



Office of the Sangguniang Panlungsod

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5TH SANGGUNIANG PANLUNGSOD

CITY ORDINANCE NO. 16, S. 2020

AN ORDINANCE AMENDING SECTION 6. ("REUSABLE BAGS" AS CARRY OUT BAGS) AND SECTION 10, (ENFORCEMENT AND PENALTIES) OF CITY ORDINANCE NO. 007, S. 2013.

On motion of Honorable Filemon F. Avila an duly seconded by Honorable Dominador K. Murillo,

BE IT ORDAINED, by the 5th Sangguniang Panlungsod, City of Baybay in its 12th Regular Session assembled on March 19, 2020, as hereby is adopted, to wit;

SECTION I. TITLE. AN ORDINANCE AMENDING SECTION 6, ("REUSABLE BAGS" AS CARRY OUT BAGS) AND SECTION 10, (ENFORCEMENT AND PENALTIES) OF CITY ORDINANCE NO. 007, S. 2013.

From:

SECTION 6. "Reusable Bags" as carry out bags – All stores may provide the following reusable bags as carryout bags to be purchased by the customer for a minimum fee. It will be made available in the respective checkout counters of the store, purposely for multiple reuses and to reduce the use of plastic bags as carryout bag. Appropriate sizes and design may be provided for the purpose:

- a) XXX
- b) XXX
- c) XXX
- d) XXX

To:

SECTION 6. Reusable Bags" as carryout bags- all stores may provide reusable bags as carryout **bags for Free or for a fee** to be purchased by the customer. It will be made available in the respective checkout counters of the stores purposely for multiple reuses and reduce the use of plastic bags as carryout bags. Appropriate sizes and design maybe provided for the purpose.

- a) XXX
- b) XXX
- c) XXX
- d) XXX

SECTION 6A. There shall be established in the City of Baybay a "no plastic" day policy. There shall be two (2) days within a week that no plastic bags will be allowed to be used by vendors and business establishments in the packing or wrapping of their products within the territorial jurisdiction of Baybay City.

However, the following items and products are exempt from the "no-plastic day" policy, to wit:

- 1. Raw meat and its varieties**
- 2. Raw fish, shells and similar varieties**
- 3. Liquid products**
- 4. Other items or products that cannot be effectively contained except through the use of plastic bags.**

From:

Section 10. Enforcement and Penalties.

- a. Any establishments that violates the provisions of the Ordinance shall be charged of an infraction and shall be penalized by:

- a.1) XXX
- a.2) XXX
- a.3) XXX

- b) An Environment Violation Receipt (EVR) ...the case shall be referred to the City Legal Office for appropriate action.

To:

SECTION 10. Enforcement and Penalties

- a. XXX
- b. XXX
- c. ***For the violation of Section 6A, in addition to the penalties imposed in paragraph (a) hereof, all plastic bags found to have been used during the established "no plastic" day, shall be seized and confiscated, including all remaining plastic bags found on the premises of the establishment. All plastic bags seized shall be disposed of in accordance with this ordinance.***

SECTION II. SEPARABILITY CLAUSE.

The provisions of this Ordinance are hereby declared separable and if any provision shall be held invalid, or unconstitutional, the remaining provisions hereof are not affected and shall remain valid and effective.

SECTION III. REPEALING CLAUSE.

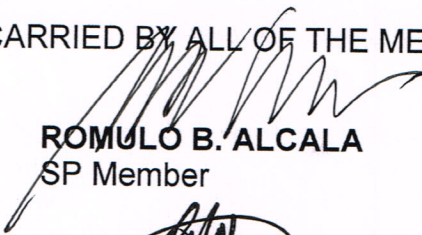
All ordinances, resolutions, rules and regulations inconsistent with or contrary to the provisions of this Ordinance are hereby repealed, amended or modified accordingly.

SECTION IV. EFFECTIVITY.

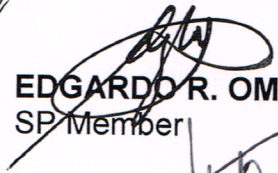
This Ordinance shall take effect 15 days upon its publication or after due compliance with all the requirements provided under R.A. 7160, otherwise known as the Local Government Code of 1991.

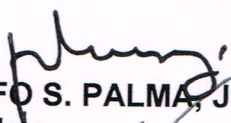
Enacted: March 19, 2020
Baybay City, Leyte, Philippines.

CARRIED BY ALL OF THE MEMBERS PRESENT:


ROMULO B. ALCALA
SP Member


DR. FULTON IKE C. ARRADAZA
SP Member – ON LEAVE


EDGARDO R. OMPOY
SP Member


RODULFO S. PALMA, JR.
SP Member

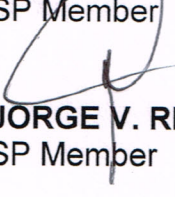

VICENTE VICTOR G. VELOSO
SP Member

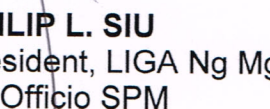

ARTURO ELISA O. ASTORGA
SP Member

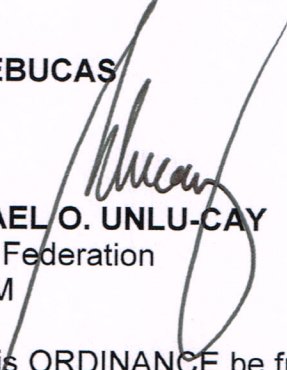

FILEMON E. AVILA
SP Member


ATTY. JOSE ROMMEL A. PEÑARANDA
SP Member


DOMINADOR K. MURILLO, D.M.
SP Member


JORGE V. REBUCAS
SP Member

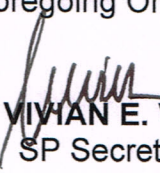

PHILIP L. SIU
President, LIGA Ng Mga Barangay
Ex-Officio SPM


MARK MICHAEL O. UNLU-CAY
SK Chair, City Federation
Ex-Officio SPM

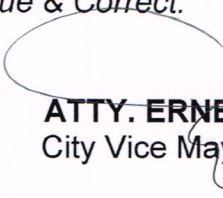
RESOLVED FURTHER, that certified copies of this ORDINANCE be furnished to the City Mayor Honorable Jose Carlos L. Cari, City Administrator Deogracias E. Pernitez; City Legal Officer, Atty. Avito C. Cahig, Jr.; City Budget Officer, Raul Mabini; City Accountant Evelinda A. Oppus; City Treasurer Evelyn P. Relente, CLGOO Estela I. Creer, and to all other offices/agencies/entities concerned for their information, guidance and appropriate action.

CARRIED UNANIMOUSLY.

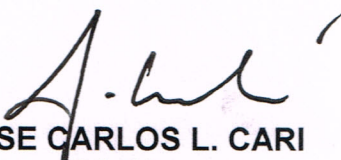
I HEREBY CERTIFY to the correctness of the foregoing Ordinance.


ATTY. VIVIAN E. VIDALLON
SP Secretary

Attested & Certified True & Correct:


ATTY. ERNESTO M. BUTAWAN
City Vice Mayor, Presiding Office

Approved by His Honor:


JOSE CARLOS L. CARI
City Mayor

Date Approved: 4/01/20