



Republic of the Philippines
MUNICIPALITY OF LINGAYEN
Province of Pangasinan

SP SECRETARIAT OFFICE
LINGAYEN, PANGASINAN

MAY 19 2020

RECEIVED
BY: *[Signature]*

Office of the Sangguniang Bayan

EXCERPT FROM THE MINUTES OF THE SPECIAL SESSION OF THE SANGGUNIANG BAYAN OF LINGAYEN, PANGASINAN HELD AT THE SESSION HALL ON MAY 15, 2020.

PRESENT : VICE MAYOR JUDY DL. VARGAS-QUIOCHO – Presiding Officer
SBM Mac Dexter G. Malicdem
SBM Jay Mark Kevin D. Crisostomo
SBM John Silvester A. Tapia
SBM Jonathan Carl R. Arcinue
SBM Ramon Anselmo M. Cuaresma
SBM Sheila V. Castañeda
SBM Randall Q. Bernal
SBM Ricardo R. Ferrer
SBM Gabriel Ivan C. Tuazon – SK President

ABSENT : SBM Darwin B. Jimenez – Liga President

Authored by: SBM RAMON ANSELMO M. CUARESMA

Co-Authored by: SBM JAY MARK KEVIN D. CRISOSTOMO

EXPLANATORY NOTE

WHEREAS, Art. II, Section 15 of the 1987 constitution provides that the state shall protect and promote the right to health of the people and instill health consciousness among them;

WHEREAS, Section 16 of the Local Government Code also states that it is the duty of Local Government Units to promote the health and safety of the people within its territorial jurisdiction and the public in general;

WHEREAS, the World Health Organization (WHO) has declared Coronavirus Disease (COVID-19) as a global pandemic due to the overwhelming cases of infection worldwide which now accounts to over 4.5 million people affected and continuously increasing in number;

WHEREAS, in response to the growing pandemic, President Rodrigo R. Duterte imposed an Enhanced Community Quarantine (ECQ) in Luzon on March 16, 2020 thereby restricting movement of the population except for necessity, work and health circumstances;

WHEREAS, by virtue of Executive Order No. 112, S-2020, the President extended the ECQ in Luzon until May 15, 2020 in particular areas of the country including the Province of Pangasinan, and thru Resolution No. 35-A, S-2020 of IATF-EID, the province shall be placed under General Community Quarantine (GCQ) effective May 16, 2020;

-over-

WHEREAS, in order to secure and promote the health of the people during this crisis, there is a need to enforce a curfew to limit non-essential movement of the people as a measure to control the spread of COVID-19 in the municipality;

WHEREFORE, on motion of SBM Ramon Anselmo M. Cuaresma, duly seconded by SBM Jay Mark Kevin D. Crisostomo and SBM John Silvester A. Tapia, respectively, be it:

RESOLVED AS IT IS HEREBY RESOLVED, to enact this corresponding ordinance.

ORDINANCE NO. 83, S-2020

AN ORDINANCE IMPOSING CURFEW IN THE MUNICIPALITY OF LINGAYEN FROM 8PM TO 5AM FOR THE DURATION OF THE COMMUNITY QUARANTINE DUE TO THE CORONAVIRUS DISEASE (COVID-19), PROVIDING EXEMPTIONS AND PENALTIES THEREFOR AND FOR OTHER PURPOSES.

Be it enacted by the Sangguniang Bayan of Lingayen, Pangasinan in session duly assembled that:

SECTION I. TITLE. This ordinance shall be known as "An ordinance imposing curfew in the Municipality of Lingayen from 8PM to 5AM for the duration of the Community Quarantine due to the Coronavirus Disease (COVID-19), providing exemptions and penalties therefor and for other purposes".

SECTION II. COVERAGE. This ordinance shall cover all persons within the territorial jurisdiction of the Municipality of Lingayen.

SECTION III. DEFINITION OF TERMS.

- A. Curfew - a regulation or rule requiring people to leave the streets or be at home between specified hours.
- B. Coronavirus Disease (COVID-19)- an infectious disease caused by a new strain of coronavirus that primarily affects the lungs.
- C. Humanitarian Reasons- having concern or compassion in helping to improve the welfare of a person. Also pertains to the saving of human lives or to the alleviation of suffering of a fellow human.

SECTION IV. IMPOSITION OF CURFEW. A curfew is hereby imposed upon all persons within the territorial jurisdiction of Lingayen between the hours of 8P.M. to 5A.M. for the duration of the Community Quarantine unless earlier lifted or extended as circumstances warrant by the national government.

SECTION V. EXEMPTIONS. The following shall be exempted from the curfew:

- A. Medical workers doing their official functions
- B. Authorized Government Officials and Personnel such as Emergency Responders, Peace and Order Personnel and Social Welfare Officers
- C. Essential Skeletal Workforce of the LGU and the Provincial Government
- D. Persons providing basic services and public utilities

E. Persons travelling for medical and humanitarian reasons

F. Persons transiting to the airport for travel abroad on pre-booked flights

G. Persons transiting to and from work

SECTION VI. ENFORCEMENT. PNP and POSO Personnel including Barangay Officials and Tanods are hereby authorized to implement the provisions of this ordinance.

SECTION VII. ABUSE IN IMPLEMENTATION. In case of abuse in the enforcement of this ordinance, the Police, POSO, Barangay Officials and Tanods shall be subject to appropriate disciplinary actions.

SECTION VIII. PENALTIES. The following penalties shall be imposed for the violation of this ordinance.

First Offense - Fine of One Thousand Pesos (P1,000.00)

Second Offense - Fine of Two Thousand Pesos (P2,000.00)

Third Offense - Fine of Two Thousand Five Hundred Pesos (P2,500.00) and/or one (1) month imprisonment upon discretion of the proper court.

SECTION IX. EXISTING CURFEW ORDINANCE FOR MINORS. Ordinance No. 10, S-2013, "An ordinance imposing curfew hour to minors from 10 P.M. to 4 A.M. and providing penalties and exemptions thereof", shall remain in force despite the provision of this ordinance except the time which is adjusted to 8P.M. to 5 P.M.

SECTION X. SEPARABILITY CLAUSE. Should any provision of this ordinance be declared unconstitutional or illegal by any competent court of jurisdiction, the parts that are not affected shall remain in full force and effect.

SECTION XI. REPEALING CLAUSE. All other existing ordinances contrary or inconsistent with this ordinance are hereby repealed and modified accordingly except Ordinance No. 10, S-2013.

SECTION XII. EFFECTIVITY. This ordinance shall take effect immediately after its approval.

UNANIMOUSLY ENACTED. MAY 15, 2020.

ATTESTED:


GINA A. FLORES
City Secretary to the Sanggunian

CERTIFIED CORRECT:


JUDY D.L. VARGAS-QUIOCHO
Presiding Officer


MAC DEXTER G. MALICDEM
SBM


JAY MARK KEVIN D. CRISOSTOMO
SBM


JOHN SILVESTER A. TAPIA
SBM


JONATHAN CARL R. ARCINUE
SBM


RAMON ANSELMO M. CUARESMA
SBM


SHEILA V. CASTAÑEDA
SBM


RANDALL Q. BERNAL
SBM


RICARDO R. FERRER
SBM


GABRIEL IVAN C. TUAZON
SK President

APPROVED:


LEOPOLDO N. BATAOIL
Municipal Mayor

OFFICE OF THE MAYOR
LINDAYEN, PANGASINAN
MAY 19 2020
TIME: 2:50 pm



Republic of the Philippines
PROVINCE OF PANGASINAN
Lingayen
www.pangasinan.gov.ph

OFFICE OF THE SANGGUNIANG PANLALAWIGAN SECRETARY

CERTIFICATION

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that at the regular session duly constituted of the Sangguniang Panlalawigan, Province of Pangasinan, held on June 8, 2020 at Lingayen, Pangasinan, the following resolution was approved:

Sponsored by SP Members Nestor D. Reyes and Von Mark R. Mendoza and co-sponsored by SP Members Sheila Marie S. Perez-Galicia, Jerome Vic O. Espino and Jose G. Peralta, Jr.

RESOLUTION NO. 503-2020

DECLARING ORDINANCE NO. 83, S-2020 OF THE SANGGUNIANG BAYAN OF LINGAYEN, PANGASINAN, ENTITLED "AN ORDINANCE IMPOSING CURFEW IN THE MUNICIPALITY OF LINGAYEN FROM 8:00 P.M. TO 5:00 A.M. FOR THE DURATION OF THE COMMUNITY QUARANTINE DUE TO THE CORONAVIRUS DISEASE (COVID-19), PROVIDING EXEMPTIONS AND PENALTIES THEREFOR AND FOR OTHER PURPOSES" AS WITHIN THE CONFERRED POWERS OF THE SANGGUNIANG BAYAN TO ENACT

WHEREAS, the Sangguniang Bayan of Lingayen, Pangasinan submitted its Ordinance No. 83, Series of 2020 to the Sangguniang Panlalawigan for review and evaluation pursuant to Section 56 of R.A. No. 7160, otherwise known as the Local Government Code of 1991;

WHEREAS, the Committee on Laws and Ordinances of the Sangguniang Panlalawigan, with the technical assistance of the Provincial Legal Officer, have conducted initial review and study on said ordinance and found out that the same was enacted pursuant to Sections 17 (b) (2) (iv) and 447 (a) (5) (xiv) of RA 7160; and Executive Order No. 0013-2020 entitled "An Order Placing the Province of Pangasinan under Community Quarantine to Curb the Spread of COVID-19 dated March 16, 2020, Imposing a Province-wide Curfew";

WHEREAS, subject ordinance shall take effect after the requirements of posting and publication pursuant to Sections 59 (c) and 511 (a) of RA 7160 are complied with by the Sangguniang Bayan;

WHEREFORE, in view of the foregoing, on motion of SP Members Nestor D. Reyes and Von Mark R. Mendoza and co-sponsored by SP Members Sheila Marie S. Perez-Galicia, Jerome Vic O. Espino and Jose G. Peralta, Jr., duly seconded, it was –



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OFFICE OF THE SANGGUNIANG PANLALAWIGAN SECRETARY


Resolution No. 503-2020

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RESOLVED, by the Sangguniang Panlalawigan in session assembled, to declare Ordinance No. 83, S-2020 of the Sangguniang Bayan of **Lingayen**, Pangasinan, entitled “An Ordinance imposing curfew in the Municipality of Lingayen from 8:00 p.m. to 5:00 a.m. for the duration of the Community Quarantine due to the Coronavirus Disease (COVID-19), providing exemptions and penalties therefor and for other purposes” as within the conferred powers of the Sangguniang Bayan to enact;

RESOLVED FURTHER, that a copy of this resolution be furnished the Office of the Sangguniang Bayan of Lingayen, Pangasinan, for its information and guidance.

CERTIFIED BY:


VERNA T. NAVA-PEREZ
Secretary to the Sanggunian

ATTESTED:


MARK RONALD DG. LAMBINO
Vice Governor
(Presiding Officer)