

ORDINANCE NO. 13952-2020

AN ORDINANCE PROVIDING FOR THE STREAMLINED GUIDELINES FOR THE ISSUANCE OF PERMITS, LICENSES AND CERTIFICATES FOR THE CONSTRUCTION OF SHARED PASSIVE TELECOMMUNICATIONS TOWER INFRASTRUCTURE (PTTI), PURSUANT TO THE JOINT MEMORANDUM CIRCULAR (JMC) NO. 01-2020, IMPLEMENTING THE RELEVANT PROVISIONS OF REPUBLIC ACT NO. 11032, OTHERWISE KNOWN AS THE "EASE OF DOING BUSINESS AND EFFICIENT GOVERNMENT SERVICE DELIVERY ACT", AND FOR OTHER PURPOSES

Whereas, Section 17 of Article II of the 1987 Philippine Constitution provides, among others, it is the Policy of the State to "give priority to education, science and technology";

Whereas, Section 16 of Republic Act No. 7160, otherwise known as "The Local Government Code of 1991", among others, mandates to the local government units to promote the general welfare of their respective constituents, and enhance economic prosperity;

Whereas, Republic Act No. 11032, otherwise known as the "Ease of Doing Business and Efficient Government Services Delivery Act of 2018" amended Republic Act No. 9485, otherwise known as the "Anti-Red Tape Act of 2007";

Whereas, Section 2 of Republic Act No. 11032, among others, provides that, "the State shall maintain honesty and responsibility among its public officials and employees, and shall take appropriate measures to promote transparency in each agency with regard to the manner of transacting with the public, which shall encompass a program for the adoption of simplified requirements and procedures that will reduce red tape and expedite business and nonbusiness related transactions in government;"

Whereas, Section 2, paragraph 2(b) of Republic Act No. 10844, otherwise known as the Department of Information and Communications Technology Act of 2015, declares the policy of the State "to ensure the provision of strategic, reliable, cost-efficient and citizen-centric information and communications technology (ICT) infrastructure, systems and resources as instruments of good governance and global competitiveness";

Whereas, the Anti-Red Tape Authority (ARTA) was created to develop, implement, and oversee the national policy against red and in favor of ease of doing business, among others, it is the head implementing agency of the National Effort for the Harmonization of the Efficiency Measures of Interrelated Agencies (NEHEMIA) Program. NEHEMIA is a sectoral based inter-agency streamlining effort that aims to reduce by fifty-two (52%) of processing time, cost, requirements or procedures within fifty-two percent (52%) weeks in 2020, for key sectors of the society;

Whereas, the Philippines is among the countries in the Asia Pacific area which continues to have the slowest internet connection;

Whereas, the Telecommunications Sector is one of the focus sectors due to its rising importance in ease of doing business. ARTA together with the Department of Information and Communications Technology (DICT), is mandated to review and recommend the repeal of outdated, redundant, and unnecessary licenses, clearances, permits, certifications or authorizations being required by National Government Agencies (NGAs), Local Government Units (LGUs), and private entities;

Whereas, DICT issued Department Circular No. 8, series of 2020, entitled: "Policy Guidelines on the Co-Location and Sharing of Passive Telecommunications Tower Infrastructure

for Macro Cell Sites", promoting the utilization of the Shared Passive Telecommunications Tower Infrastructure ("PTTI"), among various players and stakeholders in the telecommunications industry in order to address the necessity of installing and operating telecommunications and broadcast towers, facilities, equipment, and services in such numbers as may be sufficient to connect the entire country;

Whereas, DICT is mandated to streamline the processes of application, renewal, and release of permits, licenses, and clearances needed for the construction of infrastructure or installation of equipment, in coordination with the concerned national and local government agencies, instrumentalities, and departments for the effective implementation of Republic Act No. 10929, otherwise known as the "Free Internet Access in Public Places Act", the National Broadband Program, and Emergency Telecommunications;

Whereas, due to the existence of COVID-19 pandemic, our people are now adopting the "new normal", which requires social distancing in the conduct of business and nonbusiness activities, including the adoption of distant school instructions which further necessitates the urgency to fast track the improvement and enhancement of internet connection;

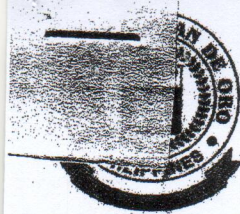
Whereas, the local government units (LGUs) have the authority and power to streamline the processes of securing construction related permits, clearances, and certificates, consistent with and supportive of the provisions of pertinent national and local policies to ensure ease, comfort, and convenience to applicants, as well as for efficiency and prompt delivery of services by the government, anchored on the overall policy of the State to safeguard life, health, property, and public welfare;

Whereas, Section 301 of the National Building Code of the Philippines (NBCP) provides that "no person or corporation, including any agency or instrumentality of the government shall erect, construct, alter, move, convert or demolish any building or structure or cause the same to be done without first obtaining a building permit therefor from the Building Official assigned at the place where the building is located or the building work is to be done";

Whereas, Section 309 of the NBCP provides that, "no building or structure shall be used or occupied and no change in the existing use or occupancy classification of a building or structure or portion therefor shall be made until the Building Official has issued a Certificate of Occupancy therefor as provided in this Code";

Whereas, the Anti-Red Tape Authority (ARTA), Department of Information and Communications Technology (DICT), Department of the Interior and Local Government (DILG), Department of Human Settlements and Urban Development (DHSUD), Department of Public Works and Highways (DPWH), Department of Transportation (DOTr), Civil Aviation Authority of the Philippines (CAAP), Department of Health (DOH), Food and Drug Administration (FDA) issued Joint Memorandum Circular (JMC) No. 01-2020, covering the "Streamlined Guidelines for the Issuance of Permits, Licenses, and Certificates for the Construction of Shared Passive Telecommunications Tower Infrastructure (PTTI)";

Whereas, JMC 01-2020 mandates to the local government units, among others, a shortened processing period for the issuance of Building Permits and Occupancy Permits to help fast track the construction and operation of PTTI throughout the country, to address the poor internet connectivity which relegated it to the lowest rank nation in the Asia Pacific area;



WHEREAS, the City of Cagayan de Oro is committed to comply with the national policies and guidelines in relation to the ease of doing business, to reduce the incidence of corruption, promote transparency and accountability in government service;

WHEREAS, there is an urgent need for the City to adopt the guidelines provided in JMC 01-2020 for the streamlining of the issuance of the above-mentioned permits and be compliant with the national directives regarding the promotion of the policy of the ease of doing business, and enhance the City's readiness to adopt New Normal and its competitiveness thru the increase of interconnectivity in the LGU;

NOW, THEREFORE:

BE IT ORDAINED by the 19th City Council (Sangguniang Panlungsod) in session duly assembled, that:

ARTICLE I **GENERAL PROVISIONS**

SECTION 1. SHORT TITLE. – This Ordinance shall be known as the **'Streamlined Guidelines for the Issuance of Permits, Licenses, and Certificates for the Construction of Shared Passive Telecommunications Tower Infrastructures (PTTIs)'**.

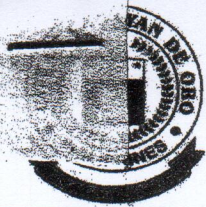
SECTION 2. DECLARATION OF POLICY. – It is the policy of the City Government of Cagayan de Oro to adopt the policies of the national government, and to closely collaborate with the various concerned national agencies and stakeholders in promoting ease of doing business, and enhance government transparency and competency in pursuing economic development in the LGU.

SECTION 3. SCOPE/COVERAGE. – This Ordinance applies to the issuance of construction and business-related permits for Shared PTTIs in the City of Cagayan de Oro. Shared PTTIs that are installed on buildings, rooftops, walls, and other edifices shall further be subject to appropriate rules on height restrictions/elevation, and the internal rules of the directly-concerned private property owners and building/condominium owners' associations in accordance with applicable laws, rules, and regulations.

For applications requiring special permits as enumerated in Section 6.4 of JMC 01-2020, the application and issuance of special permits/clearances shall be governed by the regular permitting procedure as prescribed by the agencies with jurisdiction thereon, in accordance with applicable laws, rules and regulations.

SECTION 4. DEFINITION OF TERMS. For purposes of this Ordinance, the following terminologies are used and defined as follows:

- a. **Active Infrastructure** – For purposes of active infrastructure sharing, this refers to the active elements of wireless networks which are maintained and operated/managed by operators, such as antennas, antenna systems, transmitters/receivers, transmission systems, radio frequency modules, channel elements, and other radio-communications systems.
- b. **Applicant** – Refers to any qualified person, firm, partnership, corporation, government or private institution/organization applying for the issuance of permits, licenses, and certificates.



- c. **Building Official** – Refers to the Executive Officer of the Office of the Building Official (OBO) designated by the Secretary of the Department of Public Works and Highways.
- d. **Building Permit** – Refers to a document issued by the Building Official to an owner/applicant to proceed with the construction, installation, addition, alteration, renovation, conversion, repair, moving, demolition or other work activity of a specific project/building/structure or portions thereof after the accompanying principal plans, specifications and other pertinent documents with the duly notarized application are found satisfactory and substantially conforming with the NBCP and its Implementing Rules and Regulations (IRR).
- e. **Business Permit or Mayor's Permit** – Refers to a document issued by the City or Municipal Head, authorizing an applicant to operate Active Infrastructure of the Shared PTI.
- f. **Construction** – Refers to all on-site work done in the site preparation, excavation, foundation, assembly of all components and installation of utilities, machineries, and equipment of buildings/structures.
- g. **Certificate of Use** – Refers to a document issued by the Building Official certifying that the building/structure was completed and can be used in accordance with the approved use.
- h. **Elevation** – Refers to the vertical distance of a point or a level, on or affixed to the surface of the earth, measured from the mean sea level.
- i. **JMC** - refers to the Joint Memorandum Circular (JMC) No. 01-2020, Implementing the Relevant Provisions of Republic Act No. 11032, otherwise known as the "Ease of Doing Business and Efficient Government Service Delivery Act".
- j. **One-Stop Shop for Construction Permits (OSCP)** – A mechanism of coordination among OBO, Zoning Office, Assessor's Office, Treasurer's Office, other concerned departments or offices at the local government, and the Office of the City Fire Marshall thru codification of related functions and through a practical system of linkages.
- k. **Passive Telecommunications Tower Infrastructure (PTTI)** – Refers to all types of outdoor non-electronic telecommunications infrastructure or civil works, including but not limited to towers, masts, poles, and other similar infrastructure, as well as the facilities auxiliary thereto—built on the ground or installed on buildings, walls, rooftops or other edifice—that are utilized for purposes of mounting antennas, transmitters/receivers, radio frequency modules, and other radio-communications systems as macro cell sites for the rendition of ICT services in the telecommunications network. The term shall include: (a) the ducts, ladders, arresters, mounts, cable entrances, and the cable trays of the PTTI; (b) the shared fiber-optic and/or radio frequency cables or other similar equipment assemblies that make up the fronthaul; (c) its appurtenant shelters, sheds, cabins, cabinets or other similar house for the base-band units, radio units, and related electronic equipment, as well as the cable entrances thereof; (d) its power supply and back-up power management systems; and (e) all other ancillary facilities as thereto may be necessary and pertinent for its proper, resilient, and continuous operation as a PTTI. These auxiliary and ancillary facilities need not necessarily have to be owned or managed by each mobile network operator.
- l. **Shared PTTI** – Refers to PTTI which are non-exclusive and are accessible for common use in accordance with Title III of DICT Department Circular No. 8, s. of 2020.

SECTION 5. OBJECTIVES. This Ordinance is enacted for the following objectives, to wit:

- a. To fast track the issuance of Building Permits and Occupancy Permits to telecommunication companies for the construction of Shared PTTI consistent to JMC 01-2020;
- b. To eliminate red tape in the processing of applications for Shared PTTIs;
- c. To further promote transparency in transactions in the City; and
- d. To further enhance the City's competitiveness.

ARTICLE II **GUIDELINES**

SECTION 6. ADOPTION OF STREAMLINED DOCUMENTARY REQUIREMENTS AND PROCESSING TIMES FOR BUILDING PERMIT APPLICATIONS ON SHARED PTTIS - The following requirements and clearances shall be submitted and obtained by the applicant from the City Government, as necessary. The Offices shall be prohibited from requiring documents or clearances other than those expressly enumerated below.

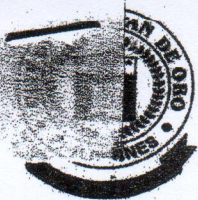
6.1 Barangay Construction Clearance.

Pursuant to Section 11(f) of R.A. 11032, which provides that "Barangay clearances and permits related to doing business shall be applied, issued, and collected at the city/municipality in accordance with the prescribed processing time of this Act: Provided, That the share in the collections shall be remitted to the respective barangays."

6.2 Documentary Requirements for building permit applications on Shared PTTIs.

Consistent with the provisions of the Section 302 of the NBCP and R.A. No. 11032, the applicant shall be required to submit the following documents together with the prescribed application form to the Business One-Stop-Shop (BOSS) provided by the City Government:

- a) Unified Application Form for Locational Permit, Fire Safety Evaluation Certificate and Building Permit;
- b) Property Documents:
 - i. Owners/Authorized occupants of Registered/Untitled lands.
 - Owners of registered land - a certified true copy of the Original Certificate of Title (OCT) /Transfer Certificate of Title (TCT), and deed of absolute sale, or other contracts conveying similar rights, if TCT is not yet in the name of the applicant- owner; and
 - Authorized occupants of untitled land - Tax Declaration or Current Real Property Tax Receipt, Deed of Absolute Sale, or other contracts conveying similar rights;
 - ii. Authorized occupants of registered land.
 - Lessees or other tenants - certified true copy of the TCT and a duly notarized copy of the Contract of Lease, or other contracts conveying



similar rights.

c) Ancillary Permit Requirements:

Survey plans, design plans, and other documents prepared, signed, and sealed over the printed names of duly licensed and registered professionals, as stipulated under Section 302 (3) of the IRR of the NBCP:

- i. Architectural Documents;
- ii. Civil/Structural Documents;
- iii. Electrical Documents;
- iv. Mechanical Documents;
- v. Electronics Documents;
- vi. Geodetic Documents; and
- vii. Fire Protection Plan (if applicable)

d) Accessory Permits, when applicable:

- i. Ground Preparation and Excavation;
- ii. Encroachment of Foundation to Public Area;
- iii. Fencing (for fence not exceeding 1.8 meters high);
- iv. Sidewalk Construction;
- v. Temporary Sidewalk Enclosure and Occupancy;
- vi. Erection of Scaffolding; and
- vii. Erection, Repair, Removal of Sign and Demolition.

e) Copies of valid licenses of all involved professionals (*e.g.* Professional Tax Receipt [PTR] and Professional Regulation Commission [PRC] identification card);

f) Estimated value of the building or structure to be erected;

g) Vicinity Map.

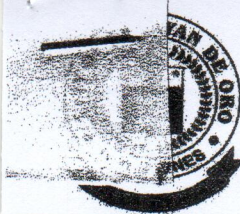
6.2.1 Notwithstanding the foregoing requirements, the applicant shall ensure that the construction of the PTI is compliant with DICT Department Circular, s. 2020, and all existing occupational health and safety, labor, environmental and other construction-related law, rules and regulations.

6.3 Height Clearance Permit.

A Height Clearance Permit (HCP) from the CAAP is required for all proposed Shared PTIs that are in excess of the maximum allowable height as determined by CAAP through its special survey mapping, and within the specified CAAP critical areas as provided for or may be inferred under R.A. 9497 and/or subsequent implementing rules and regulations. Likewise, Shared PTIs to be constructed within the 10-km radius of Communication-Navigation-Surveillance Facilities located off- airport shall secure an HCP.

The special survey mapping for the agreed/identified critical areas shall be accomplished within a reasonable time from the issuance of this JMC.

Applicants must secure the HCP by submitting the following requirements to the nearest CAAP Office:



- a) Updated HCP & HL Application Forms;
- b) Elevation Plan of the Proposed Structure (for HCP only);
- c) Form GE0313 (Geodetic Engineer's Certificate);
- d) Form GE0413 (Geodetic Engineer's Index Card);
- e) Copy of Certification of Reference Stations used (if established by NAMRIA);
- f) Location Plan with Vicinity Map (showing runway if applicable);
- g) Computations (traverse, leveling and/or GNSS processing).

For applications covering the areas pre-surveyed by CAAP, and upon receipt of the complete documents, payment of fees and charges as indicated in the CAAP Citizen's Charter, CAAP shall evaluate the application and issue the HCP or recommendation within seven (7) working days.

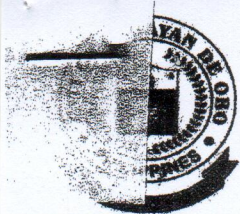
When the proposed Shared PTTI structure is outside the CAAP critical areas and below fifty (50) meters in height above the elevation of the ground, the applicant shall not be required to submit an HCP but only to submit to the City Government an Undertaking certified by a Geodetic Engineer, attesting that the proposed structure will be built outside the CAAP critical areas, as validated and approved by the City Government. The City Government shall promptly notify CAAP of such application copy furnished the DILG by electronic mail or any other electronic means.

6.4 Clearances from other Government Agencies (where applicable)

- a) Environmental Compliance Certificate, if the proposed project site is within an Environmentally Critical Area;
- b) Special Use Agreement in Protected Areas, if the proposed project site is a Protected Area under RA 7586 (NIPAS Act of 1992) as amended by RA 11038 (E-NIPAS Act of 2018);
- c) Special Land Use Permit, if the land classification of the proposed project site is a forest/timber land or one that is not yet classified as Alienable and Disposable Land under P.D. 705;
- d) Free and Prior Informed Consent, if the proposed project site is within an ancestral domain;
- e) Land Use Conversion Permit, from the Department of Agrarian Reform (DAR) Central Office if the proposed project site requires conversion of agricultural land above five (5) hectares; or from the DAR Regional Office if five (5) hectares and below; and
- f) Clearance from the Philippine Economic Zone Authority, if the proposed project is within an ECOZONE or any other area owned, administered or operated by the PEZA.

6.5 To avoid doubt, the following shall not be required from the applicants in securing a Building Permit, Fire Safety Evaluation Clearance, Barangay Clearance, or Locational Clearance:

- a) Sangguniang Panlungsod Resolution;
- b) Sangguniang Barangay Resolution;
- c) Environmental Compliance Certificate (ECC) or Certificate of Non-Coverage (CNC), if the proposed site of construction is outside an environmentally



critical area (ECA);

- d) Radiation Safety Evaluation Report from the Food and Drug Administration (FDA); and
- e) Certified True Copy of NTC Provisional Authority (PA) or Certificate of Public Convenience and Necessity (CPCN) or Certificate of Registration to Provide Telecommunication Services.

6.6 Processing Time

The prescribed processing time for construction-related permits for Shared PTIs shall be counted from the date the complete application was submitted to the concerned agency, provided as follows:

- a) Locational Clearance, Barangay Clearance, Fire Safety Evaluation Certificate from BFP, and Building Permit – shall be issued together within seven (7) working days, exclusive of the period for appeals;
- b) An application for Locational Clearance, Barangay Clearance, and Building Permit shall proceed without the prior submission of the Written Consent (HOA/Condominium or Building Association/Owner or Developer of Buildings). If the Shared PTI is proposed to be located on a privately-owned land within a residential subdivision, the applicant shall certify that there is no other available or suitable site within the coverage area except the subject property inside the subdivision project and that said location will most effectively and efficiently serve the purpose of interconnectivity. The applicant shall also submit an Undertaking that they will conduct social preparation or will endeavor to educate the affected homeowners, households or families as to their health and safety protocols. Provided that, the above social preparation shall *not* be deemed to be a prerequisite to the issuance of any permit, certification, or authorization which is required for the construction of a Shared PTI.
- c) Height Clearance Permit (if applicable) - shall be issued within seven (7) days pursuant to Section 15 of R.A. No. 11032.

Pursuant to Section 9(b) of R.A. No. 11032, an application or request for issuance of license, clearance, permit, certification or authorization shall be deemed approved if the appropriate local government office fails to approve or disapprove said application or request within the prescribed processing time, provided that all requirements provided in this JMC have been submitted and all fees and charges have been paid.

Upon approval of the building permit application, the City Government shall notify the DICT and CAAP through electronic mail or other electronic means of the location, height, and ownership details of the Shared PTI to be constructed. In case of disapproval, the City shall notify the DICT of the reason or ground for disapproval.

6.7 Assessment of Fees.

- a. After the evaluation of the documentary requirements and attachments, the City Government in coordination with concerned agencies, shall prepare a Payment Order, specifying the fees that the applicant is obligated to pay in accordance with the NBCP, Fire Code of the Philippines, and other issuances



necessary for the building permit application. The City must ensure to put in place the necessary measures to implement a one-time assessment of building related fees and charges which shall include other related local fees.

- b. The amount of local fees and charges of the City in connection with the construction of Shared PTI shall be reasonably commensurate to the cost of regulation or provision of the service. The City must also ensure a One-time payment of fees and charges related to the applications shall be jointly implemented by City concerned officials and BFP.
- c. No additional City Government fees beyond the requisite building permit fees shall be assessed on the applicant.
- d. The City Government shall be bound by the provisions of DILG-DOF JMC No. 2019-01 entitled "Guidelines for the Review, Adjustment, Setting and / or Adoption of Reasonable Regulatory Fees and Charges of Local Government Units" in determining reasonable rates of fees and charges to be imposed.

6.8 Streamlined Standard Processing Business-Related Permits for Shared PTIs - Upon complete construction of the Shared PTI, the following requirements and clearances shall be submitted to the City Government one-stop shop for business-related permits, which is hereby prohibited from requiring documents or clearances other than those expressly enumerated below:

Documentary Requirements for Business or Mayor's Permit, Certificate of Use and Fire Safety Inspection Certificate are as follows:

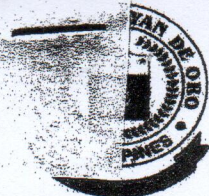
- a) Business Permit Application Form;
- b) Certificate of Use Application Form;
- c) Certificate of Completion issued by licensed architect or civil engineer of the project;
- d) Copy of As-Built Plans (if there is any modification on the submitted technical documents);
- e) Certificate of Final Electrical Inspection (for the electrical) with valid PRC IDs & PTRs of the Inspector; and
- f) Copy of Fire Insurance Policy (if any).

For the avoidance of doubt, a Certificate of Occupancy shall not be required from the applicants in securing a Business Permit.

The City Government shall issue the Certificate of Use, Fire Safety Inspection Certificate, and Business Permit together within two (2) days upon submission of complete application.

An application or request for issuance of license, clearance, permit, certification or authorization shall be deemed approved if the appropriate government office or agency fails to approve or disapprove said application or request within the prescribed processing time, provided that all requirements provided in this JMC have been submitted and all fees and charges have been paid.

SECTION 7. DUTIES OF THE OBO - The Office of the Building Official (OBO) shall facilitate the processing of all applications for the construction of PTIs and other construction



**cagayan
de Oro**
city of golden friendship

Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
(088) 857-2258; 857-4029; 857-4082; 857-4035
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PAGE 10 OF 11 OF ORDINANCE No. 13952-2020

permits in the City. In coordination with the One-Stop Shop for Construction Permits (OSCP), it shall ensure the completeness of the submitted required documents, and that all the attendant fees are likewise paid upon receipt of said applications.

ARTICLE III
ONE-STOP SHOP FOR CONSTRUCTION PERMITS

SECTION 8. CREATION – There shall be created and established the One-Stop Shop for Construction Permits (OSSCP), which shall be composed of the following:

- a) City Mayor or his duly authorized representative as chairperson;
- b) City Administrator as co-chairperson;
- c) City Building Official, member;
- d) City Planning and Development Coordinator, member;
- e) City Assessor, member;
- f) City Treasurer, member; and
- g) City Fire Marshal, member.

SECTION 9. FUNCTION - The OSSCP shall establish a system for the fast, easy and integrated system for application of construction of permits including **PTTIs**. It shall integrate in one location and one application system, the processes for applying for locational clearance, fire safety inspection, along with the other clearances and permits issued by the City Building Official.

SECTION 10. INSPECTION TEAM - There shall also be established under the OSSCP a Joint Inspection Team composed of the Office of the City Building Official as Team Leader; City Assessor's Office ; and the Cagayan de Oro City Fire Department to conduct the required inspection of structures or buildings subject for inspection.

The OSSCP Team shall give prompt and efficient assistance to all applicants securing construction permits and certificates of occupancy; ensure that all buildings and structures within Cagayan de Oro City are compliant with all the requirements and standards set by law; keep records of all the owners of buildings and structures who have complied with all the requirements; and perform other acts that are necessary to effectively and meaningfully carry out all its functions.

ARTICLE IV
FINAL PROVISIONS

SECTION 11. SUPPLETORY CLAUSE - Whenever relevant and appropriate as determined by proper government agency and in the absence of a specific provision to the contrary, upon recommendation of the City Legal Office, the pertinent provisions of the Joint Memorandum Circular (JMC) No. 01-2020, entitled: "Streamlined Guidelines for the Issuance of Permits, Licenses, and Certificates for the Construction of Shared Passive Telecommunications Tower Infrastructure (PTTI)", any existing applicable laws and their corresponding Implementing Rules and Regulations, executive fiats and relevant issuances issued therefor, shall apply in a suppletory manner hereof.

SECTION 12. REPEALING CLAUSE - Ordinance No. 9119-2004, entitled: *An Ordinance Establishing Guidelines for the Issuance of Social Acceptability Endorsement for the Construction, Operation and Maintenance of Base Stations of Cellular Mobile Telephone Service, Paging Service, Trunking Service, Wireless Local Loop Service and Other Wireless Communication Service, and For Other Purposes*, and other

PAGE 11 OF 11 OF ORDINANCE No. 13952-2020

related ordinances as well as local executive orders which are inconsistent with this Ordinance are hereby repealed, modified or amended accordingly. In case of conflict, the provisions of the national laws and issuances shall prevail.

SECTION 13. SEPARABILITY CLAUSE - If any part of this Ordinance shall be declared unconstitutional, such declaration shall not affect the validity of the remaining provisions hereof.

SECTION 14. EFFECTIVITY CLAUSE - This Ordinance shall take effect upon its approval.

UNANIMOUSLY APPROVED.

AUTHORS:

- COUNCILOR ENRICO D. SALCEDO
- COUNCILOR TEODULFO E. LAO, JR.
- COUNCILOR IAN MARK Q. NACAYA

Present:

1 st District:	- Councilor Edna M. Dahino	- Councilor George S. Goking
	- Councilor Jay R. Pascual	- Councilor Zaldy O. Ocon
	- Councilor Reuben R. Daba	- Councilor Lordan G. Suan
	- Councilor Roger G. Abaday	- Councilor Romeo V. Calizo
2 nd District:	- Councilor Joyleen Mercedes L. Balaba	- Councilor Maria Lourdes S. Gaane
	- Councilor Ian Mark Q. Nacaya	- Councilor Jocelyn B. Rodriguez
	- Councilor Suzette G. Magtajas-Daba	- Councilor Edgar S. Cabanlas
	- Councilor Enrico D. Salcedo	
Ex-Officio:	- Councilor Yan Lam S. Lim	- Councilor John Michael L. Seno
Absent:	- Councilor Teodulfo E. Lao, Jr. (<i>Indisposed</i>)	

ENACTED this 14th day of September 2020 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

RAINEIR JOAQUIN V. UY
CITY VICE-MAYOR
PRESIDING OFFICER

Approved:

OSCAR S. MORENO
CITY MAYOR

Attested:

TEODORO A. SABUGA, JR.
ACTING CITY ADMINISTRATOR