



Republic of the Philippines
Province of Cavite
CITY OF BACOR

Office of the Sangguniang Panlungsod

DISTRICT I

HON. CATHERINE SARINO-EVARISTO
City Councilor

HON. MICHAEL E. SOLIS
City Councilor

Absent
HON. ADRIELITO G. GAWARAN
City Councilor

HON. VICTORIO L. GUERRERO, JR.
City Councilor

HON. ALEJANDRO F. GUTIERREZ
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HON. LEVY M. TELA
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City Councilor / President Pro-Tempore

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HON. SIMPLICIO G. DOMINGUEZ
City Councilor

HON. RAMON N. BAUTISTA
Liga ng mga Barangay President

HON. MAC RAVEN-ESPIRITU
SK Federation President

Attested by:

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

Certified by:

HON. ROWENA BAUTISTA-MENDIOLA
City Vice Mayor

Approved by:

HON. STRIKE B. REVILLA
City Mayor

CITY ORDINANCE NO. 253 - 2022
Series of 2022

AN ORDINANCE AMENDING CERTAIN PROVISIONS OF CITY ORDINANCE NO. 55-2015 (THE "HEALTH, SANITATION, AND SAFETY CODE OF THE CITY OF BACOR") AND PROVIDING PENALTIES FOR VIOLATIONS HEREOF.

Sponsored by:
Hon. Alde Joselito F. Pagulayan

Co - Sponsored by:

Hon. Roberto L. Advincula, Hon. Ramon N. Bautista, Hon. Simplicio G. Dominguez, Hon. Mac Raven Espiritu, Hon. Catherine Sarino-Evaristo, Hon. Reynaldo M. Fabian, Hon. Victorio L. Guerrero, Jr., Hon. Alejandro F. Gutierrez, Hon. Rogelio M. Nolasco, Hon. Reynaldo D. Palabrica, Hon. Michael E. Solis and Hon. Levy M. Tela.

WHEREAS, City Ordinance No. 55-2015 was enacted by the Sangguniang Panlungsod on 1 December 2015.

WHEREAS, Section 9 of City Ordinance No. 55-2015 provides that the Sangguniang Panlungsod shall automatically review the said ordinance every three (3) years following its date of effectivity.

WHEREAS, on 16 November 2022, the Committee on Health and Sanitation of the 5th Sangguniang Panlungsod began reviewing the said ordinance and recommended the amendment of some of its provisions to the Body.

NOW THEREFORE, be it ordained by the Sangguniang Panlungsod of the City of Bacoor, Cavite in regular session assembled, **THAT**:

Section 1. A new Chapter shall be inserted between Chapter II and Chapter III of City Ordinance No. 55-2015 and shall be known as the "**Infant Safety Code of Bacoor**". The provisions of the said Chapter shall read as

CITY ORDINANCE NO. 253 - 2022
**THE AMENDED HEALTH, SANITATION, AND SAFETY CODE OF THE CITY OF BACOR,
CAVITE**
20 December 2022



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City Mayor

follows:

"CHAPTER III The Infant Safety Code of Bacoor

Section 17. Prohibition on Delivery of Babies by Traditional Birth Attendants. The delivery of infants by traditional birth attendants who are commonly known as "hilot", or by any other person who has not been licensed to assist or attend in the delivery of babies by the Professional Regulations Commission (PRC) or authorized to do so by the DOH, in the City of Bacoor is hereby prohibited.

Section 18. Penalties. The following penalties shall be imposed against any person who violates Section 17 hereof:

A. Against any person who conducts home delivery of a baby in the City of Bacoor, or who assists in such delivery, with or without a valid license from the PRC or without a valid authorization from the DOH including Licensed Midwives, Nurses who conduct home deliveries:

Fine of Php5,000.00 with imprisonment of three (3) months to one (1) year and immediate closure of the business establishment, clinic, or facility where the delivery was done wholly or partially.

B. Against any government employee who allows the operation of birthing facilities in the City of Bacoor without the prior approval of the City Mayor:

Fine of Php5,000.00 with preventive suspension of not more than thirty (30) working days without pay while the case is being investigated and termination of employment if found guilty of the offense in accordance with relevant civil service regulations.

Section 19. Regulations for the Operation of Privately-Owned Maternity Lying-In Clinics. The 24/7 City of Bacoor Lying-in and Eye Center situated at Barangay Tabala 7 is hereby authorized to assist in the birthing of infants as it is being managed and operated by the City Government. Any place not owned, managed, or operated by the City Government or by the Department of Health devoted for the birthing of infants in the City of Bacoor that is not a hospital as defined by the Department of Health shall be considered a privately-owned maternity lying-in clinic for purposes of this Ordinance. All

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City Mayor

privately-owned maternity clinics operating in the City of Bacoor shall not be allowed to operate without first complying with the following Sanitation Permit requirements;

a. Submission to the City Health Office (CHO) by the owner/operator of the clinic of a duly signed and notarized contract with a duly licensed hauler of hazardous wastes.

b. Submission to the City Health Office (CHO) by the owner/operator of the clinic of a duly signed and notarized contract with a registered transport vehicle/ambulance operator or any proof that it owns an emergency vehicle dedicated to transport patients to other health facilities or hospitals.

c. Submission to the City Health Office (CHO) by the owner/operator of the clinic of a duly signed and notarized contract with a secondary or tertiary level hospital indicating the willingness of the said health facilities to treat the patients of the lying-in clinic in case of emergencies.

d. Submission to the City Health Office (CHO) by the owner/operator of the clinic of a duly signed and notarized contract with an on-call OB-Gynecologist and Pediatrician who will attend to emergencies; and

e. Compliance by the owner/operator of the lying-in clinic with various DOH requirements for birthing facilities.

Section 20. Administrative Penalties for Violation of Section 19. The failure to submit any of the said documents, or the non-compliance with any of the DOH requirements for birthing facilities by the owner/operator of a privately-owned maternity clinic at any given time shall result in any or all of the following;

1. Disapproval of an application for the issuance of a Sanitation Permit;
2. Suspension of an existing Sanitation Permit for as long as the legal document/s or DOH requirement/s mentioned above has not been submitted to the CHO or has not been complied with; or
3. Revocation of an existing Sanitation Permit if the operator/owner of a lying-in clinic whose Sanitation Permit has been suspended fails to submit any of the legal documents or fails to comply with any DOH requirement for more than sixty (60) days.

Section 21. General Admission Guidelines. No patient shall be admitted to any maternity lying-in clinic within the City of Bacoor unless the following general guidelines have been



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complied with:

a. The patient should be at least eighteen (18) years and not more than thirty-five (35) years old.

b. The patient should not have exceeded four (4) pregnancies.

c. The patient should have at least one (1) prenatal consultation conducted by an accredited health care provider for each trimester and with increasing frequency as the date of pregnancy approaches.

d. A woman who is pregnant for the first time who is more than 18 years old or a woman who has been pregnant five times or more may be admitted to a lying-in facility provided that they have been assessed by an Obstetrician during prenatal check-up at the facility. The delivery should also be done by the Ob-Gyne otherwise they should be referred to a hospital facility for delivery.

e. Patients who are in active labor and are having the following conditions shall be admitted to a lying-in clinic:

(i) Cervix is dilated at 5 cm verified on internal examination;

(ii) Uterine contractions that occur every 5 minutes or less and lasting for 60 seconds or more;

(iii) A leaking bag of water indicating the patient is in labor;

(iv) In cases of imminent delivery, such as bulging vaginal introitus with the head as presenting part.

f. All deliveries that took place outside a birthing facility (i.e., tricycle, taxi or any other motor vehicle) shall admitted to a lying-in clinic provided that no complications are present in the patient – the mother and the baby

g. All emergency cases, as deemed by the medical team on duty, must be stabilized first before referral to a tertiary hospital.



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Section 22. Administrative Penalties for Violations of Section 21. The following administrative penalties shall be imposed against any maternity lying-in clinic that violated any of the guidelines mentioned in the immediately preceding section:

- Closure of the lying-in clinic for a period not exceeding thirty (30) days while the alleged violation is being investigated jointly by the City Health Officer and by the City Legal Officer; or
- Permanent closure of the lying-in clinic after it has been determined by the City Health Officer and by the City Legal Officer that the said clinic violated the said guidelines for no justifiable reason.

Section 23. Prohibition to Handle High-Risk Pregnancies. Lying-in clinics or birthing homes operating within the City of Bacoor are prohibited to handle high risk pregnancies as defined and determined by the Department of Health. **All cases of complications, whether emergency or not, should be referred by a lying-in clinic to its partner doctors (OB-GYNE or Pediatrician or BEmONC trained physician) or to higher level facility for further evaluation and management.**

Section 24. Administrative Penalties for Violation of Section 23. Any lying-in clinic that violates Section 23 hereof without any justifiable reason shall be ordered preventively closed by the City Health Officer while an investigation on the alleged violation is being conducted by the CHO and the City Legal Officer. Such preventive closure shall not exceed sixty (60) days. If it is proven after such investigation that the said lying-in clinic indeed violated Section 23, the said establishment shall be permanently closed by order of the City Mayor. The imposition of the administrative penalties mentioned above shall not preclude the filing of any administrative, civil, or criminal case against the owner/s or operator/s of the said establishment or against any professional or person working therein, xxx"

Section 2. Renumbering of Succeeding Chapters and Sections. As a consequence of the insertion of the foregoing provisions, the Sangguniang Panlungsod Secretariat is hereby directed to re-number all succeeding chapters and sections of City Ordinance No. 55-2015.

Section 3. Printing and Publication of City Ordinance No. 55-2015 as Amended. The Sangguniang Panlungsod Secretariat is likewise mandated to cause the printing and publication of City Ordinance No. 55-2015 as



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amended together with this Ordinance. A copy of the amended version of the said Ordinance shall be attached hereto and shall be an integral part hereof.

Section 4. Repeal. The provisions of all city ordinances and resolutions in conflict with this Ordinance are hereby repealed and/or modified accordingly.

Section 5. Separability. If, for any reason, any provision of this Ordinance is declared unconstitutional or contrary to law, the other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

Section 6. Effectivity. This Ordinance shall take effect immediately after it has been posted at prominent places in the city hall for a minimum period of three (3) consecutive weeks and published at least once in a newspaper of general circulation in the Province of Cavite.

UNANIMOUSLY APPROVED this 20th day of December 2022 at Bacoor City, Cavite by the Sangguniang Panlungsod of the City of Bacoor.

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

Certified by:

HON. ROWENA BAUTISTA-MENDIOLA
City Vice Mayor/ Presiding Officer

Attested by:

ATTY. KHALID A. ATEGA JR.
Sangguniang Panlungsod Secretary



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Date of Approval:

25 AUG 2023

CITY ORDINANCE NO. 253 - 2022

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20 December 2022