THE
SANGGUNIANG BAYAN SESSION HALL, NATIONAL HIGHWAY, BRGY.
TIMUGAN, LOS BAÑOS, LAGUNA .**

Present : Vice Mayor Procopio A. Alipon, Presiding Officer
S.B. Member Josephine Sumangil-Evangelista
S.B. Member Benedicto S. Alborida
S.B. Member Antonio L. Kalaw
S.B. Member Geronimo A. Ciceron
S.B. Member Julius A. Molinawe
S.B. Member Jay G. Rolusta
S.B. Member Cris Dayril B. Bagnes
S.B. Member Janos S. Lapiz, Liga President
Secretary Dona T. Alborida
Ms. Teresita R. delos Reyes, Comptr. Optr. IV

Absent : S.B. Member Norvin L. Tamisin
S.B. Member Jozylyn N. Manansala, SK Fed. President (O.B.)

Visitor(s) : None

ORDINANCE NO. 2019-1825

**AN ORDINANCE PROHIBITING DRONE OPERATION WITHIN 100 METER
RADIUS FROM JAIL FACILITIES, PROVIDING PENALTIES FOR VIOLATION
THEREOF AND FOR OTHER PURPOSES.**

AUTHOR : HON. JOSEPHINE SUMANGIL – EVANGELISTA

WHEREAS, Remotely Piloted Aircraft System (RPAS) or drones, by their nature, can be used as a tool for gathering information via recording or photographs and there is a growing use of drones today and its areas of applications have expanded over time;

WHEREAS, Drones can be used in transporting illegals drugs, deadly weapons, and other contrabands, as well in the surveillance of jail facilities and premises, which could very well compromise the safety and security of jail facilities.

NOW THEREFORE, on motion of Councilor Josephine S. Evangelista duly seconded by Councilors Geronimo A. Ciceron and Jay G. Rolusta and approved by the councilors present;

*INAC TIBAY
SANGGUNIANG PANG ALAYIGAN
(APASIHANAN) PL. 743 S. 2019
*ETSA. Dec. 11, 2019

BE IT ORDAINED BY THE SANGGUNIANG BAYAN OF LOS BANOS, LAGUNA
in session assembled, THAT:

SECTION 1. TITLE. This ordinance shall be known as “AN ORDINANCE PROHIBITING DRONE OPERATION WITHIN 100 METER RADIUS FROM JAIL FACILITIES, PROVIDING PENALTIES FOR VIOLATION THEREOF AND FOR OTHER PURPOSES”;

SECTION 2. OBJECTIVES. This Ordinance is enacted to ensure and promote public health, safety and security by prohibiting the operation of drones within one hundred meter radius (100m radius) from jail facilities within the territorial jurisdiction of the Municipality of Los Baños, Laguna.


SECTION 3. LEGAL BASIS. This Ordinance shall be governed by the provisions of the following acts of the State:

- a. SENATE BILL NO. 1723 – AN ACT REGULATING THE OWNERSHIP AND OPERATION OF DRONES BY PRIVATE PERSONS;
- b. CIVIL AVIATION AUTHORITY OF THE PHILIPPINES MEMORANDUM NO CIRCULAR NO. 29-15, S. 2015 – AMENDMENTS TO THE PHILIPPINE CIVIL AVIATION REGULATIONS (PCAR) PARTS 2, 4 AND 11.

SECTION 4. DEFINITION OF TERMS. As used in this Ordinance the following terms shall be constructed to mean as follows:

- a. DRONE – shall refer to an Unmanned Aerial Vehicle (UAV) or any component of an unmanned aerial system (UAS) that has no pilot and is controlled by an operator on the ground. The Civil Aviation Authority of the Philippines (CAAP) is authorized by this Act to classify drones into types for the purpose of regulation;
 - i. Commercial drone use – is any use of drone in connection with a business or profession for the sake of profit, whether the profit is the primary purpose of the drone use or merely an incidental result;
 - ii. Hobbyist drone use – is the use of drones for recreational purposes where no profit is derived from the use of drones;
 - 1.
- b. JAIL FACILITIES - a place of confinement of people accused or convicted of a crime.

SECTION 5. SCOPE. The ordinance shall apply to all persons, who shall willfully operate drone within 100 meter radius of jail facilities in Los Baños, Laguna. As shown in the figure below:



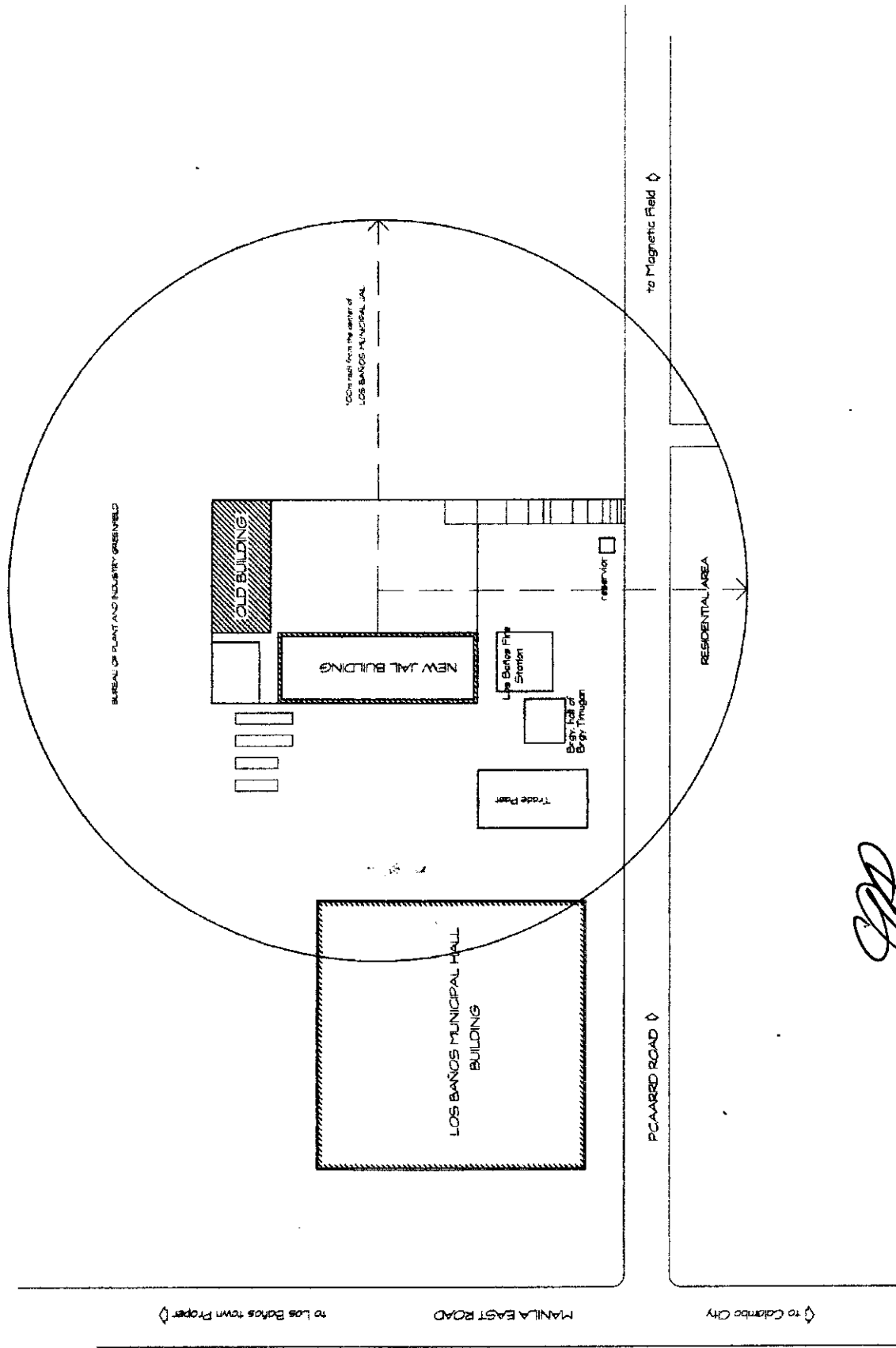
 PUNAL TIBAY

 SANGGUNIANG PANGALAYIGAN

 KABANGALAN, LOS BAÑOS, LAGUNA

 APPROVED 02/18/2019





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PINACATIBAY
BANGGUNIANG PANALAWIGAN
 KAPASIKURANGAN NO. 7/B-2019
 #ETS-01, DRC, 11, 2019

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SECTION 6. PENALTIES. Any person involved in violation of this Ordinance shall be meted the penalty of:

FIRST OFFENSE - One Thousand Pesos (P1,000.00);

SECOND OFFENSE - One Thousand Five Hundred Pesos (P1,500.00);

THIRD OFFENSE - Two Thousand Five Hundred Pesos (P2,500.00) or imprisonment of not more than six (6) months or both in the discretion of the Court.

SECTION 7. IMPLEMENTING AGENCY. The Office of Public Safety and Security (OPSS), as well as the responsible officer of the barangay which has territorial jurisdiction over the jail facilities in Laguna, together with the BJMP-Los Baños Laguna personnel, shall ensure the strict and faithful enforcement or implementation of this Ordinance.

SECTION 8. IMPLEMENTING RULES AND REGULATION (IRR). The Office of the Public Safety and Security (OPSS), the concerned barangay which has territorial jurisdiction over the jail facilities in the Municipality of Los Baños, as well as the BJMP – Laguna shall formulate the necessary Implementing Rules and Regulation (IRR) of this Ordinance within thirty (30) days from the approval of this Ordinance and the same shall immediately be transmitted to the Municipal Mayor for approval.

SECTION 9. SEPARABILITY CLAUSE. If for any purpose, any part or provision of this ordinance found to be inconsistent with any law, other parts or provision hereof not so affected shall remain in full force and effect.

SECTION 10. REPEALING CLAUSE. All ordinances rules and regulations, or part/s thereof which are inconsistent or in conflict with the provisions of this ordinance are hereby repealed or amended accordingly.

SECTION 11. EFFECTIVITY. This Ordinance shall take effect upon compliance with the posting/publication requirements of the Local Government Code.

ENACTED : FEBRUARY 18, 2019.

I HEREBY CERTIFY to the correctness of the above-quoted Ordinance.


DONA T. ALBORIDA
Secretary to the Sangguniang Bayan

CERTIFIED ENACTED:


HON. PROCOPIO A. ALIPON
Vice Mayor/Presiding Officer

APPROVED:


HON. CAESAR P. PEREZ
Municipal Mayor

PINAC TIBAY
SANGGUNIANG PAMI ALAWIGAN
KAPANGAYUNAN NO. 273, S. 2019
PEREZ, Feb. 18, 2019