Republic of the Philippines
Province of Samar
Municipality of Pinabacdao
OFFICE OF THE SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE NO. 24- 007

Series 2024

AN ORDINANCE REGULATING THE SELLING AND DISPENSING OF ANTIMICROBIAL AGENTS TO PREVENT ANTIMICROBIAL RESISTANCE WITHIN THE TERRITORIAL JURISDICTION OF THE MUNICIPALITY OF PINABACDAO SAMAR.

(Introduced and Authored by: Hon. Rosemarie T. Badenas, Hon. Arlyn C. Mabute and Hon. Niño A. Raga)

WHEREAS, according to the World Health Organization (WHO), antimicrobial resistance (AMR) which occur through the misuse and overuse of antimicrobials is considered as a serious threat to the global public health as it may lead to our inability to treat common infectious diseases consequently prolonging illness, disability and even death;

WHEREAS, Section 15, Article II of the 1987 Philippine Constitution explicitly provides that "The State shall protect and promote the right to health of the people and instill consciousness among them";

WHEREAS, under Republic Act (R.A) No. 10918, Article IV, Section 30, state that "No pharmaceutical product, of whatever nature and kind, shall be compounded, dispensed, sold or resold, or otherwise be made available to the consuming public, except through a retail drug outlet duly licensed by the Food and Drug Administration (FDA). Prescription drugs and pharmacist-only OTC emergency cases, where the services of registered pharmacist are not available,"

BE IT ENACTED by the Sangguniang Bayan of the Municipality of Pinabacdao Samar, that:

Section 1. SHORT TITLE. This ordinance shall be known as the **"ORDINANCE REGULATING THE SELLING AND DISPENSING OF ANTIMICROBIAL AGENTS TO PREVENT ANTIMICROBIAL RESISTANCE WITHIN THE TERRITORIAL JURISDICTION OF THE MUNICIPALITY OF PINABACDAO SAMAR."**

Section 2. PURPOSE AND COVERAGE. It order to protect and promote the right to health of the people and instill health consciousness among them, all establishments, particularly sari-sari stores, retail outlets, including clinics of medical doctors within the territorial jurisdiction of the Municipality of Pinabacdao, are prohibited to store, sell or offer for sale antimicrobial agents without license to operate or authorization from Food and Drug Administration. Some representatives of antimicrobial agents are as follows: Penicillin, Nafcillin, Oxacillin, Cloxacillin, Dicloxacillin, Ampicillin, Amoxicillin, Sulbenicillin, Carbenicillin, Cefazolin, Cefalexin/Cephalexin, Cephalothin, Cefoxitin, Cefaclor, Cefuroxime, Ceftraxone, Ceftazidime, Cefixime, Ceftizoxime, Cefpodoxime, Cefotaxime, Moxalactam, Cefepime, Cifpirome, Imipinem, Meropenem, Doripenem, Ertapenem, Aztreonam, Neomycin, Amikacin, Gentamicin, Streptomycin, Tobramycin, Kanamycin, Clavulanic Acid, Sulbactam, Tazobactam, Chloramphenicol, Azithromycin, Erythromycin, Clarithromycin, Vancomycin, Clindamycin, Metronidazole, Linezolid, Doxycycline, Minocycline, Tetracycline, Nalidixic Acid, Ciprofloxacin, Ofloxacin, Levofloxacin, Moxifloxacin, Gatifloxacin, Nitrofurantion, Fosfomycin, Contrimoxazole, Econazole, Miconazole, Terbinafine, Fluconzole, Amphotericin, Ketoconazole, and Cotrimazole:

Section 3. ADMINISTRATIVE PROVISION. The LGU shall ensure that said activities are stopped and all concerned are requested to immediately cease from conducting such activities until proper authorization has been secured. Regulatory actions and sanctions shall be strictly pursued in case of non-compliance.

Section 4. PENAL PROVISION. Any person, retail outlets, or sari-sari store who violates Section 3, shall be penalized as follows:

a) **First Offense –** Warning(notice) from the Municipality Health Office

b) **Second Offense –** Fine of P2,500,00

c) **Third Offense –** Fine of P2,500,00 and cancellation of business permit

Section 5. REPEALING CLAUSE. All ordinances, resolutions and other issuances that are inconsistent with the provisions of this Ordinance are hereby amended, repealed or modified accordingly.

Section 6. SEPARABILITY CLAUSE. If, for any reason, any part of Section of this Ordinance is declared invalid, no other part or sections of this Ordinance shall be affected thereby.

Section 7. EFFECTIVITY CLAUSE. This Ordinance shall take effect immediately upon approval. Copies of this Ordinance shall be sent to the Municipal Health Office, Offices of the Barangay Captains, Barangay Health Offices concerned for information, reference and appropriate action which shall be posted in a conspicuous places.

ENACTED. November 18, 2024.

HON. JOSE SANTIAGO T. QUIJANO
SB Member

HON. ELISEO B. CABORNAY JR.
SB Member

HON. JOEL R. PACAYRA
SB Member

HON. NESTOR C. OCENAR
SB Member

HON. ARLYN C. MABUTE
SB Member

HON. ROSEMARIE T. BADENAS
SB Member

HON. NIÑO A. RAGA
SB Member

HON. REYNALDO C. TUAZON
SB Member

HON. WILMA P. ESOY
ABC Pres./Ex-Officio Member

HON. JOSEPH ULDANE O. GACULA
SK Fed. Pres./Ex-Officio Member

I HEREBY CERTIFY the correctness of the foregoing Ordinance which was duly adopted by the Sangguniang Bayan of Pinabacdao, Samar during its regular session.

MARY BERNADETTE T. QUIJANO
Secretary to the Sangguniang Bayan

ATTESTED:

HON. EDGAR M. TONELETE
Vice- Mayor/Presiding Officer

APPROVED BY HIS HONOR, THE MAYOR, ON 19 NOV 2024 :

HON. TEODORICO A. MABAG

Municipal Mayor