



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
22nd City Council

PO22CC-171

34th Regular Session

ORDINANCE NO. SP-3203, S-2023

AN ORDINANCE GRANTING RELIEF TO HAWKERS, PEDDLERS, STREET VENDORS AND PUBLIC MARKET VENDORS BY WAIVING THE PAYMENT OF ALL UNPAID VENDING FEES, STALL RENTALS, INTERESTS, FINES, PENALTIES, SURCHARGES, AND OTHER UNPAID OBLIGATIONS UNDER ORDINANCE NO. SP-2459, S-2015, AS AMENDED, ENTITLED "AN ORDINANCE REVISING THE QUEZON CITY MARKET CODE REGULATING THE ESTABLISHMENT, CLASSIFICATION, OPERATION, AND ADMINISTRATION OF PUBLIC MARKETS AND ALL OTHER MARKET-RELATED ACTIVITIES IN QUEZON CITY", FOR THE YEARS PRIOR TO 2023

Introduced by Councilors VICTOR "Vic" BERNARDO,
EMMANUEL BANJO A. PILAR and BERNARD R.
HERRERA

WHEREAS, on March 8, 2020, Proclamation No. 922, Series of 2020 was issued by then President Rodrigo Roa Duterte declaring a State of Public Health Emergency throughout the Philippines due to the Coronavirus Disease 2019 (COVID-19) outbreak, and enjoining all government agencies and Local Government Units (LGUs) to render full assistance and cooperation and mobilize in a timely manner the necessary resources to undertake critical, urgent, and appropriate response and measures to curtail and eliminate the COVID-19 threat;

WHEREAS, on March 16, 2020, Proclamation No. 929, Series of 2020 was likewise issued by then President Rodrigo Roa Duterte declaring a State of Calamity throughout the Philippines due to the COVID-19 pandemic. The State of Calamity was extended under Proclamation No. 1021, Series of 2020 and Proclamation No. 1218, Series of 2020;

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WHEREAS, on September 12, 2022, President Ferdinand Romualdez Marcos, Jr., issued Proclamation No. 57, Series of 2022, extending the declared State of Calamity throughout the Philippines effective September 13, 2022 to December 31, 2022;

WHEREAS, the COVID-19 pandemic severely disrupted economic and business activities and all other productive pursuits, which caused the livelihood and economic dislocation of many, including residents and workers of Quezon City;

WHEREAS, Ordinance No. SP-2459, S-2015, as amended, entitled "An Ordinance Revising the Quezon City Market Code Regulating the Establishment, Classification, Operation, and Administration of Public Markets and All Other Market-Related Activities in Quezon City", regulates public markets, street vending and other market-related activities within Quezon City and requires the registration of vendors with the Market Development and Administration Department (MDAD), and the payment of fees and other corresponding obligations in accordance with the provisions of the Quezon City Revenue Code;

WHEREAS, the Quezon City Government is aware of the deleterious effects of the economic dislocation of its constituents because of the pandemic, and has implemented and provided economic relief and assistance to help them cope with economic challenges;

WHEREAS, in furtherance of the Quezon City Government's desire to ease the burden of its constituents, especially those belonging to the marginalized and informal sectors, by recovering and benefiting from the resurgence of renewed economic activities, this Ordinance invokes Section 16, Chapter II, Title I, Book I of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, which mandates local government units to exercise powers essential to the promotion of the general welfare, and within their territorial jurisdiction, ensure safety, maintain peace and order, and preserve comforts and convenience of inhabitants;

WHEREAS, Section 192, Chapter V, Title I, Book II of the Local Government Code of 1991 also provides that local government units may, through ordinances duly approved, grant tax exemptions, incentives or reliefs under such terms and conditions as they may deem necessary;

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WHEREAS, pursuant to its statutory mandate, the Quezon City Government, through the MDAD, aims to mitigate and reduce the economic costs of the pandemic to the lives of its informal sector, specifically the hawkers, peddlers, street vendors and public market vendors, by granting them relief through waiving the payment of all unpaid vending fees, interests, fines, penalties, surcharges, and other unpaid obligations under Ordinance No. SP-2459, S-2015, as amended for the years prior to 2023;

WHEREAS, the relief is envisioned to give the vendors a fresh start in their business activities and encourage them to participate in the automation and streamlining of the permit application, registration and renewal processes under the Market One-Stop-Shop (MOSS) system;

WHEREAS, the MOSS system is a project of the MDAD that aims to ease the permit application, registration and renewal processes by digitalizing the same, shortening the waiting time and eliminating other inconveniences and inefficiencies in the old system. It is in line with the objectives of Republic Act No. 11032 or the "Ease of Doing Business and Efficient Government Service Delivery Act of 2018", and the Honorable City Mayor Ma. Josefina "Joy" Belmonte's 14-Point Agenda, which includes the strengthening of good governance and improvement of business processes, that will make Quezon City a preferred business destination.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED:

SECTION 1. TITLE. – This Ordinance shall be known as the "Relief to Hawkers, Peddlers, Street Vendors and Public Market Vendors Ordinance of 2023".

SECTION 2. DECLARATION OF POLICY. – It is hereby declared as a policy of the Quezon City Government to provide and grant assistance and relief to its constituents in the pursuit of their economic and livelihood activities, with the view that such economic and livelihood activities contribute directly to the holistic development of the City and the quality of life of its constituency. It is also the policy of the Quezon City Government to implement a compassionate treatment towards hawkers, peddlers, street vendors and public market vendors.



SECTION 3. DEFINITION OF TERMS. –

- a. Hawkers, peddlers and street vendors - refer to ambulant, mobile, or stationary vendors who sell their goods outside the premises of a public, private or city market usually on sidewalks, streets, thoroughfares, government or and other public areas.*
- b. Public market vendors - refer to ambulant vendors who sell their goods inside the premises of a public or city market.*

SECTION 4. COVERAGE OF RELIEF. – Hawkers, peddlers, street vendors and public market vendors who are registered with the Business Permit and Licensing Unit (BPLU) of the Market Development and Administration Department (MDAD) shall be granted relief by the Quezon City Government by waiving the payment of all unpaid vending fees, interests, fines, penalties, surcharges and other unpaid obligations under Ordinance No. SP-2459, S-2015, as amended, for the years prior to 2023.

SECTION 5. REQUIREMENTS FOR AVAILMENT. – To avail of the relief granted by this Ordinance, hawkers, peddlers, street vendors and public market vendors who wish to continue engaging in selling goods in designated vending sites within the jurisdiction of Quezon City shall register in the Market One-Stop-Shop (MOSS) system, and shall pay the corresponding application and registration fees for the first, second, third and fourth quarters of 2023. Failure to register in the MOSS system shall forfeit the relief granted under this Ordinance.

SECTION 6. WHO ARE NOT COVERED. – The grant of relief shall not include the following:

- a. New applicants for hawker's permit;*
- b. Hawkers, peddlers, street vendors and public market vendors who have ceased from vending prior to the approval of this Ordinance, or those who do not register under the MOSS system; and*
- c. Hawkers, peddlers, street vendors and public market vendors who are not registered with the BPLU.*

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SECTION 7. IMPLEMENTING OFFICE. – The MDAD, in coordination with the City Treasurer’s Office (CTO), shall be the primary implementing office of this Ordinance. The MDAD, through its concerned divisions, shall conduct information dissemination activities, such as:

- a. organizing forums, meetings, discussions and the like with stakeholders;
- b. issuing letters and memoranda to hawkers, peddlers, street vendors and public market vendors;
- c. coordinating with and requesting the cooperation and assistance of the barangays in conducting stall-to-stall and vending site visits; and
- d. other appropriate modes of information dissemination.

The BPLU shall issue the necessary internal guidelines to guide and apprise its officials and personnel regarding the waiving of unpaid fees in the computation of tax bills.

The Management Information System Unit (MISU) shall correspondingly adjust the MOSS system in accordance with the provisions of this Ordinance.

SECTION 8. IMPLEMENTING RULES AND REGULATIONS. – The MDAD, through its Hawkers Division, shall formulate the implementing rules and regulations of this Ordinance within sixty (60) days from the date of its approval.

SECTION 9. SEPARABILITY CLAUSE. – If any provision of this Ordinance is declared void or unconstitutional, the remaining portions shall not be affected and shall remain in full force and effect.

SECTION 10. REPEALING CLAUSE. – All ordinances, resolutions, executive orders, memorandum circulars, and administrative orders and other issuances or parts thereof, which are inconsistent with any provisions of this Ordinance, are hereby repealed or modified accordingly.

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SECTION 11. EFFECTIVITY CLAUSE. - This Ordinance shall take effect fifteen (15) days after its publication in a newspaper of general circulation within the territorial jurisdiction of Quezon City.


ENACTED: June 13, 2023.


GIAN G. SOTTO
City Vice Mayor
Presiding Officer

ATTESTED:



ATTY. JOHN THOMAS S. ALFEROS, III
City Government Department Head III
(City Council Secretary)

APPROVED: JUL 13 2023


MA. JOSEFINA G. BELMONTE
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on June 13, 2023 and was PASSED on Third/Final Reading on June 19, 2023.


ATTY. JOHN THOMAS S. ALFEROS, III
City Government Department Head III
(City Council Secretary)