



Republic of the Philippines  
Province of Cavite  
CITY OF BACOR

Office of the Sangguniang Panlungsod



Seal of  
Good  
Local  
Governance  
2023 Awardee  
7 years in a row

CGBCR-SPBac-F001.04  
04/05/2024

DISTRICT I

HON. CATHERINE SARINO-EVARISTO  
City Councilor

HON. MICHAEL E. SOLIS  
City Councilor

HON. ADRIELITO G. GAWARAN  
City Councilor

HON. VICTORIO L. GUERRERO, JR.  
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HON. ALEJANDRO F. GUTIERREZ  
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HON. LEVY M. TELA  
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HON. SIMPLICIO G. DOMINGUEZ  
City Councilor

HON. RANDY C. FRANCISCO  
Liga ng mga Barangay Vice President

HON. PALM ANGEL S. BUNCIO  
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. 373-2024  
Series of 2024

AN ORDINANCE REGULATING THE USE, SALE, DISTRIBUTION, AND ADVERTISEMENT OF CIGARETTES AND OTHER TOBACCO PRODUCTS SUCH AS ELECTRONIC CIGARETTES, HEATED TOBACCO PRODUCTS AND OTHER NICOTINE/NON-NICOTINE DELIVERY DEVICES, IMPOSING PENALTIES FOR VIOLATIONS HEREOF AND PROVIDING FUNDS THEREFOR.

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 Constitution declares that the State shall protect and promote the right to health of the people and instill health consciousness among them.

**WHEREAS**, the Philippines is a party to the World Health Organization's Framework Convention on Tobacco Control (FCTC) which prioritizes the protection of public health by promoting measures of tobacco control and to reduce continually and substantially the prevalence of tobacco use and exposure to tobacco smoke of the general population.

**WHEREAS**, the Philippines signed and ratified the Convention on the Rights of the Child (CRC) recognizing children as persons with Rights and Entitlements. Article 4 of the CRC mandates that "States Parties shall undertake all appropriate legislative, administrative, and other measures to implement the rights recognized in the present Convention. With regard to economic, social, and cultural rights, States Parties shall undertake such measures to the maximum extent of their available resources and, where needed, within the framework of international co-operation."

**WHEREAS**, Section 16 of the Local Government Code of 1991 (Republic Act No. 7160) accords every local government unit power and authority to promote the general





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City Mayor

welfare within its territorial jurisdiction, including the promotion of health and safety of its constituents.

**WHEREAS**, the Philippine Clean Air Act of 1999 (Republic Act No. 8749) declares the right of every citizen to breathe clean air, prohibits smoking inside enclosed public places, including public vehicles and other means of transport, and directs local government units to implement the provisions of the said law.

**WHEREAS**, the Tobacco Regulation Act of 2003 (Republic Act No. 9211) prohibits smoking in certain public places, whether enclosed or outdoors, prohibits the purchase and sale of cigarettes and other tobacco products to and by minors and in certain places frequented by minors, and imposes restrictions on advertising, promotion, and sponsorship activities of tobacco companies.

**WHEREAS**, Civil Service Commission Memorandum (CSC) Circular No. 17, series of 2009, prohibits smoking in premises, buildings, and grounds of government agencies providing health, education, or social welfare and development services such as hospitals, health centers, schools, and universities, and colleges and provided specific requirements for designated smoking areas in government facilities.

**WHEREAS**, the Land Transportation Franchising and Regulatory Board (LTFRB) Memorandum Circular 2019-063 provides that drivers and operators of public utility vehicles are responsible for preventing smoking in public conveyances and posting specified "No Smoking" signs in their motor vehicles.

**WHEREAS**, Civil Service Commission (CSC)-Department of Health (DOH) Joint Memorandum Circular No. 2010-01 prohibits government officials and personnel from acts involving/facilitating the interference of the tobacco industry within the bureaucracy, such as, but not limited to, unnecessary interactions, granting favors, accepting gifts, donations or sponsorships, and conflict of interest.

**WHEREAS**, the Universal Health Care Act of 2019 (Republic Act No. 11223) directs local government units to enact stricter ordinances that strengthen and broaden existing health policies and implement effective programs that promote health literacy and healthy lifestyle among their constituencies to advance population health and individual well-being, reduce the prevalence of non-communicable diseases and their risk factors, particularly tobacco and alcohol use;





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HON. STRIKE B. REVILLA  
City Mayor

**WHEREAS**, the Seal of Good Local Governance Act of 2019 (RA 11292) measures, among others, the local government units' capability to effectively implement and deliver health services and information systems as well as pursue evidence-based health promotion and protection policies scientifically proven and accepted to advance population health and individual well-being. One of the indicators for this measurement is the strict enforcement of laws and ordinances that regulate tobacco sale and use.

**WHEREAS**, Executive Order No. 106 series of 2020, which amended Executive Order No. 26 series of 2017, directs local government units to adopt and implement the nationwide smoking and vaping restrictions and to strengthen existing measures on access restriction, including the regulation on sales, distribution, and availability of cigarettes, electronic nicotine and non-nicotine delivery systems (ENDS/ENNDs), heated tobacco products (HTPs) and other tobacco products.

**WHEREAS**, the Vaporized Nicotine and Non-Nicotine Products Regulation Act (or "RA 11900") declared that it is the policy of the State to "protect the citizens from the hazards of regulated, unregulated and substandard Vapor Products and Heated Tobacco Products" and "promote a healthy environment, protect the citizens from any potential hazards of these novel consumer products, reduce the harm caused by smoking, and ensure that the sale to minors are prevented".

**WHEREAS**, the City Government recognizes the fundamental and irreconcilable conflict between the tobacco industry's interests and public health policy, and intends to carry out, defend, and promote the right to health of the residents of the City of Bacoor by adopting measures upholding its tobacco control policies, from commercial and other vested interests of the tobacco industry.

**WHEREAS**, scientific evidence has unequivocally established that tobacco consumption and exposure to tobacco smoke: (1) cause death, diseases, and disability, (2) lead to devastating health, social, economic, and environmental consequences, and (3) place substantial financial burdens on families, the poor, and on the national and local health systems.

**WHEREAS**, the enjoyment of the highest attainable standard of health is a fundamental right of every human being and public health takes precedence over any commercial or business interest.





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**WHEREAS**, an increasing number of Filipinos become afflicted with and die each year of tobacco-related diseases such as stroke, heart disease, emphysema, various cancers, and nicotine addiction, among others, and both the public and workers in facilities where smoking is allowed are most at risk from these and other tobacco-related diseases.

**WHEREAS**, scientific evidence has shown that there is no safe level of exposure to tobacco smoke; that effective measures to protect from exposure to it, under Article 8 of the FCTC, require the total elimination of smoking and tobacco smoke; and that approaches, other than 100% smoke-free environments, including ventilation, air filtration and the use of designated smoking areas (whether or not with separate ventilation systems) have repeatedly been shown to be ineffective.

**WHEREAS**, heated tobacco products are being marketed with unproven and unvalidated claims of "reduced risk" and as "smoke-free" alternatives to smoking conventional cigarettes.

**WHEREAS**, the World Health Organization (WHO) and the Conference of Parties to the WHO FCTC recognize that heated tobacco products are tobacco products and are therefore subject to the provisions of the WHO FCTC.

**WHEREAS**, other tobacco products like electronic nicotine delivery systems (ENDS or 'vape') have gained increasing popularity in the Philippines, especially in cities and urban centers and among minors and young adults, as reflected in the 2019 Global Youth Tobacco Survey and 2021 Global Adult Tobacco Survey.

**WHEREAS**, the scientific and medical evidence regarding the adverse health effects of electronic cigarettes, such as nicotine dependency and addiction, increased respiratory and cardiovascular disease risks, poisoning, seizure, burns, and trauma and death from faulty devices, among others, establish that these products pose a clear and direct harm to their users.

**WHEREAS**, the LGU of Bacoor City must implement, in unison with the national government, the letter and spirit of the said laws and regulations.

**WHEREAS**, the LGU of Bacoor City recognizes that it must act with urgency and take appropriate countermeasures to break the culture of tobacco consumption, smoking, and vaping through comprehensive





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and proven effective tobacco control measures to prevent the initiation of non-users and the youth and prevent exposure to harmful chemical emissions that pose risks to health while providing a supportive environment to those attempting to quit smoking and vaping, as well as protect its health policies in accordance with the country's obligations under Article 5.3 of the Framework Convention on Tobacco Control.

**WHEREAS**, to fully protect the health and welfare of the constituents of Bacoor City and at the same time safeguard the health of all stakeholders, including smokers and vapers, there is a need to pass a comprehensive ordinance covering tobacco products, electronic nicotine delivery systems, electronic non-nicotine delivery system, heated tobacco products, and novel tobacco products regulating their use, sale, manufacture, distribution, advertisement, and promotions, and providing penalties for violations of the said legislation.

**NOW, THEREFORE**, be it **ORDAINED** by the 5th Sangguniang Panlungsod of the City of Bacoor, Province of Cavite that:

## ARTICLE 1

### GENERAL PROVISIONS

**SECTION 1. TITLE.** - This Ordinance shall be known as the **"COMPREHENSIVE SMOKE AND VAPE-FREE ORDINANCE OF THE CITY OF BACOR."**

**SECTION 2. PURPOSE.** - This Ordinance aims to (1) safeguard the health, safety, and well-being of the general public by protecting the latter from the harmful effects of smoking, tobacco consumption, and vaping, (2) cause a significant reduction in the potential exposure to tobacco marketing and advertising of the youth, (3) restrict the accessibility of tobacco products within the City of Bacoor, and (4) provide a supportive and conducive environment for tobacco/tobacco product users to quit smoking or vaping.

**SECTION 3. SCOPE AND DURATION.** This Ordinance shall apply to all persons, natural or juridical, resident or non-resident, and in all places found within the territorial jurisdiction of the City of Bacoor, Cavite.

**SECTION 4. DEFINITION OF TERMS.** - As used in this Ordinance, the terms below shall have the meanings ascribed to them in this section. Any words or terms not





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defined shall be given their plain and customary meanings unless the context requires otherwise and shall be interpreted in a manner consistent with the purposes and spirit of this Ordinance.

- Advertising** is the business of conceptualizing, presenting, making available, and communicating to the public, through any form of mass media, any fact, data, or information about the attributes, features, quality, or availability of consumer products, services, or credit. For the purpose of this ordinance, advertising shall be understood as tobacco product advertising.
- Civil Society Organization (CSO)** - refers to a legally constituted voluntary civic and social organization or institution created without government participation, including but not limited to charities, development non-governmental organizations (NGOs), peoples' organizations, community groups, women's organizations, faith-based organizations, professional associations, coalitions and advocacy groups duly recognized by the Office of the Mayor. Provided such organization, institution or association is not directly or indirectly related to, connected and/or associated with, or has partnership with or recipients of funding or conduits of, or act as front groups of the tobacco and/or electronic cigarette industry.
- Designated Smoking/Vaping Area (DSA/DVA)** - refers to an outdoor or indoor space, as the case may be, duly approved by the City Health Officer where smoking and/or vaping may be allowed without violating this ordinance, subject to the standards provided in this ordinance.
- Electronic Nicotine and Non-Nicotine Delivery Systems (ENDS/ENNDS)** — are combinations of non-tobacco products containing e-liquids, solutions, or refills that may or may not contain nicotine and an electronic delivery device to produce aerosol, mist, or vapor that users inhale by mimicking the act of smoking. ENDS/ENNDS deliver nicotine and/or other chemicals to the lungs after one end of a plastic or metal cylinder is placed in the mouth, like a cigarette or cigar, and inhaled to draw a mixture of air and vapors





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from the device into the respiratory system. They contain electronic vaporization systems, rechargeable batteries and chargers, electronic controls, and replaceable cartridges containing nicotine and/or other chemicals. They are also commonly known as electronic cigarettes (e-cigarettes), vapor products, vapes, vape pens, electronic shisha (e-shisha), mods, and other similar or related devices.

5. **Enclosed or partially enclosed** - means being covered by a roof or enclosed by one or more walls or sides, regardless of the type of material used for the roof, wall, or sides, and regardless of whether the structure is permanent or temporary. The enclosed character of a building or conveyance shall attach to all its areas, including its open spaces.
6. **Graphic Health Warnings** - refer to the photographic image printed on the tobacco product package that accurately depicts the hazards of tobacco use and is accompanied by a textual warning related to the picture.
7. **Heated Tobacco Products (HTPs)** - refers to tobacco products that may be consumed through heating tobacco, either electrically or through other means, sufficient to release an aerosol that can be inhaled without burning or combustion of the tobacco. HTPs may include liquid solutions and gels that are part of the product and are heated to generate an aerosol.
8. **Minors** - are persons below eighteen (18) years old.
9. **Novel Tobacco Products** - refers to all non-combusted substances in solid or liquid form, and innovations, either made partly of tobacco leaf as raw material or containing nicotine from tobacco, intended to be used as a substitute for cigarettes or other combusted tobacco products.
10. **Other facilities frequented by minors** - refer to places where minors and children are cared for, educated, work, and play. This includes but are not limited to sidewalks, childcare facilities, health care facilities, dormitories, entertainment venues, parks, recreational and sports facilities,





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shopping, restaurants, leisure facilities,  
accommodation and worship facilities.

11. **Person-in-charge** - refers to, in case of public places, public outdoor spaces, workplaces, and point-of-sale, the president/manager in case of a company, corporation, partnership, or association, the owner/proprietor/operator in case of a single proprietorship, or the administrator in case of government property, facility, office or building; in case of public conveyances, the owner, driver, operator, conductor, or captain of the public conveyance; in case of schools or universities, the city schools superintendent, school president, dean or principal.
12. **Point-of-sale** - refers to any licensed seller or retailer, regardless of whether licensed or unlicensed (e.g. "takatak" and other ambulant vendors), small- or medium- enterprise (SME) or otherwise, from which an individual can purchase or otherwise obtain tobacco products.
13. **Promotion** - refers to an event or activity organized by or on behalf of a tobacco manufacturer, distributor, or retailer to promote a brand of tobacco product, which event or activity would not occur but for the support given to it by or on behalf of the tobacco manufacturer, importer, distributor or retailer. It may also refer to the display of a tobacco product or manufacturers name, trademark, logo, etc., on non-tobacco products. This includes the paid use of tobacco products bearing the brand names, trademarks, logos, etc., in movies, television, and other forms of entertainment.
14. **Public conveyances** - refers to modes of transportation servicing the general population, such as, but not limited to, elevators, airplanes, ships, jeepneys, buses, taxicabs, trains, light rail transits, tricycles, and other modes of transportation that the Department of Transportation and other regulatory agencies may approve.
15. **Public places** - means all places, fixed or mobile, that are accessible or open to the public or places for collective use, regardless of ownership





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or right to access, including but not limited to schools, workplaces, government facilities, establishments that provide food and drinks, accommodation, merchandise, professional services, entertainment or other services. It also includes outdoor spaces where facilities are available for the public or where a crowd of people would gather, such as, but not limited to, playgrounds, sports grounds or centers, common areas of condominiums, church grounds, health/hospital compounds, transportation terminals, markets, parks, resorts, walkways/sidewalks, entrance ways, waiting areas and the like.

16. **Second-hand smoke (SHS)/Second-hand vaping aerosol (SHVA)** - means the smoke, aerosol, or emission coming from the burning end/heated component of a cigarette/other tobacco products, including heated tobacco products, and electronic cigarettes and other similar devices, usually in combination with the smoke, aerosol or emission exhaled by the smoker/vaper.
17. **Smoke-free air** — refers to the air that is 100% free from tobacco smoke but is not limited to the air in which tobacco smoke cannot be seen, smelled, sensed, or measured. Similarly, the phrase "vape aerosol-free air" refers to the air that is 100% free from vaping (e-cigarette) aerosol.
18. **Smoking** - means being in possession or control of a lit tobacco product regardless of whether or not the smoke or emission is being actively inhaled or exhaled.
19. **Sponsorship** - means any form of contribution to any event, activity, or individual with the aim, effect, or likely effect of promoting tobacco products, ENDS/ENNDS, HTPs, or their components, or the use thereof, either directly or indirectly.
20. **Tobacco Products** - means products entirely or partly made of the leaf tobacco as raw material which is manufactured to be used for smoking, heating, sucking, chewing, or snuffing, such as but not limited to cigarette, cigar, pipe, shisha/hookah, and chew tobacco. This includes





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Sangguniang Panlungsod Secretary

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City Mayor

ENDS/ENNDS, heated and smokeless tobacco products, novel tobacco products, and related consumer products.

21. **Tobacco Industry** - refers to organizations, entities, associations, and individuals that work for or on behalf of the tobacco industry, such as, but not limited to, tobacco and vape manufacturers, wholesale distributors, importers of tobacco products, tobacco retailers, front groups, and any other individuals or organizations, including, but not limited to lawyers, scientists, and lobbyists that work to further the interests of the tobacco industry that compete with those of tobacco control.

22. **Tobacco Industry Interference** - refers to a broad array of tactics and strategies used by the tobacco industry to interfere with the setting and implementation of tobacco control measures.

23. **Vaping** - refers to possessing or controlling a powered ENDS/ENNDS or HTP, regardless of whether the emission in the form of smoke, vapor, or aerosol is being actively inhaled or exhaled.

24. **Workplace** - means any place used by people during their employment or work, whether done for compensation or voluntarily, including all attached or associated places commonly used by the workers in the course of their work (for example, corridors, elevators, stairwells, toilets, lobbies, lounges). Vehicles used in the course of work are considered workplaces.

Words and phrases embodied in this Ordinance that are not specifically defined herein shall have the same definitions found in R.A. No. 7160, also known as the Local Government Code of 1991.

## ARTICLE 2 PROHIBITED ACTS

**SECTION 5. Prohibited Acts.** - The following acts or omissions done, or which took place, within the City of Bacoor, Cavite shall be prohibited:





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1. Smoking, vaping, and/or using tobacco products in enclosed or partially enclosed public places, workplaces, public conveyances (whether mobile or stationary), or other public places within the City of Bacoor, such as those enumerated under Section 4 (15) of this Ordinance except in designated smoking/vaping areas that are fully compliant with the requirements under Section 7 of Article 4 hereof.
2. Smoking, vaping, and using tobacco products in the presence of minors in all places within the City of Bacoor.
3. For persons in charge to allow, abet, or tolerate smoking and/or vaping in enclosed or partially enclosed public places, workplaces, public conveyances (whether mobile or stationary), or other public places within the City of Bacoor outside of duly approved designated smoking/vaping areas under Section 7 of this ordinance.
4. Operating or establishing designated smoking/vaping areas without a permit from the City Health Office or failing to comply with the standards for the operation of smoking/vaping areas provided under Section 7 of this Ordinance.
5. Possession, use, sale, distribution, or purchase of cigarettes, electronic cigarette/s, heated tobacco products, other tobacco products and/or their components to minors.
6. Selling, distributing, purchasing, marketing, and promoting tobacco products or electronic cigarettes and heated tobacco products and/or their components to minors.
7. Ordering, instructing, or compelling a minor to use, light up, buy, sell, distribute, deliver, advertise, or promote tobacco products, electronic cigarettes, heated tobacco products, or their components.
8. Selling, distributing, advertising, promoting, sponsoring, and product testing of tobacco products, electronic cigarettes, and heated





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tobacco products and/or their components within the premises of schools, playgrounds, other facilities frequented by minors including government offices delivering services on education, health, and social welfare and development within 100 meters from the perimeter of the said places.

9. Selling of tobacco products and/or ENDS within the premises of a government facility.
10. Selling cigarettes, electronic cigarette, heated tobacco products, and other tobacco products and/or their components without a valid city business permit and license to sell.
11. Selling of cigarettes, vapor product refills, heated tobacco products, and other tobacco products and/or their components removed from their original product packaging or sold as individual pieces or per stick, or in packs containing less than 20 sticks/pieces in case of tobacco products and heated tobacco product refills/heat sticks.
12. Selling and distribution of electronic cigarette refills or pods that are not tamper resistant and child resistant or that are not compliant with prevailing international standards.
13. Selling, distributing, advertising, and promoting sweets, snacks, toys, accessories, apparel, writing implements, or any other objects in the form of, or bearing a resemblance to, the logo, insignia, packaging, or distinguishable design elements of any brand of cigarettes, electronic cigarettes, heated tobacco products, and other tobacco products.
14. Selling and distribution of vapor products containing more than sixty-five (65) milligrams of nicotine.
15. Selling and distribution of flavored electronic cigarettes, except those with menthol and tobacco flavors.
16. Selling of Vaporized Nicotine and Non-Nicotine Products, Novel Tobacco Products that are packaged, labeled, presented, or marketed with flavor descriptors that are proven to unduly





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appeal particularly to minors. A flavor descriptor is presumed to unduly appeal to minors if it includes a reference to a fruit, candy brand, dessert, or cartoon character.

17. The retail and use of nicotine shots and/or concentrates
18. Selling tobacco products and/or ENDS by ambulant or street vendors, including other mobile or temporary stalls, kiosks, stations, or units.
19. Manufacturing, importing, distributing, marketing, or selling of unregistered or adulterated electronic cigarettes and their components in the form of devices, e-liquids, solutions, or refills, whether physically part of or intended to be used with electronic cigarettes, heated tobacco products, and other novel tobacco products.
20. Marketing, importing, distributing, and selling of cigarettes, electronic cigarettes, heated tobacco products, and tobacco products and/or their components without the appropriate government-issued health warning labels.
21. Failure on the part of retailers, sellers, and distributors to require the presentation of a valid government-issued identification card from buyers and recipients of tobacco products.
22. Placement of tobacco product advertisements on shopping bags.
23. Placing cinema or outdoor advertisements of tobacco products and/or ENDS.
24. Placing, posting, displaying, or distributing advertisement and promotional materials of tobacco products, such as but not limited to leaflets, posters, display structures, and other materials within an establishment when such establishment or its location is prohibited from selling tobacco products and/or ENDS/ENNDS/HTPs.
25. Placing advertisements of cigarettes, electronic cigarette, heated tobacco products, and other





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tobacco products and/or their components outside the premises of points-of-sale such as, but not limited to, motor vehicles of any kind, billboards, posters, and streamers.

26. Placing, posting, displaying, or distributing advertisement and promotional materials of tobacco products or ENDS/ENNDs/HTPs, such as but not limited to leaflets, posters, display structures, and other materials that show a tobacco/ENDS brand name (including company name), logo or indicia, such as in a point-of-sale establishment, where minors are allowed entry.
27. Conducting promotional activities, campaigns, events, product sampling, and the like, where the establishment or its location is prohibited from selling or unauthorized to sell tobacco products and/or ENDS, and/or where minors are allowed entry.
28. Refusal to allow entry of the members of the Smoke-Free Task Force or its duly deputized enforcers into places mentioned in Section 15 of this Ordinance for the purpose of implementing, monitoring, inspecting, and enforcing the provisions of this Ordinance.
29. Facilitation, participation, or partnership involving any government official or personnel of the City Government of Bacoor, regardless of employment status (permanent, casual, contractual, job order, consultant, or special appointment) in any form of contribution, favor, sponsorship, or corporate social responsibility (CSR) activity, event, program or project by a tobacco/electronic cigarettes company, tobacco/electronic cigarette industry front groups, or any representation working to protect or promote tobacco/electronic cigarette industry interests with the aim, effect or likely effect of promoting a tobacco/electronic cigarette product, its use either directly or indirectly. Provided that: such facilitation, participation, or partnership should have started after the date of effectivity hereof in order to be considered a violation of this Ordinance.





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30. Defacing, tampering, or removing signages and other materials without the written permission of the City Mayor or City Administrator; and
31. Any act/s similar or analogous to any of the foregoing prohibited acts.

**ARTICLE 3  
REGULATION ON ADVERTISEMENT**

**SECTION 6. ADVERTISEMENT RESTRICTIONS.** - The following shall apply to all tobacco and e-cigarette product advertisements conducted within the City of Bacoor, Cavite:

1. Advertisements shall only depict persons who are, or who appear to be, above twenty-five (25) years old.
2. Advertisements shall not show, portray, depict, or air scenes, pictures, images, symbols, drawings, or audiotaped or recorded materials where the actual use of, the act of using, or the puffing of e-cigarette or cigarette products are displayed, portrayed, depicted, or aired.
3. Advertisements should not undermine quit-smoking messages and encourage non-tobacco or non-nicotine users to use the product.
4. Advertisements should not contain information or elements that are untrue or are not scientifically substantiated, in particular with regard to tobacco, cigarette, or e-cigarette product characteristics, health effects, risks, or emissions.
5. Promotional communications shall allow for adult consumers to learn about the availability of e-cigarettes, receive information about how to use them, try them before purchasing them, subject to proof of age and certification of smoker status, and receive pre-sale and after-sales support.
6. Advertisements on the smoking, use, possession, sale, promotion, distribution, or marketing of tobacco products, cigarettes, e-cigarettes or vapes including advertisements on activities being promoted, supported, or sponsored by companies belonging to the tobacco industry





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shall not appear in any cinema, theater, or any other public place within the City of Bacoor.

7. All allowable advertisements and promotional materials for nicotine receptacles shall contain the health warning:

**"THIS PRODUCT MAY DAMAGE YOUR HEALTH AND IS ADDICTIVE."** or

**"ANG PRODUKTONG ITO AY MAAARING MAKASIRA SA IYONG KALUSUGAN AT NAKAKA-ADDICT."**

The health warning shall occupy not less than ten percent (10%) of the bottom area of the advertisement.

**ARTICLE 4**

**DESIGNATION OF VAPING AREAS**

**SECTION 7. STANDARDS FOR DESIGNATED SMOKING AND VAPING AREAS.** -All Designated Smoking Areas (DSAs) and Designated Vaping Areas (DVAs) shall strictly comply with the following standards:

**A. For Indoor DSA/DVA:**

1. No opening that will allow air to escape from the DSAs and DVAs to the smoke-/vape-free area, except for a door with an automatic closer. If the DSAs and DVAs are not in an open space, such door shall open directly towards a Buffer Zone. A "buffer zone" is a ventilated area between the door of a DSA and a DVA — which doors must be at least 2 meters apart — not located in an open space and/or a smoke-free or vape-free area.
2. The DSAs and DVAs shall not be located in or within ten (10) meters from entrances, exits, or any place where people pass or congregate or in front of air intake ducts.
3. The combined area of the DSAs and DVAs and the buffer zone shall not be larger than 20% of the total area of the building or conveyance, provided that in no case shall such area be less than ten (10) square meters.





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4. The ventilation system for the DSAs and DVAs and for the Buffer Zone shall be independent of all ventilation systems of the building or conveyance.

**B. For outdoor DSA/DVA:**

1. The DSAs and DVAs shall be located in an open space outside the building with no permanent or temporary roof or walls in an outdoor area.
2. The DSAs and DVAs shall not be located in or within ten (10) meters from entrances, exits, or any place where people pass or congregate or in front of air intake ducts.
3. It shall not have an area larger than 10 square meters.
4. No building or conveyance shall have more than one DSA and DVA.
5. Smoking shall not be allowed in DVAs.
6. Minors shall not be allowed inside a DSA and DVA and in a buffer zone.
7. Selling, serving, bringing in, or offering food and beverages in the DSA and DVA and its buffer zone is prohibited unless the DSA and DVA are located in a point of sale dedicated to tobacco products.
8. The DSA and DVA shall have the following signages highly visible and prominently displayed:
  - a. "Smoking area" or "Vaping Area" signage;
  - b. Graphic Health Warnings on the effects of using tobacco products, ENDS/ENNDS and HTPs;
  - c. Prohibition on the entry of persons below eighteen (18) years old and pregnant women, and
  - d. Information on smoking cessation hotline and/or clinics/services.
9. It shall have a receptacle for proper disposal of refuse from tobacco products or disposable components of electronic devices; and





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10. Other standards and specifications to better ensure a smoke-free environment may be prescribed by the Smoke-Free and Vape-Free Task Force.

**C. There shall be no DSA and DVA in the following public places:**

- Centers of youth activity such as playschools, preparatory schools, elementary schools, high schools, colleges and universities, youth hostels, and recreational facilities for persons under eighteen (18) years old;
- Elevators and stairwells;
- Locations in which fire hazards are present such as gas stations and storage areas for flammable liquids, gas, explosives, or combustible materials;
- Within the buildings and premises of public and private hospitals, medical, dental, and optical clinics, health centers, nursing homes, dispensaries and laboratories;
- Food preparation areas;
- Public conveyances and in enclosed, partially enclosed, and outdoor areas of transport terminals that are near entrances and exits or where people congregate;
- Within the buildings and premises of government offices and agencies delivering education, health, and social and welfare and development services including parks, plazas, playgrounds, sports and recreational facilities, and other facilities where an absolute smoking ban is imposed under special laws, administrative and executive orders, memorandum circulars and related policies.
- Churches and other similar places where people congregate to worship.

Nothing in this ordinance shall compel persons in charge to establish DSAs/DVAs or prevent them from banning smoking or vaping in their buildings and establishments to better ensure a smoke-free environment in their premises.

**SECTION 8. DUTIES AND OBLIGATIONS OF PERSONS-IN-CHARGE.** Persons-in-charge shall:





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HON. LEVY M. TELA  
City Councilor

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HON. RANDY C. FRANCISCO  
Liga ng mga Barangay Vice President

HON. PALM ANGEL S. BUNCIO  
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

1. Prominently post and display the "No Smoking/No Vaping" symbol in the locations most visible to the public in the areas where smoking and vaping are prohibited. At the very least, the "No Smoking/No Vaping" signage must be posted at the entrance to the area, which shall be at least [8 x 11 inches] in size, where the symbol/s shall occupy no less than 60% of the signage. The remaining 40% of the signage shall show the pertinent information/precautionary statement as follows:

**STRICTLY NO SMOKING AND NO VAPING**  
**(As per CITY ORDINANCE NO. 373-2024)**  
**Violators can be fined up to P5,000.00**

**Report violations to [ HOTLINE Number/Online Contact Info]**



In the case of a DSA/DVA that complies with the specifications in Section 7 hereof, the person-in-charge shall prominently display the following elements in the signage:

**"DESIGNATED SMOKING/VAPING AREA" or**  
**"SMOKING/VAPING AREA"**

"Persons below 18 are not allowed within these premises"

[Place Graphic/Picture-Based Health Warning on the effects or health risks of tobacco, electronic cigarette, and heated tobacco product use within the signage using the latest DOH GHW templates]

(if available, place the number of Smoking Cessation Hotline/Online Contact Info)





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2. Prominently post and display the "No Smoking/No Vaping" signage in the most conspicuous location within the public conveyance. At the very least, a three-and-a-half (3.5) square inch "No Smoking/No Vaping" signage shall be placed on the windshield and a ten (10) square inch "No Smoking/No Vaping" sign on the driver's back seat.
3. For public utility tricycles, pedicabs, motorized taxis, and other similar public transportation vehicles, the signage shall be placed in the area most visible to passengers.
4. Remove from all places where smoking and/or vaping is prohibited all ashtrays and any other receptacles for disposing of cigarettes, electronic cigarettes, heated tobacco, and other tobacco products.
5. For persons in charge of commercial establishments/buildings or other non-government facilities intending to establish a DSA and DVA, secure a certification from the City Building/Engineering and Health Officers that the requirements for the establishment of a DSA and DVA, as stated in Section 7 are complied with.
6. Application requirements shall include a business permit for the building, floor plan, layout of the proposed DSA/DVA, corresponding fees, and other requirements as provided by the concerned office.
7. For persons in charge of schools, public playgrounds, or other facilities frequented by the youth and/or minors, health facilities, and government offices delivering services on education, health, and social welfare and development, post signage with a minimum size of 18 inches by 24 inches with the following statement in a clear and conspicuous manner:

**SELLING, DISTRIBUTING, ADVERTISING, AND  
PROMOTING OF CIGARETTES, ELECTRONIC  
CIGARETTES, HEATED TOBACCO, AND OTHER  
TOBACCO PRODUCTS AND/OR THEIR  
COMPONENTS TO MINORS IS PROHIBITED  
WITHIN 100 METERS OF THE PERIMETER OF THIS  
ESTABLISHMENT/FACILITY**





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8. For persons in charge of schools, public playgrounds, or other facilities frequented by minors, health facilities, and government offices delivering services on education, health, and social welfare and development to report to the SmokeNape-Free Task Force any sale, use, distribution, advertisement, or promotion of cigarettes, electronic cigarettes, heated tobacco products, other tobacco products and/or any of their components conducted within 100 meters from the perimeter of their establishments or offices.

9. For persons in charge of establishments intending to sell, distribute, advertise, and promote cigarettes/electronic cigarettes, heated tobacco products, and other tobacco products and/or any of their components in retail or wholesale to secure a business permit and license to sell from the LGUs' Business Permits and Licensing Office, and shall comply with all the licenses and requirements of other regulatory agencies.

10. For persons in charge of licensed point-of-sale establishments, post the following signage with a minimum size of 8 inches by 11 inches containing the latest Department of Health GHW templates in a clear and conspicuous manner:

**SALE/DISTRIBUTION, OR PURCHASE OF  
CIGARETTES, ELECTRONIC CIGARETTES,  
HEATED TOBACCO PRODUCTS, AND OTHER  
TOBACCO PRODUCTS AND/OR THEIR  
COMPONENTS TO OR FROM MINORS IS  
UNLAWFUL**

11. For persons in charge of approved point-of-sale establishments, remove all prohibited tobacco product advertisement and promotions paraphernalia.

12. For persons in charge of approved point-of-sale establishments, secure approval from the City Health Office for storage or containments of tobacco/electronic cigarette/heated tobacco product and/or any of its components as allowed by the FDA and the DTI. Only a listing of the available product's/component's brands/variants sold at the point-of-sale





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City Mayor

establishment is allowed to appear outside of the storage or containment, where such listing shall only be written/printed in any plain font and without any recognizable product or brand typefaces, logo, indicia or markings. Such list shall not occupy more than (25%) of the exposed side of the storage or containment.

13. For persons in charge of approved point-of-sale establishments, ensure that storages or containments of tobacco/electronic cigarette/heated tobacco product and/or its components are opened only by the store personnel/manager at the counter during the actual purchase or when being replenished or inspected.

14. Establish internal procedures and measures through which this Ordinance shall be implemented and enforced within the area of which he or she is in charge. This includes compliance with smoking and/or vaping use, sales, distribution, advertising, sponsorship and promotions restrictions.

15. Ensure that all the employees in the establishment and government offices are aware of this Ordinance and the procedure and measures for implementing and enforcing it.

16. Allow inspectors acting under Sections 16 and 17 hereof, which may include other members of the Task Force and the designated civil society organization under Section 13, entry into the establishment, public conveyance, and government offices and facilities during regular business hours to inspect compliance with this Ordinance.

17. For all signages required to be posted under (1), (2), (7), and (10) above, provide versions of them in the local language/dialect.

18. Owners, administrators, or persons in charge of business establishments are not prevented from banning the use of tobacco products, ENDS/ENNDS, and heated tobacco products within their premises, nor are they required to establish Designated Smoking Vaping Areas in their establishments.





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**ARTICLE 5  
PENALTIES**

**SECTION 9. PERSONS LIABLE.** - The following persons shall be liable under this Ordinance:

1. Any person or entity who commits any of the prohibited acts stated in Section 5 hereof;
2. Persons in charge who knowingly allow, encourage, abet, authorize, or tolerate the prohibited acts enumerated in Section 5 and Section 6 or who otherwise fail to fulfill the duties and obligations enumerated in Section 8 hereof;
3. If the violator is a minor, the apprehending officer from the Task Force shall follow the procedure provided under Section 16 of this Ordinance.
4. Any LGU employee who commits any of the prohibited acts stated in Section 5 (30), Section 6, and Section 12 of this Ordinance.

**SECTION 10. PENALTIES.** - The following penalties shall be imposed on violators of this Ordinance upon conviction by a court of law:

a) **Violations of Section 5 (a) and (b) of this Ordinance:**

First Offense - (P 2,000.00) or two days of community service  
Second Offense - (P 4,000.00) or four days of community service  
Third and Subsequent Offenses - (P 5,000.00), or five days of community service

b) **Violations of Section 5 (c, d, f, g, h, i, j, k, l, m, n, o, p, q, r, s, t, u, v, and x) and Section 8 (a to o) and Section 6 of this Ordinance:**

First Offense - (P 3,000.00) or three days of community service  
Second Offense - (P 4,000.00) or two days of community service  
Third and Subsequent Offenses - (P 5,000.00), or imprisonment for a period not exceeding [1 year], or both at the discretion of the court.

Suspension or revocation of business license or permit may be prescribed (in case of a business





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City Mayor

entity or establishment) by the City Mayor, if applicable.

c) **Violations of Section 5 (w) of this Ordinance:**

First Offense (P 5,000.00) or five days of community service

d) **Community Service.** If a violator is unable to pay the penalties imposed, he or she may choose to render community service within the city. For purposes of this section, community service is defined as any actual physical activity that indicates civic consciousness and is intended for the improvement of public work or promotion of public service.

e) **No Contest Provision.** Persons who violate any provision of this Ordinance except for Section 5 (v) who do not wish to contest the violation and are willing to pay voluntarily the penalty imposed upon him/her for the first and second offenses enumerated in Section 9 (a) and (b) prior to the filing of a formal complaint with the proper court, shall be allowed to pay the penalty with the City Treasurers Office within five (5) working days from the day of apprehension. If, after the lapse of five (5) working days, the violator has failed to present the Official Receipt of the payment of the penalties, the Task Force shall have the case filed with the Prosecutor's Office, attaching an Affidavit or Certification from the City Treasurer's Office that the violator failed or did not avail of the No Contest Provision. The No Contest Provision cannot be availed for third and subsequent offenses.

f) **Subsidiary Imprisonment Provision.** Subsidiary imprisonment may be imposed by the court in the event that the violator is unable to settle the fine that he has been sentenced to pay.

g) **Proper Identification.** Persons found in violation of this ordinance must present valid proof of identification. In the absence of such proof, the violator shall be brought to the nearest police station for proper identification and then to the Task Force for the payment of penalty or rendition of community service.





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City Mayor

h) **Confiscation or Removal.** Cigarettes, electronic cigarettes, heated tobacco products, other tobacco products, and their components, and their advertising, promotions, and sponsorship paraphernalia associated with any violation of the prohibited acts in this Ordinance shall be subject to confiscation, seizure, or removal. Tobacco products seized pursuant to violations of Section 5 (a, b, c, e, f, g, h, i, j, k, l, m, n, o, q, r, s, t and u) shall be destroyed by the LGU Smoke-Free Task Force after certification from the LCE that the administrative/criminal case involving the seized products are closed/terminated.

Illegal or non-compliant DSA/DVA and tobacco advertisements shall be demolished/removed within three (3) days after notice of removal has been served on the persons in charge.

i) **Revocation or Suspension of Business Permits and License to Sell.** The business permit and license to sell cigarettes, electronic cigarettes, heated tobacco products, and other tobacco products or Certificate of Public Convenience of erring establishments and operators shall be suspended until the fines are settled and requirements of the City Health Office, Building/Engineering Office, Business Permits and Licensing Office and other appropriate regulatory agencies are complied. Should the establishment or public conveyance found to violate this Ordinance fall outside of the jurisdiction of this local government unit, the recommendation for revocation or suspension of Certificate of Public Convenience shall be forwarded to the appropriate local government unit, agency, or governing body. Any Task Force member may recommend the revocation or suspension of the license or permit of an erring establishment to the appropriate office.

m) **Evidence.** The evidence of the violation of this Ordinance may be obtained by means of a photograph or video. In case of confiscated items, signed sworn statements/ affidavits shall be made by the apprehending officer with specific details of the violation and details of the confiscated items, including the procedures taken in order to preserve its integrity and evidentiary value. Upon confiscation, the items





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City Mayor

should be appropriately marked by the apprehending officer with his initials and signature and subsequently photographed and recorded in the inventory of the Task Force.

**SECTION 11. CITATION TICKET SYSTEM** — Violators of this Ordinance shall be informed of their violation and its corresponding penalty using a Citation Ticket System with the following guidelines:

1. Official booklets of Citation Tickets shall be issued by the City Treasurer to duly authorized enforcers within ninety (90) calendar days of the effectivity of this Ordinance.
2. A Citation Ticket shall be issued by duly authorized enforcers to the person/s liable for any violation of this Ordinance.
3. A Citation Ticket shall contain the following information:
  - a. Checklist of the violations under this Ordinance;
  - b. The fines associated with each violation;
  - c. Option to render community service in case violator is unable to pay fine; and
  - d. The due date for compliance with the obligations imposed by the ticket.
4. When a Citation Ticket is issued to a violator, he/she shall report to the City Treasurer's Office or its duly authorized collecting agent within five (5) working days after such issuance, where he or she shall either pay the fine imposed or render community service under Section 10 (d) hereof.
4. The City Treasurer's Office shall keep a duplicate of all Citation Tickets issued to violators as well as all other records of violations of this Ordinance.

**SECTION 12. Smoking and Vaping Cessation and Livelihood Assistance Programs.**— The City Health Officer, with the assistance of other members of the Task Force, shall develop, promote, and implement a Smoking/Vaping Cessation Program and encourage the participation therein of public and private facilities that may be able to provide for its requirements. Smokers/vapers who may have developed dependence but who are willing to quit, including those who may be dual users of tobacco and electronic devices





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(ENDS/ENNDS/HTPs) and those found violating the smoking/vaping prohibitions in Section 5 of this Ordinance, may be referred to the City Health Office or to any smoking cessation service provider or facility.

Persons involved in selling tobacco/ENDS/ENNDS/HTPs prior to the effectivity of this ordinance, such as, but not limited to, ambulant vendors, whose economic activity might be affected or displaced by the restrictions on sales, may be referred for enrollment and given assistance in the livelihood programs of the LGU or by other appropriate agencies.

**ARTICLE 6  
ENFORCEMENT**

**SECTION 13. SMOKE/VAPE-FREE TASK FORCE; DUTIES AND RESPONSIBILITIES, COMPOSITION.** – The Smoke Free and Vape-Free Task Force (the "Task Force") is hereby created. The Task Force is hereby empowered to:

13.1) Implement, enforce, and monitor the implementation of this Ordinance.

13.2) Design and provide capacity-building programs for enforcers and constituents.

13.3) Protect all personnel and officials of the City Government empowered to enforce the Ordinance from tobacco/electronic cigarette industry interference at all times.

13.4) Conduct public awareness campaigns and information dissemination programs.

13.5) Facilitate consultation process with peoples' organization and civil society organizations, without links with the tobacco industry.

13.6) Review and monitor the implementation of this Ordinance; and

13.7) Perform such other duties as may be directed by the City Mayor that are related to the implementation of this Ordinance.

The Mayor shall head the Task Force as Chairperson. The City Mayor may designate a vice-chairperson to serve as an overall coordinator. The Task Force may have the following as members:

- The City Health Officer;
- The City Building/Engineering Officer;
- The City Legal Officer;
- The City Information Officer;
- The Business Permits and Licensing Officer;
- The Chief of Police;
- The City Treasurer;





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City Vice Mayor

Approved by:

HON. STRIFE B. REVILLA  
City Mayor

- h. The City Environment and Natural Resources Officer (ENRO);
- i. Representative/s from DepED, CHED, and/or academic institution;
- j. The President of the Liga ng mga Barangay ng Pilipinas;
- k. The City Public Order and Safety Officer;
- l. The City Social Welfare and Development Officer
- m. The Human Resources Management Officer
- n. The City Administrator;
- o. The Coordinator of the Task Force
- p. Representative/s of one or more civil society organizations (CSO) designated by the Health Officer, under Section 15 hereof;
- q. President of the Federation of the Sangguniang Kabataan;
- r. Chairperson of the Committee on Health of the Sangguniang Panlungsod;
- s. A representative of the Department of Trade and Industry; and
- t. Other members identified by the chairperson or vice-chairperson (whose specific function in the local government unit and role may serve to effectively implement this Ordinance).

The City Health Office shall serve as the Smoke-Free Task Force Secretariat. A Tobacco Control Unit shall be established to execute the roles and functions of the Smoke-Free Task Force Secretariat.

The Task Force shall not include as its member any person or entity supporting or accommodating tobacco/electronic cigarette industry interests or is connected in any way to the tobacco/electronic cigarette industry in order to promote and preserve the integrity of the primary health objectives of this Ordinance.

No member of the Task Force shall also receive for himself/herself, members of his/her immediate family up to the fourth civil degree of consanguinity or affinity, or for other individuals, beneficiaries, or groups, any contribution, donation, sponsorship, or compensation, directly or indirectly, whether financial or otherwise from the tobacco/electronic cigarette industry. Non-compliance with this provision governing the Task Force shall serve as grounds for the removal of the said person from the Task Force. If the erring Task Force member is likewise a public official or government personnel, he/she shall also be subject to sanctions prescribed under the CSC- DOH Joint Memorandum Circular 2010-001 and in Section 10(c) of this Ordinance.





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SK Federation President

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Sangguniang Panlungsod Secretary

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**SECTION 14. DUTIES AND RESPONSIBILITIES OF THE CHAIR OF THE TASK FORCE.** - In addition to heading the Task Force and supervising its general administration, the City Mayor shall direct and manage the implementation and execution of policies, standards, rules, and regulations promulgated pursuant to the objectives of this Ordinance.

**SECTION 15. DUTIES AND RESPONSIBILITIES OF THE MEMBERS OF THE TASK FORCE.**- As members of the Task Force, their duties and responsibilities shall include the following:

**A. The Health Officer shall:**

1. Make tobacco control, including the implementation of this Ordinance, a part of the city health program and propose funding under the annual general budget of the local government unit or the Local Health Investment Plan;
2. Establish baseline annual data on tobacco/e-cigarette use prevalence and other related studies, and recommend further action on the findings of such data;
3. Monitor, together with the Sanitary Inspector, Enforcers, and/or Task Force members, the compliance to this Ordinance in public places, establishments, conveyances, and- of-sale, including the approval/disapproval of permits in Designated Smoking/Vaping Areas (DSVAs) as well as permits/licenses for tobacco/e-cigarette point-of-sale;
4. Facilitate, together with the Sanitary Inspector, Enforcers, and/or Task Force members, the serving of notices, citations, the imposition of fines, suspension, or revocation of permits/licenses for violations;
5. Assign a hotline or any other number and email address to which violations of this Ordinance may be reported by email, phone call, SMS, or other means, and a person to operate the line and record reports, while another hotline may be assigned for accepting calls or messages for Smoking Cessation counseling;
6. Develop, promote, and implement a Smoking Cessation Program, as stated in Section 12;
7. Assist hospitals and other health facilities, including any office of the DOH within the local government unit, together with the Sanitary Inspector, Enforcers, and/or Task Force members, in the monitoring of tobacco/e-cigarette products' sales, advertisements, and





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promotions within 100 meters from the perimeter of schools, public playgrounds, facilities frequented by the youth and/or minors and health facilities;

8. Assist in the filing of the appropriate legal action against any person violating this Ordinance before the proper court, agency, office, or tribunal; and
9. Perform such tasks as may be directed by the City Mayor in relation to the implementation of this Ordinance.

**B. The Building/Engineering Officer shall:**

1. Conduct, together with the Health Office or on its own, inspection activities as provided in this Ordinance;
2. Determine whether or not enclosed/partially enclosed public places, workplaces, other public places, and point-of-sale establishments comply with this Ordinance;
3. Recommend the approval, suspension, or revocation of licenses/permits for establishments/facilities in compliance with this Ordinance; and
4. Perform such tasks as may be directed by the City Mayor in relation to the implementation of this Ordinance.

**C. The Legal Officer shall:**

1. Assist the Task Force in reviewing reports of any complaints for violations of this Ordinance and in determining liability or appropriate cases to file;
2. Extend any legal assistance and/or file cases on matters pertaining to this Ordinance before the proper courts, offices, agencies, or tribunals; and
3. Perform such tasks as may be directed by the City Mayor in relation to the implementation of this Ordinance.

**D. The Information Officer shall:**

1. Assist in disseminating information pertaining to all aspects of this Ordinance, including the printing and distribution of copies of this Ordinance to the public;
2. Make a primer summarizing the provisions of this Ordinance and facilitate the development of related information materials and required signage;





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3. Publicize activities and reports related to implementation and enforcement; and
4. Perform such tasks as may be directed by the City Mayor in relation to the implementation of this Ordinance.

**E. The Business Permits and Licenses Officer shall:**

1. Order the suspension or revocation of licenses/permits of establishments found to have violated this Ordinance, subject to the provisions of Section 22 hereof;
2. Deny renewal of licenses/permits of repeat violators of this Ordinance;
3. Establish a procedure for identifying, informing, and marking establishments covered by the 100-meter ban on the sale, distribution, and advertising of tobacco and/or e-cigarette products; and
4. Perform such tasks as may be directed by the City Mayor in relation to the implementation of this Ordinance.

**F. The Chief of Police shall:**

1. Direct personnel and officers of the Bacoor City Police to conduct the orderly enforcement of this Ordinance;
2. Ensure apprehension of violators in accordance with the provisions of this Ordinance and other rules and procedures of engagement;
3. Assist Task Force members, local government unit officials, and deputized civilians in apprehending violators and in filing the appropriate complaints when necessary;
4. Assist in promoting awareness of this Ordinance and in encouraging public support and participation in its implementation and enforcement;
5. Employ the assistance of other members of the Task Force and other police enforcers, such as those from other local government units, during enforcement when coordination is necessary;
6. Refer minors caught in violation of this Ordinance to the Social Welfare and Development Office and/or to the school authorities where the violator is enrolled;
7. Use the Citation Tickets during apprehensions and maintain a record or log of violations/apprehensions made within particular periods for purposes of reporting; and





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8. Perform such tasks as may be directed by the City Mayor in relation to the implementation of this Ordinance.

**G. The City Treasurer shall:**

1. Facilitate the printing and reprinting of Citation Tickets;
2. Issue booklets of the Citation Tickets to the city government's enforcers and other deputized enforcers, as appropriate;
3. Collect/receive fines paid by violators and submit reports on its collection;
4. Designate collection agents and guidelines for collections as necessary to assist in the efficient collection of fines from local government units;
5. Facilitate the release and allocation of funds and the remuneration of enforcers share in accordance with the provision for the sharing of proceeds derived from the collection of fines, penalties, generated resources, and appropriated budget; and
6. Perform such tasks as may be directed by the City Mayor in relation to the implementation of this Ordinance.

**H. The City Environment and Natural Resources Officer shall:**

1. Assist in promoting awareness of this Ordinance as a component in the protection and conservation of the environment and in encouraging public support and participation in its implementation and enforcement;
2. Assist in inspection and monitoring violations of the Ordinance on its own or with any other member of the Task Force;
3. Conduct timely monitoring of air, water, soil quality, and other studies pertinent to determining levels of exposure to tobacco smoke, e-cigarette aerosol, residues, by-products, and litter, among others;
4. Provide expertise in the application and management of appropriate technologies to avert environmental/health risks, accidents, and damage posed by tobacco smoke, e-cigarette aerosol, residues, by-products, and waste generated, among others; and
5. Perform such tasks as may be directed by the City Mayor in relation to the implementation of this Ordinance.





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**I. The Representative from DEPED, CHED, and/or Academic institution shall:**

1. Implement orders and regulations of the national government and/or the city government on the integration of tobacco control education into the school curricula;
2. Ensure strict compliance with the Memos and Orders on the protection of the bureaucracy from industry interference as per FCTC Article 5.3;
3. Ensure strict compliance of schools in enforcing 100% smoke-free campuses and school facilities, including the schools' motor vehicles;
4. Assist in the monitoring of tobacco/electronic cigarette products' sales, advertisements, and promotions within 100 meters from the perimeter of schools, public playgrounds, and facilities frequented by the youth and/or minors; and
5. Ensure the posting in a clear and conspicuous manner "No Smoking/Vaping" signs and notices for the sales ban of Tobacco Products within 100 meters from the perimeter of schools, public playgrounds, facilities frequented by the youth and/or minors, and health facilities.

**J. The President of the Liga ng mga Barangay ng Pilipinas or his representative shall:**

1. Assist in promoting awareness of this Ordinance in encouraging public support and participation in its implementation and enforcement;
2. Coordinate with all Barangay Captains and the PNP, or other members of the Task Force, in monitoring violations of the Ordinance within their jurisdictions;
3. Provide the necessary coordination among the Barangay Health Workers, Kagawads, Sangguniang Kabataan (SK), Tanods, and other enforcers (i.e., Coast Guards) for the implementation of activities pertinent to the Ordinance;
4. Assist in the facilitation of and referrals to the Smoking/Vaping Cessation Program at the Barangay Level, if applicable; and
5. Perform such tasks as may be directed by the City Mayor in relation to the implementation of this Ordinance.

**K. The Public Order and Safety Officer shall:**





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1. Assist in promoting awareness of this Ordinance in encouraging public support and participation in its implementation and enforcement;
2. Monitor compliance in public places, establishments, conveyances, point-of-sale, Designated Smoking Vaping Areas (DSVAs), together with other members of the Task Force;
3. Assist in the enforcement and coordinate with other enforcers/Task Force members regarding the serving of Citation Tickets, the imposition of fines, suspension or revocation of licenses/permits for violations; and
4. Perform such tasks as may be directed by the City Mayor in relation to the implementation of this Ordinance.

**L. The City Social Welfare and Development Officer:**

1. Assist in the enforcement of this Ordinance when persons below 18 are involved;
2. Provide the necessary interventions for persons below 18 implicated in alleged violations of this Ordinance; and
3. Perform such tasks as may be directed by the City Mayor in relation to the implementation of this Ordinance.

**M. The Human Resources and Management Officer or equivalent officer/LGU point-person for the Civil Service Commission:**

1. Oversee the strict implementation of smoke and vape-free government facilities;
2. Evaluate for approval the proper establishment of Designated Smoking/Vaping Areas in government facilities where it may apply;
3. Oversee the strict implementation of a policy preventing industry interference, pursuant to the CSC-DOH Joint Memorandum Circular 2010-01;
4. Monitor, supervise, and report on all concerns on tobacco/e-cigarette Industry activities, communications, and other related concerns;
5. Assist in matters related to tobacco control policies as they apply to the performance of functions and duties affecting government officials/personnel; and
6. Perform such tasks as may be directed by the City Mayor in relation to the implementation of this Ordinance.





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**N. The City Administrator/Chief of Staff shall:**

1. Assist the City Mayor in overseeing the implementation and enforcement of this Ordinance in close coordination with other members of the Task Force;
2. Provide regular updates to the Mayor as to the status of implementation and enforcement of the Ordinance; and
3. Perform such tasks as may be directed by the City Mayor in relation to the implementation of this Ordinance.

**O. The Coordinator, in case of a separate Coordinating Unit or Office of the Task Force, under the authority of the Mayor shall:**

1. Perform any of the functions assigned to him/her by the Mayor pertaining to the implementation, enforcement, and promotion of this Ordinance;
2. Coordinate with any/all members of the City Task Force as necessary, facilitate training, assist in enforcement/promotion/monitoring/research, and attend to any related function as required/instructed by the Mayor;
3. Provide regular updates to the Mayor as to the status of the implementation of Tobacco Control in the local government unit and of the Ordinance; and
4. Perform such tasks as may be directed by the City Mayor in relation to the implementation of this Ordinance.

**P. The CSO Representative's shall:**

1. Assist in inspections and in monitoring violations of this Ordinance;
2. Assist in promoting awareness of this Ordinance and in encouraging public support and participation in its implementation and enforcement;
3. Assist in promoting and, if possible, implementing a Smoking Cessation Program;
4. Assist in developing and conducting orientation and training seminars for enforcers;
5. Assist in evaluating the performance of the Task Force and the effectiveness of the





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implementation and enforcement of this Ordinance.

**SECTION 16. ENFORCEMENT ON INDIVIDUALS. -**

Members of the PNP and/or persons duly deputized by the City Mayor shall apprehend and issue Citation Tickets against persons found in violation or have failed to comply with any provision enumerated under Sections 5, 6, 7, and 8 hereof. They shall forward copies of the tickets they issued to violators to the Treasurer's Office within 24 hours from the date of apprehension. If the violator is a minor, he or she must be turned over for dispensation of appropriate action to the nearest Social Welfare and Development Officer or its appointed designates, subject to RA No. 9344 (Juvenile Justice and Welfare Law), as amended, and/or to the school authorities at the school where the violator is enrolled, and/or to the Barangay where the violator is a resident, and where the parents or guardians may be called. In case any valid or sufficient form of identification is not presented, he/she shall be brought to the nearest police station for proper identification, then to the Smoke/Vape-Free Task Force for the rendition of community service subject to the order of the presiding judge of the court having jurisdiction over the case.

**Section 17. ENFORCEMENT ON PUBLIC CONVEYANCES. -**

Members of the PNP and/or persons duly deputized by the Mayor or Task Force shall inspect public conveyances during their regular hours of operation and shall issue Citation Tickets upon discovery of any violation of this Ordinance. They shall forward copies of the tickets they issue on violators to the Treasurer's Office within twenty fours (24) hours from the date of apprehension.

**Section 18. ENFORCEMENT ON ESTABLISHMENTS. -**

Ninety (90) calendar days after the effectivity of this Ordinance, an inspection team composed of representatives from the City Health Office, City Engineering Office, Business Permits and Licenses Office, and other members of the Task Force shall conduct inspections of establishments and buildings to determine their compliance with the provisions of this Ordinance. Regular inspection shall thereafter be conducted at least once every month or simultaneously with other regular inspections done by the appropriate office or department, whichever is more frequent, during normal hours of operation of the establishment.

The inspection team shall issue a Citation Ticket against the establishment upon finding non-compliance with any violation of this Ordinance. A Citation Ticket may be issued for each day that the establishment is found to be non-compliant. Re-inspection of the establishment shall be done





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on any day after the issuance of the Citation Ticket but in no case more than ten (10) working days after such issuance. If the establishment fails to comply with the obligations stated in the Citation Ticket upon re-inspection, the inspection team shall recommend the suspension of its license/permit or the closure of the establishment consistent with Section 10 (i) hereof, without prejudice in ordering the immediate closure for repeatedly violating the provisions of this Ordinance and other ordinances of the City Government.

In the course of an inspection, the inspection team may apprehend individual violators and request the assistance of the PNP in doing so.

**Section 19. CIVILIAN PARTICIPATION IN ENFORCEMENT.**

- Within thirty (30) calendar days from the effectivity of this Ordinance, the Task Force/Health Office shall designate, with the approval of the Office of the Mayor, one or more civil society organizations (CSO) not connected/representing the interests of the tobacco/e-cigarette industry, to discharge the duties and responsibilities enumerated in Section 15 (P) hereof. The Mayor may deputize qualified civilians to also serve as enforcers of this Ordinance. Any person can file a verified report or complaint with the Task Force for any violation of this Ordinance.

**ARTICLE 7  
INFORMATION CAMPAIGN**

**Section 20. INFORMATION DISSEMINATION.** — Within sixty (60) calendar days of the effectivity of this Ordinance, the Task Force shall:

1. In coordination with the Office of the Mayor:

- Provide at least two (2) copies of this Ordinance to every PNP station or precinct in the City of Bacoor;
- Provide a primer on this Ordinance to every police officer /deputized enforcers assigned in the City of Bacoor; and
- Conduct lectures to brief officers of the PNP and other enforcers on the provisions of this Ordinance and their responsibilities concerning its enforcement.

2. In coordination with the Permits and Licenses Office, provide a copy of this Ordinance and its primer to all existing establishments that are licensed to operate, as well as to those applying for new licenses or permits to operate and/or permits to sell tobacco- cigarette products.





**DISTRICT I**

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

HON. REYNALDO M. FABIAN  
City Councilor

HON. ROGELIO M. NOLASCO  
City Councilor

HON. ALDE JOSELITO F. PAGULAYAN  
City Councilor

HON. SIMPLICIO G. DOMINGUEZ  
City Councilor

HON. RANDY C. FRANCISCO  
Liga ng mga Barangay Vice President

HON. PALM ANGEL S. BUNCIO  
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. STRINE B. REVILLA  
City Mayor

3. In coordination with the Information Office, provide a copy of this Ordinance and its primer to all public utility vehicle operators plying within and through the territorial jurisdiction of the City of Bacoor and for other sectors as necessary.

4. In coordination with the Health Office, develop, disseminate, and post timely health information on prevention and cessation, including the use of graphic health warnings, information, education, and communication (IEC) materials depicting the health and other impacts of tobacco/e-cigarette use and exposure.

**Section 21. PUBLIC BILLBOARDS AND NOTICES IN BARANGAYS.** - Upon the effectivity of this Ordinance, the City Engineering Office shall put up billboards in conspicuous places within the City of Bacoor to notify the public on the restrictions and sanctions imposed under the ordinance. The Information Office shall also immediately issue notices on the obligations of persons under the ordinance for dissemination at the barangay level.

**Section 22. CONDUCT OF ORIENTATION SEMINARS AND TRAINING.** - Within sixty (60) calendar days from the effectivity of this Ordinance and periodically thereafter, the City Health Officer, with the assistance of the CSO representative designated under Section 15 (P) hereof, with other members of the Task Force, shall develop and conduct a series of orientation seminars and training for the enforcers of this Ordinance.

**ARTICLE 8  
FINAL PROVISIONS**

**Section 23. IMPLEMENTING RULES AND REGULATIONS.** The City Legal Services Office shall submit the draft implementing rules and regulations of this Ordinance to the City Mayor for his approval no later than sixty (60) days after its effective implementation.

**SECTION 24. BUDGET APPROPRIATION.** -The City Government of Bacoor shall appropriate the amount necessary to implement the provisions of this Ordinance in its annual budget or any supplemental budget that may be approved thereafter.

**SECTION 25. SEPARABILITY CLAUSE.** - If, for any reason, any provision or part of this Ordinance is declared invalid or unconstitutional, other provisions are not affected thereby and shall remain in full force and effect.





Republic of the Philippines  
Province of Cavite  
CITY OF BACOR

## Office of the Sangguniang Panlungsod



Seal of  
Good  
Local  
Governance  
2023 Awardee  
7 years in a row

CGBCR-SPBac-F001.04  
04/05/2024

### DISTRICT I

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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

**SECTION 26. REPEALING CLAUSE.** - All ordinances, rules, and regulations or parts thereof in conflict with this Ordinance are hereby repealed and/or modified accordingly, provided that the rights vested upon this Ordinance's effectivity shall not be impaired.

**SECTION 27. EFFECTIVITY CLAUSE.** - This Ordinance shall take effect upon its approval and after publication in a newspaper of local circulation. In the absence of any newspaper of general circulation, the gist of the ordinance shall be posted after ten (10) days on a bulletin board at the entrance of the city or Barangay hall, as the case may be, and in at least two (2) other conspicuous places in the local government unit concerned.

**ENACTED** this 6<sup>th</sup> day of May 2024 by the 5<sup>th</sup> Sangguniang Panlungsod of 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

Approved by:

HON. STRIKE B. REVILLA  
City Mayor

Date of Approval: 27 MAY 2024