

DISTRICT I

HON. MIGUEL N. BAUTISTA  
City Councilor

HON. MICHAEL E. SOLIS  
City Councilor

HON. ROWENA BAUTISTA-MENDIOLA  
City Councilor

HON. ADRIELITO G. GAWARAN  
City Councilor

HON. VICTORIO L. GUERRERO, JR.  
City Councilor

HON. ALEJANDRO F. GUTIERREZ  
City Councilor

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City Councilor

HON. ROBERTO R. JAVIER  
City Councilor

HON. REYNALDO D. PALABRICA  
City Councilor - Liga ng Brgy. President

HON. MAC RAVEN ESPIRITU  
City Councilor - SK FEDERATION PRESIDENT

Attested by:

ATTY. KHALID A. ATEGA, JR.  
Sangguniang Panyungod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO  
City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO - REVILLA  
City Mayor

CITY ORDINANCE NO. CO 111-2020  
Series of 2020

AN ORDINANCE IMPOSING A LIQUOR BAN IN THE CITY OF BACCOOR, CAVITE AS A MEANS TO AVERT THE CONTINUED SPREAD OF COVID-19 AND PROVIDING PENALTIES FOR VIOLATIONS HEREOF.

Sponsored by:

Hon. Alde Joselito F. Pagulayan

Co-Sponsored by:

Hon. Roberto L. Advincula, Hon. Rowena Bautista-Mendiola, Hon. Miguel N. Bautista, Hon. Mac Raven Espiritu, Hon. Adrielito G. Gawaran, Hon. Victorio L. Guerrero, Jr., Hon. Alejandro F. Gutierrez, Hon. Hernando Gutierrez, Hon. Roberto R. Javier, Hon. Leandro De Leon, Hon. Gaudencio P. Nolasco, Hon. Reynaldo D. Palabrica and Hon. Michael Solis.

**WHEREAS**, a national emergency was declared by President Rodrigo Duterte due to the growing threat to public health and safety posed by the Coronavirus Disease 2019 (COVID-19).

**WHEREAS**, on 30 March 2020, the City of Bacoor only had sixteen (16) residents who tested positive with COVID 19 and 55 persons under investigation (PUIs). At that time, the City of Bacoor was under a liquor ban imposed by the Cavite provincial government.

**WHEREAS**, after the City of Bacoor was placed under general community quarantine, the liquor ban was lifted and people were allowed to again imbibe various alcoholic beverages. A noticeable spike in the number of people residing in the city who tested for COVID-19 ensued.

**WHEREAS**, as of 22 July 2020, the City of Bacoor has 285 active cases of COVID-19. Moreover, 502 people within the city has already been infected with the dreaded disease as of 22 July 2020.

**WHEREAS**, city health officials believe that one of the reasons for the increase in the number of active COVID-19 cases within the city is the lifting of the liquor ban which allowed city residents to again drink alcoholic beverages resulting in their inebriation and a diminishment of their self-control: a key factor in the fight against the COVID-19 pandemic. It was also noted by city health officials that drunk people tend to talk

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ATTY. WALIDA A. ATEGA, JR.  
Sangguniang Panlungsod Secretary

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HON. CATHERINE SARINO-EVARISTO  
City Vice Mayor / Presiding Officer

Approved by:  
HON. LANI MERCADO - REVILLA  
City Mayor

loudly and are unable to maintain social distancing among themselves thereby making them susceptible into becoming "super spreaders" of the disease which is why many countries still prohibit drinking in bars and other public places.

**WHEREAS**, Section 16 of Republic Act No. 7160 (the "Local Government Code of 1991") authorized local government units to "exercise the 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" and to "ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants".

**WHEREAS**, considering that there is as yet no known cure for COVID-19, the most effective means of preventing its spread are for the public to practice social distancing and prevent COVID-19 droplets emanating from the mouth or noses of infected individuals from getting airborne or from landing on various surfaces.

**WHEREAS**, the significant spike in the number of active cases for COVID-19 within the City of Bacoor, requires the re-implementation of the liquor ban so as to prevent the continued spread of the said disease among the public.

**NOW THEREFORE**, upon motion of Hon. Alde Joselito F. Pagulayan duly seconded by all the members of the city council, **BE IT ORDAINED** by the Sangguniang Panlungsod in regular online session duly assembled **THAT**:

**SECTION 1. Title.** This Ordinance shall be known as the "LIQUOR BAN ORDINANCE OF BACOOR".

**SECTION 2. Application.** This Ordinance shall apply to all natural and juridical persons in the City of Bacoor, Cavite who/that buy, sell, distribute, or barter liquors and other alcoholic beverages. **PROVIDED that:** an alcoholic beverage is any beverage that causes drunkenness.

**SECTION 3. Ban on Sale, Barter, Distribution, or Production of Liquors and other Alcoholic Beverages.** All commercial establishments such as, but not limited to, supermarkets, groceries, public markets, convenience stores, and sari-sari stores including natural persons engaged in the sale or barter of goods are hereby prohibited from selling, bartering, distributing, or producing all types of alcoholic

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Sangguniang Panlungsod Secretary

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City Vice Mayor/ Presiding Officer

Approved by:

HON. LANI MERCADO - REVILLA  
City Mayor

beverages within the City of Bacoor, Cavite beginning on the date of effectivity of this Ordinance.

**SECTION 4. Ban on Use of Alcoholic Beverages and Public Drunkenness.** The use of alcoholic beverages within public view by more than one person anywhere in the City of Bacoor, Cavite is hereby prohibited. Any person under the influence of any intoxicating beverage or substance in any public place within the City of Bacoor, Cavite shall be deemed to have violated this Ordinance. The phrase "within public view" shall pertain to any place that can be seen by any person while standing on a public place. A "public place" is any place frequented by members of the public – regardless whether that place is publicly or privately owned – such as roads, streets, parks, sidewalks, alleys, bridges, government offices and facilities, malls, supermarkets, groceries, restaurants, and other commercial establishments. A person shall be considered publicly drunk when his blood alcohol concentration level has, after being subjected to a breath analyzer test, reached the level of intoxication, as established by the Department of Health (DOH) or the City Health Office of the City of Bacoor, Cavite.

**SECTION 5. Penalties.** All natural persons who are not employed by the city government or by any of its barangays who shall violate this Ordinance shall be penalized in this manner upon conviction:

First Offense:	Fine of P3,000.00
Second Offense:	Fine of P5,000.00
Third Offense:	Fine of P5,000.00.

Persons who are incapable of paying the said fines for economic reasons such as unemployment shall be required to render community service for 48 hours consisting of work related to the efforts of the city government to combat the spread of COVID-19 to be determined by the City Mayor, the Punong Barangay where the offense was committed, or by the Chief of the Bacoor City Police. If the offender is a minor or a mentally incapacitated person, the afore-mentioned fines shall be imposed against the parent/s or guardians of the offender. The said parent/s or guardian shall also be required to render the community service mentioned above if he/she is incapable of paying the said fine. Neither the minor or mentally incapacitated person nor their parent/s or guardians shall be imprisoned by virtue of this Ordinance.

The following penalties shall be imposed against officials and employees of the city government, or of its various barangays, upon conviction:

First Offense:	Fine of P3,000.00.
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Attested by:

ATTY. KHALID A. ATEGA, JR.  
Sangguniang Pahlungsod Secretary

Certified by:

HON. CATHERINE SARINO-EVARISTO  
City Vice Mayor / Presiding Officer

Approved by:

HON. LAM MERCADO - REVILLA  
City Mayor

Second Offense:

Fine of P5,000.00 plus suspension for sixty (60) calendar days without pay.

Third Offense:


Fine of P5,000.00 plus imprisonment for ninety (90) calendar days. If the offender was appointed to his/her position, he/she shall also be terminated from employment by the person who appointed him/her. If the offender is an elected public official, the appropriate administrative action shall be filed against him/her.

Offenders who are not employed by either the national government, other local government units, the city government or by any of its barangays who admit their guilt during inquest proceedings shall be allowed to pay 30% less than the fines mentioned above and shall no longer be criminally charged in court. Employees or officials of the national government, other local government units, the city government or of the various barangays of the City of Bacoor, Cavite shall not be entitled to the said discount even if they admit their guilt during inquest or administrative proceedings.

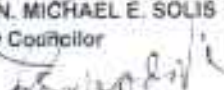
Business establishments that fail to implement this Ordinance shall be closed for fifteen (15) successive days and shall be required to pay a fine of P5,000.00. The business permit and sanitary permit of business establishments that violate this Ordinance more than once shall be revoked by the City Mayor and shall not be allowed to operate during the duration of any form of community quarantine within the City of Bacoor.

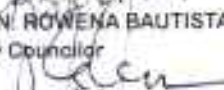
**SECTION 6. Community Incentives.** To ensure the full and effective implementation of this Ordinance, members of the community who shall: (1) Take pictures of persons violating this ordinance, and who (2) sends the picture, the name of the person whose picture was taken, the place where the picture was taken, and the date and time when the picture was taken via email to either [bacoorcitycovid-19hotline@gmail.com](mailto:bacoorcitycovid-19hotline@gmail.com) or to [bacoorcitycovid-19hotline@yahoo.com](mailto:bacoorcitycovid-19hotline@yahoo.com) shall be entitled to receive an incentive equivalent to ten percent (10%) of the fine paid by the offender to the city government. Employees and officials of the city government, the national government, or of the various barangays of the City of Bacoor, Cavite shall not be entitled to the afore-mentioned incentive.

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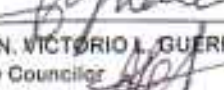
  
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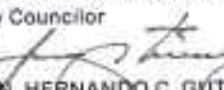
  
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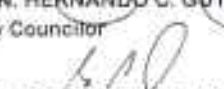
  
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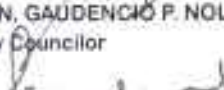
  
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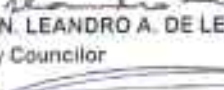
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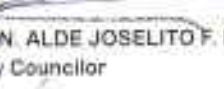
  
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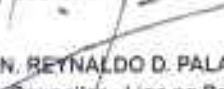
  
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Attested by:

  
ATTY. KHALIDA A. ATEGA, JR.  
Sangguniang Panlungsod Secretary

Certified by:

  
HON. CATHERINE SARINO-EVARISTO  
City Vice Mayor / Presiding Officer

Approved by:

  
HON. LANI MERCADO-REVILLA  
City Mayor

The City Accountant is hereby directed to formulate the necessary guidelines for the implementation of this provision within fifteen (15) working days from the date of effectivity of this Ordinance. The said guidelines shall be subject to the approval of the City Mayor before they can be implemented.

**SECTION 7. Maintenance of Apprehension Records and Data.** The Bacoor Disaster Risk Reduction and Management Office (BDRRMO) shall maintain the integrity of all records related to the apprehension of all natural and juridical persons who violated this Ordinance. The said records shall be used in determining the right penalty to be imposed against the said persons and in gauging the effectiveness of the city government's campaign in implementing the universal use of face masks within the City of Bacoor, Cavite. Moreover, the BDRRMO shall maintain the email accounts mentioned in the immediately preceding section and ensure the confidentiality of all matters reported thereto as well as the integrity of all data that have been sent to it through the said email accounts. Lastly, the BDRRMO shall share the apprehension records of all persons who violated this Ordinance to courts or government agencies where the appropriate criminal or administrative cases have been filed or to any law enforcement agencies, city government departments or units, and to barangay officials who might request for the said records to ensure the effective implementation of this Ordinance.

**SECTION 8. Separability.** In case any provision of this Ordinance is declared void, the other provisions of hereof not affected by such declaration shall remain valid and enforceable.

**SECTION 9. Repeal.** The provisions of any ordinance that is inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

**SECTION 10. Implementation.** This Ordinance shall only be implemented by the Business Permit and Licensing Office (BPLO), the Bacoor Disaster Risk Reduction and Management Office, the City Inspection and Compliance Unit (CICU), the Bacoor City Police, and by all of the barangay officials of the City of Bacoor, Cavite. The Public Information Office is hereby directed to cause the wide dissemination to the public of the various provisions of this Ordinance.

**SECTION 11. Effectivity.** This Ordinance shall be immediately implemented upon its approval and publication in the official websites of the Bacoor City government ([www.bacoor.gov.ph](http://www.bacoor.gov.ph)) and of the Sangguniang Panlungsod of the City of Bacoor ([www.bacoorcitysp.com](http://www.bacoorcitysp.com)) and after it has been published at least once in a newspaper of general circulation in the Province of Cavite.

**APPROVED** on the 3rd day of August 2020 by a

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Approved by:

HON. LANI MERCADO - REVILLA  
City Mayor

unanimous vote of all the members of the 4<sup>th</sup> Sangguniang Panlungsod of the City of Bacoor, Cavite.

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

CERTIFIED BY:

HON. CATHERINE SARINO-EVARISTO  
City Vice Mayor/Presiding Officer

ATTESTED BY:

ATTY. KHALID A. ATEGA JR.  
Sangguniang Panlungsod Secretary

APPROVED BY:

HON. LANI MERCADO-REVILLA  
City Mayor