

A-172
PROV. ORDINANCE

Republic of the Philippines
PROVINCE OF BENGUET
La Trinidad
OFFICE OF THE SANGGUNIANG PANLALAWIGAN

FILE

REGULAR MEETING, December 5, 1994

- PRESENT:** HON. WALTER R. CARANTES, Vice Governor, Presiding Officer
- HON. SAMUEL B. GUERZON, Board Member
 HON. WASING D. SACLA, Board Member
 HON. AGOSTO P. SANTOS, Board Member
 HON. MARVIN D. ATOS, Board Member
 HON. JULIO L. BANTALI, Board Member
 HON. JAMES M. MALAYA, Board Member
 HON. VICTORINA P. ALIPIT, Board Member
 HON. BENJAMIN C. SUELLO, SR., Board Member
 HON. ROBERTO L. FERNANDO, Board Member
 HON. RAYMUNDO W. CELINO, Board Member
 HON. REYNALDO B. TELLO, SKF President, Member
 HON. NORMA B. PABLO, PCL President, Member
 HON. LIMSON A. OGAS, Liga ng mga Brgy. Pres., Member

ABSENT: N O N E

ORDINANCE NO. 94 -10

AN ORDINANCE REGULATING THE FUND RAISING ACTIVITIES AND PROHIBITING SOLICITATION FROM AND BY GOVERNMENT OFFICES DURING OFFICE HOURS

EXPLANATORY NOTE

WHEREAS, among organizations/associations, fund raising is a common activity to finance their projects;

WHEREAS, the scheme of fund raising adopted are raffle tickets, envelopes, personal solicitations and advertisements, and popularity contests;

WHEREAS, there are various individuals, GO's and NGO's registered and unregistered in Benguet and other areas which employ the above schemes to raise funds from the general public;

WHEREAS, there are usually complaints from concerned sectors regarding accounting of proceeds, non-publications of winning numbers or winners, several postponements on the raffle draws, non remittance of collections, and at most, intended or proposed projects using the proceeds of fund-raising were not honestly accomplished or met;

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WHEREAS, these schemes of fund-raising activities are targeted to government offices and private entities and oftentimes, these offices are requested/pressured to sell tickets and/or pass envelopes making these offices and entities as outlets of the fund-raising activities;

WHEREAS, these government offices and private entities acting as outlets sell aggressively utilizing official time and place to the detriment of official and business functions and responsibilities and good public service;

WHEREAS, observations, indicate that in offices selling raffle tickets and engaging in other forms of raising funds, official functions like issuance of certifications, clearances, award of contracts, etc. and even salaries are often preceded by the selling of raffle tickets before the official function is dispensed;

WHEREAS, the above forms of activities in government offices, project a wrong notion of raising funds based on the "beggar-style", or putting a condition before a service is done;

WHEREFORE, on motion of Hon. Victorina P. Alipit duly seconded, be it

BE IT ORDAINED BY THE SANGGUNIANG PANLALAWIGAN ASSEMBLED, THAT;

Sec. 1. TITLE : An ordinance regulating fund-raising activities and prohibiting solicitations from and by government offices during office hours.

Sec. 2. DEFINITION OF TERMS:

- a. Organization - any group or entity either registered or not which includes associations, corporations, cooperatives, troupes, foundations, Clubs, Schools and educational institutions, religious sects, and government offices
- b. Fund-raising activities - The selling of raffle tickets, direct solicitations in the form of envelopes, advertisements and

others, popularity contests and other activities which require money from the solicited persons.

Sec. 3. Fund-raising activities by and from government offices thru solicitations, raffle tickets, advertisements, selling of merchandize, popularity contest envelopes and other forms of monetary solicitations are prohibited during official hours;

Sec. 4. PROCEDURES/POLICIES:

- a. Subject to submission and satisfaction of the requirement for fund-raising activities as required by this ordinance, the Social Welfare Office thru the Provincial Social Welfare Officer is authorized by this ordinance to interview, screen, recommend and endorse for final approval of the Provincial Governor who shall have the final discretion for approval or disapproval for the issuance of a permit. In no case however shall a permit be issued without prior satisfaction of requirements.
- b. Only GO's and NGO's which are duly registered with the SEC, CDA, NIA, DSWD, DENR and DAR which are duly accredited by the Province and Municipalities of Benguet shall be allowed to sponsor fund-raising activities.
- c. Aside from other requirements as called for by this ordinance, the Provincial Social Welfare Officer shall only recommend approval of a permit to raise funds if the proceeds thereof shall be used to finance specific projects of the organization such as construction of a building, fencing of a government property or organization, procurements of materials and equipments for livelihood purposes of the organization such as sewing machines, knitting machines, weaving looms, hollow block form, and other worthwhile projects consistent with government programs and are legal, moral and beneficial to the general public. In case of individuals without an organization soliciting funds, the purpose should be of

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Benguet

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extreme cases like major operations. In no case should proceeds be used for meals, snacks, transportation or travels, excursions, and other self-benefiting purposes except on sports activities undertaken by the Province, Municipalities and the DECS;

- d. The requesting organization, institution or entity shall submit to the Provincial Social Welfare Worker xerox or duplicate copies of the ff:
1. Constitution and by-laws of the organization.
 2. Registration from the SEC, CDA, NIA, DSWD, DENR and DAR.
 3. Accreditation by the province thru the Sangguniang Panlalawigan.
 4. Resolution of the organization duly signed by the officers and/or members requesting for a permit to solicit, and the specific purpose of the fund-raising.
 5. Plans and/or specifications of intended project including its budgetary requirements.
 6. Payment of fees as required by duly constituted government agencies.
 7. Individuals soliciting for funds under extreme cases shall apply in writing to the Office of the PSWD who should issue the permit.
- e. The Provincial Social Welfare Officer shall recommend issuance of a permit to solicit which shall, among others, indicate the timeframe of the fund-raising, the place/s to solicit, the names of the duly authorized solicitors, and other necessary or pertinent information or data.

- f. The organization shall submit a written financial report of the fund-raising activity 15 days after it has concluded its fund-raising activity, and shall indicate the date of inspection of the intended project by the Provincial Social Welfare Office to insure proper auditing of proceeds and that the proposed project of the organization shall be attained. Failure to submit a financial report by an organization which has duly sponsored a fund-raising activity shall mean disqualification of said organization to hold future fund-raising activities.

Sec. 5. All solicitations should be purely voluntary, which means that tickets, envelopes, advertisements, etc. can be returned to the sponsoring organization if unsold. In no case should subordinates, staff, employees, teachers, students, pupils, policemen, military personnel and others, be forced or pressured to sell and/or dispose of tickets, etc. during or after official time.

Sec. 6. PENAL CLAUSE:


- a. Any organization, association and other institution in the Province of Benguet soliciting funds in violation of this ordinance shall be blacklisted upon the recommendation of the Provincial Social Welfare Officer;
- b. The application from the DSWD of an individual violating any provision of this ordinance shall be denied.

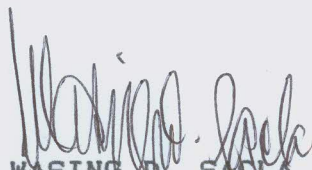
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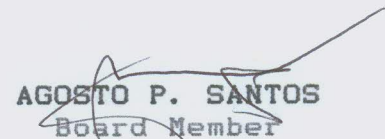
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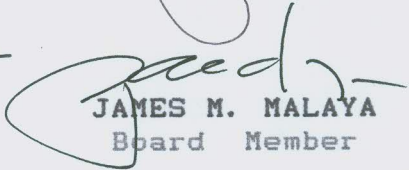

SAMUEL B. GUERZON
Board Member


WASING D. SACLA
Board Member

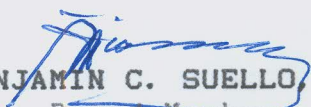

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MARVIN D. ATOS
Board Member

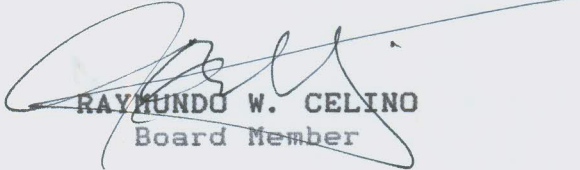

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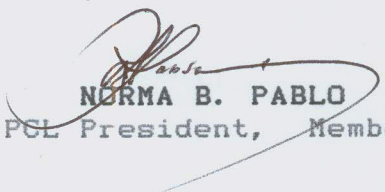

VICTORINA P. ALIPIT
Board Member

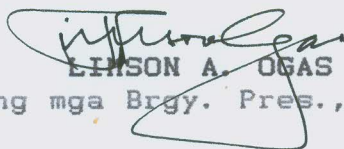

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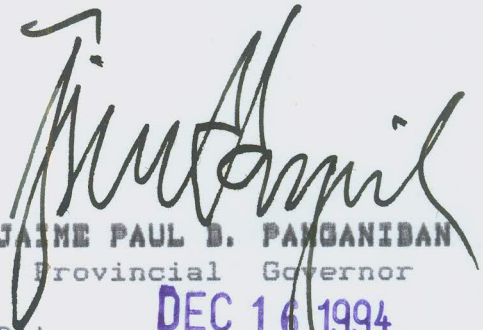
CERTIFIED CORRECT:


WALTER R. CARANTES
Vice Governor
Presiding Officer

ATTESTED:


NOEL S. SABOG
SP Secretary

APPROVED:


JAIME PAUL B. PANGANIBAN
Provincial Governor

Date:

DEC 16 1994

/jbs