ORDINANCE NO. 2020-144

AN ORDINANCE IMPOSING CURFEW FROM 12:00 MIDNIGHT TO 4:00AM UNTIL 30 NOVEMBER 2020 AND 12:00 MIDNIGHT TO 3:00AM BEGINNING 01 DECEMBER 2020 DURING THE COMMUNITY QUARANTINE IN MUNTINLUPA CITY

Sponsored by:

Hon. Coun. Francis Ian T. Bagatsing
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 Nieves
Hon. Coun. Ivey Rhia A. Tadefa
Hon. Coun. Mark Lester M. Baes
Hon. Coun. Engr. Arlene D. Hilapo
Hon. Coun. Cornelio M. Martinez

WHEREAS, under Section 15, Article II of the Philippines Constitution, it is the State’s policy to protect and promote the right to health of the people;

WHEREAS, Section 16 of the Local Government Code of 1991 (LGC) further provides that, “every local government unit (LGU) shall exercise powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental to its efficient and effective governance, and those which are essential to the promotion of general welfare”;

WHEREAS, Section 17(a) (4), Article V of R.A. No. 7926, otherwise known as the “Charter of the City of Muntinlupa”, provides that, “the SangguniangPanlungsod shall approve ordinances and pass resolutions necessary for an efficient and effective city government, and in this connection shall 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 in their return to productive livelihood following said events”;

WHEREAS, on 16 March 2020, the Office of the President through a Memorandum of the Executive Secretary and pursuant to the declaration of State of Public Health Emergency and State of Calamity, placed the entire Luzon under Enhance Community Quarantine (ECQ) beginning 17 March 2020, which imposed strict safeguard measures including the observation of stringent social distancing;
WHEREAS, on 16 September 2020, the Congress through the "Bayanihan to Heal as One Act" (R.A. No. 11469) declared a State of National Emergency over the entire country to respond efficiently to the crisis brought by the pandemic.

WHEREAS, on 23 September 2020, the Inter-Agency Task Force for the Management of Emerging Infectious Diseases (IATF) issued Resolution No. 75-A, series of 2020, placing the National Capital Region, including Muntinlupa City, under General Community Quarantine until 31 October 2020, without prejudice to any extensions thereof.

WHEREAS, on 24 March 2020, the Congress through the "Bayanihan to Heal as One Act" (R.A. No. 11469) declared a State of Calamity for the entire country.

NOW THEREFORE, BE IT ENACTED, that:

SECTION 1. Short Title. This Ordinance shall be known as the "Ordinance Imposing Curfew of 12 Midnight to 4:00AM until 30 November 2020 and 12 Midnight to 3:00AM beginning 01 December 2020 during the Community Quarantine in Muntinlupa City.,"

SECTION 2. Coverage. This Ordinance shall be in effect for the duration of the Community Quarantine or any extension thereof, as may be determined by the IATF and/or other implementing authorities, and shall cover all persons within the territorial jurisdiction of Muntinlupa City.

SECTION 3. Curfew Period. The City of Muntinlupa shall impose the following curfew period during the imposition of community quarantine or any extension thereof:

<table>
<thead>
<tr>
<th>From Approval of this Ordinance to 30 November 2020</th>
<th>01 December 2020 to 12 Midnight (Midnight) to 3:00AM (Morning)</th>
</tr>
</thead>
<tbody>
<tr>
<td>12:00AM (Midnight) to 4:00AM (Morning)</td>
<td>12 Midnight (Midnight) to 3:00AM (Morning)</td>
</tr>
</tbody>
</table>

No person shall be allowed to go out of his/her respective residence during the curfew period, except for certain circumstances allowed under the national and local issuances.

From approval of this Ordinance to 30 November 2020, 12:00AM (Midnight) to 4:00AM (Morning)

The City of Muntinlupa shall impose the following curfew period during the imposition of community quarantine or any extension thereof:

SECTION 4. Issuance of Permits. The Sangguniang Panlungsod in session assembled that:

No person shall be allowed to go out of his/her respective residence during the curfew period, except for certain circumstances allowed under the national and local issuances.

From approval of this Ordinance to 30 November 2020, 12:00AM (Midnight) to 4:00AM (Morning)

The City of Muntinlupa shall impose the following curfew period during the imposition of community quarantine or any extension thereof:

SECTION 5. Issuance of Permits. The Sangguniang Panlungsod in session assembled that:

No person shall be allowed to go out of his/her respective residence during the curfew period, except for certain circumstances allowed under the national and local issuances.

From approval of this Ordinance to 30 November 2020, 12:00AM (Midnight) to 4:00AM (Morning)

The City of Muntinlupa shall impose the following curfew period during the imposition of community quarantine or any extension thereof:

SECTION 6. Issuance of Permits. The Sangguniang Panlungsod in session assembled that:

No person shall be allowed to go out of his/her respective residence during the curfew period, except for certain circumstances allowed under the national and local issuances.

From approval of this Ordinance to 30 November 2020, 12:00AM (Midnight) to 4:00AM (Morning)

The City of Muntinlupa shall impose the following curfew period during the imposition of community quarantine or any extension thereof:

SECTION 7. Issuance of Permits. The Sangguniang Panlungsod in session assembled that:

No person shall be allowed to go out of his/her respective residence during the curfew period, except for certain circumstances allowed under the national and local issuances.

From approval of this Ordinance to 30 November 2020, 12:00AM (Midnight) to 4:00AM (Morning)

The City of Muntinlupa shall impose the following curfew period during the imposition of community quarantine or any extension thereof:

SECTION 8. Issuance of Permits. The Sangguniang Panlungsod in session assembled that:

No person shall be allowed to go out of his/her respective residence during the curfew period, except for certain circumstances allowed under the national and local issuances.

From approval of this Ordinance to 30 November 2020, 12:00AM (Midnight) to 4:00AM (Morning)
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SECTION 4. Exempt Entities. This Ordinance shall not apply to Authorized Persons Outside their Residence (APOR) and other exempt individuals, as may be determined by the Philippine National Police, Joint Task Force COVID Shield and/or other implementing authorities.

SECTION 5. Implementation and Enforcement. This Ordinance shall be implemented by the Philippine National Police (PNP)-Muntinlupa, Public Order and Security Office (POSO), City Security Office (CSO), Muntinlupa Traffic Management Bureau (MTMB), Barangay Chairpersons and their personnel, and other individuals deputized by the Local Chief Executive.

SECTION 6. Penalty. Any person who violates this Ordinance, upon notice, shall be penalized with the following:

<table>
<thead>
<tr>
<th>Offense</th>
<th>Penalty</th>
</tr>
</thead>
<tbody>
<tr>
<td>First Offense</td>
<td>Fine amounting to Three Hundred Pesos (PhP300.00)</td>
</tr>
<tr>
<td>Second Offense</td>
<td>Fine amounting to Five Hundred Pesos (PhP500.00)</td>
</tr>
<tr>
<td>Third and Subsequent Offenses</td>
<td>Fine amounting to One Thousand Pesos (PhP1,000.00)</td>
</tr>
</tbody>
</table>

For violators who are minors, the following penalties shall be imposed and the fine shall be charged against their parent/s or guardian/s, as applicable:

<table>
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</tr>
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<tbody>
<tr>
<td>First Offense</td>
<td>Stern warning</td>
</tr>
<tr>
<td>Second Offense</td>
<td>Withdrawal of scholarship grants from the local government. For non-grantee, a fine amounting to Three Hundred Pesos (PhP300.00)</td>
</tr>
<tr>
<td>Third and Subsequent Offenses</td>
<td>Fine amounting to Five Hundred Pesos (PhP500.00)</td>
</tr>
</tbody>
</table>

Provided, That the foregoing penalties shall be imposed without prejudice to the charges under the Mandatory Reporting of Notifiable Diseases and Health Events of Public Health Concern Act (R.A. 11332), Bayanihan to Heal as One Act (R.A. No. 11469), Bayanihan to Recover as One Act (R.A. No. 11494), and other liabilities under the Revised Penal Code or any special law arising out of the prohibited act herein.

SECTION 7. Imposition of Penalties. Any person apprehended for violation of a City Ordinance, who does not wish to contest the violation and is willing to pay voluntarily the fine imposed upon him/her, prior to the filing of a formal complaint with the Office of the City Prosecutor, shall be allowed to pay the said fine within five (5) working days from the issuance of the City Ordinance Violation Receipt (COVR) with the City Treasurer to avoid being criminally prosecuted.
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SECTION 8. Separability Clause. If, for any reason or reasons, any part/s or provision/s of this Ordinance shall be held to be unconstitutional or invalid, other part/s or provision/s hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 9. Repealing Clause. All previous ordinances inconsistent with this Ordinance shall be deemed repealed or modified accordingly.

SECTION 10. Publication. This Ordinance shall be published pursuant to the requirements of the Local Government Code and shall be posted in the Official Website of the City Government of Muntinlupa. The Public Information Office (PIO) shall disseminate copies of this Ordinance in all available social media platforms.

SECTION 11. Effectivity Clause. This Ordinance shall be effective immediately upon its approval and during the community quarantine in Muntinlupa City, unless earlier lifted by the IATF, implementing authorities, or through a subsequent City Ordinance for that matter.

Let copies of this Ordinance be furnished to the Office of the Mayor, Office of the City Administrator, City Legal Office (CLO), Philippine National Police (PNP-Muntinlupa City), Public Order and Safety Office (POSO), City Security Office (CSO), Muntinlupa Traffic Management Bureau (MTMB), Public Information Office (PIO), Liga ng mga Barangay, and other concerned offices for their information, guidance and reference.

ENACTED, by the 9th Sangguniang Panlungsod of Muntinlupa this 26th day of October, 2020, on its 68th Regular Session.

CONCURRED:

COUN. ATTY. RAUL R. CORRO  
Member

COUN. PATY KATY C. BONCAYAO  
Member

COUN. ALLAN REY A. CAMILON  
Member

COUN. STEPHANIE G. TEVES  
Member

DISTRICT 1:

COUN. ALEXSON V. DIAZ  
Member

COUN. LOUISITO A. ARCIAGA  
Member

COUN. TING MIEFES  
Member

COUN. IVEE RHIA A. TADEFA  
Member
District 2:

Coun. Engr. Mariissa C. Rongavilla  
Member

Coun. Francis Ian T. Bagatsing  
Member

Coun. Mark-Lester M. Baes  
Member

Coun. Ma. Dhesiree G. Arevalo  
Member

Member

Coun. Engr. Arlene D. Hilapo  
Member

Coun. Cornelio M. Martinez  
Member

Coun. Walter A. Arcilla  
President  
Sectoral Representative  
Association of Barangay Chairman

Coun. Kenichid Takagi, Jr.  
President  
Sectoral Representative  
Federation of Sangguniang Kabataan

I hereby certify, as to the correctness of the foregoing Ordinance.

Cecilia C. Lazarte  
Secretary to the Sanggunian

Attested:

Artemio A. Simundac  
City Vice-Mayor/Presiding Officer

Approved:

Atty. Jaime R. Fresnedi  
City Mayor

Date: 26 Oct 2020