



Republic of the Philippines
Province of Isabela
MUNICIPALITY OF PALANAN

OFFICE OF THE SANGGUNIANG BAYAN

Literal Copy of **Municipal Ordinance No. 2020-041** approved by the Sangguniang Bayan of Palanan, Isabela in its **Regular Session on March 30, 2020** held at the Legislative Session Hall, this Municipality.

MUNICIPAL ORDINANCE NO. 2020-041

ORDINANCE IMPLEMENTING MUNICIPAL WIDE CURFEW TO ALL PERSONS AND NON-ESSENTIAL ESTABLISHMENTS, WITHIN THE TERRITORIAL JURISDICTION OF PALANAN, ISABELA FROM 8:00 P.M. TO 5:00 A.M. FOR THE PURPOSE OF THE STRICT IMPLEMENTATION OF ENHANCED COMMUNITY QUARANTINE DUE TO COVID-19 THEREAT

EXPLANATORY NOTE

WHEREAS, the President of the Republic of the Philippines has issued Proclamation No. 922 placing the entire country under a State of Public Health Emergency due to Corona Virus Disease (COVID-19);

WHEREAS, the World Health Organization (WHO) has, likewise declared the COVID-19 as a public health emergency of international concern;

WHEREAS, the Secretary of the Department of Health has issued an advisory recommending the cancellation of big events and mass gatherings and has advised the continuation of self-protection measures;

WHEREAS, the Office of the Provincial Governor of Isabela has given the Local Chief Executives of the entire Province the discretion to issue suspension of classes upon valid legitimate concerns and proper consultation and Declaring the Province of Isabela under a State of Calamity;

WHEREAS, as a precautionary measure to prevent the possible risk of loss of lives and taking notice of the local government's duty to promote the general welfare of its inhabitants;

WHEREFORE, BE IT ENACTED by the Sangguniang Bayan of Palanan, Isabela in session duly assembled:

SECTION 1. TITLE – This Ordinance shall be known as “ An Ordinance Implementing the Municipal Wide Curfew to All Persons and Non-Essential Establishments, Within the Territorial Jurisdiction of Palanan, Isabela from 8:00 P.M. to 5:00 A.M. for the Purpose of the Strict Implementation of Enhanced Community Quarantine due to COVID-19 Thereat”.

SECTION 2. DECLARATION OF POLICY – it is declared the policy of the Municipal Government not only to promote discipline and proper conduct to its constituents, most especially to the juvenile sector but also adopt measures as would effectively promote the welfare of its inhabitants and protect the health, safety and the proper maintenance of peace and order;

SECTION 3. DEFINITION OF TERMS – for purpose of this Ordinance:

CURFEW HOURS – means hours prohibiting all persons to remain or stay in public places without legal or justifiable reason from 8:00 P.M. to 5:00 A.M. of the following day.

ESSENTIAL ESTABLISHMENTS- establishments providing basic necessities and such activities are allowed to remain open during the quarantine period such as medical services, financial services and retail and wholeselling (public markets, supermarkets, groceries, convenience and drug stores).

LAW ENFORCEMENT OFFICER - a government employee appointed who is responsible for the prevention, investigation, apprehension and detention of individuals suspected or convicted of offenses against criminal laws.

NON-ESSENTIAL ESTABLISHMENTS – are generally recreational in nature such as theaters, gyms and recreation centers, salons and spas, museums, casinos and racetracks.

PERSONS - is a being that has certain capacities or attributes such as a reason, morality, consciousness or self-consciousness and being part of a culturally established form of social relations such as kinship, ownership of property or legal responsibility.

ANGELINA A. BERNARDO
LNB PRESIDENT

JUSTIN KERBY S. BERNARDO
SK FEDERATION PRESIDENT

GLORIA D. CAULIAN
SB MEMBER

CRISELDA S. DELA PENA
SB MEMBER

THEO ANGELO A. GARCIA
SB MEMBER

EARL JOHN ANGELO S. BERNARDO
SB MEMBER

MICHAEL JOHN D. BERNARDO
SB MEMBER

ROBERT B. NERI
SB MEMBER

PACITAMONA Q. ATANACIO
SB MEMBER

RONNIE A. ATIENZA
SB MEMBER

MUNICIPAL ORDINANCE NO. 2020-041: ORDINANCE IMPLEMENTING MUNICIPAL WIDE CURFEW TO ALL PERSONS AND NON-ESSENTIAL ESTABLISHMENTS, WITHIN THE TERRITORIAL JURISDICTION OF PALANAN, ISABELA FROM 8:00 P.M. TO 5:00 A.M. FOR THE PURPOSE OF THE STRICT IMPLEMENTATION OF ENHANCED COMMUNITY QUARANTINE DUE TO COVID-19 THEREAT

PUBLIC PLACES - is generally an indoor or outdoor area, whether privately or publicly owned, to which the public have access by right or by invitation, expressed or implied, whether by payment of money or not, but not a place when used exclusively by one or more individuals for a private gathering or other personal purpose.

RESIDENTS - persons who lives somewhere permanently or on a long-term basis.

SECTION 4. CURFEW HOURS - the municipal wide curfew for all persons shall be from 8:00 P.M. to 5:00 A.M.

SECTION 5. SCOPE AND COVERAGE - This shall apply to all persons loitering within the time provided in Section 4 within the territorial jurisdiction of Palanan, Isabela, especially in public places. This shall include resident and non-resident of this Municipality frequently caught hanging in videoke, bars, video arcades, computer shops, malls, amusement centers and the like.

SECTION 6. APPREHENDING OFFICERS - the following shall be tasked to implement the provisions of this ordinance:

- 6.1. Philippine National Police
- 6.2. COVID-19 Inter-Agency Task Force
- 6.3. Barangay Officials
- 6.4. Barangay Tanods

SECTION 7. PENAL PROVISION-

- 1ST Offense** - One Thousand Five Hundred (P1,500.00) Pesos and ten(10) days community service;
- 2nd Offense** - Two Thousand (P2,000.00) Pesos and Twenty (20) days community service;
- 3rd Offense** - Two Thousand (P2,500.00) Pesos and Thirty (30) days community service.

SECTION 8. EXCEPTIONS-

- 8.1. Government Offices
- 8.2. Hospital & RHU
- 8.3. Pharmacies

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 5% MDRRM Fund of this Local Government Unit.

SECTION 10. REPEALING CLAUSE - All provisions of ordinances, resolutions and orders contrary or inconsistent herewith are hereby repealed or modified accordingly.

SECTION 11. 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 12. 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 the State of Public Health Emergency due to COVID-19 has been lifted by proper authorities.


ENACTED AND APPROVED: March 30, 2020.


I HEREBY CERTIFY to the correctness of the foregoing Ordinance.

ATTESTED AND CERTIFIED TO BE DULY ENACTED:

JIMMY B. GONZALES
Municipal Vice Mayor/Presiding Officer

APPROVED:


NELIA ALAMO-PLATA
Secretary to the Sanggunian


ELIZABETH B. OCHOA
Municipal Mayor
Date: 03-31-2020

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