

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
SIXTH MUNICIPAL BOARD OF ORMOC CITY, PHILIPPINES, HELD
AT ITS SESSION HALL ON APRIL 28, 1971

PRESENT:

Hon. Jesus B. Lladoc,	Vice-Mayer, Presiding Officer
Hon. Gregorio C. Yrasterza,	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. Pereaquilla,	City Councilor
Hon. Rafael M. Mejia,	City Councilor
Hon. Dionisio Torrevillas,	City Councilor

ABSENT:

N o n e .

RESOLUTION NO. 48

"The Board, on motion of Councilor Pereaquilla, seconded by Councilor Kangleon and the Floor Leader;

"RESOLVED, to adopt:

ORDINANCE NO. 4

AN ORDINANCE TO STRICTLY PROHIBIT THE SHOWING AND/OR EXHIBITION OF MOTION PICTURES, PICTURES, OR PERFORMANCES DEPICTING HIGHLY OBJECTIONABLE OR CENSORABLE SCENES, PROVIDING PENALTIES FOR VIOLATIONS THEREOF, AND FOR OTHER PURPOSES.

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

SECTION 1. Strict prohibition. - The showing and/or exhibition of motion pictures, pictures, or performances depicting highly objectionable or censorable scenes is hereby strictly prohibited in Ormoc City, otherwise, it shall be unlawful for owners, managers or operators of theaters, moviehouses, auditoriums and similar recreation centers, as well as film exhibitors or their agents, to allow the same.

SECTION 2. Definition of terms. - For purposes of this Ordinance, the following words and phrases are defined, vis-a-vis:

1. Motion pictures - a completed composite print of any silent and sound motion film or tape, either black and white or in color, that can form visual moving images on the projection screen or television screen through the mechanical application of the projection equipment.

2. Pictures - still pictures, drawings, illustrations, cutouts or standees and the like advertising materials in connection with the motion pictures to be shown and/or exhibited.

3. Highly objectionable or censorable scenes - parts or portions of motion pictures, pictures, or performances portraying immoral, indecent or lewd settings or acts, bloody or horrifying manslaughter, exaltation of criminals or justification of criminal activities, and other scenes

considered in all cases by the Board of Censors for Motion Pictures as highly censorable under its standards of censorship among which are the following:

- a) Scenes depicting the sexual act;
- b) Scenes exposing the reproductive organ;
- c) Scenes exposing the pubic hair;
- d) Scenes of self-abuse or self-manipulation;
- e) Scenes showing any form of manipulation of the mammary glands or the reproductive organ;
- f) Scenes exposing exposing bare the full human anatomy whether for a prolonged or fleeting moment;
- g) Scenes demonstrating the use of LSD's or similar narcotic drugs for evil or anti-social purposes;
- h) Scenes of gruesome and gory killings, showing for more than two seconds bloodied faces or hacked or disjointed parts of the human body;
- i) Scenes or complete films glorifying criminals or condoning crimes as may be judged by their having at their end no redeeming social message or retribution; and last but not the least,
- j) Scenes wherein certain languages used are normally kept out of polite conversation, like "abuse" or "curse" words, particularly when they are not complementary or expedient to the plot.

4. Similar recreation centers - night clubs and other night spots, cocktail lounges, compounds, cockpits, and others, including private rooms or houses, which entertain costumers or guests also with stage, floor or movie shows.

5. Film exhibitors or their agents - immediate distributors or any of their representatives of the motion pictures to be shown and/or exhibited.

6. Adults - persons 18 years of age or over. (A married person, although below 18, shall be considered as an adult.)

7. Minors - unmarried persons below 18 years of age.

SECTION 3. Duties and responsibilities of management.
- For purposes of strict enforcement of this Ordinance, it shall be the duty and responsibility of owners, managers or operators of theaters, moviehouses, auditoriums and similar recreation centers, as well as film exhibitors or their agents, to see to it that:

a) All films to be shown and/or exhibited have been passed upon and approved by the Board of Censors for Motion Pictures;

b) Censored or cut scenes of films, or portions thereof, are not inserted during the regular showing and/or exhibition of said films; if there is any insertion, the showing must be stopped immediately;

c) Rules promulgated by the Board of Censors for Motion Pictures on the use of still pictures, posters or other advertising materials that they bear the stamped approval of the Board duly initialed must be complied with.

In case of billboards and standees or cutouts, the management or exhibitor must be able to show upon request a replica or miniature copy thereof duly stamped and approved by the Board;

d) Classification of motion pictures as "For Adults Only" or "For General Patronage" must be strictly enforced by posting the same at the ground floor lobby near the ticket booth;

e) Orders of the Board of Censors for Motion Pictures deleting all portions of films which are highly objectionable in the public exhibition of movies must be strictly followed and adhered to;

f) Regulations pertaining to admission of minors in their respective establishments showing "for adults only" films must be strictly enforced, in which case there shall be put up at the ground floor lobby near the ticket booth, also, a four-by-eight feet (4' x 8') "standee" wherein the prohibition and penalty imposed for admission of minors during the exhibition of the film is printed, like the following, for example:

PERSONS BELOW 18 YEARS OLD STRICTLY NOT ALLOWED
Avoid penalty of fine of not less than ₱5.00 but not more than ₱50.00 or imprisonment of not less than 2 days but not more than 20 days, or both, per Ord. No. 19, series of 1969.

and the same shall be flashed on the screen before the showing of "for adults only" films;

g) In case of doubt as to the age of the person seeking admission, the latter shall be required to exhibit his or her residence certificate or any other proof of age;

h) In case a film classified as "For Adults Only" is doubled with a film of general patronage, the classification of the motion pictures will be of the former; and

i) Trailers that are classified as "For Adults Only" must not be exhibited during the showing of films of general patronage.

SECTION 4. Penalty for violation. - Any violation of the provisions of this Ordinance shall be punishable as follows: (a) for the first offense, a fine of not less than one hundred pesos; (b) for the second offense, a fine of not less than two hundred pesos; and (c) for third offense, a fine of not less than two hundred pesos and/or imprisonment of not exceeding six months, and in addition thereto, the Mayor shall have the power to revoke or annul the city license or permit to operate the establishment;

SECTION. 5. Repeal. - Any ordinance or portions thereof inconsistent with this Ordinance are hereby repealed or modified accordingly.

SECTION 6. Separability. - If any part or section of this Ordinance shall be declared unconstitutional or ultra vires, such declaration shall not invalidate any other portions hereof.

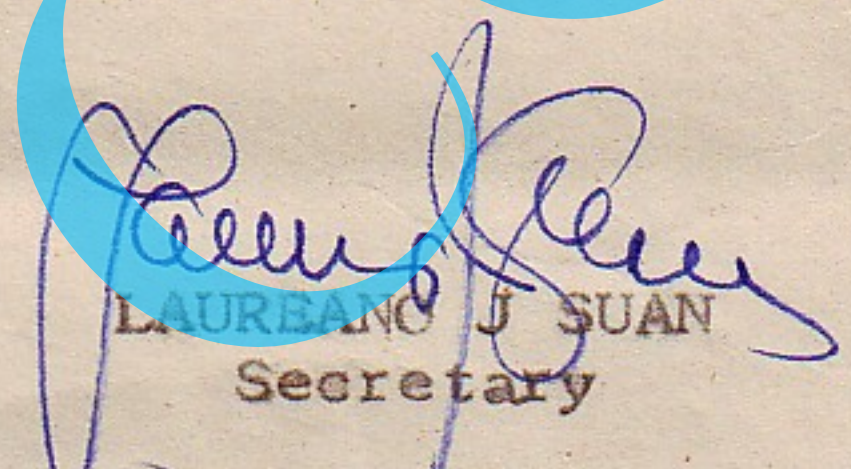
SECTION 7. Effectivity. - This Ordinance shall take effect immediately upon its approval.

ENACTED, April 28, 1971.

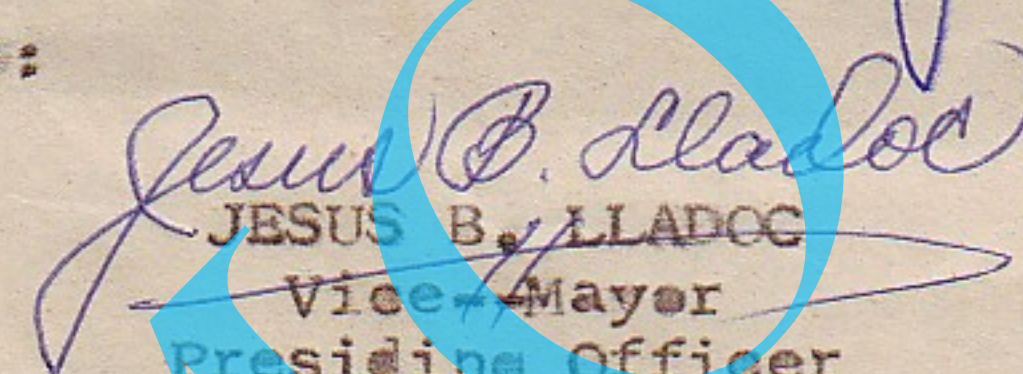
"RESOLVED, FURTHER, to furnish a copy of this Ordinance each to the City Judge, the City Fiscal, the Local Board of Censors for Motion Pictures, owners, managers or operators of theaters, moviehouses, auditoriums, and similar recreation centers, religious and civic organizations, school and college organizations, all of Ormeo City;

"CARRIED UNANIMOUSLY."

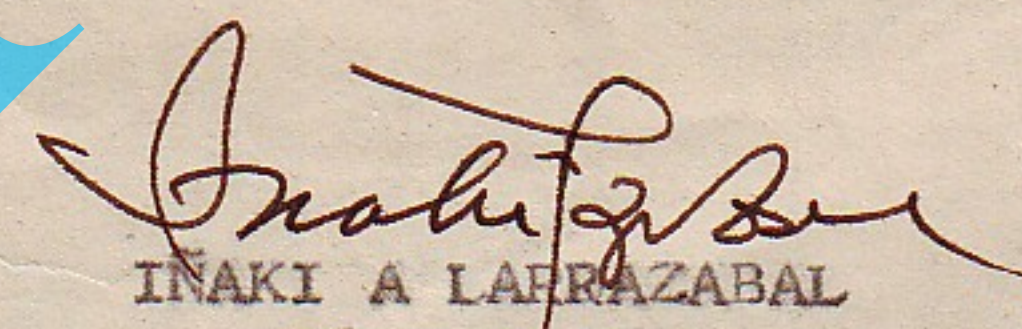
I HEREBY CERTIFY to the correctness of the above-quoted resolution-ordinance.


LAUREANO J. SUAN
Secretary

ATTESTED:


JESUS B. LLADOC
Vice-Mayor
Presiding Officer

APPROVED:


INAKI A. LARRAZABAL
City Mayor

ATTESTED AS APPROVED:


TEOTIMO P. OCUBILLO
Secretary to the City Mayor