

AN ORDINANCE GRANTING CACERES AMUSEMENT AND GAMING CORPORATION AUTHORITY TO OPERATE BINGO AT THE FOURTH FLOOR, E-MALL BUILDING, BARANGAY SAN FRANCISCO, NAGA CITY, SUBJECT TO CERTAIN REGULATIONS:-

Sponsors: Hon. Esteban R. Abonal

Be it ordained by the Sangguniang Panlungsod of the City of Naga, that:

SECTION 1. – Grant of Franchise. Caceres Amusement and Gaming Corporation is hereby granted a period of five years reckoned from December 20, 2007, the rights, privileges and authority to operate bingo in the City of Naga, particularly at the fourth floor of E-Mall Building located at Barangay San Francisco, Naga City.

SECTION 2. – Regulatory Measures. The franchise herein granted is subject to the faithful and strict compliance by Caceres Amusement and Gaming Corporation of the following regulations, to wit:

- 1. No person below 21 years of age and no students shall be allowed to place a bet or play bingo or to enter the premises where such game is held. Notice shall be posted in the entrance and/or exit door and in at least two other conspicuous places in the bingo venue. In case of doubt on age, the operator or owner shall require of such person necessary identification document that will ascertain his true age to qualify him to place a bet or play such game of chance or enter the premises where the same is being held.
- 2. Playing of bingo shall start no earlier than 11:00 o'clock in the morning of any given day; except on special occasions and as may be permitted by the City Mayor. Provided, that no bingo shall be held during Holy Thursday and Good Friday.
- 3. Soundproofing device and such necessary enclosure shall be installed and maintained in the bingo venue to ensure that the proceedings within do not attract minors, create noise or cause disturbance to the public, particularly the adjacent or nearby establishment of learning and worship.
- 4. No advertisement or streamer concerning herein game of chance shall be placed or hang up in front of or within one hundred (100) meters radius of any place of worship or institute of learning in the city, except in or about the premises of the bingo venue.

SECTION 3. – Taxes. In lieu of all taxes, a franchise fee of Seventy Five percent (75%) of One Percent (1%) of the gross revenue of the Caceres Amusement and Gaming Corporation is hereby imposed which shall be payable yearly to the City Treasurer.

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SECTION 4. – Inspection. To ensure compliance with the regulatory measures herein provided, the public safety office of the city government of Naga is hereby empowered to conduct inspection of the bingo premises on such date and time as it may deem necessary or as may be directed by the City Mayor. Its report shall be submitted to the City Mayor's Office and the Sangguniang Panlungsod for their appropriate action.

SECTION 5. – Penalty. Violation by the franchisee of any of the above regulations as well as any of the provisions hereof and other existing laws, rules and orders shall be punished as follows:

- 1. For the first offense administrative fine of Php5,000.00;
- 2. For the second offense suspension of operation for a period of thirty (30) days; and

3. For the third offense – cancellation or revocation of the authority granted under this ordinance.

SECTION 6. Reservation. The rights, privileges and authority herein granted is subject to the provisions of regulatory ordinance that may hereinafter be enacted or to the further disposition of the Sangguniang Panlungsod in view of its regulatory powers and in the light of the provisions of Presidential Decree No. 1869, as amended by Republic Act No. 9487.

SECTION 7. Effectivity. Except the provisions on the grant of franchise and the imposition of franchise tax which shall retroact to the date when the franchisee began operation on December 20, 2007, the rest of the provisions of this ordinance shall take effect upon its approval.

ENACTED: February 26, 2008.

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WE HEREBY CERTIFY to the correctness of the foregoing ordinance.

JOSE L. GRAGEDA Secretary to the Sangguniang Panlungsod

GABRIEL H. BORDADO, JR. City Vice Mayor & Presiding Officer

APPROVED:

JESSE M. ROBREDO City Mayor