

November 21, 2022

**To the Sangguniang Bayan Secretariat**  
Municipality of Taytay  
Province of Rizal

Greetings in the name of good governance!

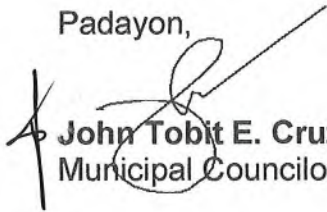
Respectfully forwarding the following ordinance and/or resolution for inclusion in our Business of the Day for our **November 23** Regular Session:

1. A **Draft Ordinance** Regulating the Operations of Ambulant Vendors Within the Municipality of Taytay, Rizal

For proper filing and appropriate action.

Thank you very much.

Padayon,

  
**John Tobit E. Cruz**  
Municipal Councilor



DRAFT ORDINANCE NO. 2211-029

**AN ORDINANCE REGULATING THE OPERATIONS OF AMBULANT VENDORS  
WITHIN THE MUNICIPALITY OF TAYTAY, RIZAL**

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Introduced and Authored by Councilor John Tobit E. Cruz

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**WHEREAS**, Presidential Executive Order No. 452 provides that all cities and municipalities shall establish a system for registration and issuance of permits to vendors to protect their rights and the interest of consumers and the general public;

**WHEREAS**, the safety of the vendors and buyers are being jeopardized if there is no presence of proper assistance and guiding policies from the government;

**WHEREAS**, the Local Government Unit (LGU) of Taytay, Rizal shall also ensure health and sanitary conditions of the ambulant vendors' business operations considering the health risks of working in the streets;

**WHEREAS**, the LGU shall take the initiative and effort to protect the rights of the ambulant vendors through providing them with decent places to operate and by ensuring policies are in place to ensure the safety of the vendors and the consumers;

**WHEREAS**, the LGU shall prevent the alarming cases of frequent harassment of ambulant vendors as they are only seeking livelihood that also contribute to the economic activities of the municipality.

**NOW, THEREFORE, BE IT ORDAINED**, as it is hereby ordained by the 12th Sangguniang Bayan of Taytay, Rizal, in session duly assembled, that:

**Section 1. Title of Ordinance** - This Ordinance shall be known as the "**Ambulant Vendors Regulation Ordinance.**"

**Section 2. Declaration of Policy** - The Local Government Unit (LGU) of Taytay, Rizal recognizes and upholds the importance of the ambulant vendors' rights to have a sound and decent livelihood. However, some of the business operations of these ambulant vendors impede peace and order and public safety within the municipality both in private and public spaces. In light of this matter, the LGU of Taytay, Rizal shall pursue a policy of institutionalizing the regulation of the operation of our ambulant vendors while promoting a well-ordered community.

**Section 3. Definition of Terms** - For purpose of this ordinance, the following terms shall mean as follows:

- a. "*Ambulant vendors*" also known as "street vendors" refer to a type of vendor that conducts business activities without a permanent location.
- b. "*Health risk*" refers to a possibility of acquiring a negative impact on one's health.
- c. "*Public spaces*" refer to areas open for public consumption and demand no restrictions to anyone.
- d. "*Standard precautions*" refer to practices or procedures required to prevent the spread of an infection.



**Section 4. Registration** - In order for the ambulant vendors to conduct business operations in public spaces, vendors must register and comply with the following requirements and fees. The following subsections are required to be observed as follows:

#### 4.1 Eligibility

a. **Residence** - Only residents from Taytay, Rizal are allowed to register and operate as ambulant vendors within Taytay, Rizal.

b. **Type of products** - The type of product should be elaborated such as food, beverage, clothing, accessories, household products, etc. to expect how vendors should operate their business activities.

c. **Mode of selling** - The mode of selling of an ambulant vendor is important to be elaborated as observance to standard precautions and health risks.

#### 4.2 Requirements

Ambulant vendors must submit the following to attest their eligibility and compliance to health and sanitation standards:

- a. Valid Government ID with printed address
- b. A clear image of cart or any materials used in business activities
- c. Business Clearance Permit from from the Barangay
- d. Permit from Engineering Sanitary Office (for food-related business)
- e. Permit from Municipal Environment and Natural Resources Office
- f. Special Permit from the Business Permits and Licensing Office

#### 4.3 Fees

A quarterly fee of Php\_\_\_\_\_ shall be collected from ambulant vendors as part of their registration along with the permits for health and sanitary inspection of their products. The amount of fee may be subject to changes depending on the type of product being sold.

**Section 5. Regulations** - A quality inspection by Municipal Public Safety Office (MPSO) and Municipal Health Office (MHO) shall be conducted on a quarterly basis to guarantee the health and safety of not only the products being sold but also the operation of the business that would be run through health risk assessment and standard precautions. A permit will be issued once a business operation has passed these assessments and is ready for conducting business. This permit can be renewed annually.

**Section 6. Zoning** - The Municipal Planning and Development Office (MPDO) and the Municipal Public Safety Office (MPSO) are tasked to identify zones in the municipality where ambulant vendors can sell.

#### 6.1 Area

**For private spaces** - The LGU should indicate areas to serve a zone for ambulant vendors in private spaces where private landowners are allowing them to operate business and acting as middleman for negotiations between private landowners and ambulant vendors. The LGU may enter into a Memorandum of Agreement (MOA) with the private sector if may deemed necessary.

**For public spaces** - The LGU should provide scope and area in public spaces for ambulant vendors without compromising other people's activities. The LGU may also provide proper carts or business stalls for the ambulant vendors.

#### 6.2 Specification or Space for Ambulant Vendors

A list of areas with certain measurements wherein ambulant vendors can operate would be provided for guidance and could be constantly updated for alterations.

**Section 7. Prohibited Acts** - Ambulant vendors' must always be observed to not commit these following prohibited acts:

- a. Selling without registration
- b. Selling outside designated areas (for non-mobile)
- c. Private house owners asking for fees from ambulant vendors outside of their residences or properties
- d. Violation on conduct

**Section 8. Penalties** - Any ambulant vendors found to have violated the policy herein granted shall be subject to the following penalties:

First offense: Php500.00 and confiscation of items

Second offense: Php1,000.00 and confiscation of items

Third offense: Php2,500.00 and permanent ban from selling

**Section 9. Separability Clause** - If for any reason, any section or part of this Ordinance is held unconstitutional or invalid, the other sections or provisions not otherwise affected shall remain in full force or effect.

**Section 10. Repealing Clause** - All other Taytay Municipal ordinances, orders, issues, rules, and regulations that are inconsistent with the provisions of this Ordinance are hereby repealed, amended, or modified accordingly.

**Section 11. Effectivity Clause** - This Ordinance shall take effect ten (10) days following posting in all municipal Transparency Boards.