



CITY ORDINANCE NO. 347-2024

Series of 2024

AN ORDINANCE REGULATING THE CONDUCT OF MEDICAL MISSIONS WITHIN THE JURISDICTION OF THE CITY OF BACOR, CAVITE AND REQUIRING EVERY ORGANIZER TO GIVE NOTICE, OBTAIN CLEARANCE, AND COORDINATE WITH THE CITY HEALTH OFFICE FOR ANY PROGRAM OR ACTIVITY INVOLVING MINOR AND/OR MAJOR OPTICAL OR SURGICAL OPERATION, MEDICAL OR DENTAL AND OTHER HEALTH-RELATED SERVICES AND PROVIDING PENALTIES FOR VIOLATION HEREOF.

Sponsored by:

Hon. Reynaldo D. Palabrica

Co-Sponsored by:

Hon. Roberto L. Advincula, Hon. Palm Angel S. Buncio, Hon. Simplicio G. Dominguez, Hon. Catherine Sarino-Evaristo, Hon. Reynaldo M. Fabian, Hon. Randy C. Francisco, 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, Section 15, Article II of the 1987 Philippine Constitution states that it is the policy of the State to protect and promote the right to health of the people and instill health consciousness among them.

WHEREAS, Section 11, Article XIII of the 1987 Philippine Constitution mandates that the State shall adopt an integrated and comprehensive approach to health development, which shall endeavor to make essential goods, health, and other social services available to all the people at affordable cost.

WHEREAS, the same Section likewise states that there shall be a priority for the needs of the underprivileged, sick, elderly, disabled, women, and children and shall endeavor to provide free medical care to paupers.

WHEREAS, Section 16 of Republic Act No. 7160 (the "Local Government Code of 1991") 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

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HON. STRIKE B. REVILLA
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general welfare. Within their respective territorial jurisdictions, local government units shall 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, Section 33 of Republic Act No. 10160 (the "Charter of the City of Bacoor") mandates that the City Health Officer shall formulate measures for the consideration of the Sangguniang Panlungsod and provide technical assistance and support to the City Mayor in carrying out activities to ensure the delivery of basic services and the provision of adequate facilities relative to health services as provided for under Section 17 of the Local Government Code of 1991.

WHEREAS, it is the duty of the City Government of Bacoor, through the City Health Office to implement health programs in compliance with the guidelines of the Department of Health.

WHEREAS, the City Health Officer recommended to the Sangguniang Panlungsod to pass an ordinance that will enable the City Government to regulate medical, optical and dental missions being conducted within the City of Bacoor to protect its constituents against possible injuries and complications brought about by medical/dental/optical malpractice, negligence, and/or lack of proper training of those performing medical /dental/optical services to patients during the said activities.

WHEREAS, it is the policy of the City Government of Bacoor to ensure that those performing and conducting medical/dental/optical missions comply with the policies and regulations of the City.

WHEREAS, this Ordinance is not in any way meant to discourage the conduct of medical, optical, and dental missions in the City of Bacoor but to ensure its proper implementation and to maximize the benefits that may be derived therefrom through coordinated and complementary efforts by and between the City Government and the organizers thereof.

NOW THEREFORE, BE IT ORDAINED by the 5th Sangguniang Panlungsod of the City of Bacoor, Cavite that:

SECTION 1. SHORT TITLE. — This Ordinance shall be referred to and cited as the "**Medical Missions Regulation Ordinance of the City of Bacoor.**"



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SECTION 2. OBJECTIVE. It shall be the primary goal of this Ordinance to achieve the following:

1. Institutionalize a mechanism of cooperation between and among the City Government of Bacoor and the persons and entities conducting medical, optical, and dental missions in the City of Bacoor, Cavite to facilitate a systematic delivery of various health services to city residents;
2. Regulate the conduct of medical, optical, and dental missions within the City of Bacoor;
3. Eliminate the conduct of unauthorized medical, dental, and optical missions within the City of Bacoor;
4. Ensure the compliance with the City's policies and regulations of persons and entities conducting medical, dental, and optical missions in the City of Bacoor;
5. Deter the duplication of the conduct of medical, dental, and optical missions and provision of similar health services in the City of Bacoor;
6. Assist the conduct of the medical, dental, and optical missions through the City Health Office in the City of Bacoor;
7. Ensure that the rights of the resident participants to the said medical, dental, and optical missions are respected and upheld;
8. Ensure that the health and well-being of the resident participants to the said medical, dental, and optical missions are protected; and
9. Implement sanctions and penalties to persons or entities who violate the provisions of this Ordinance.

SECTION 3. SCOPE AND COVERAGE. - This Ordinance shall cover all public and private natural and juridical persons/individuals and/or entities/institutions who will conduct medical, dental, or optical missions involving minor and/or major medical, optical or dental surgical operations and other health-related services within the City of Bacoor.

SECTION 4. NOTICE AND CLEARANCE. — The organizer/s of every medical, dental or optical mission is/are hereby required to give written notice to, and coordinate with, the City Government of Bacoor, through the City Health Office of any program or activity involving minor and/or major optical, dental or surgical operation and other health-related services that will be conducted within the jurisdiction of the City of Bacoor at least two (2) weeks prior to the conduct of the said activity. Provided, however, that the receipt of the City through the City Health Office of the said notice does not mean that the holding of the said medical/optical/dental missions are



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already authorized in the absence of a written clearance signed by the City Mayor and by the City Health Officer prior to the conduct of the said activities.

SECTION 5. PROHIBITED ACTS. - The following acts shall be prohibited:

1. The conduct of a medical, dental, or optical mission within the City of Bacoor without the required written notice sent to the City Health Officer at least two (2) weeks prior to the conduct of said activity/ies;
2. The conduct of a medical, dental, or optical mission without a written clearance signed by the City Mayor and by the City Health Officer in violation or contravention of this Ordinance and other related policies, rules, and regulations of the Department of Health;
3. Knowingly, willfully, and intentionally aiding or assisting any person or institution who commits any of the prohibited acts under this Ordinance and other related and/or future issuances; and
4. The commission of any act that is similar or analogous to the circumstances mentioned above.

SECTION 6. IMPLEMENTING AGENCY. - The City Health Office shall serve as the implementing agency of this Ordinance. As the implementing agency, it is the duty of the CHO to perform the following:

- a. Formulate and recommend implementing guidelines, policies, rules, and requirements subject to the approval of the City Mayor for the effective implementation of this Ordinance;
- b. Spearhead the dissemination of the provisions of this Ordinance to persons/entities to ensure compliance;
- c. Monitor, oversee, and evaluate the implementation of the provisions of this Ordinance;
- d. Recommend and submit a report containing the observations in the implementation of this Ordinance; and
- e. Perform such other functions as may be deemed necessary to implement this Ordinance.

SECTION 7. DUTY OF ORGANIZERS. - Every organizer/s of a medical, dental, or optical mission who aims to conduct such missions within the City of Bacoor shall submit a formal written letter-request addressed to the Office of the City Mayor at least two (2) weeks prior to the conduct of said activity/ies.



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Provided that the City Health Office shall be furnished with a copy of said letter-request.

SECTION 8. FORMAL LETTER-REQUEST. - The letter request shall contain the following details:

- Name of the organizer/s.
- Name of all individual staff who will perform the medical/optical/dental services.
- Abstract of the purpose and objective of the medical, optical, or dental mission.
- Date, time, and location of the medical, optical or dental mission.
- The medical, dental, or optical services and activities to be provided to the public.
- Target participants and the complete list of the qualifications of the doctors and other health professionals who shall participate in the activity/ies.
- Projected number of participants; and
- The policy on data privacy and patient-doctor confidentiality of the organizer/s.

The letter-request shall also be accompanied by the documents and proofs of accreditation of the organizer as well as other proofs evidencing their license to perform the medical, dental, or optical services they will provide.

SECTION 9. CITY HEALTH OFFICE. - Upon receipt of the letter request, the City Health Office shall:

- Review and evaluate the letter request.
- Request additional documents, if necessary.
- Upon evaluation, determine whether the organizer shall be granted Clearance to conduct medical mission within the City of Bacoor; and
- Submit recommendations to the Office of the City Mayor on how the said mission/s shall be conducted in case the request is approved.

SECTION 10. PENALTIES.

All natural or juridical persons who shall violate this Ordinance shall, upon conviction, pay a fine of not less than FIVE THOUSAND PESOS (Php 5,000.00) or be imprisoned for six (6) months to one (1) year, or both, when applicable depending on the discretion of the court.

SECTION 11. IMPLEMENTING GUIDELINES. The City Legal Services Office is hereby directed to formulate the implementing guidelines of this Ordinance, in consultation



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with the City Health Office, and to submit the same for the approval of the City Mayor within sixty (60) calendar days after the date of effectivity hereof.

SECTION 12. REPEAL CLAUSE. All ordinances and orders inconsistent with the provisions of this Ordinance are hereby revoked and/or modified accordingly.

SECTION 13. SEPARABILITY CLAUSE. In case any provision of this Ordinance is declared unconstitutional or void by a competent court of law, the remaining provisions hereof not affected by the said declaration shall remain valid.

SECTION 14. DATE OF EFFECTIVITY. This Ordinance shall take effect immediately after it has been published once in a newspaper of general circulation in the City of Bacoor, Cavite.

APPROVED this 12th day of February 2024 at the City of Bacoor, Cavite, by the 5th Sangguniang Panlungsod of Bacoor City, Cavite.

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

Approved by:

HON. STRIKE B. REVILLA
City Mayor

Date of Approval: 14 MAY 2024