AN ORDINANCE ADOPTING THE MMDA RESOLUTION NO. 21-09, SERIES OF 2021, SETTING THE STANDARDIZATION AND UNIFIED CURFEW HOURS IN THE NATIONAL CAPITAL REGION FROM 10:00 PM TO 4:00 AM STARTING ON MAY 1, 2021 UNTIL SOONER LIFTED/MODIFIED BY THE NATIONAL AGENCIES

WHEREAS, Section 15, Article II of the Philippines Constitution, provides that, "it is the policy of the State to protect and promote the right to health of the people and instill health consciousness among them";

WHEREAS, the Metro-Manila Council (MMC) composed of 17 Local Chief Executives in Metro Manila, adopted Metro Manila Development Authority (MMDA) issued Resolution No. 21-09, s. 2021 setting the standardized and unified curfew hours from 10:00 pm to 4:00 am for the whole National Capital Region (NCR), starting May 1, 2021;

WHEREAS, due to the continued spread and rise in cases of the corona virus disease (COVID-19) and its variants, the City of Muntinlupa supports the unified curfew declared within Metro Manila and hereby amends the existing curfew hours from 10:00 pm to 4:00 am to conform to the MMC’s Resolution;

NOW THEREFORE, BE IT ENACTED, by the 9th Sangguniang Panlungsod of Muntinlupa, in Session assembled that:

SECTION 1. Title – This Ordinance shall be known as “an ordinance adopting the MMDA Resolution No. 21-09, s. 2021 setting the standardized and unified curfew hours from 10:00 pm to 4:00 am for the whole National Capital Region (NCR), starting May 1, 2021”;

SECTION 2. Curfew Period – The new Unified Curfew Hours shall be from 10:00 PM to 4:00 AM and shall take effect on May 1, 2021 until sooner lifted/modified by the National Agencies;
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SECTION 3. Penalty. Any person who violates this Ordinance, upon notice, shall be penalized with the following:

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<tr>
<th>Offense</th>
<th>Penalty</th>
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<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>
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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>
<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 4. Exemption from the Coverage - The following are exempted from the implementation of this Ordinance:

1. Medical practitioners, nurses, ambulance drivers and other workers of Medical facilities while on their way to and from work;
2. Attendants of other persons dealing with an emergency medical situation
3. Persons who are obtaining emergency medical assistance for themselves or for other persons;
4. Drivers of delivery trucks while on their way to deliver essential goods/products;
5. Owners, vendors and other persons involved in the transport and delivery of essential goods;
6. Private employees such as call center agents while on their way to and from work;
7. Construction workers while on their way to and from work;
8. Media practitioners while performing their job;
9. Persons who are travelling to or from airport prior to or after a flight;
10. Drivers of private transportation used as shuttle services while on their way to and from work;
11. Members of Law Enforcement Agencies (LEAs), including the Armed Forces of the Philippines, the Philippine Coast Guard, Bureau of Fire Protection, and other emergency responders;
12. Security Guards;
13. Employees of open fast foods (take-out only)
14. Local Fishermen
15. Kabalikat sa Kalinisan Workers
16. Public Transportation Drivers
17. 24-hours convenience stores
18. Dine-in restaurants, cafes and similar establishments whether operating for 24-hours or regular time shall be limited to delivery, take out, and any outdoor or al fresco dining shall be allowed provided that additional engineering and administrative controls are put in place such as but not limited to, placing of acrylic or similar dividers, limiting to two persons per table with appropriate seating arrangement.

SECTION 4. Separability Clause. If, for any reason or reasons, any part or provision of this Ordinance shall be held to be unconstitutional or invalid, other parts or provisions of Ordinance No. 2020-233 hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 5. Repealing Clause. All previous ordinances inconsistent with this Ordinance shall be deemed repealed or modified accordingly.

SECTION 6. Publication. This Ordinance shall be published pursuant to the requirements of the Local Government Code and shall be posted by the Public Information Office (PIO) in the Official Website of the City Government of Muntinlupa and in all available social media platforms, including posting in conspicuous places in Barangay Halls, Health Centers, Public Markets and other public places.

SECTION 7. Effectivity Clause. This Ordinance shall be effective immediately upon its approval.

ENACTED, by the 9th Sangguniang Panlungsod of Muntinlupa this 3rd day of May 2021, on its 95th Regular Session.

CONCURRED:

COUN. ATTY. RAUL R. CORRO
Member

DISTRICT 1:

COUN. ALEXSON V. DIAZ
Member
Ordinance No. 2021-233

COUN. PATY KATY C. BONCAYAO
Member

COUN. ALLAN REY A. CAMILON
Member

(ABSENT)
COUN. STEPHANIE G. TEVES
Member

COUN. LOUISITO A. ARCIAGA
Member

COUN. TING NIEFES
Member

COUN. IVEE RHIA A. TADEFA
Member

DISTRICT 2:

COUN. ENGR. MARISSA C. RONGAVILLA
Member

COUN. FRANCIS IAN T. BAGATSING
Member

(ABSENT)
COUN. MA. DHERIS G. AREVALO
Member

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

COUN. ENGR. ARLENE D. HILAPO
Member

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

(ABSENT)
COUN. CORNELIO M. MARTINEZ
Member

COUN. KENICHI D. TAKAGI, JR.
President
Sectoral Representative
Federation of Sangguniang Kabataan

I HEREBY CERTIFY, as to the correctness of the foregoing Ordinance.

CECILIA C. TAZARTE
Secretary to the Sanggunian
ORDINANCE NO. 2021-233

ATTESTED:

ARTEMIO A. SIMUNDAC
City Vice-Mayor/Presiding Officer

APPROVED:

ATTY. JAIME R. FRESNEDIL
City Mayor

Date: 5 MAY 2021

None/9th SP