

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

DISTRICT II

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HON. HERNANDO C. GUTIERREZ
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City Councilor

HON. LEANDRO A. DE LEON
City Councilor

HON. ALDE JOSELITO F. PAGULAYAN
City Councilor

ARSENT
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:


MS. RAQUEL G. ALAGAR
Admin. Officer III

Certified by:


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

Approved by:


HON. LANI MERCADO - REVILLA
City Mayor

CITY ORDINANCE NO. CO 117-2020
Series of 2020

AN ORDINANCE REQUIRING THE WEARING OF FACE SHIELDS IN ALL PUBLIC UTILITY VEHICLES AND AT VARIOUS PUBLIC PLACES WITHIN THE CITY OF BACCOOR, CAVITE AND PROVIDING PENALTIES FOR VIOLATIONS HEREOF.

Sponsored by:

Hon. Alde Joselito F. Pagulayan

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 1 April 2020, City Ordinance No. CO 68-2020 entitled as the "Universal Face Mask of the City of Bacoor" took effect. The said ordinance mandated the use of face masks in all public places within the City of Bacoor in order to control the spread of COVID-19.

WHEREAS, despite the implementation of the City Ordinance No. CO 68-2020, the number of persons tested positive for COVID-19 in the City of Bacoor continue to increase everyday.

WHEREAS, as of 18 August 2020, the City of Bacoor had 32 additional residents who tested positive with COVID-19 bringing the total number of people who tested positive for the dreaded disease to 1,157. City health officials believe that the threat of more city residents getting infected by the dreaded disease grows exponentially every day because of the improper use of face masks, the habit of people of touching their faces without first washing their hands, and by the fact that most people use face masks made of cloth which does not effectively block SARS-COV-2 virus.

WHEREAS, one of the most effective and simple way of preventing the continued spread of COVID-19 is by requiring people to use face shields made of clear, transparent plastic that covers the eyes, nose, and mouth in conjunction with the proper wearing of face masks.

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

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M. R. Alagar
MR. RAQUEL G. ALAGAR
Admin. Officer III

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

Approved by:

HON. LANI MERCADO - REVILLA
City Mayor

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, the national government and other local government units have issued directives requiring the use of face shields in order to curb the continued increase in the number of persons testing positive for COVID-19.

WHEREAS, there is a need for the city government to proactively address the public health threat posed by COVID-19 by requiring all persons to use face masks and face shields in public utility vehicles and other public places within the City of Bacoor while the city is under various forms of community quarantine.

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 "UNIVERSAL FACE SHIELD ORDINANCE OF BACOOR".

SECTION 2. Application. This Ordinance shall apply to all natural and juridical persons who/that are in public places within the City of Bacoor, Cavite. **Provided that:** government buildings and offices, private offices and workplaces, banks, supermarkets, groceries, hospitals, public utility vehicles parked or being operated on public or private roads, places of worship and all other places frequented by members of the public shall be considered as "public places" under this Ordinance."

SECTION 3. Mandatory Use of Face Shields and Face Masks. All natural persons within the City of Bacoor, Cavite shall be required to use a face shield over a face mask while they are in a public place. To be compliant with this ordinance, the face shield should be made of clear, transparent plastic material that fully covers the eyes, nose, and mouth. Business establishments, offices, workplaces, places of worship, and public utility vehicles in the City of Bacoor, Cavite shall not allow the entrance of any person not wearing a face shield and a face mask in the manner specified above.

SECTION 4. Penalties. All natural persons who are not employed by the city government or by any of its barangays who shall violate this Ordinance shall pay a fine of PhP 3,000.00 upon conviction.

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Attested by:

Miguel G. Alagor
MR. MIGUEL G. ALAGOR
Admin. Officer III

Certified by:

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

Approved by:

HON. LANI MERCADO - REVILLA
City Mayor

Persons who are incapable of paying the said fine shall be required to render community service for not more than 24 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. 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
- 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 sixty (60) up to 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 pursuant to pertinent civil service regulations. If the offender is an elected public official, the appropriate administrative action shall be filed against him/her.

Offenders who are not employed by 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, private offices and workplaces, and places of worship 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 driver of public

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48 SENT

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Attested by:

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Admin. Officer III

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City Vice Mayor / Presiding Officer

Approved by:

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City Mayor

utility vehicles that transport persons violating this Ordinance shall be fined P3,000.00 for every person who use the said vehicle in violation of this Ordinance.

SECTION 5. Revenue Sharing. The city government and the barangay that apprehended the person/s who violated this ordinance shall equally share whatever fines shall be collected from the said offender/s in a manner that complies with pertinent government auditing and accounting regulations.

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 6. Maintenance of Apprehension Records and Data. The City Disaster Risk Reduction and Management Office shall maintain 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 and face shields within the City of Bacoor, Cavite. Moreover, the CDRRMO shall ensure the confidentiality of all matters reported thereto as well as the integrity of all data that have been sent to it. Lastly, the CDRRMO 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 agency, city government department or unit, and to barangay officials who might request for the said records to ensure the effective implementation of this Ordinance.

SECTION 7. Public Information Campaign. The Public Information Office is hereby mandated to conduct a public information campaign on the "Enhanced Universal Face Mask Ordinance of Bacoor", the "Universal Face Shield Ordinance", and the manner by which this ordinance shall be implemented. In this regard, the PIO is directed to place posters on the entrance of all business establishments, public utility vehicles and government offices within the City of Bacoor, Cavite that summarizes the provisions of this Ordinance and explains the various penalties that will be imposed against would-be offenders.

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.

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City Vice Mayor / Presiding Officer

Approved by:

HON. LANI MERCADO - REVILLA
City Mayor

SECTION 10. Implementation. This Ordinance shall only be implemented as long as the state of public health emergency and the various forms of community quarantines declared by the national government remains in effect. The various departments and barangays of the city government required to implement this Ordinance are hereby empowered to jointly formulate the rules and regulations that are needed to cause the effective and expeditious implementation hereof within the bounds of the law.

SECTION 11. Effectivity. This Ordinance shall be immediately implemented upon its approval by the Sangguniang Panlalawigan and publication in the official websites of the Bacoor City government (www.bacoor.gov.ph) and of the Sangguniang Panlungsod of the City of Bacoor (www.bacoorcitysp.com).

APPROVED on the 1st day of September 2020 by a unanimous vote of all the members of the 4th Sangguniang Panlungsod of the City of Bacoor, Cavite during a regular session conducted online held in the City of Bacoor, Cavite with the use of a videoconferencing application approved by a majority of its members.

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:

MS. RAQUEL G. ALAGAR
Administrative Officer III

APPROVED BY:

HON. LANI MERCADO-REVILLA
City Mayor