

# Model Ordinance For Pre-Election Meetings And Parades

[Sec. 39, C. P. C.]

Experience has shown that most of the pre-election troubles and disturbances of the peace occur as a result of rival candidates or political leaders holding meetings and parades jointly or separately but at the same time and in places very near each other. At such meetings and parades, the exchange of vitriolic attacks between orators and followers of opposing parties not infrequently suffice to stir the passion of the hearers to such a point as to lead them to resort to force and violence. It is believed that one of the most effective ways of avoiding such undesirable incidents is to prohibit the holding of rival political meetings and parades at the same time in the same place. To this end, the adoption by all the municipalities of each province of the following model ordinance on the matter will undoubtedly produce salutary effect. As may be noted, the ordinance also prohibits the carrying of deadly weapons in any meeting or parade held for election purposes. This model ordinance should therefore be adopted by the municipal councils of each province:

(No. 1.—MODEL ORDINANCE)

THE MUNICIPAL GOVERNMENT OF.....  
PROVINCE OF .....

*Extract from the Minutes of the Regular Session held by the Municipal Council of ....., on the ..... day of ....., 19.....*

PRESENT:  
ABSENT:

ORDINANCE NO. ....

AN ORDINANCE REGULATING THE HOLDING OF MEETINGS AND PARADES FOR ELECTION PURPOSES

*Be it ordained by the Municipal Council of ..... Province of ....., that:*

ARTICLE 1. No person or group of persons shall organize or hold a meeting or parade for election purposes without giving a written notice to, and requesting and obtaining a written permit, from the municipal

mayor or the chief of police at least one hour in advance if the meeting or parade will be held in the *poblacion* and at least two hours if it will be held in any of the *barrrios*, which notice and permit shall show the time of commencement and the place of the meeting or parade; and in the case of a parade, the starting and stopping points and the places or streets included in its route shall be clearly specified.

ART. 2. Upon receipt of a notice for the holding of a meeting or parade for election purposes and of a request for a permit therefor, it shall be the duty of the municipal president or of the chief of police, after being delegated by the municipal mayor, to issue such permit; *Provided*, That when a permit has already been granted to a political party, branch or faction thereof or political group for holding a meeting or parade for election purposes, no other permit shall be issued authorizing another political party, branch or faction thereof or political group to hold another meeting or parade for the same purposes within a distance of two kilometers from the place or places covered by the first permit if the meeting or parade to be authorized in the second permit is to be held during, or within two hours after the conclusion of, the meeting or parade for which the first permit was granted; *Provided further*, That nothing herein contained shall be construed to prohibit the simultaneous holding of two or more meetings or parades for election purposes in places two or more kilometers distant from each other.

ART. 3. No meeting or parade held for election purposes shall last for more than six hours from the time it is supposed to have commenced according to the permit, and no extension of this period or of the permit shall be allowed if another permit to hold, immediately after two hours from the conclusion of said meeting or parade, another meeting or parade for election purposes in the same place or places or within a radius of two kilometers therefrom has been applied for by, and granted to, a different political party, branch or faction thereof or political group; *Provided*, That not more than one permit shall be issued at any one time to a political party, branch

### Model Ordinance . . .

or faction thereof or political group to hold such meeting or parade in any one place.

ART. 4. It shall be the duty of the municipal mayor or chief of police to assign as many members of the police force as may be necessary to keep and maintain peace and order in any meeting or parade held for election purposes.

ART. 5. It shall be unlawful for any person other than a peace officer, directly or indirectly, to molest, disturb, or interfere with, or to instigate or further the premature dissolution of, any meeting or parade held for election purposes.

ART. 6. It shall be unlawful for any person other than a peace officer to carry firearm, dagger, kris, bolo, or other deadly weapon while attending, or taking part in, a meeting or parade held for election purposes.

ART. 7. Any person found guilty of violating any of the provisions of this ordinance shall be punished by a fine of not less than fifty pesos nor more than two hundred pesos or by imprisonment for not less than fifteen days nor more than two months or by both such fine and imprisonment in the discretion of the court.

ART. 8. This ordinance shall take effect on its approval.

Approved,

—o—

### “APPROPRIATION” AND “ITEM” DEFINED

An appropriation is the setting apart by law of a certain sum from the public revenue for a specified purpose. An item is the particulars, the details, the distinct and severable parts of the appropriation or of the bill. No set form of words is needed to make out an appropriation or an item. (State v. Moore [1896], 50 Neb., 88; Callaghan v. Boyce [1915], 17 Ariz., 433.) —Benzon v. Secretary of Justice and Insular Auditor, 62 Phil. 916.

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### Activities Of . . .

NO. 24

WHEREAS, in the provinces of the islands of Mindanao, Palawan, Mindoro and Catanduanes, there have not been constructed a sufficient number of roads whereby the people therein may carry out essential commercial and industrial functions;

WHEREAS, in the afore-mentioned places there is also a lack of an adequate irrigation system to fully develop their potent resources as agricultural regions;

On motion by Governor Felicisimo Aguilar of Oriental Misamis, be it

RESOLVED, as it is hereby resolved, to request the Honorable, the Secretary of Public Works and Communications, thru His Excellency, the President of the Philippines, to appropriate more funds for the construction of roads and irrigation systems in the above-mentioned places in order to hasten the speedy development of their commerce, agriculture and industries.

RESOLVED FURTHER, to forward copies of this resolution thru His Excellency, the President of the Philippines, to the Honorable, the Secretary of Public Works and Communications, Manila, for their information and favorable consideration.

Carried.

NO. 25

WHEREAS, it is an admitted fact that the Philippines is one of the countries that has felt so much the impact of the damages wrought by the last war, which consists of damage and destruction to its building, both public and private, as well as to its essential industries;

WHEREAS, the United States has so benevolently extended aid to help in the reconstruction and repair of these losses as well as to lead the country to rehabilitation;

WHEREAS, the sum allotted for said purposes is found insufficient to fully meet the needs of the country;

On motion by Governor Felipe Azcuna of Zamboanga, be it RESOLVED, as it is hereby resolved, to request as it hereby requests His Excellency, the President of the Philippines, to make

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