



## Office of the Sangguniang Panlungsod

### DISTRICT I

**ABSENT**  
HON. CATHERINE SARINO-EVARISTO  
City Councilor

HON. MICHAEL E. SOLIS  
City Councilor

HON. ADRIELITO G. GAWARAN  
City Councilor

HON. VICTORIO L. GUERRERO, JR.  
City Councilor

HON. ALEJANDRO F. GUTIERREZ  
City Councilor

HON. LEVY M. TELA  
City Councilor

### DISTRICT II

HON. ROBERTO L. ADVINCULA  
City Councilor

HON. REYNALDO D. PALABRICA  
City Councilor / President Pro-Tempore

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City Councilor

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City Councilor

HON. ALDE JOSELITO F. PAGULAYAN  
City Councilor

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. KHALID 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. 325-2023 Series of 2023

**AN ORDINANCE FOR THE PREVENTION, TREATMENT, AND CARE OF SEXUALLY TRANSMITTED INFECTIONS (STI), REPEALING CITY ORDINANCE NUMBERS 16-2014 AND 2013-6, AND FOR OTHER PURPOSES.**

Sponsored by:

**Hon. Reynaldo D. Palabrica**

Co-sponsored by:

**Hon. Roberto L. Advincula, Hon. Ramon N. Bautista, Hon. Simplicio G. Dominguez, Hon. Mac Raven Espiritu, Hon. Reynaldo M. Fabian, Hon. Adrielito G. Gawaran, Hon. Alejandro F. Gutierrez, Hon. Rogelio M. Nolasco, Hon. Alde Joselito F. Pagulayan, Hon. Michael E. Solis and Hon. Levy M. Tela.**

**WHEREAS**, Republic Act No. 8504, otherwise known as the "Philippine AIDS and Prevention Act of 1998," which is the basis for the creation of the Bacoor STI/AIDS HEPATITIS Prevention Council, was expressly repealed by Republic Act No. 11166, otherwise known as the "Philippine HIV and AIDS Policy Act";

**WHEREAS**, the composition of the Philippine National AIDS Council (PNAC) established under Section 43 of R.A. No. 8504 was reconstituted and streamlined to ensure the implementation of the country's response to HIV and AIDS situation;

**WHEREAS**, City Ordinance No. CO 16-2014 Series of 2014, which amended City Ordinance No. 2013-6 creating the Bacoor City STD/AIDS Prevention Council, needs to be repealed following the mandates of R.A. No. 11166;

**NOW THEREFORE**, upon a majority vote of all the members of the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite, on regular session assembled, be **ORDAINED** that:

**Section 1. Title** — This Ordinance shall be known as the "**Bacoor City STI/AIDS/Hepatitis Prevention, Treatment, and Care Ordinance of 2023**".





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City Mayor

### Section 2. Creation of the Bacoor City STI/AIDS/Hepatitis Prevention, Treatment, and Care Council

- The Bacoor City STI/AIDS/Hepatitis Prevention, Treatment, and Care Council ("BCSPTCC" or "the Council") is hereby created to prevent and control the spread of Sexually Transmitted Infections (STI), Human Immune-Deficiency Virus (HIV), Acquired Immune Deficiency Syndrome (AIDS), and Hepatitis in the City of Bacoor.

**Section 3. Purpose** - The Council is created to be the central advisory, planning, and policy-making body of the City Government on the prevention, treatment, and care of STI, HIV, AIDS, and Hepatitis in the City of Bacoor.

**Section 4. Definition of Terms** — as used in this ordinance, the following terms shall have the following meaning:

- 1. Acquired Immune Deficiency Syndrome (AIDS)** - a condition characterized by a combination of signs and symptoms caused by HIV contracted from another person and which attacks and weakens the body's immune system, making the affected individuals susceptible to other lifethreatening infections;
- 2. Active Surveillance refers to Sentinel Serologic Surveillance** - the systematic and regular collection of blood samples to identify the distribution and trends of HIV infection among selected groups.
- 3. Behavioral Surveillance** - a systematic and regular collection of information on risk behaviors and co-factors of the transmission of HIV infection among selected population groups.
- 4. Confidentiality of HIV Status** — refers to the relationship of trust and confidence created or existing between a patient or a person living with HIV and his attending physician, consulting medical specialist, nurse, medical technologist, and all other health workers or personnel involved in any counseling testing or professional care of the former. It also applies to any person who, in any official capacity, has acquired or may have acquired such confidential information. For the purpose of this Ordinance, any person who comes by, in any manner, the information of a person's HIV status shall be under pain of penalty





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and be bound by the same confidentiality herein defined.

5. **Hepatitis** - means inflammation of the liver.
6. **Entertainment Establishments** - are business establishments that include, but shall not be limited to, bars, nightclubs, disco houses, cocktail lounges, massage clinics, spas, videoke bars, sing-along pub houses, and other similar establishments that are required to secure permits to operate.
7. **HIV/AIDS Prevention Treatment and Care** - the program strategies and measures aimed at protecting non-infected persons from contracting HIV, minimizing the impact of the condition on people living with AIDS, and providing proper treatment and care to Persons Living with HIV.
8. **Human Immune-Deficiency Virus (HIV)** - is the virus that causes AIDS.
9. **Passive Surveillance** - refers to the portion of the HIV registry in which the health authorities receive reports from physicians, clinics, and laboratories of HIV /AIDS confirmed cases.
10. **Peer Education** - a common strategy for preventing HIV and promoting health worldwide and typically involves recruiting members of a specific at-risk group to encourage members to change risky sexual behaviors and maintain healthy sexual behaviors.
11. **Peer Educator** - a person belonging to the same group or social network as the target population, trained to conduct HIV/AIDS Health activities.
12. **Prophylactic** - refers to any agent or device used to prevent the transmission of STI/HIV/AIDS, such as condoms.
13. **Reproductive Health** - is a state of complete physical, mental, and social well-being and not merely the absence of disease and infirmity in all matters relating to the reproductive health system and its functions.





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14. **Serological Surveillance** - a systematic and regular collection of blood samples to identify the distribution and trends of HIV infection among selected groups.

15. **Sexually Transmitted Infection (STI)** - the provision of information on the causes, prevention, treatment, care, and consequences of STD/HIV/AIDS and activities designed to assist individuals in developing the confidence and skills needed to avoid HIV transmission and to develop a more positive attitude towards People Living with HIV/AIDS.

**Section 5. Composition** - The BCSPTCC shall be composed of the following:

Chairperson: City Mayor  
Co-Chairperson: - City Health Officer

Members:  
Sangguniang Panlungsod Member, Committee on Health

Sangguniang Panlungsod Member, Committee on Family

President, Liga ng mga Barangay  
President, Sangguniang Kabataan Federation  
Chief of Police, Philippine National Police - Bacoor

City  
City Local Government Operations Officer  
City Schools Division Superintendent

City Legal Officer  
City Information Officer  
City Social Welfare and Development Officer  
City Budget Officer  
City Planning and Development Officer  
City Population Officer

Representative from Bacoor Social Hygiene Clinic  
Representative from the Public Services and Employment Office

Representative from the City Livelihood Office  
Representative from the Tourism Operations Office  
Representative from an accredited PLHIV group in the City of Bacoor

Representative from an accredited LGBT group in the City of Bacoor

A permanent representative shall be designated by each council member who will represent them during meetings or activities in case the regular members are absent.





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### Section 6- Term of Office of representatives from Non-Government Organizations (NGOs) to the Council -

The term of office of the representatives from the NGOs shall be co-terminus with the term of the appointing authority, provided that the organization from which they are representatives must continue to exist and must maintain the purpose for which they were chosen.

**Section 7. Powers and Function-** The BCSPTCC shall be charged and vested with the following powers and functions:

1. Formulate policies and strategies for preventing and controlling STI/HIV/AIDS HEPATITIS within the City of Bacoor;
2. Prepare short-, medium, and long-term plans for preventing and controlling STD/HIV/AIDS within the City of Bacoor;
3. Monitor and evaluate the implementation of its programs, plans, campaigns, and strategies;
4. Organize and encourage registered entertainment establishments' owners/operators/managers to actively participate in preventing and controlling STI, HIV, AIDS, and Hepatitis;
5. Identify and recommend priorities and gaps in local STI, HIV, AIDS, and Hepatitis related cases;
6. Conduct periodic reviews of related policies;
7. Conduct periodic public information, education, and communication activities to promote prophylactic, reproductive Health, prevention, and control of STI, HIV, AIDS, and Hepatitis in different communities and barangays;
8. Conduct regular seminars in all primary and tertiary educational institutions and distribute, disseminate, circulate, publish, or broadcast modules, pamphlets, booklets, brochures, or other forms of information, written, verbal, audio, or video;
9. Conduct regular seminars/forums/dialogues in all government institutions and agencies and its subdivisions, whether National or local, including government-owned and controlled corporations found within the territorial jurisdiction of the City of Bacoor;





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10. Conduct yearly STI, HIV, AIDS, and Hepatitis Serological and Behavioral Surveillance. In coordination with the Bacoor Social Hygiene Clinic (Bacoor SHC) and the Department of Health (DOH) among people with high-risk sexual behavior or those by nature of their work prone to contracting STI, HIV, AIDS, and Hepatitis;
11. Initiate skills training, advocacy programs, and development strategies to benefit people with a high risk of contracting STI, HIV, AIDS, and Hepatitis;
12. Regularly monitor, inspect, and examine the facilities, practices, and procedures of hospitals, medical/dental clinics, laboratories, and testing centers, blood banks within the territorial jurisdiction of the City of Bacoor, whether they are public or privately owned, for-profit or charitable purpose and evaluate whether they have complied with the existing minimum standards in the prevention and containment of STI, HIV, AIDS, and Hepatitis;
13. Recommend to the Sangguniang Panlungsod enactment of ordinances that shall assist in the control, prevention, treatment care, and containment of STI, HIV, AIDS, and Hepatitis;
14. Recommends the closure or imposition of sanctions or penalties on any establishment found violating the prohibited acts as mentioned in this ordinance;
15. Assist in the source/request for funding and recommend allocation of resources;
16. Create a Technical Working Group or committees if it is deemed necessary to effectively implement this Ordinance;
17. To act as the primary agency that shall represent the City of Bacoor in all conventions, conferences, fora, or gatherings of other agencies, organizations, leagues, chambers, or groupings, whether national, local, or international, pertaining to the issue of STI, HIV, AIDS, and Hepatitis;
18. To monitor STI, HIV, AIDS, and Hepatitis cases in coordination with the Bacoor Social Hygiene Clinic of the City Health Services;





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City Mayor

19. To identify STI, HIV, AIDS, and Hepatitis cases through passive and active surveillance; and

20. To perform all other tasks and functions related to the overall objective of the prevention, treatment, care, and control of STI, HIV, AIDS, and Hepatitis in the City of Bacoor.

**Section 8 - Meeting-** The BCSPTCC shall meet at least once every quarter of the year or as often as may be necessary by serving notice to all members at least a day before the meeting.

**Section 9 - Quorum-** the presence of at least a majority of all the members of the BCSPTCC shall constitute a quorum to do business.

**Section 10 - The Secretariat-** The BCSPTCC shall have the Bacoor Social Hygiene Clinic as the Secretariat.

**Section 11- Functions of the Secretariat-** The Secretariat shall have the following functions and duties:

1. Prepare the agenda of the meeting of the BCSPTCC and record the minutes of the same,
2. Shall keep the records of the BCSPTCC,
3. To submit an annual report to the BCSPTCC within two months after the close of each calendar year,
4. To monitor the implementation of the policies, programs, and activities of the BCSPTCC, and
5. To perform such other functions as may be required by the BCSPTCC.

**Section 12. Creation of the BACOR SOCIAL HYGIENE CLINIC-** The Bacoor Social Hygiene Clinic is hereby created. It shall be comprised of trained staff who will compose the HIV AIDS Core Team of the City of Bacoor directly involved in the Clinical management of PLHIV and implementation of the STI, HIV, AIDS and Hepatitis program of the city.





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1. **Social Hygiene Physician-** Doctor of Medicine trained in Syndromic management of STI, Primary Health Care of PLHIV, and acts as Administrative Head of the Social Hygiene Clinic.
2. **Nurse-** Registered Nurse who shall assist the Physician in Syndromic management of STI, Primary Health Care of PLHIV
3. **Medical Technologist-** In charge of the technical aspect of the Social Hygiene Clinic and in charge of the laboratory.
4. **Case Managers-** Directly in charge of assisting in the clinical management of PLHIV and monitoring of clients.
5. **Peer Navigator-** in charge of surveillance and conducting HIV testing and advocacy in the community.
6. **Data encoder-** in charge of data privacy and safekeeping of records of the facility.

**Section 13. Mandatory STI/ HIV/ AIDS/ Hepatitis Education-** it shall be mandatory for all operators and/or managers, entertainers of entertainment establishments to attend seminars on STI/HIV/AIDS prevention conducted by the City Health Services, Bacoor Social Hygiene Clinic, the Bacoor STI/HIV/AIDS prevention treatment and care Council or NGOs accredited by the Bacoor City Government, otherwise no permit to operate shall be granted to the entertainment establishment.

**Section 14. Agencies Tasked to Conduct Seminars -** the City Health Services through the Bacoor Social Hygiene Clinic of the City of Bacoor, the Bacoor City STI/AIDS Hepatitis Prevention, treatment and Care Council, and NGOs accredited by the City Government of Bacoor are hereby tasked to conduct seminars on Reproductive Health, STI/HIV/AIDS periodically and to make themselves accessible and available for seminar purposes to the above-mentioned individuals and to offer persons who may need such services.

**Section 15. Issuance of Permit to Operate-** The entertainment establishments mentioned in this ordinance should not be allowed to operate unless a certificate of attendance in an STD/HIV/AIDS seminar has been issued to its operator and all its employees.



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**Section 16. Availability of Prophylactics** - To prevent STI, HIV, AIDS, and Hepatitis, all entertainment establishments covered by the ordinance are required to make available prophylactics or condoms within their establishments. The Philippine National Police and the City Health Services shall randomly check the availability of a sufficient number of prophylactics within the premises of the said establishment. The number of condoms available in the said premises to be considered sufficient shall not be fewer than double the number of employees engaged in high-risk sexual behavior.

**Section 17. Regular STD Screening for Entertainers and others with similar occupations.** All entertainers, masseurs, and others with similar occupations shall undergo compulsory weekly medical checkups (gm staining) to be conducted at the Bacoor Social Hygiene Clinic of the City Health Services.

**Section 18. Compilation of Roster of Entertainers/Employees in entertainment-** The City Health Services shall maintain a roster of all entertainers and other workers engaged in high-risk sexual behaviors indicating their full name, age, birthdate, address, and place of employment in relation to all owners/operators/managers of entertainment establishment shall submit to the City Health Office a quarterly updated list of their employees. The said roster shall also contain the latest 2x2 colored picture of each of the said employees/ entertainers.

**Section 19. Monitoring Programs-** The BCSPTCC shall establish a comprehensive STI, HIV, AIDS, and Hepatitis monitoring program in coordination with the City Health Services to determine and monitor the magnitude and progression of STI/HIV/AIDS infection in the City of Bacoor and to evaluate the efficacy of the countermeasures being employed by the BCSPTCC, City Health Services, and NGOs.

Further, the BCSPTCC, in coordination with the City Health Services, shall monitor STI, HIV, AIDS, and Hepatitis cases through passive and active surveillance, including the conduct of yearly STI, HIV, AIDS, and Hepatitis serological and behavioral surveillance among the people with high-risk sexual behaviors or those who by the nature of their work is prone to contacting STI, HIV, AIDS, and Hepatitis.

**Section 20. Reporting Requirement and Consequence of Failure to Report.** All hospitals, clinics, laboratories, and testing centers for STI, HIV, AIDS, and/or





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Hepatitis are required to immediately report to the City Health Services any identified failure of the owner/operator of the entertainment establishments to report the said cases within thirty (30) days after discovery. The identification shall result in the immediate closure of the said hospital, clinic, or testing centers for a period not less than ten (10) days but not more than thirty (30) days as may be deemed proper by the City Mayor.

**Section 21. Contact Tracing-** In coordination with the City Health Office, the BCSPTCC shall conduct STI, HIV, AIDS, and/or Hepatitis contact tracing and all other related health intelligence activities. Provided such contact tracing shall not contradict the general purpose of Republic Act No.11166. Provided further, that any information gathered shall remain confidential and classified and can only be used for statistical and monitoring purposes and not as basis or qualification for any other purposes such as but not limited to employment, school attendance, or freedom of abode or travel.

### Section 22. General and Medical Confidentiality.

**General Confidentiality** — The confidentiality and privacy of any individual who has been tested for HIV, exposed to HIV, has HIV infection, or HIV- and AIDS-related illnesses, or was treated for AIDS-related illnesses shall be guaranteed.

**Medical Confidentiality** - All health professionals, medical instructors, workers, employers, hospitals, laboratory recruitment agencies, insurance companies, data encoders, and other custodians of any medical record, file data, or test results are directed to strictly observe confidentiality in the handling of all medical information particularly the identity and status of Persons with STI, HIV, AIDS, and/or Hepatitis.

**Section 23- Exceptions to the Mandate of Confidentiality-** Medical Confidentiality shall not be considered in the following instances:

1. When complying with reportorial requirements in conjunction with the AIDS WATCH Programs established under the Department of Health to determine and monitor the magnitude and progression of HIV infection in the Philippines and for the purpose of evaluating the adequacy and efficacy of the countermeasures being employed;





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City Councilor

HON. RAMON N. BAUTISTA  
Liga ng mga Barangay President

HON. MAC RAVEN ESPIRITU  
SK Federation President

Attested by:

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

Certified by:

HON. ROWENA BAUTISTA-MENDIOLA  
City Vice Mayor

Approved by:

HON. STRIKE B. REVILLA  
City Mayor

2. When informing other health workers directly involved or about to be involved in the treatment or care of a person with STI, HIV, AIDS, and/or Hepatitis provided that such treatment or care carries the risk of HIV transmission; Provided, further, that such workers shall be obliged to maintain shared medical confidentiality; and
3. When responding to a subpoena duces tecum and subpoena ad testificandum issued by a court with jurisdiction over legal proceedings where the main issue is the HIV status of an individual. Provided that the confidential medical record shall be properly sealed by its lawful custodian after being double checked for accuracy by the head office or department, hand-delivered, and personally opened by the judge: Provided, further that the judicial proceedings shall not be made public.

**Section 24. Release of STI/ HIV/ AIDS/ Hepatitis Test Results-**All results of STI, HIV, AIDS, and/or Hepatitis testing shall be confidential and shall be released only to the following persons:

1. The person who submitted himself/herself to such test;
2. Either parent of a minor child who has been tested;
3. A legal guardian in the case of insane persons or orphans and
4. A person authorized to receive such results in conjunction with the surveillance program of the City Health Services or provided under the pertinent provisions of Republic Act 11166.

**Section 25. Reporting Procedures-**All hospitals, clinics, laboratories, and testing centers for STI, HIV, AIDS, and/or Hepatitis shall adopt measures to ensure the reporting and confidentiality of any medical record, personal data, and file, including all data that may be accessed from various data banks of information system to the City Health Services.

**Section 26. Disclosure to a Sexual Partner-** Any person with STI, HIV, AIDS, and/or Hepatitis is under obligation to disclose to his/her partner his/her STI, HIV, AIDS, and/or Hepatitis status or condition at the earliest reasonable time.

**Section 27. Non-Discrimination in the Workplace-** Discrimination in any form from pre-employment to post-employment, including hiring and promotion or assignment based on the actual perceived or suspected HIV status of





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City Mayor

an individual, is prohibited. Termination from work on the sole basis of actual perceived or suspected HIV status is deemed unlawful.

**Section 28. Non-Discrimination in School-** No educational institution shall refuse admission, expel, discipline, segregate, or deny participation, benefits, or services to a student or prospective student based on his/her actual, perceived, or suspected STI/HIV/AIDS status.

**Section 29. Non-Restriction on Travel and Habitation-** The freedom of abode lodging and travel of a person living with HIV shall not be abridged. No person shall be quarantined, placed in isolation, or refused lawful entry into or deported from the Philippine territory because of his/her actual, perceived, or suspected HIV status.

**Section 30. Declaration of AIDS Awareness Month, World AIDS Day-** The month of May of every year is hereby declared as AIDS Awareness Month in the City of Bacoor to coincide with the commemoration day for Persons living with HIV/AIDS and International Day of Action in Women's Health. On the 1<sup>st</sup> day of December of every year, the City of Bacoor enjoins the whole world in celebrating World AIDS Day. Activities in relation to awareness of STI, HIV, AIDS, and/or Hepatitis are highly encouraged by the Department of Health during the celebration.

**Section 31. Penalties.** Violation of any of the provisions of this ordinance, where applicable, shall be punished by imprisonment of not less than six (6) months but not more than one (1) year or a fine of not less than Three Thousand Pesos (Php3,000.00) but not more than Five Thousand Pesos (Php5,000.00) or both in the discretion of the court.

**Section 32. PhilHealth Coverage and Bacoor Social Hygiene Clinic Trust Fund.** To completely eradicate STI, HIV, AIDS, and/or Hepatitis in the City of Bacoor and in support of the United Nations Sustainable Development Goal 6, the City Government of Bacoor shall fund the PhilHealth premium of the STI, HIV, AIDS, and/or Hepatitis patients as an indigent to support his medication and other needs. The Bacoor Social Hygiene Clinic shall be accredited by PhilHealth to access Outpatient HIV/ AIDS Treatment (OHAT). This benefit aims to increase the proportion of the population having access to effective HIV/ AIDS treatment and patient education measures. In compliance with the PhilHealth OHAT guidelines, a trust fund shall be created to be called "Bacoor Social Hygiene Clinic Trust Fund," which will be used primarily for the treatment and care of the





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Sangguniang Panlungsod Secretary

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City Vice Mayor

Approved by:

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City Mayor

Person living with HIV based on the guidelines of the Philippine Health Insurance Corporation.

**Section 33. Implementing Guidelines-** Within three (3) months after the approval of this Ordinance, the BCSPTCC shall formulate and issue the appropriate implementing guidelines necessary for the efficient and effective implementation of any and all provisions of this Ordinance. Such Implementing Guidelines shall be submitted to the City Mayor and, upon approval thereof, shall be deemed part of this Ordinance.

**Section 34. Separability Clause.** If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

**Section 35. Repealing Clause.** This Ordinance expressly repeals City Ordinance No. CO 16-2014 Series of 2014, which amended City Ordinance No. 2013-6 Series of 2013. All other provisions that are inconsistent with this Ordinance are hereby modified, amended, or repealed accordingly.

**Section 36. Effectivity.** This ordinance shall take effect immediately after it has been published at least once in a newspaper of general circulation in the City of Bacoor, Cavite.

**APPROVED** this 13<sup>th</sup> day of November 2023 at the City of Bacoor, Cavite.

I hereby certify that the foregoing Ordinance was duly 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: 22 NOV 2023