Republic of the Philippines
Province of Samar
Municipality of Pinabacdao
**OFFICE OF THE SANGGUNIANG BAYAN**
Email: sb.pinabacdao@yahoo.com; Mobile: 0915-520-3853, 0939-872-7026

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE SANGGUNIANG BAYAN OF PINABACDAO, SAMAR ON MAY 11, 2020 AT THE NEW SB SESSION HALL

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|---|---|---|
| PRESENT: | HON. RODRIGO T. EGUIA | - Vice Mayor/Presiding Officer |
| | HON. ROSEMARIE T. BADENAS | - SB Member |
| | HON. ELISEO B. CABORNAY JR. | - SB Member |
| | HON. MARIBEL P. GERMANO | - SB Member |
| | HON. JOSE SANTIAGO T. QUIJANO | - SB Member |
| | HON. DODY B. CABORNAY | - SB Member |
| | HON. SAMUEL R. LAGARIO | - SB Member |
| | HON. ROBERTO M. BALUNDO | - SB Member |
| | HON. CLEMENTE O. SEVILLANA | - SB Member |
| | HON. JOSE O. REFUERZO | - ABC PRES./ Ex- Officio Member |
| | HON. ALLEAH JOY L. SACAGUING | - SK FED. PRES./Ex- Officio Member |

ABSENT: NONE

*MUNICIPAL ORDINANCE NO. 003-20, SERIES OF 2020*

**Sponsors: Hon. Eliseo B. Cabornay Jr., Hon. Samuel R. Lagario, Hon. Jose Santiago T. Quijano**

**AN ORDINANCE REQUIRING ALL RESIDENTS AND PERSONS DOING BUSINESS IN THE MUNICIPALITY OF PINABACDAO ON MANDATORY WEARING OF FACE MASK, EXERCISE PHYSICAL AND SOCIAL DISTANCING OUTSIDE THEIR RESIDENCE AND IN ANY PUBLIC OR PRIVATE PLACES AND MANDATING CURFEW HOURS DURING THE ENFORCEMENT OF GENERAL COMMUNITY QUARANTINE AND ADOPTION OF NEW NORMAL PROTOCOL DUE TO COVID- 19 OR ANY OTHER INFECTIOUS DISEASES**

**WHEREAS**, the world Health Organization (WHO) has considered the Coronavirus Disease (COVID-19) as a Public Health Emergency of International concern;

**WHEREAS**, the WHO assessed the outbreak around the clock and was deeply concerned both by the alarming levels of spread and severity, and by the alarming levels in action;

**WHEREAS,** Section 2 of Proclamation No. 922, which was issued by the President of the Philippines declaring a state of health emergency throughout the Philippines, mandated that all government agencies and LGUs are hereby enjoined to render full service, assistance and cooperation and mobilize the necessary resources to undertake critical, urgent and appropriate response and measures in a timely manner to curtail and eliminate the COVID-19 threat;
WHEREAS, the Department of Interior and Local government (DILG) issued Memorandum Circular No. 2020-71 through secretary Eduardo Año, addressed to all Provincial Governors, City and Municipal Mayors, Punong barangays, members of the Sanggunian, DILG regional directors and field officers, BARMM Minister of the Interior and Local Government, and all other concerned, stating that the Local Government Units (LGUs) shall issue local ordinances, executive orders or advisories on the mandatory wearing of face masks to include imposition of sanctions to non-compliant residents as may be appropriate;

**WHEREAS**, under Executive Order No. 10, paragraph 5 issued by the Local Chief executive, states that all persons are mandated to wear face masks (may it be washable, reusable od do-it-yourself mask) or any other protective equipment which can possibly lessen the possible transmission and/or infection of the virus.

**NOW, THEREFORE BE IT ORDAINED BY THE SANGGUNIANG BAYAN OF PINABACDAO, SAMAR IN SESSION ASSEMBLED THAT:**

**Section 1. Title:** This ordinance shall be known as " ***An Ordinance on Basic Health Standard to Effectively Prevent and Manage Coronavirus Disease 2019 (COVID-19) and any other Infectious Diseases by Requiring Mandatory Wearing of Face Mask, Exercising Physical /Social Distancing and Following Curfew Hours"***

**Section 2. Coverage**. All persons whether residents and non-residents doing business in private or official capacity in the different public and private establishments within this municipality.

**Section 3. Definition of Terms** used for the purpose of this Ordinance.

(1) "Face Mask" – is a protective mask used to cover the nose, mouth, and chin of a person either disposable, reusable, washable or improvised masks which purposely used to protect the wearer and prevent the spread of the disease.
(2) "Person" – shall mean a natural person or judicial person.
(3) "Curfew" – an order or law that requires people to be indoors after a certain time at night or day
(4) "Establishment" – shall refer to any building, structure, or portion thereof that is used by the government, religious or private entity and organization
(5) " Social Distancing" – it is the practice of maintaining a greater than usual physical distancing (about 6 feet; two arm's length) from other people. It is a distance to be observed during interaction with people who are sneezing or coughing person to avoid contamination of COVID 19 or any infectious disease.

**Section 4. Mandatory Wearing of Face Mask.** It shall be the policy of the Municipality during a public health emergency caused by infectious respiratory disease;

(1) To require all persons to wear a face mask properly covering both mouth and nose.

(2) To require all persons to wear a mask when going outside their homes, while in transit, inside an establishment and in public places.
(3) To require all establishments and mass transportation to enter and deliver goods/products to any person not wearing face mask.

**Section 5. Strict Physical or Social Distancing.** A person is basically a social being. Interacts with another person whose movement has been restricted due to Coronavirus 19 threat. The Department of Health (DOH) advised to practice physical and social distancing to effectively prevent and manage the local transmission of COVID-19 or any other infectious disease, So people are mandated to have at least one (1) meter apart from another when talking or communication especially when hither to a sneezing or coughing person.

**Section 6. Mandatory Curfew Hours.** From the Municipal Executive Order No. 07 which provides night curfew, the municipality will implement curfew hours;

(1) 20 years old below and 60 years old above- 7:00 pm to 6:00 am
(2) 21 years old to 59 years old – 8:00 pm to 5:00 am
(3) Consideration and exemptions shall be given to those who would present valid reasons.

**Section 7. Penalties.** Any person who fails to wear a face mask, practice physical and social distancing and observing curfew shall be meted out with the following penalties:

**First Offense**- Three Hundred Pesos (Php 300.00) or its equivalent community service
**Second Offense**- Eight Hundred Pesos (800.00) or its equivalent community service
**Third Offense** – One Thousand Pesos (1,000.00) or its equivalent community service

**Section 8. Authorized Authorities to Execute and Implement this Ordinance**. The authorities to execute and implement this ordinance are Barangay officials, Barangay Tanod, MDRRMO, MSWD, PNP -Pinabacdao and any authorized personnel – they can reprimand, apprehend and turn over violators to PNP Personnel at their station.

**Section 9. Repealing Clause**. All ordinances, rules and regulations, or part thereof which are conflict with, or inconsistent with any provision are hereby repealed and modified accordingly.

**Section 10. Validity.** During State of Public Health Emergency due to Infectious Disease Outbreak.

**Section 11. Effectivity.** The Ordinance shall take effect immediately upon approval.

APPROVED, this 11th day of May, 2020 with all members present voting on the affirmative.

ATTESTED:

**HON.RODRIGO T. EGUIA**
**Vice Mayor/Presiding Officer**

**HON. ROSEMARIE T. BADENAS**
SB Member

**HON. ELISEO B. CABORNAY JR.**
SB Member

**HON. MARIBEL P. GERMANO**
SB Member

**HON. JOSE SANTIAGO T. QUIJANO**
SB Member

**HON. DODY B. CABORNAY**
SB Member

**HON. SAMUEL R. LAGARIO**
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**HON. ROBERTO M. BALUNDO**
SB Member

**HON. CLEMENTE O. SEVILLANA**
SB Member

**HON. JOSE O. REFUERZO**
ABC President/Ex-Officio Member

**HON. ALLEAH JOY L. SACAGUING**
SK Fed. President/Ex-Officio Member

**HON. TEODORICO A. MABAG**
Municipal Mayor

EXECUTIVE APPROVAL :
Date: May 20, 2020

X----------X

I HEREBY CERTIFY that this is true and accurate copy of the Ordinance duly enacted by the Sangguniang Bayan of Pinabacdao, Samar on May 11, 2020, regular session.

**MARY BERNARDETTE T. QUIJANO**
Board Secretary II
(Secretary to the Sanggunian)