



Office of the Sangguniang Panlungsod

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5th SANGGUNIANG PANLUNGSOD

CITY ORDINANCE NO. 25, SERIES 2020

“AN ORDINANCE ADOPTING GUIDELINES AGAINST EMERGING INFECTIOUS DISEASES, PROVIDING PENALTIES FOR THE VIOLATION THEREOF, AND FOR SUCH OTHER PURPOSES”

Authored by:

Hon. Jose Rommel A. Peñaranda

WHEREAS, Section 16 of Republic Act NO. 7160, otherwise known as the Local Government Code of 1991, provides 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. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, XXX, promote health and safety, XXX, maintain peace and order, and preserve the comfort and convenience of their inhabitants”*;

WHEREAS, Section 458(a)(1)(iv) of the same Republic Act provides that the Sanggunian may *“adopt measures to protect the inhabitants of the city from the harmful effects of man-made or natural disasters and calamities, and to provide relief services and assistance for victims during and in the aftermath of said disasters or calamities and their return to productive livelihood following said events”*;

WHEREAS, the recent event of public health emergency of a pandemic level involving a new strain of coronavirus affecting millions of people all throughout the world has compelled governments to establish response measures to contain the effects of this emerging infectious disease;

WHEREFORE, on motion of Honorable Atty. Jose Rommel A. Peñaranda and duly seconded by Honorable Dominador K. Murillo and Honorable Vicente Victor G. Veloso;

BE IT ORDAINED, by the 5th Sangguniang Panlungsod, this city, in its 21st Regular Session assembled on May 28, 2020, as hereby is adopted, to wit:

Section 1. This Ordinance shall be known as the Infectious Disease Ordinance of 2020.

Section 2. This Ordinance shall take effect whenever there is a declaration of public health emergency either by the National Government, the Local Government Unit of the Province of Leyte or by the Local Government Unit of Baybay City and shall subsist until the same is lifted.

Section 3. In all public health emergencies, the following shall constitute the minimum health standards to be complied:

- a. Regular washing of hands
- b. Wearing of face mask or face shield
- c. Social distancing of at least 6 feet apart
- d. And such other standards that may and hereinafter be recommended by competent health authorities

Section 4. An Inter Agency Task Force (IATF) shall be organized by the City Mayor after a declaration of a public health emergency. The City IATF shall be composed of the following:

Chairman – City Mayor
Vice-Chairman – City Vice Mayor
Secretariat – City Legal Officer
Members:

1. *Sanggunian Panlungsod (SP)* Members
2. Peace and Order Committee – which includes the City Philippine National Police (PNP), Philippines Army (PA), Bureau of Fire Prevention (BFP), Philippine Coastguard, Philippine Ports Authority (PPA), Law Enforcement Auxiliary Group (LEAG), Barangay Tanods and such other law enforcement groups that that the City IATF may include.
3. Social Services Committee – which includes the City Social Welfare and Development Office (CSWD), the Department of Social Welfare and Development (DSWD), Department of Labor and Employment (DOLE), City Tourism Office, City General Services Office (GSO) and such other government agencies that the City IATF may include.
4. Health Services – which includes the City Health Office (CHO), the Western Leyte Hospital, volunteer medical groups, Barangay Health Emergency Response Team (BHERT) and such other government agencies that the City IATF may include.
5. Emergency Response Committee – which includes the City Disaster Risk Reduction and Management Office (CDRRMO), the Baybay Terminal and Traffic Management Office (BTTMO) and such other government agencies that the City IATF may include.
6. Logistics – which includes the City Planning and Development Office (CPDO), the City Engineering Office (CEO), the City Treasurer's Office (CTO), Barangay Officials and such other government agencies that the City IATF may include.

Section 5. The City IATF shall immediately convene after its constitution. It is the function of the task force to initiate action plans and strategies to contain the spread of the virus that cause the emergency. The City IATF may also promulgate additional measures or protocols to protect its inhabitants from the harmful effects of the infectious disease.

Section 6. A Command Center shall be established to serve as central action center on all matters relating to the containment of the virus or disease. The CDRRMO shall take the lead in the establishment of the center and ensure that the necessary support systems for a fully operational and functional command center are in place.

Section 7. The *Sanggunian Panlungsod* shall convene within five (5) days from the declaration of the public health emergency to approve the necessary budgetary requirements in support of the strategies and action plans of the City IATF.

Section 8. Curfew hours to all persons shall immediately be imposed without need of a separate resolution, ordinance or order. Curfew hours shall be from 10:00 PM until 5:00 AM of the following day unless sooner or later modified by the City IATF.

Section 9. Any person found violating the minimum health standards provided herein and such other measures, protocols, executive orders, rules and regulations that maybe promulgated and adopted by the City IATF shall be penalized with a fine of One Thousand Pesos (Php 1,000.00) or by imprisonment of not more than six (6) months of imprisonment. Violations made by business establishments may further cause the suspension or revocation of its business permits depending on the gravity of the offense.

Section 10. All measures established by the existing City IATF on Covid-19 as contained in its executive orders issued pursuant thereto shall constitute additional protocols against this infectious disease. Any violation of these protocols from the approval of this ordinance shall be penalized in accordance hereto.

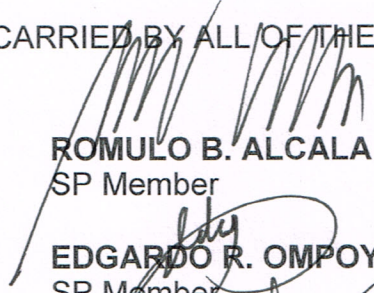
Section 11. Separability Clause. – If any provision of this Ordinance is held invalid or unconstitutional, the same shall not affect the validity and effectivity of the other provisions hereof.

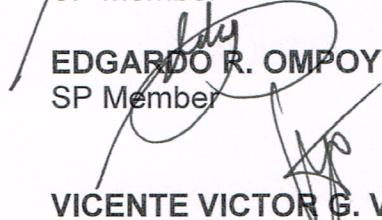
Section 12. Repealing Clause. – Pertinent provisions of all other laws, decrees, executive orders and rules and regulations contrary to or inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

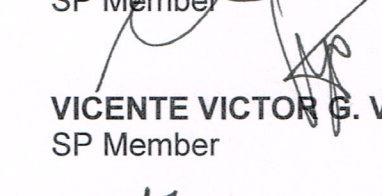
Section 13. Effectivity. – This Ordinance shall take effect 15 days upon its publication or after due compliance with all the requirements provided under R.A. 7160, otherwise known as the Local Government Code of 1991.

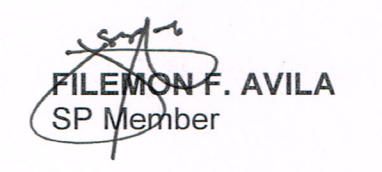
Enacted: May 21 2020.
Baybay City, Leyte, Philippines.


CARRIED BY ALL OF THE MEMBERS PRESENT:

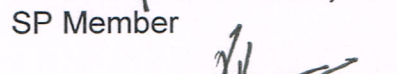

ROMULO B. ALCALA
SP Member


EDGARDO R. OMPOY
SP Member


VICENTE VICTOR G. VELOSO
SP Member



FILEMON F. AVILA
SP Member



DR. FULTON IKE C. ARRADAZA
SP Member – *EXCUSED*


RODULFO S. PALMA, JR.
SP Member

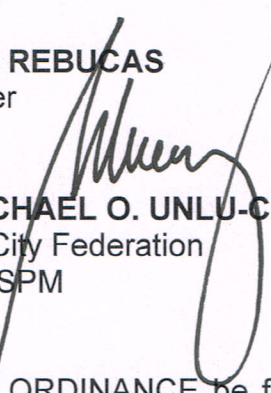

ARTURO ELISA O. ASTORGA
SP Member


ATTY. JOSE ROMMEL A. PEÑARANDA
SP Member


DOMINADOR K. MURILLO, D.M.
SP Member


JORGE V. REBUCAS
SP Member

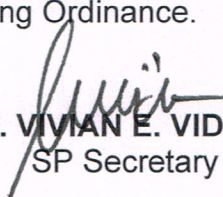
PHILIP L. SIU
President, LIGA Ng Mga Barangay
Ex-Officio SPM


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

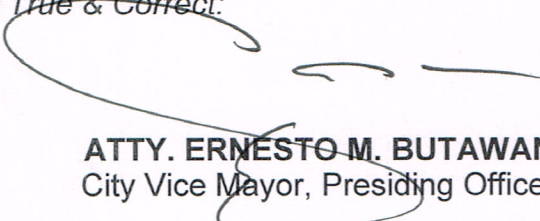
RESOLVED FURTHER, that certified copies of this ORDINANCE be furnished to the City Mayor Honorable Jose Carlos L. Cari, City Administrator Deogracias E. Pernitez; City Legal Officer, Atty. Avito C. Cahig, Jr.; City Budget Officer, Raul Mabini; City Accountant Evelinda A. Oppus; OIC - City Treasurer Gina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

CARRIED UNANIMOUSLY.

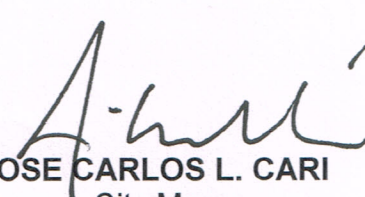
I HEREBY CERTIFY to the correctness of the foregoing Ordinance.


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: 4/08/20