

**MUNICIPAL BOARD**

Office of the Secretary

Ormoc City

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE  
SIXTH MUNICIPAL BOARD OF ORMOC CITY, PHILIPPINES, HELD  
AT ITS SESSION HALL ON AUGUST 26, 1970

**PRESENT:**

Hon. Jesus B. Lladoc, Vice-Mayor, Presiding Officer  
Hon. Gregorio C. Yrastorza, Floor Leader  
Hon. Juanito T. Kangleon, City Councilor  
Hon. Jose C. Aviles, City Councilor  
Hon. Cesar Samson, City Councilor  
Hon. Eduardo P. Tan, City Councilor  
Hon. Albino P. Porcadilla, City Councilor  
Hon. Rafael M. Mejia, City Councilor  
Hon. Dionisio Torrevillas, City Councilor

**ABSENT:**

N o n e .

**RESOLUTION NO. 118**

"The Board, on motion of Councilor Porcadilla, seconded  
by Councilor Samson;

"RESOLVED, to adopt:

**ORDINANCE NO. 59**

AN ORDINANCE AMENDING ORDINANCE NO. 12-A, SERIES OF  
1965, REQUIRING ANNUAL PERMIT AND INSPECTION  
OF ALL TRADES, OCCUPATIONS, BUSINESSES AND  
POSSESSION OF ARTICLES, PRESCRIBING FEES  
THEREFOR, PROVIDING PENALTIES FOR VIOLATIONS  
THEREOF, AND FOR OTHER PURPOSES.

BE IT ORDAINED, by the Municipal Board of Ormoc City,  
That:

**CHAPTER I**

**MAYOR'S PERMIT**

**SECTION 1.** It shall be unlawful for any person or entity  
to conduct or engage in any business, trade, occupation and  
possession of articles and things as herein required to be al-  
lowed without first securing a permit from the City Mayor.

**SECTION 2.** There shall be paid to the City Treasurer for  
every permit issued by the City Mayor for business, trade, oc-  
cupation and possession of any article and thing as hereinbe-  
low enumerated with the following schedules:

**FACTORIES AND MANUFACTURERS**

A- 42 - Brewers .....	P	60.00
A- 44 - Distillers of Spirits .....		100.00
A- 74 - Manufacturers of cigars and cigarettes ....		100.00
A- 78 - Furniture factories .....		100.00
A- 79 - Rope factories .....		20.00
A- 80 - Soap and candle factories (with machinery).		100.00
A- 81 - Ice drop and candy factories .....		150.00
A- 82 - Ice cream factories: with machinery .....		200.00
without machinery ....		30.00
A-101 - Sugar centrals:		
a) with production of 1,000,000 piculs up. 20,000.00		
b) with production of 500,000 piculs up		
but less than 1,000,000 piculs .....		10,000.00



A-102	- Owner, proprietor, concession of sawmill .....	P 150.00
A-103	- Coconut oil factories .....	75.00
A-104	- Tanning industries .....	75.00
A-132	- Owners of match factories .....	50.00
A-137	- Manufacturers, importers or dealers in jewelry, toiletry, sporting goods, musical instruments, watches, clocks, beauty parlor equipment, umbrellas, footwear, ready-made wearing apparel, marine glass, piled glass, cameras, camera lenses, cinematographic films, refrigerators, phonographs, radio, etc. ....	100.00
A-138	- Manufacturers or dealers in bricks, stones gravel, etc. ....	40.00
A-139	- Manufacturers, producers or importers or wholesale dealers of soft drinks or mineral water .....	40.00
A-140	- Manufacturer or dealer in canned goods .....	50.00
A-145	- Manufacturers or dealers in fibers .....	40.00
	- Muscavado mill .....	400.00
	- Ice factory .....	400.00
	- Manufacturers of batteries .....	40.00
	- Manufacturers and repairers of shoes:	
	a) with machinery .....	100.00
	b) without machinery .....	20.00
	- Manufacturers of miki, behon, miswa, sutanghon, etc. ....	50.00
	- Manufacturers or dealers of mirrors and art glasswares .....	50.00
	- Fireworks factory .....	30.00
	- Manufacturers of Pharmaceutical products	
	a) with machinery .....	300.00
	b) without machinery .....	50.00
	- Manufacturers of coffee, chocolate, caramels, candies, sweets and other similar products .....	100.00
	- Distillery or rectifier .....	300.00

AMUSEMENTS

A- 35	- Circuses and similar parades (P5.00 per performance) .....	-----
A- 36	- Race tracks ( or P15.00 daily) .....	P 200.00
A- 37	- Horse races ( or P15.00 daily) .....	200.00
A- 38	- Bowling alley .....	100.00
A- 39	- Shooting gallery .....	20.00
A- 40	- Merry-go-round .....	30.00
A- 50	- Benefit, theatrical or dramatic performance (P5.00 per performance) .....	-----
A- 51	- Cinematographs .....	150.00
A- 53	- Night clubs and cabarets .....	300.00
A- 54	- Concert hall .....	100.00
	- Juke box .....	100.00
	- Saloon, bar, cocktail lounge .....	150.00
	- Public baths and pools .....	20.00
	- Billiard and pool halls .....	20.00
	- Mahjongg den (or P 30.00 per quarter) .....	120.00

TRANSPORTATION

A- 49	- Public ferry .....	20.00
A-125	- Tartanilla for hire .....	16.00
A-127	- Carromata for hire .....	6.00



SHOPS AND MACHINERIES

A- 5 - Barber shop ( per chair) .....	P	10.00
A- 12 - Beauty parlor : a) with electric machine ...		50.00
without electric machine.		30.00
A- 26 - Garage ( commercial purpose) .....		50.00
A- 32 - Laundry .....		25.00
A- 33 - Cleaning and drying establishments .....		25.00
A- 34 - Public warehouse (for rent) .....		150.00
A- 41 - Pawn shop .....		40.00
A- 52 - Photographic studio .....		40.00
A- 82 - Dressmaking shop:		
along Real St., from seashore to		
corner Osmeña St. ....		40.00
A- 83 - along Real St., from corner Osmeña		
St. to Cantubo bridge .....		25.00
A- 84 - along Rizal St., from seashore to		
corner Osmeña St. ....		30.00
A- 85 - along Rizal St., from corner Osmeña		
St. to corner Soledor St. ....		20.00
A- 86 - along C. Aviles St., from Calderon		
bridge to Pardon bridge .....		35.00
A- 87 - along other city streets .....		25.00
A- 88 - in barrios.....		5.00
A- 89 - Tailoring shop:		
along Real St., from seashore to		
corner Osmeña St. ....		50.00
A- 90 - along Real St., from corner Osmeña		
St., to Cantubo bridge .....		30.00
A- 91 - along Rizal St., from seashore to		
Cantubo bridge .....		40.00
A- 92 - along Rizal St., from corner Osmeña		
to Solidor sts. ....		30.00
A- 93 - along C. Aviles St., from Calderon		
bridge to Pardon bridge .....		35.00
A- 94 - along other city streets .....		25.00
A- 95 - in the barrio .....		10.00
A- 96 - Watch repairer .....		25.00
A- 97 - Repairer, remodeller of vehicles,		
bicycles, etc. ....		50.00
A-108 - Owner of funeral parlor .....		100.00
A- 109- Hatter .....		12.50
A-110 - House of sign painters .....		25.00
A-128 - Electric Light and Power .....		500.00
A-129 - Signboard display per square meter or less		
for every additional square meter or frac-		
tion thereof .....		1.00
A-130 - Dealers in automobiles and accessories:		
a) New automobiles .....		400.00
b) Second-hand automobiles .....		200.00
A-131 - Dealer in new textiles, knitted wares,		
hardwares, glasses, utensils, electrical		
goods and construction materials .....		50.00
A-135 - Owner of ship yards .....		200.00
- Optical shop .....		30.00
- Vulcanizing shop .....		30.00
- Upholstery shop .....		30.00
- Manufacturer and repairer of bodies		
of motor vehicles .....		100.00
- Welding shops:		
a) with machinery moved by electricity ....		50.00
b) with machinery moved by hands .....		10.00
- Printing shop .....		100.00
- Blacksmith shops:		
a) with machinery and forges .....		100.00
b) with forges only .....		25.00



- Machine shop establishments for manufacturing or repairing parts of mechanical apparatus or engines or manufacturing of any kind of articles made of brass, etc. .... P 100.00
  - a) with more than ten (10) lathes ..... 75.00
  - b) with lathes not exceeding 10 ..... 50.00
  - c) with lathes not exceeding 6 ..... 30.00
  - d) with lathes not exceeding 3 ..... 20.00
  - e) with lathes not exceeding 2 ..... 10.00
- Repair shops for pianos, radios, phonographs or other similar apparatus:
  - a) with machinery ..... 100.00
  - b) without machinery ..... 25.00
- Foundries of iron, bronze, or aluminum:
  - a) with capacity of 5 or more tons a day ..... 100.00
  - b) with capacity of less than 5 tons a day ... 50.00
- Tinsmiths: a) with machinery ..... 30.00
  - b) without machinery ..... 10.00
- Manufacturers of rattan chairs, etc. .... 20.00

#### STORES, HOTELS, EATERIES

- A-18 - Hotel (plus P2.00 per room) ..... 150.00
- A-19 - Restaurant ..... 40.00
- A-20 - Carenderia: a) inside public market ..... 25.00
  - b) outside public market ..... 30.00
- A-22 - Cafe (excluding coffee vendors in public market) ..... 25.00
- A-23 - Refreshment parlor ..... 30.00
- A-24 - Lodging house ..... 50.00
- A-25 - Boarding house ..... 20.00
- A-27 - Livery garage ..... 25.00
- A-28 - Livery stable ..... 25.00
- A-29 - Boarding stable ..... 25.00
- A-58 - Small carenderia ..... 10.00
- A-59 - Retail tuba dealer: (inside public market) ... 25.00
- A-60 - (outside public market) .. 30.00
- A-61 - Retail liquor dealer ..... 50.00
- A-62 - Wholesale liquor dealer ..... 200.00
- A-65 - Retail wine (vino) dealer ..... 50.00
- A-66 - Wholesale wine (vino) dealer ..... 200.00
- A-67 - Retail dealer of fermented liquor ..... 50.00
- A-68 - Retail peddler of fermented liquor ..... 100.00
- A-69 - Wholesale dealer of fermented liquor ..... 150.00
- A-70 - Retailer tobacco dealer : (inside public market) ..... 15.00
  - (outside public market) ... 20.00
- A-72 - Wholesale leaf tobacco dealer ..... 50.00
- A-73 - Peddler of leaf tobacco ..... 30.00
- A-75 - Bakery: along Real Street ..... 100.00
- A-76 - along C. Aviles Street ..... 100.00
- A-77 - along Rizal Street ..... 100.00
- A-134- Dealer of gunpowder ..... 100.00
- A-136- Dealer in tax, pitch, raisin, coal, oil, gasoline, benzine, turpentine, hemp, cotton, mitroglycerine, petroleum, and other combustible or explosive materials ..... 100.00
- A-141- Manufacturer of tuba ..... 6.00
- A-147- Sari-sari store, exempt from BIR ..... 4.00
  - Grocery store (within a radius of 100 meters of the public market) ..... 50.00
  - in other places of the city ... 20.00
- General merchandise store:
  - a) within 100 meters radius of the public market ..... 50.00
  - b) in other places of the city ..... 20.00



OCCUPATION

A- 1 - Hawker or peddler .....	P	15.00
A- 2 - Huckster .....		15.00
A- 3 - Plumber .....		20.00
A-44 - Auctioner .....		15.00
A- 8 - Business agent .....		40.00
A- 9 - Shipping intelligence officer .....		20.00
A-14 - Masseur .....		15.00
A-15 - Tattoer .....		10.00
A-16 - Juggler .....		15.00
A-17 - Acrobat .....		15.00
A-30-- Dealer in large cattle .....		30.00
A-43 - Dealer in second-hand merchandise .....		20.00
A-44 - Junk dealer .....		20.00
A-46 - Money lender or changer .....		100.00
A-48 - Broker (stocks, estates and commercial).....		50.00
A-56 - Butcher: a) inside public market .....		20.00
b) outside public market .....		15.00
A-63 - Peddler of merchandise .....		20.00
A-64 - Customs and immigration broker .....		40.00
A-98 - Blacksmith .....		10.00
-Pawnbroker .....		50.00
A-99 - Tinsmith .....		10.00
A-100- Goldsmith .....		10.00
A-105- Embalmer .....		50.00
A-106- Piano tuner .....		20.00
A-107- Lumber and minor forest product concession...		50.00
A-112 - Printer and bookbinder .....		40.00
A-113- Mechanic or machinist .....		20.00
A-114-Chiropodist .....		10.00
A-115- Manicurist .....		15.00
A-116- Chiropractor .....		30.00
A-117- mining and business promoter .....		30.00
A-118- Building contractor .....		100.00
A-119- Transportation contractor .....		20.00
A-120- Road Contractor .....		100.00
A-121- Irrigation Contractor .....		100.00
A-122- Waterworks contractor .....		50.00
A-123- Artesian wells contractor .....		50.00
A-124- Filing contractor .....		100.00
A-126- Tartanilla driver .....		20.00
- Hostess .....		25.00
- Waitress .....		5.00
- Beauty Culturist .....		25.00
A-133- Lumber dealer .....		100.00
-Scrap iron junk dealer .....		40.00

# FISHERIES

--Fishing trap (bungsod) .....	50.00
- Fishing net (baling) .....	20.00
- Pante .....	5.00
- Sinsoro .....	50.00

AGENCI ES

A- 6 - Collecting agency .....	30.00
A- 7 - Mercantile agency .....	30.00
A-10 - Private detective agency .....	20.00
A-11 - Advertising agency .....	30.00
A-55 - Keeping of dogs for business purposes .....	6.00
A-151- Firearm dealer or agency .....	60.00
- Scales and weighing station .....	100.00



## OTHER ITEMS

A-142	- Impounding of astray animals:	
	a) for large cattle (per day) .....	1.00
	b) for small animal (per day) .....	.50
A-143	- Birth registration .....	1.00
A-144	- Burial permit for cadaver .....	1.00
A-145	- Banca registration (with mast) .....	40.00
	(without mast) .....	10.00
A-148	- Peddler of ice cream (per box) .....	12.00
A-152	- Bicycle registration .....	2.00
	- Hardware .....	300.00
	- Pumpboats .....	2.00
	- Gas (and similar products) station .....	200.00
	- Drug store .....	75.00
	- Corn and rice mill: ( 1-15 Hp) .....	50.00
	( 16-50Hp) .....	75.00
	( 51 HP up) .....	150.00
	- Cold storage .....	25.00
	- General merchandise store:	
	a) within 100-meter radius from public market .....	50.00
	b) in other places of the City .....	20.00
	- Arrastre .....	100.00
	- Union ( any kind) .....	50.00
	- Hospital .....	200.00
	- Dental or medical clinic (admitting patients) .....	25.00
	- Warehouse:	
	a) with area of 500 square meters or more. ....	150.00
	b) with area of less than 500 square meters .....	100.00
	c) for storage of gasoline, petroleum and other similar products:	
	1. 10 to 200 gallons .....	25.00
	2. over 200 but not exceeding 1,000 gallons .....	30.00
	3. over 1,000 but not exceeding 2,000 gallons .....	50.00
	4. over 2,000 but not exceeding 4,000 gallons .....	75.00
	5. over 4,000 but not exceeding 6,000 gallons .....	100.00
	6. over 6,000 gallons .....	150.00
	- Lumberyard:	
	a) with machinery (sawmill) .....	150.00
	b) without machinery (for deposit of lumber only) .....	100.00
	- Fish dealer:	
	a) Wholesaler .....	60.00
	b) Retailer .....	20.00
	c) Peddler .....	4.00
	d) Drying, curing, or salting fish .....	20.00

All other businesses, trades or occupations not mentioned in this Ordinance:

- |    |   |       |
|----|---|-------|
| a) | Those subject to privilege taxes under Chapter I of title V of Commonwealth Act No. 466, otherwise known as the National Internal Revenue Code, as amended .....  | 20.00 |
| b) | Those who become exempted from the payment of internal revenue privilege (fixed and percentage) taxes by reason of not having reached the minimum taxable annual or quarterly sales or receipts as provided for in Sections 182 and 188 of the National Internal Revenue Code ..... | 10.00 |



- c) The following who are expressly exempted from the payment of Internal Revenue fixed and percentage taxes ..... P 5.00
1. Persons engaged in public market places exclusively in the sale at retail of fruits, vegetables, game, poultry, fish and other domestic food products whose total stock in trade on any one day exceed twenty pesos;
  2. Peddlers and sellers at fixed stands and other similar selling places engaged exclusively in the sale at retail of fruits, vegetables, game, poultry, fish and other domestic food products whose total stock in trade on any day exceeds a retail value of thirty pesos;
  3. Producers of commodities of all classes working in their own homes consisting of parents and children living as one family when the value of each day's production by each capable of working is not in excess of five pesos;
  4. Owners of animal-drawn two-wheeled vehicles; and
  5. Agricultural products and the ordinary sale when sold, bartered or exchanged in this country by the producer or owner of the land where produced, whether in their original state or not.
- d) Those subject to municipal taxes only but not falling under letters a, b, and c of this number ..... 2.00
- e) Those subject not to any municipal tax but which in the interest of public health and welfare the Mayor may deem to regulate, including persons slaughtering animals in the city slaughterhouses and vendors in the public market not falling under letters a, b, c and d of this number ..... 1.00
- f) Those for which the city is not empowered to license or tax ..... Exempt
- PROVIDED, HOWEVER, That permits issued after June 30 each year shall be charged for at fifty percent (50%) of the prescribed annual rate: PROVIDED, FURTHER, That nothing herein shall be construed as aggregating or repealing the provisions of other ordinances prescribing license fees for the operation of any business or the exercise of any trade or occupation, or for the inspection of machinery or other equipment; and PROVIDED, FINALLY, That in case of change of ownership or location of the business to secure a new permit and pay the corresponding permit fee as in the case of a new business.

## CHAPTER II

### DEFINITION OF TERMS

SECTION 3. For purposes of this Ordinance the following words and phrases shall be defined as follows, to wit:

1. "General merchandise" includes all articles subject to the payment of percentage taxes or graduated fixed taxes but not articles subject to specific taxes under the provisions of the National Internal Revenue Code. It also includes poultry and livestock, fish and other allied products.

2. "Hardwares" are manufactured articles made of metal.

3. "Glasswares" are manufactured articles made of glass, including those for industrial, ornamental and building purposes.



4. "Printed materials" shall include books and stationery.
5. "Lubricating oil, grease, gasoline, brake fluid, and other similar products" shall not be considered as accessories and spare parts of motor vehicles.
6. "Wholesale dealers in general merchandise" are those who deal only with persons who buy such merchandise to sell again; That is, those who make sales of general merchandise in large quantities to purchasers who have the intention of re-selling them again.  
"Retail dealers in merchandise" are those who deal in small quantities only and directly to consumers as by the yard, meter, ganta, kilo, pound, and other small weights and measures.
7. "Dealer" is one engaged in the business of buying and selling merchandise or other articles of commerce in the usual course of trade.
8. "Dealers in second-hand articles" are those engaged in the retail sales of used furniture, clothes, household goods, machine spare parts, and other similar articles.
9. "Junk shop" is one where a person engages in the purchase of junks, rags, old ropes, paper baggings, old iron, brass, copper, tin, lead, or empty bottles and other similar articles.
10. Coconut oil in its coarse or crude state shall be considered as "combustible" material but not refined coconut oil.
11. "Resin" and "brea" are both combustible substances with smoky flames derived from trees or vegetables. The former is solid or semi-solid but the latter is soft in form.
12. "Livery stables" are places where horses, carriages, drays, wagons or carts are kept to let or hire.
13. "Commercial garages" are places where motor vehicles are kept to let or hire or for parking for a period of time.
14. "Motor vehicles" are vehicles propelled by any power other than muscular except vehicles which run only on rails or tracks.
15. "Public ferry" shall include boats used for conveyance of passengers and freight between any and all points within the city limits.
16. "Lumberyards" are places where lumber, whether sawn or not, is kept or stored for sale or distribution. Those with the machinery for sawing, cutting or cleaning lumber shall be classified as sawmills.
17. A "public warehouse" is any building or storehouse or portion thereof where foods, wares, merchandise, or other personal property is received and stored for compensation or for hire of a space or area thereof.
18. A "night club" shall include any place or establishment selling food or drink to the public where customers only, and not hostesses, are regularly allowed to dance.
19. "Dance hall" or "cabaret" shall include any place or establishment where dancing is permitted to the public in consideration of an admission, entrance or any other fee paid on, before or after the dancing and where hostesses or profession-



20. "Dancing schools" are establishments where ballroom dancing is taught and permitted to the public in consideration of an enrolment, entrance, admission, membership or any other fee.

21. "Hostess" shall include any person who dances at any dance hall or cabaret as herein defined for a fee or remuneration paid directly or indirectly by the operator of the establishment or by the person with whom she dances.

22. "Private clubs" are understood to be any regularly organized voluntary association maintained, conducted or controlled for the amusement, recreation or improvement of the members thereof, for which an initiation membership fee is paid or required to be paid.

23. A "shooting gallery" is a place wherein the licensee allows any person for reward or compensation or other consideration to shoot with firearms or machines or instrument for throwing projectiles.

24. "Public eating places" shall include restaurants, cafes, cafeterias, panciterias, carenderias and refreshment parlors.

25. "Sari-sari stores" shall include all establishments engaged in the sale of commodities, supplies, and articles that are ordinarily needed in a common household, conducted in a small scale and in retail quantities only the total value of which does not exceed ₱2,000.00.

26. A "grocery store" is one where general household provisions, commodities, articles and supplies are sold.

27. A "refrigerating case" means any container or show case or device artificially cooled at a temperature not to exceed 40 degrees F. above zero to preserve perishable goods.

28. A "hotel" shall be deemed to include any house or building or portion thereof in which persons may be regularly harbored or received as transients or guests. A hotel shall provide living quarters and the owner or operator shall accept guests by the day, week, month or year and serve food to them.

29. A "lodging house" shall be deemed to include any house or building or portion thereof in which persons may be regularly harbored or received as transients for compensation and accepted by the day or week only.

30. A "boarding house" shall mean any house where boarders are accepted for a definite period of time; meals are served to the boarders only and for a compensation by the week or by the month.

31. The term "business" as used in this Ordinance necessarily indicates and includes the fact that the venture is for profit.

32. "Importers" are those persons who make purchases of general merchandise from without the Philippines for the purpose of selling them within the city whether wholesale, retail, or both.

33. "Printers" are those who carry on or are engaged in the business of typographic printing, book printing, newspapers, magazines, and other allied matters.



34. "Restaurants" shall include all establishments where the public may procure, for a price, meals consisting of native and/or foreign dishes including regreshments, beverages and liquors.

35. "Cafe" and "cafeteria" are synonymous and interchangeable terms and shall include establishments where the public may be served, for a price, beverages and all kinds of food-stuffs under the category of refreshments, but not including liquors.

36. "Refreshment parlor" shall include establishments offering to the public, for a price, all kinds of soft drinks, ice cream and similar products, cakes, 'halo-halo', assorted cookies or biscuits, 'agar-agar' and 'gulaman'.

37. "Carenderia" shall include all establishments serving or offering to the public, for a price, meals consisting in the main native or Filipino dishes.

38. "Panciteria" shall include all establishments serving or offering to the public, for a price, meals, consisting in the main 'pansit' and other Chinese dishes together with liquor as the customer may order.

39. "Food contractor" means one who contracts to furnish banquets and other gatherings with meals and who has no establishment of his own for serving or selling such meals but instead serves or furnishes the meals at the place of his customers.

40. "Food caterer" means one who caters to individuals usually in dinner pails (fiambreras) and who has no establishment of his own for serving meals but instead takes them to the place of his customers.

41. "Peddler" means any person who either for himself or on commission travels from place to place or town to town and sells his goods or offers to sell and deliver the same.

42. "Real estate dealer" includes any person engaged in the business of buying, selling, exchanging, leasing or renting real estate property as principal and holding himself out as a full or part time dealer in real estate or as owner of property or properties rented or offered for rent. Any person shall be considered as engaged in business as real estate dealer by the mere fact that he is the owner or sublessor of property rented or offered for rent.

43. "Real estate broker" includes any person other than a real estate salesman as hereinafter defined, who for another, and for a compensation or in the expectation or promise of receiving compensation:

(1) sells or offers for sale, buys or offers to buy, lists, or solicits for prospective purchasers or negotiates the purchase, sale or exchange of real estate or interests therein;

(2) negotiates loans on real estate;

(3) or leases or offers to lease or negotiates the sale, purchase or exchange of the lease, or rents or places for rent or collects rent from real estate improvements thereof;



(4) or shall be employed by or in behalf of the owner or owners of lots or other parcels of real estate at a stated salary, on commissions, or otherwise, to sell such real estate or any part thereof in lots or parcels.

44. "Real estate salesman" means any natural person regularly employed by a real estate broker to perform in behalf of such broker any or all of the functions of a real estate broker. One act of a character embraced within the above definition shall constitute the person performing or attempting to perform the same as a real estate broker. But the foregoing definitions do not include a person who shall directly perform any of the acts aforesaid with reference to his own property, where such acts are performed in the regular course of or as incident to the management of such property; nor shall they apply to persons acting pursuant to a duly executed power of attorney from the owner authorizing final consummation by performance of a contract conveying real estate by sale, mortgage or lease; nor shall they apply to any receiver, trustee or assignee bankruptcy or insolvency, or to any person acting pursuant to the order of any court; nor to a trustee selling under a deed of trust.

45. "Commercial broker" includes all persons, other than importers, manufacturers, producers, or bona fide employees, who for compensation or profit, sell or bring about sales or purchases of merchandise for other persons, or bring proposed buyers and sellers together, or negotiate freights or other business for owners of vessels, or other means of transportation, or for the shippers or consignors or consignees of freight carried by vessels or other means of transportation. The term includes commission merchants.

46. "Lending investors" includes all persons who make a practice of lending money for themselves or others at interest.

### CHAPTER III

#### GENERAL PROVISIONS

SECTION 4. VISITORIAL POWERS. - For the purpose of enforcing the provisions of this Ordinance, the City Treasurer or any of his deputies specifically authorized in writing shall have authority to investigate or inspect any person or establishment subject to the payment of Mayor's permit fee, provided such investigation or inspection shall only be made during regular business hours unless the person or entity concerned shall consent otherwise.

SECTION 5. DELEGATION OF POWERS. - For the proper implementation and enforcement of this Ordinance, the City Treasurer, with the approval of the Mayor, may from time to time issue reasonable rules and regulations as may be necessary, consistent with the provisions of this Ordinance.

SECTION 6. PENALTY CLAUSE. - Any violation of the provisions of this Ordinance shall be punishable upon conviction by a fine of not more than two hundred pesos (P200.00) or an imprisonment of not exceeding six (6) months, or both such fine and imprisonment at the discretion of the court.

In case the penalty imposed is a fine, non-payment thereof by the person convicted shall subject him to a



subsidiary imprisonment computed at two pesos and fifty centavos (P2.50) for each day of imprisonment, with prohibition from further operation of his trade, business or occupation.

In the case of firms, associations, partnerships, companies or corporations, the manager or the person charged with the management of such entities shall be criminally liable.

**SECTION 7. REPEALING CLAUSE.** - Any ordinance or part of ordinances which is inconsistent with the provisions hereof is hereby repealed and declared null and void.

**SECTION 8. EFFECTIVITY.** - This Ordinance shall take effect on January 1, 1971.

ENACTED, August 26, 1970.

"RESOLVED, FURTHER, to furnish a copy of this resolution-ordinance each to the City Treasurer, the City Auditor, the City Judge, the City Fiscal, and all concerned in Ormeo City;

"CARRIED UNANIMOUSLY."

I HEREBY CERTIFY to the correctness of the above-quoted resolution-ordinance.

*Laureano J. Suan*  
LAUREANO J. SUAN  
Secretary

ATTESTED:

JESUS B. LLABOC  
Vice-Mayor  
Presiding Officer

APPROVED: Without Executive Signature.  
Sec. 14, RA 179, as amended by RA 429.  
Date submitted for Approval: Dec. 9, 1970  
Date returned: January 20, 1971

INAKI A. LARRAZABAL  
City Mayor

ATTESTED AS APPROVED:

TEOTIMO P. OCUBILLO  
Secretary to the City Mayor