



EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE HONORABLE 10TH SANGGUNIANG PANLALAWIGAN, THIS PROVINCE HELD AT THE SP SESSION HALL, 2ND FLOOR, GTIC BUILDING ON JULY 11, 2023

PRESENT:

Atty. John Edward G. Gando	-	Vice Governor and Presiding Officer
Hon. Felipe Hilan A. Nava, MD	-	SP Member and Majority Floor Leader
Hon. Cecile C. Gumarin, MD	-	SP Member and Deputy Majority Floor Leader
Hon. Aurelio G. Tionado	-	SP Member
Hon. Alejandro D. Araneta, DMD	-	SP Member
Hon. Luben G. Vilches	-	SP Member
Hon. Perfecto T. Habaña, Jr.	-	SP Member
Hon. Raymond H. Gavileño	-	SP Member
Hon. Karren Kaye A. Gadnanan	-	Ex-Officio Board Member (SK Federation President)
Hon. Marcelo G. Malones, Jr.	-	Ex-Officio Board Member (LNB Federation President)
Hon. Jimmy O. Gajo	-	Ex-Officio Board Member (PCL Federation President)

OFFICIAL BUSINESS:

Hon. Marilyn G. Edang - SP Member

ABSENT:

None

ORDINANCE NO. 2023-03

AN ORDINANCE PROHIBITING THE CARRYING OR POSSESSION OF DEADLY WEAPON OUTSIDE OF ONE'S RESIDENCE

Authored by:

VICE GOVERNOR ATTY. JOHN EDWARD G. GANDO

Sponsored by:

HONORABLE LUBEN G. VILCHES

Section 1. This Ordinance shall be known as **"Illegal Possession of Deadly Weapon Ordinance"**.

Section 2. Definition of Terms

2.1. **Deadly Weapon** - any bladed, blunt or pointed instrument, device or thing that is capable of inflicting bodily injury or death such as but not limited to by cutting, hacking or stabbing. The term includes fanknife, spear, dagger, bolo, balisong, breadknife, ice pick, "bulang", buckle knife and the like. Also included is a knuckle brass for purposes of this ordinance.

2.2. **Public occasions** - It refers to occasions, events, festivals and celebrations, to include fiestas and founding anniversaries as sponsored/spearheaded and/or initiated by the local government units in the province.

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Section 3. Prohibition

It shall be unlawful to carry outside of one's residence any deadly weapon as defined except when such deadly weapons are being used as necessary tools or implements to earn a livelihood or necessary for a repair of a vehicle or vessels and/or other similar undertaking in furtherance of any lawful activity. The time, surrounding circumstances, and place where the deadly weapon was actually found should be taken into consideration in order to be exempt from the application of the ordinance.

Section 4. Penalty

Any person found guilty thereof shall suffer the penalty of imprisonment of not less than two months nor more than six months or a fine of three thousand pesos (P3,000.00), or both such imprisonment and fine as the court may direct.

Should the violation be committed during public occasions, the penalty of one year of imprisonment shall be imposed or a fine of five thousand pesos (P5,000.00) or both such fine and imprisonment, at the discretion of the court.

Section 5. Implementing Guidelines

The Governor has the mandate to implement the provisions of this ordinance. As such, he is authorized to promulgate the implementing guidelines in consultation with the Philippine National Police and other relevant agencies, for its efficient and just implementation.

Section 6. Repealing Clause

Prior ordinances, or parts thereof, which are inconsistent with the provisions of this ordinance are hereby repealed, amended, suspended or modified accordingly.

Section 7. Separability Clause

If any portion of this ordinance shall be declared by the court as unconstitutional or ultra vires, the other portions not so declared as such shall remain valid and operative.

Section 8. Effectivity

The Ordinance shall take effect immediately following its posting and publication in a newspaper of local circulation, whichever occurs later.

ENACTED: JULY 11, 2023


I hereby attest to the correctness of the foregoing ordinance which was duly enacted by the 10th Sangguniang Panlalawigan of the Province of Guimaras during its regular session on July 11, 2023.


LORENA MINIERVA-ITUCAS
Secretary to the Sangguniang Panlalawigan

We Concur:


FELIPE HILAN A. NAVA, MD
SP Member


AURELIO G. TIONADO
SP Member


CECILE C. GUMARIN, MD
SP Member


ALEJANDRO D. ARANETA
SP Member

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LUBEN G. VILCHES
SP Member


PERFECTO T. HABAÑA, JR.
SP Member



RAYMOND H. GAVILEÑO
SP Member


KARREN KAYE A. GADNANAN
Ex-Officio Board Member
(SK Federation President)


MARCELO G. MALONES, JR.
Ex-Officio SP Member
LNB Federation President


JIMMY O. GAJO
Ex-Officio SP Member
PCL Federation President

Certified Correct:


ATTY. JOHN EDWARD G. GANDO
Vice Governor
Presiding Officer

Approved:


JC RAHMAN A. NAVA, MD
Governor



