



Republic of the Philippines
MUNICIPALITY OF LINGAYEN
Province of Pangasinan

SP SECRETARIAT OFFICE
LINGAYEN, PANGASINAN

MAY 19 2020

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Office of the Sangguniang Bayan

EXCERPT FROM THE MINUTES OF THE SPECIAL SESSION OF THE SANGGUNANG 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 JAY MARK KEVIN D. CRISOSTOMO

Co-Authored by: SBM RAMON ANSELMO M. CUARESMA

EXPLANATORY NOTE

WHEREAS, the 1997 Constitution of the Republic of the Philippines declares that the State shall protect and promote the right to health of the people and instill health consciousness among them;

WHEREAS, the Local Government Code of 1991 (Republic Act No. 7160) accords every Local Government Unit power and authority to promote the general welfare of its people within its territorial jurisdiction, including the promotion of health and safety of its constituents;

WHEREAS, the Department of Health (DOH) has confirmed the local transmission of COVID-19, and pursuant thereto, President Rodrigo Duterte has issued Proclamation No. 922 declaring a State of Public Health Emergency on 08 March 2020;

WHEREAS, the outbreak of COVID-19 virus has posed serious risk and was declared a pandemic by the World Health Organization (WHO) on 11 March 2020;

WHEREAS, the Code Alert System for COVID-19 has been raised to Code Red Sublevel Two (2) on 12 March 2020;

WHEREAS, relative to the current situation of the country, the Inter-Agency Task force for the Management of Emerging Infectious Diseases has issued several resolutions, citing certain provisions for the effective control of the spread of the COVID-19 virus;

-over-

WHEREAS, the IATF, through Resolution No. 30, S-2020 dated 29 April 2020 approved and recommended the adoption of the Omnibus Guidelines for the Implementation of Community Quarantine in the Philippines, which shall apply to all regions, provinces, cities or areas placed under ECQ or GCQ;

WHEREAS, having the health and safety of the constituents as paramount consideration, and in response to the call of the President, the Local Government Unit of Lingayen has adopted measures to lessen the unnecessary exposure that might lead to the local transmission of COVID-19 virus in the Municipality of Lingayen;

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

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

ORDINANCE NO. 84, S-2020

AN ORDINANCE ON MANDATORY PRACTICE OF PHYSICAL DISTANCING BY ALL PERSONS WHO ARE IN THE JURISDICTION OF THE MUNICIPALITY OF LINGAYEN, PANGASINAN FOR THE MANAGEMENT AND CONTROL OF THE CORONAVIRUS DISEASE (COVID-19).

Be it enacted by the Municipality of Lingayen, Pangasinan, in session assembled that:

SECTION 1. TITLE: This Ordinance shall be known as "AN ORDINANCE ON MANDATORY PRACTICE OF PHYSICAL DISTANCING BY ALL PERSONS WHO ARE IN THE JURISDICTION OF THE MUNICIPALITY OF LINGAYEN, PANGASINAN FOR THE MANAGEMENT AND CONTROL OF THE CORONAVIRUS DISEASE (COVID-19)".

SECTION 2. PURPOSE: All persons are mandated to practice stringent physical distancing of at least one (1) meter from other person during the Community Quarantine and while the threat of COVID-19 is still persisting as assessed by the Local Government of Lingayen thru the recommendation of the Municipal Health Office.

SECTION 3. COVERAGE. This Ordinance shall apply to all persons, whether natural or juridical, whether resident or not, and in all places, found within the territorial jurisdiction of the Municipality of Lingayen, Pangasinan.

SECTION 4. DEFINITION OF TERMS. As used in this Ordinance, the terms below shall have the meaning described to them in this section, any words or terms not defined shall be given their plain and customary meanings, unless the context requires otherwise, and shall be interpreted in a manner consistent with the purpose and spirit of this Ordinance.

- a. Community Quarantine – a restriction imposed by the National Government on the movement of people and goods which is intended to prevent the spread of COVID-19 which is as qualified as follows:
 - i. Enhanced Community Quarantine refers to the level of community quarantine where strict home quarantine shall be implemented in all households within a specified geographic boundary, transportation shall be suspended, provision for food and essential health services shall be regulated, and heightened presence of uniformed personnel to enforce quarantine procedures will be implemented.

- ii. General Community Quarantine refers to the level of community quarantine where movement of people shall be limited to accessing basic necessities and work; and uniformed personnel and quarantine officers shall be present at border points.
 - iii. Individual Quarantine refers to mandatory isolation for at least fourteen (14) days, at home or at a designated quarantine site for PULs and PUMs.
- b. Coronavirus Disease 2019 (COVID-19)- a new strain of an infectious disease that was discovered in 2019 caused by a new virus that had not been previously identified in humans which causes respiratory illness (like the flu) with symptoms such as a cough, fever and in more severe cases, pneumonia. It also refers to a disease assigned by WHO with emergency code U07.1 (2019-nCoV acute respiratory disease) in the International Classification of Diseases, Tenth Revision (ICD-10) and characterized by rapid transmission and signs and symptoms that may include fever, tiredness, dry cough, runny nose, sore throat, nasal congestion, diarrhea, shortness of breath, and in more severe cases, pneumonia, severe acute respiratory syndrome, and sometimes, death.
- c. Mass Gatherings – a planned or spontaneous event where the number of people attending could strain the planning and response action of the community in the prevention of transmission of COVID-19.
- d. Person-in-charge - refers to: in case of public places, public outdoor spaces, workplaces and point-of-sale, the president/manager. In case of a company, corporation, partnership or association, the owner/proprietor/operator. In case of a single proprietorship, or the administrator in case of government property, office or building; in case of public conveyance, the owner, driver, operator, conductor, or the captain of the public conveyance; in case of schools, the provincial schools superintendent, dean or principal.
- e. Person with increased risk of death due to COVID-19 – any of the following:
- i. Immuno-compromised or with weakened immune system, such as those with HIV/AIDS, cancer and transplant patients who are taking certain immunosuppressive drugs, and those with inherited diseases that affect the immune system;
 - ii. People with serious chronic medical conditions such as heart disease, diabetes mellitus, or respiratory disease;
 - iii. Those aged 60 years old and above;
 - iv. Pregnant women; and
 - v. Other persons as identified by the Department of Health.
- f. Physical/Social Distancing –control actions intended to stop or slow down the spread of a contagious disease and reduce the probability of contact between persons carrying an infection, and others who are not infected, so as to minimize disease transmission, morbidity and ultimately, mortality.
- g. Public Conveyances - refers to modes of transportation servicing the general population, such as, but not limited to, elevators, airplanes, ships, jeepneys, buses, taxicabs, rideshare service vehicles/Transport Network Vehicle Services, trains, light rail transits, tricycles and other similar vehicles.
- h. Public Places - all places, fixed or mobile, that are accessible or open to the public or places for collective use, regardless of ownership or right to access including but not limited to, schools, workplaces, government facilities, establishments that provide food and drinks accommodation, merchandise,

professional services, entertainment or other services. It also includes outdoor spaces where facilities are available for the public or where a crowd of people would rather gather, such as but not limited to playgrounds, sports grounds or centers, church grounds, health/hospital compounds, transportation terminals, markets, parks, resorts, walkways, entrance ways, waiting areas and the like.

- i. Workplace - any place used by people during their employment or work, whether done for compensation or voluntary, including all attached or associated places commonly used by the workers in the course of their work (for example corridors, elevators, stairways, toilets, lobbies, lounges). Vehicles used in the course of work are considered workplaces.

SECTION 5. PHYSICAL DISTANCING. All individuals shall observe physical distancing at least one (1) meter to reduce the probability of contact between persons carrying an infection, and others who are not infected, to minimize disease transmission. All enforcers shall implement this physical distancing to all public places as an efficient infection control action intended to stop or slow down the spread of COVID-19.

SECTION 6. MASS GATHERING.

- a. All senior citizens, persons with disability (PWDs), pregnant women, children and person with increased risk of death due to COVID-19 shall strictly observe social distancing that would expose such persons to increased risk of illness or death due to COVID-19. All programs and activities organized by the LGU of Lingayen and private organizations/entities for the said individuals are hereby suspended.
- i. The Office of Senior Citizens Affairs (OSCA), Municipal Social Welfare and Development Office (MSWDO) and Municipal Health Office (MHO) shall provide guidance, information and support to senior citizens, PWDs, pregnant women, children and person with increased risk of death due to COVID-19 in the implementation of the provisions of this Ordinance. The Municipal Social Welfare and Development Office (MSWDO) shall establish mechanisms to ensure that senior citizens and other vulnerable groups in need of urgent social service assistance shall continue to have access to such assistance while continuing to observe social distancing.
- b. All publicly held or non-essential mass gatherings within the jurisdiction of Lingayen which may include religious activities, sporting events, entertainment activities, community assemblies, and other gatherings or activities are prohibited to slow down or prevent local transmission of COVID-19.
- c. Essential mass gathering referring to a mass gathering that is work-related, which is necessary to sustain the business or continue essential work functions or that is organized to respond to the COVID-19 situation may be allowed. Provided, however, that the organizers or the person in charge of the essential or personal gatherings shall be required to explain the risks involved in attending the event and the measures that should be undertaken to ensure the health and safety of the attendees and shall comply with the following:
 - i. Physical distancing;
 - ii. Mandatory wearing of face mask;
 - iii. No sharing of food and drinks;
 - iv. Provision of hand sanitizers in prominent locations;
 - v. No entry for ill people or those with high-risk medical conditions; and
 - vi. Submission of a list of attendees with their addresses and contact information to the Municipal Health Office within twelve hours (12) hours from the said event/activity.

SECTION 7. TRAVEL AND TRANSPORTATION.

- a. All public-utility vehicle (PUV) operators and drivers shall observe the following passenger limit that will comply to at least one (1) meter distancing between passengers including the driver.
- b. All private motor vehicles and drivers shall observe social distancing, public health and security protocols and procedures for the prevention, containment and control of COVID-19. Personal use of motorcycles is allowed as long as it complies with the social distancing measures required by the Department of Health (DOH).
- c. All operators are also directed to inform/educate their drivers and conductors to be observant of their passengers during travel. Should any of their passengers manifest any symptoms of COVID-19, they shall assist said persons to the nearest hospital and report the incident to the Municipal Health Office for proper handling. All PUV drivers and conductors are also required to cooperate and observe public health protocols/procedures.
- d. All terminal operators and dispatchers shall not allow any person to enter their terminal premises if said person manifests any of the symptoms of COVID-19, such as those with a body temperature of 38°C or higher, severe coughing or breathing difficulty.
- e. The following measures shall continue to be implemented:
 - i. All PUV drivers and conductors should always properly wear masks while on duty;
 - ii. All public-transport vehicle and terminal operators should ensure and maintain proper sanitation and cleanliness of their PUV fleets and their premises daily, and provide disinfectants or sanitizers for use by passengers;
 - iii. Posting of periodic announcements and precautionary reminders in strategic locations that could help prevent the transmission of the virus; and
 - iv. All public-transport vehicle and terminal operators are encouraged to take other measures necessary to reduce the risk of transmission in public transportation.

SECTION 8. DUTIES AND OBLIGATIONS OF PERSONS-IN-CHARGE.

Persons-in-charge shall:

- a. Prominently post and display "Maintain Physical Distance of 1 Meter" signage in most visible to the public in their premises, including public conveyances.
- b. Establish the number of individuals (including employees) to be allowed at any given time to enter their establishment in compliance with the physical distancing guidelines.
- c. Set guidelines in the workplace that will comply with the physical distancing guidelines.
- d. Not allow any person to enter their premises if said person manifests any of the symptoms of COVID-19, such as those with a body temperature of 38°C or higher, severe coughing or breathing difficulty.
- e. Implement the physical distancing guidelines within their jurisdiction of responsibility.

SECTION 9. Persons Liable-The following persons shall be liable under this Ordinance:

- a. Any person who will not comply on the one (1) meter distance set by this ordinance.

- b. Persons-in-charge who fails to fulfil the duties and obligations enumerated in Section 8 of this ordinance;

SECTION 10. Penalties- The following penalties shall be imposed on violators of this Ordinance:

- a. For Section 9 (a)

First and Subsequent Offenses - Five Hundred Pesos (P500.00)

- b. For Section 9 (b)

First Offense - Five Hundred Pesos (P500.00)
Second Offense - One Thousand Pesos (P1,000.00)
Third Offense - Temporary Closure or Stop Operation until the Effectivity of this ordinance

SECTION 11. BARANGAY PARTICIPATION. All Barangays within the territorial jurisdiction of the Municipality of Lingayen shall align its plans and programs with the objectives of this Ordinance.

SECTION 12. PRIVATE SECTOR PARTICIPATION. Private sectors such as private individuals, owners of private properties, businesses, house of religious worship, subdivisions, homeowners and community associations and other private entities are hereby enjoined to implement its own regular preventive measures against the threat of the COVID-19 in compliance with this Ordinance.

SECTION 13. COORDINATION WITH NATIONAL AGENCIES. The Municipality of Lingayen shall work closely and seek proper guidance with the Department of Health (DOH), Philippine National Police (PNP), Department of the Interior and Local Government (DILG), other national agencies and other local government units to ensure that all its efforts to address this public health emergency are in harmony with the directives of the National Government.

SECTION 14. REPEALING CLAUSE. All ordinances contrary to or inconsistent with this Ordinance are hereby repealed or modified accordingly.

SECTION 15. SEPARABILITY CLAUSE. If any part or provision of this Ordinance is declared unconstitutional or invalid, the same shall not affect the validity and effectivity of the other parts or provisions hereof.

SECTION 16. EFFECTIVITY CLAUSE. This Ordinance shall take effect immediately after posting in at least (2) conspicuous place in the Municipality of Lingayen for the information and compliance of the public. The said ordinance shall continue until the threat of COVID-19 is still persisting as assessed by the Local Government of Lingayen thru the recommendation of the Municipal Health Office and subject to the issuance and/or guidelines of the proper government authority.

UNANIMOUSLY ENACTED. MAY 15, 2020.

ATTESTED:


GINA A. FLORES
MC-Secretary to the Sanggunian

CERTIFIED CORRECT:


JUDY DL. 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
LINGAYEN, PANGLOSSINAN
MAY 19 2020
BY: NATASHA
TIME: 2:30 pm



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

OFFICE OF THE SANGGUNANG 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. 504-2020

DECLARING ORDINANCE NO. 84, S-2020 OF THE SANGGUNANG BAYAN OF LINGAYEN, PANGASINAN, ENTITLED "AN ORDINANCE ON MANDATORY PRACTICE OF PHYSICAL DISTANCING BY ALL PERSONS WHO ARE IN THE JURISDICTION OF THE MUNICIPALITY OF LINGAYEN, PANGASINAN FOR THE MANAGEMENT AND CONTROL OF THE CORONAVIRUS DISEASE (COVID-19)" AS WITHIN THE CONFERRED POWERS OF THE SANGGUNANG BAYAN TO ENACT

WHEREAS, the Sangguniang Bayan of Lingayen, Pangasinan submitted its Ordinance No. 84, 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 Section 447 (a) (1) (viii) of RA 7160;

WHEREAS, the Office of the President, following the Joint Resolution of IATF-EID Nos. 11 and 12, both Series of 2020, issued implementing guidelines on stringent social distancing measures and further guidelines for the management of the COVID-19 situation;

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;



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Resolution No. 504-2020


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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 –

RESOLVED, by the Sangguniang Panlalawigan in session assembled, to declare Ordinance No. 84, S-2020 of the Sangguniang Bayan of **Lingayen**, Pangasinan, entitled “An Ordinance on mandatory practice of physical distancing by all persons who are in the jurisdiction of the Municipality of Lingayen, Pangasinan for the management and control of the Coronavirus Disease (COVID-19)” 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)