



SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF MONCADA, TARLAC FOR CY 2020 HELD ON THE 20th DAY OF APRIL 2020 VIA TELECONFERENCE

PRESENT:

HON. JAIME O. DUQUE	.. VICE MAYOR/PRESIDING OFFICER
HON. CLEOFE D. FAVIS	.. MEMBER
HON. RODOLFO C. ESPEJO, JR.	.. MEMBER
HON. ALBERTO C. MARZAN, JR., MD	.. MEMBER
HON. RUBEN V. GAMBOA, JR	.. MEMBER
HON. THELMAFLOR A. ESPEJO	.. MEMBER
HON. GEORGE MICHAEL P. AGUILAR	.. MEMBER
HON. JANIUS M. YASAY	.. MEMBER
HON. CELESTE A. AYSON	.. MEMBER
HON. GEORGE R. CUCHAPIN, MD	.. LnB PRESIDENT
HON. EZEKIEL C. RIVERA	.. SKF PRESIDENT

ABSENT:

NONE

MUNICIPAL ORDINANCE NO. 02

Series of 2020

AN ORDINANCE REQUIRING THE MANDATORY USE OF PROTECTIVE FACE MASKS AND STRICT OBSERVATION OF SOCIAL DISTANCING IN PUBLIC PLACES IN THE MUNICIPALITY OF MONCADA WHILE THE ENHANCED COMMUNITY QUARANTINE AND STATE OF NATIONAL HEALTH EMERGENCY PROCLAMATIONS ARE IN EFFECT AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF

Authored by: Coun. Alberto C. Marzan, Jr., MD
Coun. Rodolfo C. Espejo, Jr.

WHEREAS, President Rodrigo Roa Duterte, by virtue of Proclamation No. 922 and No. 929, has declared a State of Public Health Emergency and State of Calamity, respectively, throughout the Philippines due to COVID-19;

WHEREAS, said Presidential Proclamation would facilitate the implementation of the relevant provisions of Republic Act (R.A.) No. 11332, otherwise known as the "Mandatory Reporting of Notifiable Diseases and Health Events of Public Health Concern Act," to address the COVID-19 threat, including but not limited to, mandatory reporting, intensified government response and enforcement of quarantine and disease control and prevention measures;

WHEREAS, the said Presidential Proclamations provide that "all government agencies and local government units (LGUs) are hereby enjoined to render full assistance and cooperation and mobilize the necessary resources to undertake critical, urgent, and appropriate response measures in a timely manner to curtail and eliminate the COVID-19



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threat" and capacitate government agencies and LGUs to immediately act to prevent loss of life, utilize appropriate resources to implement urgent and critical measures to contain or prevent the spread of COVID-19, mitigate its effects and impact on the community, and prevent the serious disruption of government operation and economic activities;

WHEREAS, pertinent portions of Section 4(g) of the "Bayanihan to Heal as One" Act (RA. No. 11469) seek to "ensure that all Local Government Units (LGUs) are acting within the letter and spirit of all the rules, regulations and directives issued by the National Government pursuant to this Act; are implementing standards of Community Quarantine consistent with what the National Government has laid down for the subject area, while allowing LGUs to continue exercising their autonomy in matters undefined by the National Government or are within the parameters it has set; and are fully cooperating towards a unified, cohesive and orderly implementation of the national policy to address COVID-19

WHEREAS, in accordance with the foregoing and by virtue of its mandate, the SB is morally obligated to act accordingly with dispatch;

NOW, THEREFORE, on motion by Coun. Alberto C. Marzan, Jr., MD, duly seconded by Coun. Rodolfo C. Espejo, Jr.;

BE IT ENACTED by the Sangguniang Bayan of Moncada in session assembled, that:

SECTION 1. Mandatory Use of Face Masks in Public. All persons who are within the territorial jurisdiction of Moncada are hereby MANDATED to use protective face masks while outside of their respective residences, offices, and in all other public places while the enhanced community quarantine and state of national health emergency proclamations are in effect. The face mask must sufficiently cover one's nose and mouth.

Government agencies and the business sector shall adopt "NO FACEMASK, NO ENTRY/TRANSACTION" policy in compliance with this Ordinance.

SEC 2. STRICT OBSERVANCE OF SOCIAL DISTANCING. For the purpose of this Ordinance, social distancing means people maintaining a physical distance of not less than one (1) meter from one another to avoid direct physical contact while in all public places in the wake of the Covid-19 outbreak in order to minimize exposure and reduce the transmission of infection. As a matter of policy, social distancing shall at all times be observed by all individuals while in public places and when transacting business with government offices and private establishments.

This Ordinance shall be implemented when the municipality is placed under Enhanced Community Quarantine (ECQ), Extreme Enhanced Community Quarantine (EECQ) and during a national health emergency situation in the nature and proportion of Covid-19.

SEC 3. ADMINISTRATIVE PROVISION. Barangay officials, "tanods" or village security forces, the Philippine National Police (PNP) and military personnel are hereby deputized to enforce vital provisions of this Ordinance with the authority to arrest



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violators who are subsequently brought to the barangay hall or police station for proper documentation and other such procedures required in this Ordinance.

SEC 4. PENALTIES. Persons found in violation of this ordinance shall be fined two thousand five hundred pesos (2,500.00) and a corresponding case filed in court.

SEC 5. SEPARABILITY CLAUSE. If, for any reason or reasons, any part or provisions of this Ordinance shall be held unconstitutional or invalid, other parts of provisions hereof, which are not affected thereby shall continue to be in full force and effect.

SEC 6. REPEALING CLAUSE. All Ordinances, Resolutions, Executive Orders, rules, regulations, and issuances or parts thereof which are inconsistent herewith are hereby repealed or modified accordingly.

SEC 7. EFFECTIVITY. This Ordinance shall take effect upon its approval.

ENACTED, this 20th day of April, 2020 at Moncada, Tarlac.

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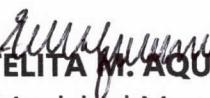
I hereby certify to the correctness of the foregoing Municipal Ordinance which was enacted by the Sangguniang Bayan of Moncada on the above-mentioned date and place.


VICTOR SANDINO S. MOLINA
Secretary to the Sanggunian

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


JAIME O. DUQUE
Vice-Mayor & Presiding Officer

APPROVED BY HER HONOR, THE MAYOR, this 21st day of April, 2020


ESTELITA M. AQUINO
Municipal Mayor