ORENANCE NO. 2020-104

AN ORDINANCE SUSPENDING THE IMPLEMENTATION OF ORDINANCE NO. 2020-069 ALSO KNOWN AS THE ANTI-HOARDING AND ANTI-PANIC BUYING ORDINANCE DURING THE IMPOSITION OF GENERAL COMMUNITY QUARANTINE (GCQ) AND MODIFIED GENERAL COMMUNITY QUARANTINE (MGCO) IN MUNTINLUPA CITY

Sponsored by:  
Hon. Coun. Atty. Raul R. Corro  
Hon. Coun. Alexson V. Diaz  
Hon. Coun. Louisito A. Arciaga  
Hon. Coun. Allan Rey A. Camilon  
Hon. Coun. Ting Nieves  
Hon. Coun. Stephanie G. Teves  
Hon. Coun. Ivey Rhia A. Tadefa  
Hon. Coun. Engr. Marissa C. Rongavilla  
Hon. Coun. Francis Ian T. Bagatizing  
Hon. Coun. Mark Lester M. Baes  
Hon. Coun. Engr. Arlene D. Hilapo  
Hon. Coun. Cornelio M. Martinez  
Hon. Coun. Walter A. Arcilla  

WHEREAS, Section 20, Article II of the 1987 Philippine Constitution (Constitution) provides that, "The State recognizes the indispensable role of the private sector, encourages private enterprise, and provides incentives to needed investments."

WHEREAS, Section 6, Article XII of the Constitution states that, "The use of property bears a social function, and all economic agents shall contribute to the common good. Individuals and private groups, including corporations, cooperatives, and similar collective organizations, shall have the right to own, establish, and operate economic enterprises, subject to the duty of the State to promote distributive justice and to intervene when the common good so demands."

WHEREAS, Section 2 of the Republic Act No. 7581, otherwise known as the Consumer Act, declares that, "it is the policy of the State to ensure availability of basic necessities and prime commodities at reasonable prices at all time without denying legitimate businesses a fair return of their investment."

WHEREAS, in March 2020, President Rodrigo Roa Duterte issued Proclamation Nos. 922 and 929, declaring a State of Public Health Emergency and State of Calamity, respectively, throughout the Philippines to contain the spread of Coronavirus Disease 2019 (COVID-19) in the Philippines,
Whereas, on 16 March 2020, consistent with the Presidential Proclamations, the Sangguniang Panlungsod enacted Ordinance No. 2020-069 otherwise known as the “Anti-Hoarding and Anti-Panic Buying Ordinance of City of Muntinlupa;”

Whereas, on 19 March 2020, the Department of Trade and Industry (DTI) issued Memorandum Circular (MC) No. 20-07 or the Anti-Hoarding and Anti-Panic Buying Guidelines to prevent the unreasonable increase in the prices of all basic commodities and strictly ensure the availability of all products intended for the protection of health. On 31 March 2020, DTI MC No. 20-10 took effect to provide supplemental measures on the Anti-Hoarding and Anti-Panic Buying directive earlier issued;

Whereas, on 22 May 2020, the Inter-Agency Task Force for the Management of Emerging Infectious Diseases (IATF) issued an amended Omnibus Guidelines on the Implementation of Community Quarantine in the Philippines (Omnibus Guidelines) easing certain restrictions during the General Community Quarantine (GCQ) and Modified General Community Quarantine (MGCQ), including the transportation protocols and operations of certain industries, which allows the generation and production of supplies to meet the demands of the consumers;

Whereas, on 29 May 2020, IATF Resolution No. 41, s. 2020 classified all HUCs of the National Capital Region (NCR) including Muntinlupa City and the Municipality of Pateros and Cebu City, through classified as high risk areas were placed under General Community Quarantine (GCQ) until 15 June 2020;

Whereas, Section 16 of the R.A. No. 7160 or the Local Government Code of 1991 (LGC) provides that, “every local government unit (LGU) shall exercise powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare;

Now therefore, be it enacted, by the 9th Sangguniang Panlungsod in session assembled that the implementation of City Ordinance No. 2020-069 otherwise known as the “Anti-Hoarding and Anti-Panic Buying Ordinance of City of Muntinlupa” shall be suspended during the imposition of the General Community Quarantine (GCQ) and Modified General Community Quarantine (MGCQ) in Muntinlupa City, as may be determined by the IATF or any other implementing authority.

Further, this Ordinance shall take effect immediately upon its approval and during the GCQ and MGCQ in Muntinlupa City, unless earlier lifted by the IATF or any other implementing authority, or through a subsequent City Ordinance on the matter.

Enacted, by the 9th Sangguniang Panlungsod of Muntinlupa this 8th day of June 2020, on its 48th Regular Session.
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CONCURRED:

DISTRICT 1:

COUN. ATTY. RAUL R. CORRO
Member

COUN. ALEXSON V. DIAZ
Member

(CABSENT)
COUN. PATY KATY C. BONCAYAO
Member

COUN. LOUISITO A. ARCIAGA
Member

COUN. ALLAN REY A. CAMILON
Member

COUN. TING MEFES
Member

COUN. STEPHANIE G. TEVES
Member

COUN. IVEE RHIA A. TADEFA
Member

DISTRICT 2:

COUN. ENGR. MARISSA C. RONGAVILLA
Member

COUN. FRANCIS IAN T. BAGATSING
Member

COUN. MARK Lester M. Baes
Member

COUN. MA. DHERSIREE G. AREVALO
Member

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

COUN. ENGR. ARLENE D. HILAPo
Member

COUN. CORNELIO M. MARTINEZ
Member
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COUN. WALTER A. ARCILLA
President
Sectoral Representative
Association of Barangay Chairman

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. JAIME R. FRENSINI
City Mayor

Date: 19 JUN 2020

Norie/9th SP