



Republic of the Philippines
Province of Cavite

CITY OF BACOOR

Office of the Mayor

EXECUTIVE ORDER No. 15 - 2023
Series of 2023

**AN ORDER ADOPTING THE IMPLEMENTING RULES AND REGULATIONS OF
CITY ORDINANCE NO. 248-2022, OTHERWISE KNOWN AS THE "BACOOR
EMERGENCY RESPONSE TRAINING ORDINANCE"**

WHEREAS, Section 16 of R.A. No. 7160 provides that every local government unit shall 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...xxx;

WHEREAS, on November 28, 2022, the Sangguniang Pantlungsod enacted and passed City Ordinance No. 248-2022, otherwise known as the "Bacoor Emergency Response Training Ordinance";

WHEREAS, the City Government of Bacoor recognizes the need to issue an Implementing Rules and Regulations pertinent to the above-mentioned Ordinance;

WHEREAS, the Office of the City Mayor of Bacoor, in coordination with the Bacoor Disaster Risk Reduction and Management Office, issued the above-mentioned Implementing Rules and Regulations that shall govern the "Bacoor Emergency Response Training Ordinance";

NOW, THEREFORE, I, STRIKE B. REVILLA, City Mayor of Bacoor, Cavite, by virtue of the powers vested in me by law, do hereby order for the adoption and implementation of the Implementing Rules and Regulations of City Ordinance No. 248-2022 herein attached.

Section 1. Implementing Rules and Regulations (IRR).

Attached herein is the Implementing Rules and Regulations of City Ordinance No. 248-2022 which shall form part of this Executive Order. This shall be known as the "Implementing Rules and Regulations of the Bacoor Emergency Response Training Ordinance of the City of Bacoor"

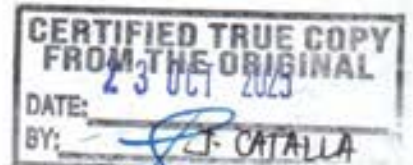
All affected offices and departments are hereby ordered to adopt the said implementing rules and regulations and be guided accordingly.

Strict compliance and observance of all city government officials and employees to this IRR is hereby ordered.

Section 2. Repealing Clause.

All previously issued orders and directives inconsistent with any provision found herein shall be deemed repealed, revoked or amended accordingly.





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Section 3. Separability Clause.

In the event that any provision found herein shall be judicially or administratively declared illegal or infirm, the remaining provisions shall remain in full force and effect.

Section 4. Effectivity Clause.

This Executive Order shall take effect immediately upon its signing and remain in full force and effect until repealed, revoked or amended accordingly.

SO ORDERED.

DONE this 9th day of February 2023 in the City of Bacoor, Province of Cavite.


STRIKE B. REVILLA
City Mayor

cc:

Sangguniang Panlungsod
Bacoor Disaster Risk Reduction and Management Office
City Administrator's Office
Liga ng mga Barangay
All other City Government offices/department/units concerned



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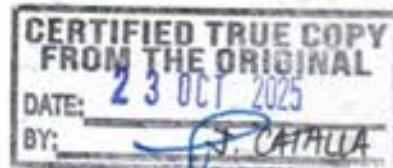


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Address: Bacoor Government Center, Bacoor Blvd., Liga, Bayan City of Bacoor, Cavite
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**IMPLEMENTING RULES AND REGULATIONS
OF CITY ORDINANCE NO. 248-2022**

AN ORDINANCE REQUIRING ALL STUDENTS, PTA MEMBERS, EMPLOYEES OF BUSINESS ENTERPRISES, TRICYCLE DRIVERS AND OPERATORS, AND PUBLIC OFFICIALS/EMPLOYEES TO UNDERGO TRAINING ON EMERGENCY RESPONSE IN LINE WITH THE DISASTER PREPAREDNESS PROGRAM OF THE CITY OF BACOOR, CAVITE AND PENALIZING ANY VIOLATION HEREOF.

RULE 1: GENERAL PROVISIONS

Section 1. Enactment and Title – The City Ordinance No. 248-2022, otherwise known as the "Bacoor Emergency Response Training Ordinance" is approved and enacted. The Implementing Rules and Regulations, hereinafter called the IRR, is promulgated pursuant to City Ordinance No. 248-2022 for the purpose of prescribing the necessary rules and regulations to rationalize and strengthen the policy regarding the Bacoor Emergency Response Training Ordinance.

Section 2. Scope. – City Ordinance No. 248-2022 and its Implementing Rules and Regulations shall apply to all educational institutions, business enterprises and government offices operating within the City of Bacoor – duly registered business establishments with the Business Permits and Licensing Office (BPLO) operating and doing business in the City of Bacoor, Cavite, as well as those practicing his/her profession with more than one employee, are encouraged to report all job vacancies in the said establishment or practice of profession with the Public Employment Service Office of the City of Bacoor.

Section 3. Mandatory Training for Emergency Response. – The following persons are mandated to undergo mandatory training on emergency response, to wit:

- 3.1. All students enrolled in educational institutions operating within the City of Bacoor;
- 3.2. All employees of business enterprises operating within the City of Bacoor;
- 3.3. The officials of all non-government organizations (NGOs), people's organizations (POs), and civil society organizations (CSOs) accredited as such within the city government including but not limited to Parents-Teachers Associations, Tricycle Operators and Drivers Associations and Homeowners Associations; and
- 3.4. The officials and employees of all government offices operating within the City of Bacoor including all of its barangays.

Section 4. BDRMO to Design Training Program. – The training program/s for the persons enumerated in Section 3 hereof shall be designed and implemented by the Bacoor Disaster Risk Reduction and Management Office, subject to the approval of the Department of Education, the Commission on Higher Education, the Office of the Civil Defense, and the City Mayor. The Office of the City Legal Service and the Department of Education shall assist the BDRMO in drafting and formulating the training program specified in the provision.



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Section 5. Mandatory Attendance and Reporting of Violations – The following persons shall ensure that all persons enumerated in Section 3 hereof shall attend the training seminars to be conducted by the BDRRMO and report any violation of this Ordinance and its implementing rules and regulations to the City Mayor or to the Head of the BDRRMO or any person authorized by the City Mayor within twenty-four (24) hours after he/she learned of the said violation:

5.1. Administrators of all educational institutions;

5.2. The management or duly authorized representative of the employer/company/business of all business enterprise;

5.3. The President/Chairperson or any duly authorized representative of all NGOs, POs, and CSOs;

5.4. Officers-in-charge of all government offices covered by this Ordinance and its implementing rules and regulations.

Section 6. Free Training Seminars. – Persons who are required to attend the training seminars to be conducted by the BDRRMO shall pay no fees and all costs for the training seminars shall be shouldered by the City Government of Bacoor. The attendees, however, are required to bring their own snacks and refreshments, including personal necessities (i.e., writing notebooks, pens, etc.), during the said seminars so as to minimize the expenses of the City Government. The BDRRMO shall issue certificates to attendees who successfully completed the seminar.

Section 7. Requirement for Graduation. – Attendance and completion of training seminars conducted by the BDRRMO shall be a requisite for the graduation of the students required to attend the same.

Section 8. Mayor's Permit. – Failure or refusal to attend the seminars herein provided by employees of business enterprises covered by this Ordinance and its implementing rules and regulations shall not be issued with a Mayor's Permit.

Section 9. Disciplinary Action. – Appointed government employees and officials who failed or refused to attend the training seminars herein required shall be made subject of appropriate disciplinary action to be initiated by the Office of the City Legal Service.

Section 10. Prohibited Acts. – Violation of this Ordinance and its implementing rules and regulations covers the following acts, to wit:

10.1. Unjustified refusal to attend the training seminar despite prior notice in writing;

10.2. Refusal to listen to the lectures or to participate in various activities during the training seminar despite being given due warning by the lecturer or training officer;

10.3. Issuance of a certificate of training to a person who failed or refused to attend or complete a training seminar.



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- 10.4. Falsification of a training certificate;
- 10.5. Allowing a student to graduate despite not having attended or completed the requisite training seminar;
- 10.6. Issuing a Mayor's Permit to a person who failed or refused to attend or complete the training seminar;
- 10.7. Unjustifiably refusing to allow an employee or student to attend a training seminar;
- 10.8. Subjecting an attendee in the training seminar to verbal, physical, emotional, or psychological abuse or negligently placing any person in attendance during the said seminar to physical harm that results in injury; or
- 10.9. Any act similar or analogous to the above-listed acts and circumstances;

Section 11. Penalty. – Any person with the age of 18 years old and above who commits any of the prohibited acts listed in Section 10 hereof shall be required to pay a fine of P3,000 or render community service or both, upon conviction by a court of competent jurisdiction. Any person with the age of 15–17 years old, who acted with discernment, shall also be liable to pay the aforementioned fine or to render community service or both, upon conviction by a court of competent jurisdiction.

No child below 15 years of age shall be required to pay the fine and neither shall the parents or guardians of children below 15 years old who violated this Ordinance shall be required to pay the said fine.

Section 12. No Contest Provision. – Any person apprehended for violating this Ordinance and its implementing rules and regulations who does not contest or challenge the said violation and willing to pay voluntarily the fine imposed upon him/her prior to the filing of a formal complaint against him/her with the Office of the City Prosecutor shall be allowed to pay the said fine at the City Treasurer's Office to avoid being criminally prosecuted.

Section 13. Procedure to Avail No Contest Provision. – The following procedure must be strictly followed in order to avail the No Contest Provision of this Ordinance and its implementing rules and regulations, to wit:

13.1. The violator shall be given five (5) working days from issuance of the Ordinance Violation Receipt (OVR) within which to pay the fine to the City Treasurer's Office.

13.1.a. The fine involved shall be the minimum imposable under the Ordinance violated;

13.1.b. Where the Ordinance violated imposed fines for the first, second and third offenses and the apprehending officer has no way of determining how many times the offender have violated the ordinance – the fine for the second offense shall be imposed against the offender.



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13.1.c. If the violator has already availed of the No Contest Provision three (3) times within one (1) calendar year, he/she can no longer avail of the violation of the Ordinance, with the maximum penalty imposed should be filed against the violator before the Office of the City Prosecutor.

13.2. A violator who avails of the No Contest Provision in this Ordinance and its implementing rules and regulations must first secure an "Order of Payment" from the City Government Department/Unit implementing the Ordinance he/she violated before paying the fine at the City Treasurer's Office.

13.3. After payment of the fine, the violator shall present the Official Receipt to the City Government Department/Unit implementing the Ordinance he/she violated which shall then attach a Certified True Copy of the receipt to the documents of the case and shall be considered the same closed.

13.4. If after the lapse of five (5) working days, the violator failed to present the Official Receipt of the payment of the fine, the City Government Department/Unit implementing the Ordinance shall have the case filed with the City Prosecutor's Office, attaching an Affidavit or Certification from the said department/unit that the violator failed or refused to avail the No Contest Provision.

Section 14. Community Service. – A community service not exceeding 16 hours shall be imposed upon the violator of this Ordinance and its implementing rules and regulations who failed or refused to pay the required fine. The City Mayor or the Head of the BDRMO or any of the authorized person designated by the City Mayor shall determine the nature of the community service to be performed by the violator.

RULE 2: IMPLEMENTING PROVISIONS

Section 15. Repeal Clause. – All existing Ordinances, Implementing Rules and Regulations or parts thereof, Resolutions and Executive Orders that duplicate, in conflict, inconsistent or contravene any of the provisions of City Ordinance No. 248-2022 is hereby repealed, amended and/or modified.

Section 16. Separability Clause. – In case a court of law or court of competent jurisdiction declares any provision of this Ordinance void or unconstitutional, the validity or enforceability of any other provisions of this Ordinance not affected by such declaration shall not be affected and remain in full force and effect.

Section 17. Rule on Interpretation in Case of Conflict with Filipino Translation. – In case of conflict in the interpretation hereof between the English version of this Ordinance and its Filipino translation, the provisions appearing in English shall prevail.

Section 18. Effectivity. – This ordinance shall take effect immediately after its publication at least once in a newspaper of general circulation in the City of Bacoor, Cavite.

