



EXCERPT FROM THE MINUTES OF THE 39TH REGULAR SESSION OF THE 5TH SANGGUNIANG PANLUNGSOD (SP) HELD AT THE SP SESSION HALL, LEGISLATIVE BUILDING, EAST POBLACION, CITY OF NAGA, CEBU ON APRIL 12, 2023.

PRESENT:

- | | |
|------------------------------|--|
| HON. VIRGILIO M. CHIONG | - Vice Mayor /Presiding Officer |
| HON. CLINT ISIDRO A. CHIONG | - Presiding Officer Pro Tempore |
| HON. CARMELINO N. CRUZ, JR. | - Majority Floor Leader |
| HON. SCOTT JUVENAL A. CHIONG | - Assistant Majority Floor Leader/Liga ng mga Barangay President |
| HON. ALEXANDER R. LARA | - Sangguniang Panlungsod Member |
| HON. AURELIO B. ALINSONORIN | - Sangguniang Panlungsod Member |
| HON. CHARMAINE R. NAVARRO | - Sangguniang Panlungsod Member |
| HON. RAY A. MANABAT | - Sangguniang Panlungsod Member |
| HON. LUZMINDA R. LAPITAN | - Sangguniang Panlungsod Member |
| HON. JUSTINO L. DAKAY | - Sangguniang Panlungsod Member |
| HON. DOMINADOR A. LIBOR | - Sangguniang Panlungsod Member |
| HON. LETECIA F. ABANGAN | - Sangguniang Panlungsod Member |
| HON. KERSY C. BAFLOR | - SK Federation President |



ORDINANCE NO. 2023-14

Hon. Clint Isidro A. Chiong - Sponsor
Vice Chairperson, Committee on Peace and Order

MANDATING THE INSTALLATION OF CLOSED CIRCUIT TELEVISION (CCTV) CAMERAS IN ALL BUSINESS AND COMMERCIAL ESTABLISHMENTS OPERATING IN THE CITY OF NAGA, CEBU, AND PROVIDING FOR MINIMUM TECHNICAL STANDARDS AS WELL AS PENALTIES FOR NON COMPLIANCE

EXPLANATORY NOTE

The CCTV technology has been proven to be a useful tool in deterring criminal acts and solving crimes;

The use of this technology recently aided the city police operatives in solving a gruesome murder when experienced PNP members by investigative prowess and the smart use of technology apprehended the malefactor who fled to a nearby Province;

The Department of Interior and Local Government (DILG) has issued Memorandum Circular (MC) No. 2014-119, as amended by MC No. 2022-060, urging and guiding local government units (LGUs) in the effectivity and utility of CCTV technology.

The City of Naga aims to be an ideal city for industry and our residents, peaceful and free from crime.

NOW THEREFORE, BE IT ENACTED as it hereby **ENACTED** by the Sangguniang Panlungsod of the City of Naga, Cebu, in a session duly assembled, that:

SECTION 1. TITLE. This Ordinance shall be known as the **“CCTV ORDINANCE OF THE CITY OF NAGA, CEBU.”**

SECTION 2. PURPOSE. The ordinance mandates that business and commercial establishments to adopt and install CCTV technology to deter criminals and other malefactors and to facilitate the solution of crimes.

SECTION 3. SCOPE AND APPLICATION. The following commercial establishments are required to install the CCTV cameras in their respective premises:

- a) Banks and financial institutions;

- b) Money remittance centers, money lenders and changers;
- c) Pawnshops;
- d) Hospitals and medical facilities;
- e) Shopping malls, shopping centers and boutiques;
- f) Internet cafes;
- g) 24-hour drug stores and/or convenience stores;
- h) Gas and fuel stations;
- i) Bus and land transport stations/terminals (public or private);
- j) Passenger boat stations;
- k) Resorts;
- l) Barangay Covered Courts;
- m) Restaurants (fine dining or fast food chain) and eateries with at least ten (10) dine-in tables for customers; and
- n) All other establishments, as may be determined by the Local Chief Executive per recommendation of the City Peace and Order Council, which are occupied by several people or are high density areas susceptible to commission of crimes.

SECTION 4. NON-PUBLICITY AND RESPECT FOR PRIVACY. All recorded video footages shall respect the privacy of persons and it shall not be made public. The City Government and police authorities shall have access to the recorded CCTV footages upon formal request for a copy in writing to the owner stating the date and purpose thereof.

Any person who is the complainant or victim may request the police authorities or petition the Courts for a copy of the same to be reproduced, authenticated and used as evidence.

SECTION 5. MANDATORY REPORT FOR DEFECTIVE CCTVs. In case of defects, bog down or downtime of CCTV system, establishment owners, managers or employees shall submit an incident report within twenty-four (24) hours to the City Emergency Operations Center/City Disaster Risk Reduction Management Council (CEOC/CDRMC) at City Hall.

Should they fail to make it operational within a period of forty-eight (48) hours from receipt of their report, this act shall amount to a violation of this Ordinance in relation to Section 7 (Minimum Period to Preserve) and Section 10 (Penalties).

SECTION 6. MINIMUM TECHNICAL STANDARDS. For this purpose, the CCTV camera or video surveillance system must be capable of delineating and recording on play back the overt acts or activity and physical features of the person as well as areas within the vicinity

The CCTV to be installed must meet the following minimum technical standards as recommended by the DILG (MC No. 2014-119, as amended), viz;

a. Camera:

- High-Definition Analog or at least 2 Megapixel Digital Camera
- 0.1 Lux Minimum Illumination
- 2.8mm to 3.6mm Focal Length
- Auto-Iris Focus Lens (fixed/vari-focal)
- 1/30s to 1/50,000s Shutter Speed
- >50-meter Infrared Range
- 120dB Wide Dynamic Range
- Pan and tilt adjustment of 0 degrees to 180 degrees and Rotate adjustment of 0 degrees to 360 degrees
- Outdoor cameras must be vandal-proof with IP 66 Weatherproof

b. Video/audio input

- Hybrid Type (accepts Digital and Analog signal), Minimum of four (4) camera input
- Video and Audio Stream input
- H.264 (Advanced Video Coding) Video Compression and G.711u Audio Compression.

c. Video recorder – The management of the establishment must provide the following:

1. At least four (4) camera input covering the area of the transaction and risk;
2. All these with a minimum video resolution of 720P;
3. With an FPS of 25-30 frames per second recording;

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4. The hard drive should be sufficient to store one month recording;
5. Must have time stamping features; and
6. An interface for storage back up.

SECTION 7. MINIMUM PERIOD TO PRESERVE. All establishments covered by this ordinance shall preserve their CCTV files for a period of one (1) year. They shall at all times respect the privacy of persons viewed in it.

SECTION 8. SPECIAL PROVISIONS FOR PUBLIC SCHOOLS. All public schools in the city shall be provided with CCTVs. Funding for compliance in this Ordinance shall be endorsed and sourced from the Special Education Fund.

SECTION 9. IMPLEMENTING AND MONITORING DEPARTMENTS. A composite team from the Office of the City Mayor, City Treasurer, City IT Department and the City of Naga PNP shall be tasked to monitor compliance with this Ordinance.

SECTION 10. PENALTIES. No business permit shall be issued and/or renewed nor any operating permits granted unless CCTVs are installed and operational as prescribed in Section 6 (Minimum Technical Standards).

Upon the effectivity of this Ordinance, the City Treasurer and the City Legal Office shall be tasked to give notices to establishments covered by this measure.

The notice shall give the existing establishments forty five (45) days upon the effectivity of this Ordinance to comply with the same, and 45 days from the start of business of new establishments.

Non-compliance of the same shall be ground for the imposition of penalties enumerated herein as follows:

- 1st Offense – ₱1,000 with stern warning in writing;
- 2nd Offense – ₱3,000 with written stern warning and, if defiant, suspension of business operation for seven (7) days; and
- 3rd Offense - ₱5,000 with revocation of business permit and temporary closure until compliance is made.

SECTION 11. SEPARABILITY CLAUSE. If for any reason or reasons any part or parts hereof shall be declared unconstitutional or invalid, the remaining parts not in conflict therewith shall remain effective and in full force and effect.

SECTION 12. REPEALING CLAUSE. All previous ordinances, executive orders and rules and regulations in conflict with or cannot be reconciled herein are hereby repealed or amended accordingly.

SECTION 13. EFFECTIVITY. This Ordinance shall take effect ten (10) days after compliance with the posting and publication requirements of RA 7160 or the Local Government Code of 1991.

ENACTED BY the 5th Sangguniang Panlungsod of the City of Naga, Cebu, in its 39th Regular Session held on April 12, 2023.

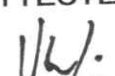
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CERTIFIED TRUE AND CORRECT:


GERALDINE L. TAMPOS
 Secretary to the Sanggunian-Designate

4/17/23

ATTESTED BY:


VIRGILIO M. CHIONG
 Vice Mayor/Presiding Officer

APPROVED BY:


VALDEMAR M. CHIONG
 City Mayor



