ORDINANCE NO. 2020-083

AN ORDINANCE REQUIRING THE MANDATORY USE OF FACE MASKS AND STRINGENT PRACTICE OF PHYSICAL DISTANCING BY ALL PERSONS WHO ARE FOUND IN THE CITY OF MUNTINLUPA DURING THE ENHANCED COMMUNITY QUARANTINE AND ANY EXTENSION THEREOF.

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Sponsored by:  
Hon. Coun. Atty. Raul R. Corro  
Hon. Coun. Alexson V. Diaz 
Hon. Coun. Paty Katy C. Boncayao 
Hon. Coun. Louisito A. Arciaga 
Hon. Coun. Allan Rey A. Camilon 
Hon. Coun. Ting Niefes  
Hon. Coun. Stephanie G. Teves  
Hon. Coun. Iveye Rhia A. Tadefa  
Hon. Coun. Engr. Marissa C. Rongavilla  
Hon. Coun. Francis Ian T. Bagatsing  
Hon. Coun. Mark Lester M. Baes  
Hon. Coun. Engr. Arlene D. Hilapo 
Hon. Coun. Cornielio M. Martinez  
Hon. Coun. Walter A. Arcilla  

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WHEREAS, there is a Presidential Proclamation No. 922 series of 2020 issued by President Rodrigo Roa Duterte declaring a State of Public Health Emergency throughout the Philippines due to COVID-19 which enjoins all government agencies and Local Government Units to render full assistance and cooperation in this time of national health crisis;

WHEREAS, Council Resolution No. 2020-253 declares that the City of Muntinlupa is in a State of Calamity and pursuant to Section 458 (a)(1)(iv) of the Local Government Code of 1991, "the City Council can adopt measures to protect the inhabitants of the city from the harmful effects of man-made or natural disasters and calamities, and to provide relief services and assistance for victims during and in the aftermath of said disasters or calamities and their return to productive livelihood following said events";

WHEREAS, the entire City of Muntinlupa has been placed under Enhanced Community Quarantine until April 14, 2020;
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WHEREAS, under Section 5.1.1 of DILG Memorandum Circular No. 2020-062 entitled as "Suppletory LGU Guidelines on the Implementation of Enhanced Community Quarantine in Luzon, and State of Public Health Emergency in Other Parts of the Country due to the COVID-19 Threat, "all LGUs are charged with the promotion of health and safety within their jurisdiction. As such, they are to take the lead in the prevention and control of the spread of COVID-19 at the local level;

WHEREAS, in order to overcome the present threat of COVID-19, the City Government of Muntinlupa must require simultaneous efforts on different fronts, including all the persons who are living or working in Muntinlupa City, to cooperate together and work harmoniously with a common goal of defeating the COVID-19 threat;

WHEREAS, all persons are hereby enjoined to work together, among others, to protect and support our health workers and front liners, ensure that the enhanced community quarantine is strictly implemented and direct everyone to be part of the solution in reducing the local or community transmission of COVID-19;

WHEREAS, in fighting this invisible enemy, the mandatory use of face masks can significantly reduce the possibility of local or community transmission and can effectively reduce the contagion in the communities especially by persons who are asymptomatic but may already be carriers of COVID-19;

WHEREAS, another health advisory of the Department of Health requires persons to strictly observe stringent physical distancing to ensure that the virus is not passed on to other persons through the release of respiratory droplets and other contact from an infected person;

WHEREAS, by mandating the use of face masks and strict physical distancing that result to reduced COVID-19 infections, the people of the City of Muntinlupa are keeping the health workers and hospitals from becoming overwhelmed with COVID-19 patients;

NOW THEREFORE, BE IT ORDAINED, AS IT IS HEREBY ORDAINED, by the 9th Sangguniang Panlungsod of Muntinlupa in session assembled that:

SECTION 1. Title. This Ordinance shall be known as the Mandatory Face Mask and Physical Distancing Ordinance.

SECTION 2. Coverage. All persons who are found within the territorial jurisdiction of Muntinlupa City are covered by this Ordinance.
SECTION 3. Mandatory Use of Face Masks. Every person is required to wear face masks at all times, especially when going outside of their residence, at the workplace, when entering government buildings and offices and while in public places. This requirement shall be followed while there is a continuing local or community transmission within the City of Muntinlupa.

A face mask is a protective mask used to cover the nose, mouth and chin with specifications and proper use as recommended by the Department of Health (e.g. surgical masks, medical masks, N95 masks) or reusable or washable face masks ordinarily sold in commercial markets.

Due to scarcity of face masks, any cloth that can cover the nose, mouth and chin shall be considered as an equivalent face mask.

SECTION 4. Stringent Physical Distancing. All persons are mandated to exercise stringent physical distancing of at least one (1) meter from other persons during the Enhanced Community Quarantine or while the threat of COVID-19 is still persisting.

SECTION 5. Distribution of Face Masks. The City Government of Muntinlupa shall distribute face masks to residents through the assistance of the barangays and other relevant local government offices. The barangay officials shall ensure that each family shall have reusable face masks or disposable face masks to wear each time an authorized family member possessing a quarantine pass shall step outside of the residence to do essential activities or when going to work at exempted establishments.

In the absence of available reusable or disposable face masks, the use of an equivalent face mask shall be allowed.

SECTION 6. Compliance in Private Commercial Establishments. To effectively promote and encourage compliance to this Ordinance, all private commercial establishments operating in the City of Muntinlupa shall (i) conspicuously display at or near the entrance of the establishment a full copy of this Ordinance, and (ii) strictly prohibit entry of any person who is not wearing a face mask or an equivalent thereof in the establishment.

SECTION 7. Penalties. Any person who fails to wear a face mask or does not exercise stringent physical distancing shall be meted out the following penalties:

First (1st) Offense. The offender shall attend community service or awareness campaigns on COVID-19 for at least three (3) hours as conducted by the barangays and other local government offices.
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**Second (2nd) Offense and subsequent offenses.** The offender shall be monitored and strictly prohibited from leaving his or her residence during the remaining period of the enhanced community quarantine or any extension thereof, except for an emergency medical situation or when in imminent danger.

**SECTION 8. Budgeting.** The City Government of Muntinlupa shall obtain the necessary funds to implement this Ordinance from its annual budget.

**SECTION 9. Information and Educational Campaign.** The People's Coordinating and Monitoring Office, in coordination with Public Information Office and non-government organizations, shall disseminate information on the requirements of this Ordinance to the public immediately upon effectivity of this Ordinance.

**SECTION 10. Effectivity.** This Ordinance shall take effect immediately.

ENACTED, by the 9th Sangguniang Panlungsod of Muntinlupa this 30th day of March 2020, on its 38 Regular Session.
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CONCURRED:

DISTRICT 1:

COUN. ATTY. RAUL R. CORRO
Member

COUN. ALEXSON V. DIAZ
Member

COUN. PATTY KATY C. BONCAYAO
Member

COUN. LOUISITO A. ARCIAGA
Member

COUN. ALLAN REY A. CAMILON
Member

COUN. TING NIEFES
Member

COUN. STEPHANIE G. TEVES
Member

COUN. IVEE RHIA A. TADEEA
Member

DISTRICT 2:

COUN. ENGR. MARISSA C. RONGAVILLA
Member

COUN. FRANCIS IAN T. BAGATSING
Member

COUN. MARK LESTER M. BAES
Member

COUN. MA. DESIREE G. AREVALO
Member

COUN. ENGR. MANFREDO T. SEVILLA, JR.
Member

COUN. CORNELIO M. MARTINEZ
Member

COUN. ENGR. ARLENE D. HILAPO
Member

COUN. WALTER A. ARCILLA
President
Sectoral Representative
Association of Barangay Chairman

COUN. KENICHI D. TAKAGI, JR.
President
Sectoral Representative
Federation of Sangguniang Kabataan
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I HEREBY CERTIFY, as to the correctness of the foregoing Ordinance.

CECILIA C. LAZARTE
Secretary to the Sangguniang

ATTESTED:

ARTEMIO A. SIMUNDAC
City Vice-Mayor/Presiding Officer

APPROVED:

ATTY. JAIMERI FRESNEDI
City Mayor
Date: 01 APR 2020

Norie/9th SP