



Republic of the Philippines
 Province of Cavite
CITY OF BACOOR
Office of the Sangguniang Panlungsod

[Signature]
 EDWIN G. GAWARAN
 Councilor

[Signature]
 AVELINO B. SOLIS
 Councilor

[Signature]
 REYNALDO M. FABIAN
 Councilor

[Signature]
 ATTY. VENUS D. DE CASTRO
 Councilor

[Signature]
 JANAIRO C. SAN MIGUEL
 Councilor

[Signature]
 REYNALDO D. PALABRICA
 Councilor

[Signature]
 JAIME A. SAPANGHILA
 Councilor

[Signature]
 BAYANI M. DE LEON
 Councilor

[Signature]
 CATHERINE S. EVARISTO
 Councilor / ABC President

PRESENT:

HON. EDWIN G. GAWARAN ----- Acting City Vice Mayor / Acting Presiding Officer
HON. AVELINO B. SOLIS ----- Councilor
HON. REYNALDO M. FABIAN ----- Councilor
HON. VENUS D. DE CASTRO ----- Councilor
HON. JANAIRO C. SAN MIGUEL ----- Councilor
HON. REYNALDO D. PALABRICA ----- Councilor
HON. JAIME A. SAPANGHILA ----- Councilor
HON. BAYANI M. DE LEON ----- Councilor
HON. CATHERINE S. EVARISTO ----- Councilor (ABC-Pres.)

ABSENT:

HON. MA. ELIZA H. BAUTISTA ----- Councilor (SKF-Pres.)

CITY ORDINANCE NO. 2013-1
Series of 2013

AN ORDINANCE PROMOTING CHILD NUTRITION AND BREASTFEEDING IN THE CITY OF BACOOR.

Sponsored by: **Hon. Reynaldo M. Fabian and Hon. Catherine Sarino-Evaristo**

WHEREAS, adequate and proper nutrition is an important and universally recognized component of each child's right to the enjoyment of the highest attainable standard of health.

WHEREAS, breastfeeding is the most elemental form of parental care and is an important and basic act of nurturing which must be encouraged by the State in the interest of maternal and child health.

WHEREAS, a panel of global experts convened by the World Health Organization (WHO) have identified breastfeeding as the most cost effective measure to prevent infant and young child deaths.

WHEREAS, the WHO and the United Nations Children's Fund (UNICEF) have made breastfeeding a priority issue and are strongly encouraging employers globally to facilitate the continuation of breastfeeding when nursing women return to work.

Absent
 MA. ELIZA H. BAUTISTA
 Councilor - SKF President

Attested by:
[Signature]
 ATTY. KHALID A. ATEGA, JR.
 Secretary to the Sanggunian

Certified by:
[Signature]
 vs
EDWIN G. GAWARAN
 Acting City Vice Mayor

Approved by:
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ROSETTE M. FERNANDO
 Acting City Mayor



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NOW, THEREFORE, it is hereby **ORDAINED** by the Sangguniang Panlungsod of Bacoor that;

SECTION 1. Short Title. This Ordinance shall also be known as the **"Breastfeeding and Child Nutrition Code of Bacoor"**.

SECTION 2. Implementing Department. The City Health Office of Bacoor shall be the lead agency in promoting and implementing the objectives of this ordinance. All other departments and units of the city government holding programs with similar or overlapping goals as the ones mentioned herein shall coordinate their activities with the City Health Office.

SECTION 3. Duty of City Health Workers to Implement Ordinance and Other Laws. It shall be the duty of City Health Office personnel engaged in primary health care work to implement the various provisions of this ordinance of other pertinent laws related to child nutrition, maternal health care, and breastfeeding. To this end, all health workers under the employ of the City Government shall, in addition to their regular responsibilities, shall also have the duty to the following:

- (a) Encourage and promote breastfeeding and make themselves familiar with objectives and consistent information on maternal and infant nutrition, and with their responsibilities under this Code;
- (b) Ensure that all information provided by the manufacturers of infant formulas and breastmilk substitutes to health professionals shall be restricted to scientific and factual matters and such information shall not imply or create a belief that bottle feeding is equivalent or superior to breastfeeding;
- (c) No financial or material inducements to promote products within the scope of this Code shall be offered by manufacturers or distributors to health workers or members of their families, nor shall the health workers or members of their families accept these. Provided that health workers may accept the assistance of manufacturers and distributors of infant formulas and breastmilk substitutes in the research, scholarships and continuing education, of health professionals, in accordance with the rules and regulations promulgated by The Department of Health; and
- (d) Samples of infant formulas or other products within the scope of this Code, or of equipment or utensils for their preparation or use, shall not be provided to health workers except when necessary for the purpose of professional evaluation or research in accordance with the rules and regulations promulgated by the Department

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 Councilor / CBC President

Absent
 MA. ELIZA H. BAUTISTA
 Councilor - SX President

Attested by:

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 Secretary to the Sanggunian

Certified by:

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 Acting City Vice Mayor

Approved by:

 ROSETTE M. FERNANDO
 Acting City Mayor



of Health. No health workers shall give samples of infant formulas to pregnant women and to mothers of infants or to members of their families.

SECTION 4. Budget Appropriations. The City Government, through the recommendation of the City Health Office of Bacoor, appropriate funds in its annual budget to finance programs that will support the promotion of breastfeeding as indicated in its Annual Health Programs.

SECTION 5. Barangay Community Support Groups. Each barangay of the City of Bacoor, with the support of the City Health Office, are hereby encouraged to establish community support groups composed of willing constituents of the said barangays that will provide assistance to pregnant and breastfeeding mothers whenever complementary feeding problems and challenges arise.

The Barangay Community Support Groups shall also have the following functions:

1. Link and partner with health center staff personnel to be assigned by the City Health Officer;
2. Monitor, support and encourage appropriate infant feeding from pregnancy onwards of the members of the support group; and
3. Contribute/ participate in the monitoring and reporting of violations of Executive Order No. 51 also known as the "Milk Code".

SECTION 6. Ban Against Infant Formula Promotion. The City Government and all of its barangays shall ensure that no publicly owned building or facility including any of its health centers, barangay health stations or health offices shall be used for the purpose of promoting infant formulas or other breastmilk substitutes, supplements and other related products.

SECTION 7. Monitoring Mechanisms. The City Government of Bacoor and all its Barangays shall setup mechanisms to ensure that manufacturers, distributors and other various local government departments/units are complying with the provisions of Executive Order 51 (Milk Code) and of Republic Act 7600 (Rooming-in-Act). To this end, the City Mayor shall create a Breastfeeding Monitoring Committee to composed of the following:

- | | |
|--|--------------------|
| a. City Health Officer | - Chairperson |
| b. City Social Welfare and Development Officer | - Vice Chairperson |
| c. Representative of an accredited women's NGO | - Member |

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CATHERINE S. EVARISTO
Councilor / JRC President

Absent
MA. ELIZA H. BAUTISTA
Councilor - SK President

Attested by:

ATTY. KHALID A. ATEGA, JR.
Secretary to the Sanggunian

Certified by:

EDWIN G. GAWARAN
Acting City Vice Mayor

Approved by:

ROSETTE M. FERNANDO
Acting City Mayor



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The Breastfeeding Monitoring Committee shall meet once every quarter and shall submit recommendations and reports to the City Mayor regarding the implementation of this Code.

SECTION 8. Mandatory Breastfeeding Initiative. The City Government and all its Barangays shall ensure that all of its health workers and birth attendants will do the following:

1. Help the mother prepare for, and initiate, exclusive breastfeeding within the first hour after birth;
2. Support exclusive breastfeeding of all infants from zero to six (0-6) months;
3. Support continued breastfeeding of all children up to two (2) years and beyond, add appropriate solid and semi-solid foods from six (6) months.

SECTION 9. Compulsory Breastfeeding Education. It is hereby made compulsory for all health workers and health professionals in all health centers, maternity clinics, and hospitals operating within the City of Bacoor to educate mothers on the advantages of breastfeed their infants from zero to six months and discourage the use of infant formula and breastfeeding substitutes. To ensure compliance with this provision, the Breastfeeding Monitoring Committee shall formulate a Compliance Form in consultation with private hospital owners, which would be signed by mothers who just gave birth after they have been indoctrinated on the advantages of the breastfeeding and the disadvantages of bottle-feeding. The said Compliance Form, once approved by the City Mayor, shall be printed at the expense of the City Government and shall be distributed to all health centers, maternity clinics, and hospitals covered by this Code.

SECTION 10. Grassroots Participation. The City Government and all its Barangays shall encourage and invite religious leaders and groups, non-government organizations, and other groups promote and advocate breastfeeding and eventually issue statements or letters for their followers in this regard.

SECTION 11. Private-Public Partnership. The City Governments and all its Barangays shall enter into a partnership with the private sector, without conflict of interest and in strict compliance with the law, in the formulation and financing of local media campaigns in support of breastfeeding.

SECTION 12. Mandatory Breastfeeding Rooms. All government and privately owned offices, buildings and establishments shall construct a breastfeeding room within its premises. The said breastfeeding rooms shall be well-lighted, well-ventilated, and shall be kept clean at all times. Its doors and windows shall have curtains or shall

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be tinted in order to ensure the privacy of the women who will use them while breastfeeding. Sufficient chairs and other seating arrangements shall provided therein for the exclusive use of breastfeeding mothers. Moreover, the breastfeeding rooms shall not be placed inside restrooms or similar places were germs abound. Lastly, the said breastfeeding rooms may be used free of charge by any of the employees, customers, clients, or visitors of the said offices, buildings or establishments.

The breastfeeding rooms shall be adequately provided with the necessary equipment and facilities such as lavatories for hand washing, refrigerators for storing breastmilk; electrical outlets for breast pumps, diaper changing stations, and other similar items, the standards of which shall be defined by the Department of Health.

Strict measures shall be taken by the managers, owners, or supervisors of all offices, buildings, or establishments covered by this Code to prevent any direct or indirect form of promotion, marketing and/or sales of infant formula and/or breast milk substitutes within the breastfeeding rooms, or in any event or circumstances which may be conducive to the same.

Apart from the said minimum requirements, all health and non-health facilities, establishments or institutions covered by this Code may provide other suitable facilities or services within the breastfeeding room, all of which, upon due substantiation, shall be considered eligible for purposes of Section 14 of Republic Act No. 10028, otherwise known as the "Expanded Breastfeeding Promotion Act of 2009".

SECTION 13. Breastfeeding Friendly Work Environment.

All offices, buildings or establishments operating within the City of Bacoor, whether government or privately-owned, shall establish a supportive working environment for pregnant and breastfeeding mothers to help them continue breastfeeding even when they return to work. In view thereof, all breastfeeding mothers shall be allowed by the said offices, buildings or establishments to breastfeed their children, or to express breastmilk, within the breastfeeding rooms mentioned in Section 13 hereof for at least forty (40) minutes for every eight-hour (8) working period. The said breastfeeding sessions shall be in addition to the regular time-off of the said employees. These intervals, which shall include the time it takes an employee to get to and from the workplace lactation station, shall be counted as compensable hours worked.

SECTION 14. Penalties.

Persons, whether natural or juridical, who shall violate this Code shall be imposed with the necessary fines and penalties imposed in Executive Order No. 51, otherwise known as "National Code Of Marketing Of Breastmilk Substitutes, Breastmilk

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 Councilor / PBC President

CATHERINE S. EVARISTO

Absent

MA. ELIZA H. BAUTISTA

Councilor - SK President

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 ATTY. KHALID A. ATEGA, JR.
 Secretary to the Sanggunian

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Supplements And Other Related Products", its Implementing Rules and Regulations, and Republic Act No. 10028, otherwise known as the "Expanded Breastfeeding Promotion Act of 2009". In addition, any privately owned non-health facility, establishment, or institution which unjustifiably refuses or fails to comply with Sections 13 and 14 of this Ordinance shall be punished with the cancellation or revocation of its business permits, licenses to operate, and sanitary permits.

SECTION 15. Separability Clause. Should any section or provision of this Code be declared as unconstitutional or invalid, other provisions, which are not affected thereby, shall continue to be in full force and effect.

SECTION 16. Repealing Clause. Except as otherwise provide herein, all Executive Orders, Administrative Regulations, City Ordinances, City Resolutions, Barangay Ordinances, and Barangay Resolutions, which are inconsistent with and contradictory to any of the provisions of this ordinance are hereby repealed or modified accordingly.

SECTION 17. Effectivity. This Ordinance shall take effect immediately upon publication in a newspaper of general circulation.

ENACTED this 7th day of January 2013 by the Sangguniang Panlungsod at the City of Bacoor, Province of Cavite.

I hereby certify that the foregoing Ordinance was duly approved in accordance with law and that the foregoing is true and correct.

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 Councilor - IBC President

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 Councilor - SK President

Attested by:
 ATTY. KHALID A. ATEGA, JR.
 Secretary to the Sanggunian
Certified by:
 ROSETTE MIRANDA FERNANDO
 Municipal Vice Mayor/Presiding Officer
Approved by:
 STRIKE B. REVILLA
 Municipal Mayor

Certified by:

HON. EDWIN G. GAWARAN
 Acting City Vice Mayor/ Acting Presiding Officer

Attested by:

ATTY. KHALID A. ATEGA JR.
 Sangguniang Panlungsod Secretary

Approved by:

HON. ROSETTE M. FERNANDO
 Acting City Mayor