



Republic of the Philippines
Province of Isabela
MUNICIPALITY OF PALANAN

OFFICE OF THE SANGGUNIANG BAYAN

Literal Copy of *Municipal Ordinance No. 2020-052* approved by the Sangguniang Bayan of Palanan, Isabela in its Special Session on *May 26, 2020* held at the Legislative Session Hall, this Municipality.

Sponsored by: *HON. ANGELINA A. BERNARDO, LNB President/Ex-Officio Member*

MUNICIPAL ORDINANCE NO. 2020-052

AN ORDINANCE AMENDING SECTION 2 OF MUNICIPAL ORDINANCE NO. 2020-043, SERIES OF 2020, BANNING THE SALE, PURCHASE, DISTRIBUTION AND CONSUMPTION OF INTOXICATING MALTS, LIQUORS, WINES AND OTHER DISTILLED SPIRITS DURING THE IMPOSITION OF ENHANCED COMMUNITY QUARANTINE DUE TO THE THREAT OF COVID-19 OR OTHER EMERGING INFECTIOUS DISEASES AND UPON DECLARATION OF GALE WARNING OR PUBLIC STORM SIGNAL AND REGULATING THE CONSUMPTION, DISTRIBUTION AND PURCHASE OF LIQUORS DURING THE PERIOD OF GENERAL COMMUNITY QUARANTINE (GCQ) IN THE MUNICIPALITY OF PALANAN, ISABELA AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

WHEREAS, on 8 March 2020 President Rodrigo Roa Duterte issued Proclamation No. 922, "Declaring State of Public Health Emergency throughout the Philippines" in response to the threat of COVID-19;

WHEREAS, the President of the Republic of the Philippines has issued Proclamation No. 929 placing the entire country under a State of Calamity for a period of six (6) months, unless lifted or extended as circumstances may warrant due to Corona Virus Disease (COVID-19);

WHEREAS, on 16 March 2020 the President issued Proclamation No. 929, which imposes an Enhanced Community Quarantine (ECQ) throughout Luzon, which imposed stringent measures and protocols to prevent the pandemic from spreading;

WHEREAS, on March 30, 2020, Municipal Ordinance No. 043, series of 2020, was passed and approved banning the sale, purchase, distribution and consumption of intoxicating malts, liquors, wines and other distilled spirits upon declaration of gale warning and public storm signal to include other forms of calamity such as the declaration of the State of Public Health Emergency and State of Calamity due to the threat of COVID-19;

WHEREAS, the primary purpose of the aforementioned ordinance is to ensure peace and order and public safety during the period of implementation of the Enhanced Community Quarantine (ECQ);

WHEREAS, the temporary liquor ban sought to promote social distancing during the quarantine period by preventing mass gatherings and decreasing person-to-person contact in order to slow down the spread of COVID-19;

WHEREAS, on 30 April 2020 by virtue of Executive Order No. 112 issued by the President, the Province of Isabela together with other provinces categorized as medium and low risk geographic areas was placed under General Community Quarantine (GCQ) easing certain restrictions such as allowing the operation of manufacturing of liquors;

WHEREAS, the Provincial Governor, Province of Isabela issued Executive Order No. 21, series of 2020 on 18 May 2020, An Order Lifting the Liquor and other Intoxicating or Alcoholic Drinks in the Province during the duration of General Community Quarantine;

WHEREAS, while the Sanggunian still believes in the wisdom of the liquor ban, the harm being avoided by the total ban will not be present in situation when sale of alcoholic beverage is consumed in private residences under strict distancing, guidelines and other necessary regulations during the period of General Community Quarantine (GCQ);

WHEREAS, the declaration of State of Public Health Emergency and State of Calamity is still in place and may extend indefinitely as circumstances may warrant due to the Corona Virus Disease (COVID-19) having no available vaccine yet;

WHEREAS, in consideration of the abovementioned premises, the Sangguniang Bayan deems it appropriate to relax the absolute and stringent liquor ban imposed by the Municipality during the period of Enhanced Community Quarantine (ECQ) and impose regulations on the consumption, sale, and purchase during the General Community Quarantine;

NOW THEREFORE, Be it Ordained by the Sangguniang Bayan of Palanan, Isabela in session assembled:

SECTION 1. SHORT TITLE. This Ordinance shall be known as "LIQUOR BAN" Ordinance.

EARL JOHN ANGELO S. BERNARDO
SB MEMBER

NO Bernardo
MICHAEL JOHN D. BERNARDO
SB MEMBER

ROBERTO ANTERI
SB MEMBER

PACITA MONA Q. ATANACIO
SB MEMBER

RONNIE A. ATIENZA
SB MEMBER

ANGELINA A. BERNARDO
LNB PRESIDENT

JUSTIN RENDT J. DENIVARDO
SK FEDERATION PRESIDENT

YUJENA V. CAULIAN
SB MEMBER

CRISTINA J. UFLA PERA
SB MEMBER

IREU ANGELU A. GARCIA
SB MEMBER

MUNICIPAL ORDINANCE NO. 2020-052: AN ORDINANCE AMENDING SECTION 2 OF MUNICIPAL ORDINANCE NO. 2020-043, SERIES OF 2020, BANNING THE SALE, PURCHASE, DISTRIBUTION AND CONSUMPTION OF INTOXICATING MALTS, LIQUORS, WINES AND OTHER DISTILLED SPIRITS DURING THE IMPOSITION OF ENHANCED COMMUNITY QUARANTINE DUE TO THE THREAT OF COVID-19 OR OTHER EMERGING INFECTIOUS DISEASES AND UPON DECLARATION OF GALE WARNING OR PUBLIC STORM SIGNAL AND REGULATING THE CONSUMPTION, DISTRIBUTION AND PURCHASE OF LIQUORS DURING THE PERIOD GENERAL COMMUNITY QUARANTINE (GCQ) IN THE MUNICIPALITY OF PALANAN, ISABELA AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

SECTION 2. REGULATED ACTS.

2.1. No person shall sell any kind of intoxicating beverages such as beer, liquors, wines and other distilled spirits (other than denatured alcohol) when gale warning or public storm signal is declared and during the period of Enhanced Community Quarantine (ECQ) due to the threat of COVID-19 and /or other emerging infectious diseases.

2.1. Regulations on the consumption, sale and purchase of liquor and other intoxicating or alcoholic drinks during the General Community Quarantine (GCQ) are as follows:

- a) The consumption of alcoholic drinks or liquors is allowed provided that it is done inside the house only and not in their private backyard or attached store;
- b) Drinking is not allowed in any public places and business establishments are still not allowed to serve alcoholic drinks;
- c) The consumption of alcoholic drinks is limited to the members of the same household and the participation of other individuals from other residence, such as, neighbors, is not allowed.
- d) No one is allowed to go outside of their residences under the influence of intoxicating beverages.
- e) Curfew hours will be followed in the purchase and sale of liquors, thus, no one shall be allowed to purchase/sell liquor from 9:00 P.M. to 5:00 A.M.

SECTION 3. PENALTY CLAUSE. Any violation of the provisions of this Ordinance shall be punished by a fine of :

- 1st Offense - One Thousand Five Hundred (P1,500.00) Pesos or 10 days community service;
- 2nd Offense - Two Thousand (P2000.00) Pesos or 20 days community service;
- 3rd Offense - Two Thousand Five (P2,500.00) Pesos or 30 days community service for the buyer/ purchaser and revocation of Mayor's Permit for one (1) year for the establishments caught to violate this ordinance.

SECTION 4. PAYMENT. Payment shall be made to the Office of the Municipal Treasurer or Barangay Treasurer of the concerned barangay.

SECTION 5. FUNDING. An initial funding to defray the expenses necessary for or incidental to the implementation of this Ordinance shall be sourced out from the MOOE of the Municipal Mayor of this Local Government Unit.

SECTION 6. ENFORCEMENT. The Philippine National Police Force, Barangay Officials and Barangay Tanods are hereby ordered to implement the provisions of this Ordinance.


SECTION 7. REPEALING CLAUSE. All provisions of ordinances, resolutions and orders contrary or inconsistent herewith are hereby repealed or modified accordingly.

SECTION 8. SEPARABILITY CLAUSE. If any part, section or provisions of this ordinance shall be held invalid or unconstitutional, no other parts, section or provisions hereof, shall be affected thereby.

SECTION 9. EFFECTIVITY AND AUTOMATIC DISSOLUTION CLAUSE. - This ordinance shall take effect upon its approval and publication for three (3) consecutive days in LGU website and three (3) conspicuous places. This Ordinance shall be deemed automatically dissolved and without effect immediate after ECQ & GCQ has been lifted by proper authorities.


ENACTED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing Ordinance.


NELIA ALAMO-PLATA
Secretary to the Sanggunian

ATTESTED AND CERTIFIED
TO BE DULY ENACTED:

APPROVED:


JIMMY B. GONZALES
Municipal Vice Mayor & Presiding Officer


ELIZABET
Munic.

EARL JOHN ANGELO S. BERNARDO
SB MEMBER

MICHAEL JOHN D. BERNARDO
SB MEMBER

ROBERTO M. SERRI
SB MEMBER

PACITA MONA Q. ATANACIO
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