



Republic of the Philippines  
Province of Isabela  
**MUNICIPALITY OF PALANAN**



**OFFICE OF THE SANGGUNIANG BAYAN**

Literal copy of *Municipal Ordinance No. 2020 – 064* approved by the Sangguniang Bayan of Palanan, Isabela in its *Regular Session* on *October 26, 2020* held at the Legislative Session Hall, this Municipality.

*Sponsored by: HON. EARL JOHN ANGELO S. BERNARDO, Sangguniang Bayan Member*

**MUNICIPAL ORDINANCE NO. 2020 - 064**

**AN ORDINANCE REGULATING THE USE AND OPERATION OF VIDEOKE AND KARAOKE MACHINES AND OTHER SIMILAR AMPLIFIED AUDIO SOUND DEVICES, ALLOWING THE USE FROM 10:00 A.M. UNTIL 10:00 P.M. ONLY, PROVIDING PENALTIES FOR VIOLATION THEREOF AND FOR OTHER PURPOSES**

**WHEREAS**, Section 16 of the Local Government Code of 1991, partly states that, “Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare;

**WHEREAS**, barangay residents are accustomed to utilizing open spaces like public streets, road sides and for hire to gain wider area for private activity or function, often making use of videoke or karaoke machines or other similar amplified audio devices, usually sheltered in collapsible tent as a form of amusement or recreation;

**WHEREAS**, the excessive, unnecessary or unusually loud sound from the said audio devices beyond the limit of acceptable level within residences and on the streets, is deemed as noise pollution and cause annoyances, and disturbances, and injures and endangers the comfort, health, peace and safety of others within the municipality;

**NOW THEREFORE**, Be it **ORDAINED** by the Sangguniang Bayan of Palanan, Isabela in session duly assembled, that:

**SECTION 1. TITLE.** This Ordinance shall be known as the “ *Videoke and Karaoke Ordinance*”.

**SECTION 2. DEFINITION OF TERMS.**

- (a) **Video Karaoke Machine/Unit** – Any equipment or musical contrivance comprising of a television set or monitor, video player, amplifier, speakers microphones and any sound system used for sing-along whereby lyrics of a song with accompanying visual backdrops are seen on a monitor or screen.
- (b) **Noise Pollution** – also known as noise disturbance; is the disturbing or excessive noise level and that which can still be heard after a distance of atleast 50 feet from the source.

**SECTION 3. ALLOWED HOURS FOR THE USE AND OPERATION OF VIDEOKE MACHINE AND OTHER SOUND SYSTEM AND PROHIBITIONS**

The use and operation of videoke, karaoke and other audio/sound system in public streets or road sides in the municipality may only be allowed from 10:00 A.M. until 10:00 P.M.

No person shall make, or cause to be made any excessive, disturbing, unreasonable and unnecessary sound from videoke machine or other sound systems such as karaoke, radio, CD player, television sets amplified musical instrument, drums, loudspeaker, or other sound-producing device in such manner or with such volume so as to annoy the quiet and comfort if a reasonable person of normal sensitivities in any dwelling or residence; or with louder volume than is necessary for convenient hearing of the persons who are in the place in which such device is operated, and:

EARL JOHN ANGELO S. BERNARDO  
SB MEMBER

MICHAEL JOHN D. BERNARDO  
SB MEMBER

ROBERT B. NERI  
SB MEMBER

PACITA MONA Q. ATANACIO  
SB MEMBER

RONNIE A. ATIENZA  
SB MEMBER

ANGELINA A. BERNARDO  
LNB PRESIDENT

JUSTIN KERBY S. BERNARDO  
SK FEDERATION PRESIDENT

GLORIA B. CAULLAN  
SB MEMBER

CRISELDA S. DELA PENA  
SB MEMBER

THEO ANGELO A. GARCIA  
SB MEMBER

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SB MEMBER

- (a) near the places of worship, and during worship hours;
- (b) near schools, during school hours;
- (c) residential areas.

**SECTION 4. EXEMPTIONS.**

- (a) Special Permits for extension of time for special occasions such as: Christmas, New Year, Fiesta celebration, barangay sponsored activities and the like, including the night before said occasion, may be granted by the Municipal Mayor but not later than **12:00 midnight**.
- (b) For personal occasions such as birthday celebrations, extensions of until **12:00 midnight** may be granted by securing an extension permit from the respective Barangay. The applicant must fill out an application form provided by the barangay and file it with the barangay at least five (5) working days before the actual date of the function. The form should include the following information: the nature of the intended activity, the type of audio device to be used, the specific location where the device will be used and the period of time during which the device will be operated.

**SECTION 5. VIDEOKE BUSINESS.**

Existing business or establishments that are engaged in entertainment are required to provide effective soundproofing of their establishments to maintain the tolerable noise level outside their establishments.

Non-compliance will be charged of the following: **a) One Thousand Five Hundred (Php 1,500.00) Pesos fine after the deadline set by the BPLO; b) Seven (7) days business suspension; c) revocation of business permit upon failure to comply with such requirements after thorough investigation.**

**SECTION 6. FACTORS TO CONSIDER.**

In determining whether the sound is excessive, disturbing, unreasonable and/or unnecessary, and therefore considered as "noise pollution" the following factors incident to such sound may be considered, to wit:

- (a) Time of the Day;
- (b) Proximity to residential area, school or place of worship;
- (c) Whether the sound is recurrent, intermittent or constant;
- (d) The volume and intensity;
- (e) Whether the sound has been enhanced in volume or range by any type of electronic or mechanical means; and
- (f) The character of the area.

**SECTION 7. ENFORCEMENT AND ABATEMENT.**

One (1) hour before 10:00 in the evening, the members of the barangay tanod on duty shall courteously approach and remind the concerned parties to soften or lower the volume and eventually turn off the videoke or sound system at 10:00 P.M. except for those who have secured special permits from their respective barangays. However, that if such reminder has been obviously ignored or taken for granted by the concerned parties for the second time, the members of the barangay tanod shall call the police to intercede for and on behalf of the barangay.

ANGELINA A. BERNARDO  
LNB PRESIDENT

JUSTIN KERBY S. BERNARDO  
SK FEDERATION PRESIDENT

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**SECTION 8. PENALTY CLAUSE.** Any person found violating the provisions of this Ordinance shall be penalized by a fine of:


One Thousand Five Hundred (Php 1500.00) Pesos for the **1<sup>st</sup> Offense**; and  
Cancellation of Business Permit for the **2<sup>nd</sup> Offense**.

**SECTION 9. SEPARABILITY CLAUSE.** If any section or provision of this Ordinance is declared unconstitutional or invalid by a competent court, other sections or provisions not affected hereof shall continue to be in full force and effect.

**SECTION 10. REPEALING CLAUSE.** All ordinances, resolutions, rules and regulations, which are inconsistent with or contrary to the provisions of this Ordinance are hereby repealed or modified accordingly.

**SECTION 11. EFFECTIVITY.** This Ordinance shall take effect after fifteen (15) days posting and publication.


I **HEREBY CERTIFY** that the foregoing ordinance was duly enacted by the Sangguniang Bayan of Palanan, Isabela during its **Regular Session on October 26, 2020.**

  
**NELIA ALAMO-PLATA**  
Secretary to the Sanggunian

**ATTESTED AND CERTIFIED  
TO BE DULY ENACTED:**

**APPROVED:**

  
**JIMMY B. GONZALES**  
Municipal Vice Mayor/Presiding Officer

  
**ELIZABETH B. OCHOA**  
Municipal Mayor  
Date: 10-28-2020

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