



OFFICE OF THE SANGGUNIANG BAYAN

Literal copy of *Municipal Ordinance No. 2022-14-119* approved by the Sangguniang Bayan of Palanan, Isabela in its *Regular Session on September 19, 2022* held at the Legislative Session Hall, this Municipality.

MUNICIPAL ORDINANCE NO. 2022-14-119

Sponsored by: HON. PACITA MONA Q. ATANACIO, Sangguniang Bayan Member
HON. ANGELINA A. BERNARDO, LNB President/Ex-Officio Member
HON. RONNIE A. ATIENZA, Sangguniang Bayan Member
HON. EARL JOHN ANGELO S. BERNARDO, Sangguniang Bayan Member
HON. RONALDO M. BERNARDO, Sangguniang Bayan Member

AN ORDINANCE BANNING THE USE OF ELECTRONIC CIGARETTES OR VAPES, AND SIMILAR TOBACCO PRODUCTS TO MINORS AND PROVIDING PENALTIES FOR VIOLATION THEREOF

Be it ordained by the Sangguniang Bayan of Palanan, Isabela in a session assembled that:

SECTION 1. SHORT TITLE. This Ordinance shall be known as the **"Prohibiting the Use of eCigarette/Vape to Minors"**.

SECTION 2. DECLARATION OF POLICY. It is the policy of the State to protect and promote the right to health of the people and instill health consciousness among them.

SECTION 3. DEFINITION OF TERMS.

- a. **Electronic cigarette or Vape** refers to small hand-carry devices that convert liquid into mist that can be inhaled into the lungs; and
- b. **Minor** refers to any person below eighteen (18) years of age.

SECTION 4. PROHIBITED ACTS. The following are declared unlawful:

- a. For minors to use, sell, or buy e-Cigarette or Vape and to parents/guardian who tolerate their children to use such devices;
- b. For any person or establishment to sell, distribute or purchase eCigarette or Vape and similar tobacco products to and from minors. Ignorance of the minor's age shall not be considered a defense;
- c. Ordering or instructing a minor to use, light up, buy, sell, distribute, deliver, advertise or promote eCigarette or Vape and similar tobacco products; and
- d. Placing, posting, displaying, selling or distributing advertisements or promotional materials of vape or any similar tobacco products within 100 meters of a school perimeter, playground and other facilities frequently occupied by minors.

EARL JOHN ANGELO S. BERNARDO
SB MEMBER
RONNIE A. ATIENZA
SB MEMBER
PACITA MONA Q. ATANACIO
SB MEMBER
MICHAEL D. RAMILO
SB MEMBER
ROBERT B. MERI
SB MEMBER

ANGELINA A. BERNARDO
LNB PRESIDENT
JUSTIN KERBY S. BERNARDO
SK FEDERATION PRESIDENT
MICHAEL JOHN D. BERNARDO
SB MEMBER
RHOENA O. CORPUZ
SB MEMBER
RONALDO M. BERNARDO
SB MEMBER

EARL JOHN ANGELO S. BERNARDO SB MEMBER
RONNIE A. ATIENZA SB MEMBER
MICHAEL D. RAMILO SB MEMBER
ROBERT B. NERI SB MEMBER
PACITA MONA Q. ATANACIO SB MEMBER

ANGELINA A. BERNARDO LNB PRESIDENT
JUSTIN KERBY S. BERNARDO SK FEDERATION PRESIDENT
MICHAEL JOHN D. BERNARDO SB MEMBER
RHOENA O. CORPUZ SB MEMBER
RONALDO M. BERNARDO SB MEMBER

SECTION 5. IMPLEMENTATION. The children who are caught violating this ordinance shall be brought to the Office of the Municipal Social Welfare and Development Officer to be released to the custody of their parents/guardian. Further, adopting the provisions of R.A. 7610 otherwise known as, "Special Protection of Children Against Abuse, Exploitation and Discrimination Act", the process flow chart in handling cases of Children at Risk (CAR) and Children in Conflict with the Law (CICL).

SECTION 6. IMPLEMENTING AGENCIES. The Members of the Philippine National Police, the Offices of the Municipal Health Officer, Municipal Social Welfare and Development Officer, Barangays Officials, Barangay Tanods are hereby ordered to enforce the provisions of this Ordinance with the assistance of BCPC Members and Barangay VAWC Desk.

SECTION 7. PENALTIES. Parents/guardian of minors who tolerate their children and store owners/establishments who violate the provisions provided under Section 4 of this ordinance shall be punished by:

- 1st Offense : Reprimand;
- 2nd Offense : A fine of **Five Hundred Pesos (P500.00)** and **Three (3) days Community Service;**
- 3rd Offense : A fine of **One Thousand Pesos (P1,000.00)** and **Seven (7) days Community Service;**

SECTION 8. PAYMENT. Payment shall be made to the Barangay Treasurer where the violation is committed or at the Office of the Municipal Treasurer, as the case maybe.

SECTION 9. FUNDING. An initial funding to defray the expenses necessary for or incidental to the implementation of this Ordinance shall be sourced out from the General Fund of this Local Government Unit.

SECTION 10. SEPARABILITY CLAUSE. If any provision of this ordinance found to be inconsistent with any law, other provision/s or part/s thereof not so affected shall remain in full force and effect.

SECTION 11. REPEALING CLAUSE. All ordinances, rules, regulations, issuances or parts thereof, in conflict with, or contrary to, the provisions of this Ordinance not so affected herewith is hereby repealed or modified accordingly.

SECTION 12. EFFECTIVITY CLAUSE. This Ordinance shall take effect immediately upon its approval.

ENACTED, September 19, 2022.

I HEREBY CERTIFY to the correctness of the foregoing Ordinance, which was duly enacted by the Sangguniang Bayan of Palanan, Isabela during its **Regular Session.**


NELIA ALAMO-PLATA
Secretary to the Sanggunian

ATTESTED AND CERTIFIED TO BE DULY ADOPTED:

APPROVED:


ROBERT B. NERI
Sangguniang Bayan Member/Temporary Presiding Officer


ANGELO A. BERNARDO
Municipal Mayor
Date: 09-22-2022