

DRAFT ORDINANCE NO. 2212-030

**AN ORDINANCE REGULATING THE USE OF VIDEOKE MACHINES, RADIO KARAOKE/MUSICAL APPRATUS AND OTHER AMPLIFIED AUDIO DEVICES WITHIN THE MUNICIPALITY OF TAYTAY PROVIDING PENLTIES FOR VIOLATIONS THEREOF, AND FOR OTHER PURPOSES**

AUTHORED AND SPONSORED BY: COUNCILOR PHILIP JEISON J. CRUZ

**Whereas**, Section 16 General welfare of the Local Government Unit states that every Local Government Unit shall preserve the comfort and convenience of their inhabitants by exercising the powers expressly granted which are essential to the promotion of the general welfare;

**Whereas**, videoke machines have been part of a typical gathering and occasions with the Municipality and numerous complaints have been reported by inhabitants regarding excessive and unreasonably loud volume of videoke machines and other amplified music/sound system in residential areas, bars and restaurants, resorts, roads, and side streets within Taytay that disturb residents and other people during night time;

**Whereas**, the Anti -Noise Ordinance or Ordinance #20 series of 1965 has no mention of videoke machines that are not yet prevalent at that time and the Amending Ordinance #35 series of 2000 which increased the penalty clause of the Ordinance is no longer at par with the with the current prevalent fines for violations;

**Whereas**, the Local Government of Taytay in its effort to address the concerns of its constituents regarding disturbing noise that hamper the general peace and comfort and general welfare of the community, it is necessary to enact this Ordinance.

Now therefore be it ordained that:

**Section 1 – SHORT TITLE**

This Ordinance shall be known as the **TAYTAY VIDEOKE REGULATION ORDINANCE OF 2022**

**Section 2 – DEFINITION OF TERMS**

As used in this Ordinance, the following shall mean:

**Amplifier** – any device that amplifies the human voice, music or any other sound.

**Noise** – any sound that disturbs other persons, annoys and cause adverse effect on human.

**Unreasonably loud** – any type of noise that creates imminent interference of peace and order especially during the late hours at night.

**Videoke** – anu audio-video equipment operated and built to produce images and lyrics of a song on a television screen for a person to sing-along using microphones. This may be free, for a fee or thru operation by inserting coins to the machine.

### **Section 3 – ESTABLISHMENTS**

All establishments not limited to resorts, hotels, restaurants, bars, events place, and the likes operating videoke, karaoke systems or any amplified musical apparatus within the Municipality of Taytay that are open to the public whether for a fee or for free shall be required to place their videoke/karaoke system or any amplified musical apparatus in an enclosed area that will not disturb other establishments nearby.

All establishments shall only be allowed to operate their videoke and karaoke systems from 9:00 am to 11:00pm unless the enclosure where the videoke machine in operation is placed in a soundproof room that cannot in anyway disturb the peace and order of the areas surrounding it.

### **Section 4 - RESIDENTIAL AREAS**

The use of videoke and amplified musical apparatus in residential areas during parties, reunions, birthdays, wedding receptions, debuts, fiestas and other celebrations shall only be allowed from 9:00 am up to 11:00pm.

### **Section 5- PUBLIC PLACES**

The operation and use of videoke and other amplified musical apparatus in public places shall be allowed, to wit:

**From Sunday to Thursday: 10:00am until 11:00pm**

**Friday and Saturday: 10:00am until 12:00 midnight and on a day before Holiday.**

The use of videoke and other amplified musical apparatus shall not be allowed 50 meters from a school and a place of worship during school hours and worship services respectively.

### **Section 6: SCOPE**

The regulation under this Ordinance shall include the use of any amplified musical instrument, drums, electric guitars, radios, components, cd or mp3 players, television sets, loudspeakers, videokes or karaokes and other sound producing devices that disrupts the peace and order and comfort of other people in any residence.

Establishments that sell, promote or demonstrate any of the abovementioned devices or use such in promotion of their services/products or businesses shall likewise be covered by this Ordinance.

### **Section 7 INFORMATION DISSEMINATION GUIDELINES**

Videoke rental operators shall attach stickers or notices, on the front part of all their videoke machines, indicating the allowable time of use of videoke as provided for in this Ordinance. All establishments operating videokes and the likes shall post in conspicuous places within their place where videokes are located the provisions and penalties of this violation ordinance.

### **Section 8 FINES AND PENALTIES**

Any videoke, karaoke machine or amplified musical instrument operator, establishment owner or videoke renter found to have violated any provision of the ordinance shall be penalized with the following fines:

#### **For Instrument Renters:**

1 <sup>st</sup> offense	=	P 1,000
2 <sup>nd</sup> offense	=	P 1,500
3 <sup>rd</sup> offence	=	P 2,500

**For the Establishments Owners/Videoke Rental Operators:**

(BPLO)	1 <sup>st</sup> offense	=	P 1,500 and a written notice from the Business Permit Licensing Office
	2 <sup>nd</sup> offense	=	P 2,000 and a stern warning from the BPLO
	3 <sup>rd</sup> offense	=	P 2,500 and cancellation of Business Permit

In case that the violator is a corporation, the owner or employee in charge shall be held liable.

Any violator, who does not follow authorities such as the Barangay concerned, Municipal Public Safety Office (MPSO) or Philippine National Police Taytay (PNP Taytay) ordering them to stop the operation of the videoke machine or other amplified music devices despite repeated demands shall result to the temporary confiscation of the devices and shall be released the next day upon payment of the fines provided herein.

**Section 9: IMPLEMENTING ARM**

The Barangay Concerned, the MPSO, the PNP Taytay and the BPLO shall be the implementing agencies for the effective implementation of the ordinance.

**Section 10: PEOPLE'S PARTICIPATION**

Any person knowledgeable of any violations of the ordinance shall report to the Barangay concerned or to the PNP Taytay by calling the said agencies in order to notify them and be part of the efforts to maintain the peace and order in the community.

**Section 11: REPEALING CLAUSE**

All Ordinances, Rules and Regulations, in parts thereof, whose provision are in conflict with, or contrary to, the Provision of this Ordinance are hereby repealed, amended or modify accordingly.

**Section 12: EFFECTIVITY**

That this Ordinance shall take effect fifteen days after its publication in a local newspaper and bulletin boards in all Barangay Halls and key areas in the Municipality of Taytay, Rizal.