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REPUBLIC OF THE PHILIPPINES
PROVINCE OF PANGASINAN
Lingayen

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OFFICE OF THE SANGGUNIANG PANLALAWIGAN

Introduced by SP Members Angel G. Baniqued
and Alfonso C. Bince, Jr.

June 28, 1999

CERTIFICATION

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that at the regular session duly constituted of the Sangguniang Panlalawigan, Province of Pangasinan, held on June 28, 1999, at Lingayen, Pangasinan, the following ordinance was approved:

PROVINCIAL ORDINANCE NO. 86-99

**AN ORDINANCE GOVERNING THE OPERATIONS AND
MANAGEMENT OF COMMERCIAL STALLS WITHIN THE
CAPITOL COMPOUND AND FOR OTHER PURPOSES**

Be it ordained by the Sangguniang Panlalawigan of Pangasinan in session assembled, that:

ARTICLE I
TITLE AND SCOPE

SECTION 1. **TITLE.** This Ordinance shall be known as "*An Ordinance Governing the Operations and Management of Commercial Stalls Within the Capitol Compound.*"

SECTION 2. **SCOPE.** This Ordinance shall govern the operation and management of newly constructed commercial stalls within the Capitol Compound.

ARTICLE II
DEFINITION OF TERMS

SECTION 3. **DEFINITION.** As used in this Ordinance, the terms:

- (a) "Commercial Stall" refers to allotted space designated by Resolution No. 179-99 within the Capitol Compound where food and its subsidiaries are sold or offered for sale. Specifically, the said commercial stalls shall refer ONLY to restaurants and other food-service establishments like canteens, carenderias, cafeterias, snack counters, food centers, and other institutional food services.



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- (b) "Capitol Compound" refers to the area owned by the Province of Pangasinan located at Lingayen, Pangasinan where the Capitol Building and other government buildings/offices are built.
- (c) "Stall Rental Fee" refers to the fee fixed by the Sangguniang Panlalawigan for the rental of newly constructed stalls, payable every month to the Provincial Treasurer or his duly authorized representative.
- (d) "Stall Holder/Lessee" refers to any person or judicial person/s occupying or leasing any commercial stall within the Capitol Compound for the purpose of selling or offering for sale food, foodstuff and/or legitimate merchandise which are governed by normal food-service business.
- (e) "Priority Stallholders" refer to those owners of business establishments within the Capitol area before the construction of the new commercial stalls, who are not delinquent in the payment of fees/rents due the Province and have voluntarily vacated their respective structures on or before June 15, 1999.

ARTICLE III

COMMERCIAL STALL RENTAL FEES AND PENALTIES

- SECTION 4. There shall be charged or collected a monthly Rental Fee from stallholders/lessees in the amount of One Thousand Pesos (P1,000.00) for each stall subject to an increase of ten percent (10%) every year.
- SECTION 5. A deposit equivalent to two-month rental fees shall be collected from stall lessees upon signing of the Contract of Lease. In the event of premature abandonment or vacating of the stalls, the said deposit shall be forfeited in favor of the Province.
- SECTION 6. Monthly stall rental fees shall be paid to the Provincial Treasurer or his duly authorized representative/s within the first five (5) days of each month without need of further demand from the Province.
- SECTION 7. Any stall owner/lessee who fails to pay the monthly rental fee within the prescribed period shall pay a surcharge of twenty-five percent (25%) of the total rental due and payable.



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SECTION 8. Failure to pay the rental for three (3) consecutive months shall *ipso facto* result to the termination of the Contract of Lease and automatic declaration that the concerned stall is vacant and eligible for disposition to other qualified stallholders.

ARTICLE IV
OCCUPANCY

SECTION 9. Commercial Stalls shall be allocated to priority stallholders by raffle. For special and valid reasons, however, the Provincial Governor is authorized to waive the requirement of raffle under such reasonable terms and conditions as will not cause undue injury to the Province.

SECTION 10. Before any stallholder or lessee can occupy the allocated stall, a Contract of Lease shall be entered into between the Stallholder/lessee and the Province to be represented by the Provincial Governor who is hereby authorized in this Ordinance to enter into such Contract.

SECTION 11. Priority Stallholders, as defined herein, may apply for a commercial stall within 15 days for the time announcement for filing of application is made by the Office of the Governor, otherwise they are deemed to have waived their rights.

ARTICLE V
OTHER PROVISIONS

SECTION 12. The pertinent provision of Tax Ordinance No. 2-98 of the Province not inconsistent with the provisions of this Ordinance are hereby incorporated and adopted as parts hereof.

SECTION 13. In the event that any provision of this Ordinance is declared unconstitutional, such declaration shall not affect other parts herein.



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ARTICLE VI
EFFECTIVITY

SECTION 14. This Ordinance shall take effect immediately upon its approval.

DOMINGO D. REFORMADO
Secretary to the Sanggunian

ATTESTED:

VICE GOVERNOR OSCAR B. LAMBINO
Presiding Officer

APPROVED:

VICTOR E. AGBAYANI
Governor