



KAPASYAHAN BLG. 2021-108

AUTHORIZING BE ALL-WIN BETTING & RESTOBAR OWNED AND OPERATED BY ERWIN MANALASTAS MENDOZA TO OPERATE ONE (1) OFFSITE COCKPIT BETTING STATION IN BRGY. POBLACION, BUSTOS, BULACAN UNDER LUCKY 8 STAR QUEST, INC.

Approved on the motion of:

Hon. Toni Flor H. De Guzman
Chairperson

Lupon sa Kalakalan at Hanapbuhay

WHEREAS, Section 16 of the Local Government Code of 1991 (R.A. 7160), provides that:

“General Welfare. - Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents,

OFFICE OF THE MAYOR

Bustos, Bulacan

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maintain peace and order, and preserve the comfort and convenience of their inhabitants.”

WHEREAS, paragraph (b), Section 224 of Municipal Ordinance No. 2014-04 otherwise known as “AN ORDINANCE ESTABLISHING A NEW REVENUE CODE FOR BUSTOS, BULACAN, PROVIDING INCENTIVES TO INVESTMENTS, AND FOR OTHER PURPOSES”, provides that:

“(b) Any establishment proposing to engage in any gambling or betting activity may be constructed only with the explicit consent of the Sangguniang Bayan by resolution, in which case such establishment shall be constructed and operated within the appropriate areas as prescribed by zoning law or ordinance. In the absence of such law or ordinance, the Municipal Planning and Development Coordinator shall see to it that no such establishment shall be constructed within or near existing hospitals, school buildings, churches or government buildings. Owners, lessees, or operators of such establishments which are now in existence and do not conform with this requirement shall be required to comply with these provisions within a period to be specified by the Municipal Mayor. Approval or issuance of building permits for the construction of cockpits shall be made by the Municipal Engineer in accordance with existing ordinances, laws and practices.”

WHEREAS, the business of on-line betting and on-line gambling must be carefully regulated considering the nature of the business might have adverse effect on the society;

WHEREAS, it is the duty of the State to balance the right to engage in commerce and business vis-à-vis with the state’s obligation to promote of public morals and economic safety of every individual;

WHEREAS, Lucky 8 Star Quest, Inc. is granted E Sabong Operations License No. 21-002 by the Philippine Amusement and

Gaming Corporation (PAGCOR), on March 26, 2021 valid until April 7, 2024;

WHEREAS, the Department of Trade and Industry (DTI) issued certification of business registration to ALL-WIN BETTING & RESTOBAR, owned and operated by Erwin M. Mendoza, valid until August 11, 2021;

WHEREAS, Brgy. Poblacion, Bustos, Bulacan issued Barangay Clearance for Business Clearance in favor of ALL-WIN BETTING & RESTOBAR;

WHEREAS, the Office of the Planning and Development Coordinator of Bustos, Bulacan issued a Certification dated 24 August 2021 in favor of the same business stating that the location of the said establishment complies with the minimum allowable distance from place of public gathering for purposes of religious exercises and academic activities;

WHEREAS, the Office of the Municipal Mayor forwarded the request of Erwin Mendoza to the Sangguniang Bayan on 24 August 2021 for appropriate legislative action;

NOW, THEREFORE, BE IT ORDAINED BY THE SANGGUNIANG BAYAN OF BUSTOS, BULACAN, IN A SESSION DULY ASSEMBLED, that:

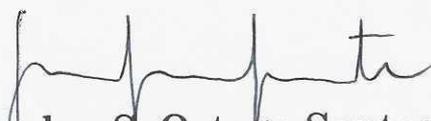
ALL-WIN BETTING & RESTOBAR OWNED AND OPERATED BY ERWIN MANALASTAS MENDOZA TO OPERATE ONE (1) OFFSITE COCKPIT BETTING STATION IN BRGY. POBLACION, BUSTOS, BULACAN UNDER LUCKY 8 STAR QUEST, INC., subject to the following conditions:

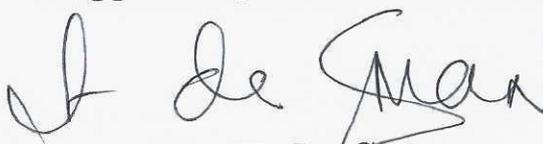
- a. That the owner/operator will abide with all laws, regulation and ordinances relative to his business;
- b. That the owner/operator will not accept minor customers/players; that signage of "NO MINORS ALLOWED TO BET" shall be posted in the entrance of the establishment;
- c. That the owner/operator will post the PAGCOR LICENSE and the name of the License holder, Mayor's Permit, Brgy. Business Clearance, DTI Permit, BIR Business Registration

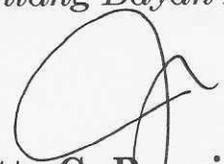
- and other pertinent Certificates/documents required by law to be posted in conspicuous place within the establishment;
- d. That the owner/operator shall voluntarily cease its operation upon the expiration/revocation of the licensee's PAGCOR license or upon the expiration/revocation authority of the owner/operator from the licensee;
 - e. That the owner/operator voluntarily allows, consent and accede the suspension or revocation of its Business Permit and cessation (temporarily or permanently) of its operation upon any violation of law, regulation and ordinances; or, when public safety, public morals and public interest may require;
 - f. In case, the establishment will be allowed to operate during pandemic or national/local emergencies, it shall comply with all laws and regulation imposed by the duly constituted authorities.

APPROVED, this 2nd day of November 2021, on the 109th Regular Session of the Sangguniang Bayan in Amado S. Raymundo Session Hall, Brgy. Poblacion, Bustos, Bulacan.

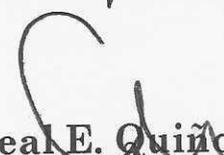

Juliet DJ. Dela Cruz
Sangguniang Bayan Member

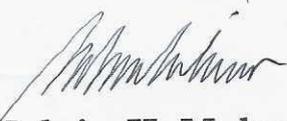

Jonalyn S. Ortega-Santos
Sangguniang Bayan Member

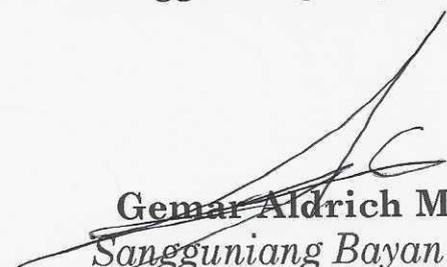

Toni Flor H. De Guzman
Sangguniang Bayan Member

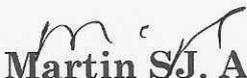

Rosette G. Pangilinan
Sangguniang Bayan Member

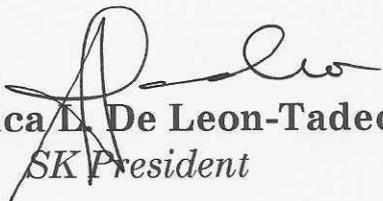

John Erick L. Perez
Sangguniang Bayan Member


Aljhaneal E. Quiñones
Sangguniang Bayan Member

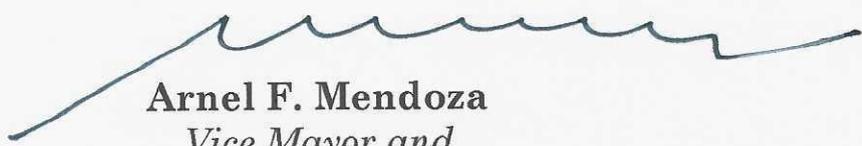

Melvin H. Melencio
Sangguniang Bayan Member


Gemar Aldrich M. Cruz
Sangguniang Bayan Member


Martin S.J. Angeles
ABC President

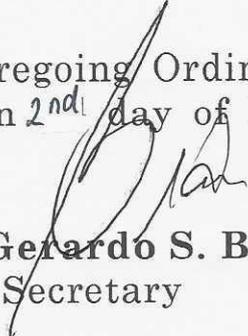

Angelica D. De Leon-Tadeo
SK President

Attested by:


Arnel F. Mendoza
*Vice Mayor and
Presiding Officer of the Sangguniang Bayan*

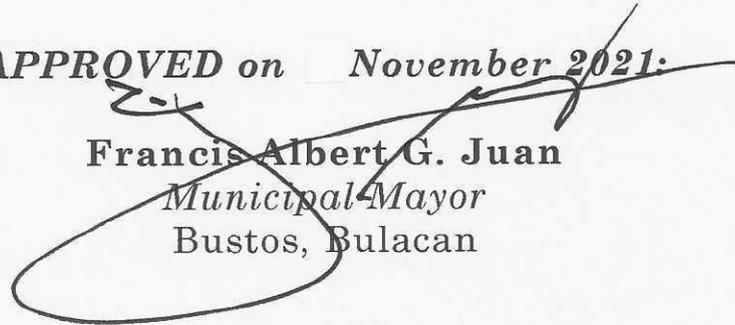
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I HEREBY CERTIFY that the foregoing Ordinance was approved by the Sangguniang Bayan on 2nd day of November 2021, via virtual session.


Atty. Gerardo S. Briasa
Secretary

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APPROVED on November 2021:


Francis Albert G. Juan
*Municipal Mayor
Bustos, Bulacan*