

Republic of the Philippines
Province of Misamis Occidental
MUNICIPALITY OF CALAMBA
OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF CALAMBA, MISAMIS OCCIDENTAL HELD AT THE SB SESSION HALL ON NOVEMBER 16, 2020.

PRESENT:

Hon. ANTONIO N. LAWAS, SR.	Municipal Vice Mayor/Presiding
Hon. JESUS C. ENERIO	Sangguniang Bayan Member
Hon. EMMANUEL M. CALE, M.D.	Sangguniang Bayan Member
Hon. REZIE C. LEONARDO	Sangguniang Bayan Member
Hon. RODRIGO T. GARCIA	Sangguniang Bayan Member
Hon. DENNIS M. BUNAO	Sangguniang Bayan Member
Hon. CARIDAD C. LANSANG	Sangguniang Bayan Member
Hon. JOSEPH C. MALAYAO	Sangguniang Bayan Member
Hon. CHERRY F. MAGSAYO	Sangguniang Bayan Member
Hon. KEN ALLEN B. LAWAS	FABC Pres./Ex-Officio Member
Hon. MA. ANGEL PRINCESS C. CANDA	FSK Pres./Ex-Officio Member
Hon. LUCIANO O. DUMANHOG	IP's Rep./Ex-Officio Member

ORDINANCE NO. 22-s.2020

INTRODUCED BY: HON. EMMANUEL M. CALE

AN ORDINANCE MANDATING ALL INDIVIDUALS, ESTABLISHMENTS (BOTH PUBLIC AND PRIVATE) AND PUBLIC TRANSPORTS THE USE OF THE FACE MASK AND FACE SHIELD, AND THE OBSERVANCE OF THE MINIMUM HEALTH STANDARDS WITHIN THE TERRITORIAL JURISDICTION OF CALAMBA, MISAMIS OCCIDENTAL AND CORRESPONDINGLY, IMPOSING PENALTIES FOR VIOLATION THEREOF.

WHEREAS, Section 16 of the Local Government Code provides that every local government unit has the implied power to do all things necessary, appropriate, or incidental to govern efficiently and effectively, promote the general welfare, promote health and safety, maintain peace and order, and preserve the comfort and convenience of their inhabitants;

WHEREAS, Section 6 (e) of Republic Act No. 11332, The Mandatory Reporting of Notifiable Diseases and Health Events of Public Health Concern, provides that the local governments have the authority to conduct and enforce disease surveillance and respond systems, epidemic/outbreak and epidemiology investigations, and rapid containment, quarantine and isolation, disease prevention and control measures;

WHEREAS, the Department of Transportation (DoTr) has issued Memorandum Circular No. 2020-14, dated August 3, 2020, mandating that all officials/head of various transportation sector to enjoin, within their respective jurisdiction, the mandatory wearing of face masks and face shields for all passengers in areas where public transportation is allowed;

WHEREAS, pre-emptive measures have been put in place to secure the Municipality and its people against the said infectious disease;

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HON. LUCIANO O. DUMANHOG

WHEREAS, to attain the purpose of the community quarantine, minimum health standards must be faithfully observed and strictly implemented;

WHEREFORE, on joint motion of all the members present;

BE IT ORDAINED by the Sangguniang Bayan of Calamba, Misamis Occidental in session duly assembled that:

Section 1. Declaration of Policy-ALL Local Government Units is charged with the promotion of health and safety within their jurisdiction. As such, they are to take the lead in the prevention and control of the spread of COVID-19 at the local level.

Section 2. Purposes.

- a. To prevent and control the spread of COVID-19; and
- b. To safeguard life and promote the welfare of the inhabitants of Calamba, Misamis Occidental.

Section 3. Minimum Health Standards Defined. Minimum Health Standards are risk-based public health standards set by the Department of Health (DOH) which have been promulgated in tis Administrative Order No. 2020-0015 as well those promulgated by the Department of Trade and Industry (DTI) and Department of Transportation (DoTr) and has been adopted by the Municipality of Calamba for strict implementation and faithful observance, in particular, the following measures:

1. All establishments allowed to operate during the community quarantine are compelled to strictly enforce the Strict Social Distancing measure. Strict social distancing is defined as strict maintenance of at least one (1) meter radius between and among persons. The queuing area shall comply with the one (1) meter distance on all sides.

For restaurants and/or dine-in food establishments:

- a. Chairs are distanced, at least, one (1) meter on all sides;
 - b. For Face-to-Face Seating. Tabletop dividers that are at least eighteen (18) inches in height must be installed to prevent transmission of the virus among customers, as well as dividers among tables; and
 - c. A maximum number of allowable persons must be set to ensure that social distancing will be observed at all times.
2. All inhabitants of the Municipality of Calamba whenever they are allowed to go out of their homes or when they are in public areas are hereby required to **properly** wear face masks. Earloop masks, indigenous, reusable, or do-it-yourself masks, face shields, handkerchiefs, or such other protective equipment that can effectively lessen the transmission of COVID-19, at all times. Proper wearing of face masks must mean that the nose and mouth are adequately covered. In relation to this, the policy of **“No Face Shield and Face Mask, No Entry Policy”** shall be implemented at all establishments; and
 3. All establishments accessible to the public must implement strict sanitation and disinfection measures, and provide in all its entryways and alcohol or hand sanitizer and require all visiting public to use the same before they are allowed to enter.

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Section 4. Penalties. Any persons found guilty of violating the health standards in this ordinance shall suffer the following penalty:

- 1st Offense** - A fine of One Thousand Pesos (P1,000.00) payable to the Municipal Treasurer's Office. Otherwise, he/she shall suffer imprisonment for seven (7) days or as determined by the court.
- 2nd Offense** - A fine of Two Thousand Pesos (P2,000.00) payable to the Municipal Treasurer's Office. Otherwise, he/she shall suffer imprisonment for fifteen (15) days or as determined by the court.
- 3rd Offense** - A fine of Two Thousand Five Hundred Pesos (P2,500.00) payable to Municipal Treasurer's Office . Otherwise, he/she shall suffer imprisonment of not exceeding two (2) months or as determined by the court.

In Addition, all business establishment or juridical person who are pursuing calling or occupation are caught in **flagrante delicto** of violating this Ordinance, they shall suffer the following penalty:

- 1st Offense** - A fine of Two Thousand Pesos (P2,000.00) payable to the Municipal Treasurer's Office or temporary suspension/closure of the establishment for a period of 2 weeks or both at the discretion of the court.
- 2nd Offense** - A fine of Two Thousand Five Pesos (P2,500.00) payable to the Municipal Treasurer's Office or a temporary suspension/closure of the establishment for a period of one (1) month or both at the discretion of the court.
- 3rd Offense** - A temporary suspension/closure of the establishment for a period of 2-3 months or revocation of their business permit or both at the discretion of the court.

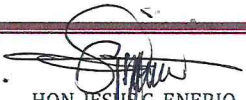
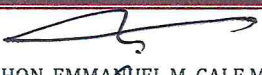
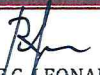


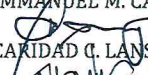
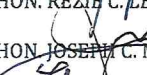
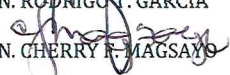


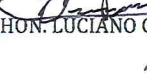

Section 5. Administrative Liability of Punong Barangays. Punong Barangays in the Municipality shall likewise suffer the following administrative penalties for failure to strictly implement the provisions of this Ordinance.

- Offense** - Thirty (30) days suspension of Punong Barangay for the Non-Compliance of SB Ordinance No. 22-s.2020 within the territorial boundaries of the barangay.

Section 6. Separability Clause. If any part, section, or provision of this ordinance is held illegal or unconstitutional, other provisions not affected thereby shall remain in full and effect.

Section 7. Repealing Clause. This Ordinance repeals Ordinance No. 11-s.2020 and other ordinances, issuances and rules and regulations or parts thereof inconsistent with the provisions of the Ordinance. Hence they are hereby repealed or modified accordingly.

Section 8. Effectivity. This ordinance shall take effect after ten (10) days from the date a copy thereof is published in a local newspaper of general circulation or after the Secretary to the Sanggunian has caused the posting of this ordinance in the bulletin board at the entrance of the

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Municipal Hall in at least two (2) conspicuous places in the local government unit concerned not later than five (5) days after approval thereof.

ENACTED: This 16th day of November 2020 at Calamba, Misamis Occidental,

I HEREBY CERTIFY to the correctness of the Ordinance No. 22-s.2020 enacted by the 21st Sangguniang Bayan of Calamba, Misamis Occidental during its Regular Session on November 16, 2020 at Sangguniang Bayan Session Hall, Calamba, Misamis Occidental.

BEVERLY B. SAMOSA, Ph.D.
Secretary to the Sanggunian

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



Hon. ANTONIO N. LAWAS, SR.
Municipal Vice Mayor/Presiding

APPROVED: Ordinance No. 22-s.2020 on 12/23/2020

Engr. EZEL T. VILLANUEVA
Municipal Mayor



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