ORDINANCE NO. 14-095

AN ORDINANCE RENEWING THE FRANCHISE GRANTED TO AB LEISURE EXPONENT, INC., (ABLE) TO OPERATE TRADITIONAL AND ELECTRONIC GAMES (E-GAMES) AND ALL OTHER GAMES AT THE 4TH LEVEL, FESTIVAL SUPERMALL LOCATED IN COMMERCE AVENUE, BRANGAY ALABANG MUNTINLUPA CITY.

Sponsored by:
Hon. Coun. Luvi P. Constantino
Hon. Coun. Atty. Raul R. Corro
Hon. Coun. Bal Niefes
Hon. Coun. Stephanie G. Teves
Hon. Coun. Louisito A. Arciaga
Hon. Coun. Margarita Amythyst Labios, Md
Hon. Coun. Ringo A. Teves
Hon. Coun. Alexander Díaz
Hon. Coun. Neptali S. Santiago
Hon. Coun. Elmer S. Espeleta
Hon. Coun. Rafael T. Sevilla
Hon. Coun. Vergel C. Ulanday
Hon. Coun. Robert A. Abas
Hon. Coun. Robert P. Baes
Hon. Coun. Celso C. Dioko

WHEREAS, Section 458(a)(3) of Republic Act 7160, otherwise known as the New Local Government Code of 1991 states that, “the Sangguniang Panlungsod has the authority to grant franchise by enacting ordinance authorizing the issuance of permits and licenses and levying taxes fees and other charges”;

WHEREAS, the AB LEISURE EXPONENT, INC., (ABLE), is a Corporation duly organized and existing under and by virtue of the laws of the Philippines with principal office at 26th Floor West Tower, Philippine Stock Exchange Center Building, Exchange Road, Ortigas Center, Pasig City applied for renewal of franchise to operate Traditional and Electronics Games (E-Games) at the 4th level Festival Mall, Commerce Avenue, Barangay Alabang, Muntinlupa City;

WHEREAS, said franchise granted to AB LEISURE EXPONENT, INC., (ABLE), to operate Traditional and Electronic Games (E-Games) in 4th level Festival Supermall, Commerce Avenue, Barangay Alabang, Muntinlupa City;

WHEREAS, City Ordinance No. 99-040, regulates the establishment of legalized gambling activities only in recognized malls within the jurisdiction of Muntinlupa City;
NOW, THEREFORE, BE IT ORDAINED, AS IT IS HEREBY ORDAINED, by the 7th Sangguniang Panlungsod in Session Assembled that:

SECTION 1. AB LEISURE EXPONENT, INC., (ABLE), is hereby granted authority to operate Traditional and Electronic Games (E-Games) in 4th level Festival Mall, Commerce Avenue, Barangay Alabang, Muntinlupa City.

SECTION 2. Coverage – the coverage of this approved Ordinance is for one (1) venue only.

SECTION 3. AB LEISURE EXPONENT, INC., (ABLE), shall be issued Mayor's Permit for the operation of the Bingo Hall.

SECTION 4. The authority to operate Traditional and Electronic Games (E-Games) granted herein shall be limited as follows:

1) The holding of Traditional and Electronic Games (E-Games) shall be in accordance with the Rules and Regulations as promulgated by the Philippine Amusement and Gaming Corporation (PAGCOR).

2) The operation of the Traditional and Electronic Games (E-Games) shall only be limited to Bingo Games by any mode whether traditional or electronic.

3) The holding of Traditional and Electronic Games (E-Games) shall be in accordance with Ordinance No. 02-032, otherwise known as an, Ordinance prohibiting minors inside Bingo Halls in all shopping malls in the City of Muntinlupa.

SECTION 5. Upon approval of this ordinance AB LEISURE EXPONENT, INC., (ABLE), shall remit to the City Treasurer the amount prescribed under existing franchise tax of the City which is payable yearly/annually at the rate of fifty percent (50%) of one percent (1%) of the gross annual receipts pursuant to Section 137 of Republic Act No. 7160.

SECTION 6. The grant of authority to operate bingo games herein abovementioned shall be for a period of five (5) years from the date of approval of this ordinance.

SECTION 7. This authority to operate Bingo Games is given upon the representation of the AB LEISURE EXPONENT, INC., (ABLE), that the same is a requirement in its application for a permit and license to operate Electronic Games (E-Games) in the Philippine Amusement and Gaming Corporation (PAGCOR). Should the PAGCOR not give a license or permit to operate bingo to AB LEISURE EXPONENT, INC., (ABLE), this ordinance shall be considered without force and effect.
SECTION 8. Separability Clause – should any provision, section, or part of this ordinance be adjudged or declared illegal or unconstitutional by any court of competent jurisdiction, such judgment shall not affect or impair the remaining provisions, sections, or part which shall continue to be in full force and effect.

SECTION 9. Repealing Clause – All ordinances or any provision of ordinances which are inconsistent with this ordinance are hereby repealed.

SECTION 10. This ordinance shall take effect upon its approval.

ENACTED, by the 7th Sangguniang Panlungsod of Muntinlupa this 10th day of December 2014, on its 11th Special Session.

CONCURRED:

COUN. ATTY. RAUL R. CORRO
Member

COUN. ATTY. PATRICIO L. BONCAYAO, JR.
Member

COUN. BAL NIEFES
Member

COUN. STEPHANIE G. TEVES
Member

COUN. LOUISITO A. ARCIAGA
Member

COUN. MARGARITA AMYTHYST PATDU-LABIOS, MD
Member

COUN. RINGO A. TEVES
Member

COUN. ALEXANDER B. DIAZ
Member

COUN. MA. DHEZIREE G. AREVALO
Member

COUN. LUVR. P. CONSTANTINO
Member
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COUN. ENGR. NEPTALI S. SANTIAGO
Member

COUN. ELMER S. ESPELETA
Member

COUN. RAFAEL T. SEVILLA
Member

COUN. VERGEL C. ULANDAY
Member

COUN. ROBERT A. ABAS
Member

COUN. ROBERT P. BAES
Member

COUN. CELSO C. DIOKO
Sectoral Representative
President
Association of Barangay Captains

I HEREBY CERTIFY, as to the correctness of the foregoing Ordinance.

CECILIA C. LAZARTE
Secretary

ATTESTED:

ARTEMIO A. SIMUNDAC
City Vice-Mayor/Presiding Officer

APPROVED:

ATTY. JAIME R. FRESNEDI
City Mayor

Deemed Approved
Pursuant to Section 54 (b) Of R.A. 7160