



Republic of the Philippines
Province of Benguet
MUNICIPALITY OF LA TRINIDAD
Office of the Sangguniang Bayan

Regular Meeting
February 02, 2021

PRESENT: Municipal Vice Mayor & Presiding Officer **RODERICK C. AWINGAN**
Municipal Councilor **JAYSON C. DANGWA**
Municipal Councilor **RENATO B. TERENG**
Municipal Councilor **GUILLER A. GALWAN**
Municipal Councilor **JOHN G. BOTIWEY**
Municipal Councilor **ARTHUR M. SHONTOGAN**
Municipal Councilor **FRANCIS A. LEE**
Municipal Councilor **TEDDY C. WALANG**
Municipal Councilor **CHARLES T. CANUTO (ABC Rep.)**
Municipal Councilor **PENDON B. THOMPSON (IP Rep.)**
Municipal Councilor **APOLINARIO A. BAGANO JR. (SKF Rep.)**

ON OFFICIAL BUSINESS: Municipal Councilor **NESTOR T. FONGWAN JR**

Authored by: *Hon. Charles T. Canuto*
Hon. John G. Botiwey
Hon. Teddy C. Walang
Hon. Jayson C. Dangwa
Hon. Apolinario A. Bagano, Jr

Co-Authored by: *Hon. Roderick C. Awingan*
Hon. Nestor T. Fongwan, Jr.
Hon. Renato B. Tereng
Hon. Guiller A. Galwan
Hon. Arthur M. Shontogan
Hon. Francis A. Lee
Hon. Pendon B. Thompson

ORDINANCE NO. 1 - 2021

MANDATING THE PROPER WEARING OF FACE SHIELD IN PUBLIC PLACES AND PUBLIC CONVEYANCES AS A MEASURE TO PREVENT THE PERSON-TO-PERSON TRANSMISSION OR SPREAD OF INFECTIOUS DISEASE OR VIRUS UNDER REGULATION DURING A STATE OF PUBLIC HEALTH EMERGENCY AND/OR CALAMITY IN THE MUNICIPALITY OF LA TRINIDAD, PROVINCE OF BENGUET.

Explanatory Note:

WHEREAS, the Sangguniang Bayan, as the legislative body of the municipality, is empowered to enact ordinances, approve resolution and appropriate funds to promote the general welfare of the Municipality and its inhabitants pursuant to Section 16 of RA 7160 otherwise known as the Local Government Code of 1991;

WHEREAS, it has been established by health experts that there are individuals who are actually infected with a communicable disease or carriers of a virus but do not manifests any of the symptoms of such disease or virus;

WHEREAS, most infectious disease or virus are spread or transmitted through respiratory droplets or airborne bacteria or germs which are produced or projected when an infected person coughs or sneezes;

WHEREAS, at present, the world is confronted with the threat of Corona Virus Disease (Covid -19) which prompted the World Health Organization (WHO) to declare a Pandemic;

WHEREAS, in order to properly address the threat of Covid -19 against public health and safety, President Rodrigo R. Duterte has issued Proclamation No. 922 "Declaring a State of Public Health Emergency throughout the Philippines" and Proclamation No. 929 "Declaring a State of Calamity throughout the Philippines due to Corona Virus Disease 2019;"

WHEREAS, the Department of Interior and Local Government (DILG) has issued Memorandum Circular No. 2020-071, dated April 09, 2020 instructing Local Government Units to pass an Ordinance mandating the wearing of face masks or other protective equipment in public areas;

WHEREAS, health experts have confirmed that the wearing of face shields along with a face mask is among the best ways to protect oneself from Covid-19 virus and its variants;

NOW THEREFORE, on motion of all, duly seconded, be it ordained, by the Sangguniang Bayan of the Municipality of La Trinidad, Benguet, in session assembled, that:

SECTION 1. This Ordinance shall be known as the **"Face Shield for Disease Control Ordinance"**.

SECTION 2. DEFINITION OF TERMS. As used in this ordinance, the following words and phrases shall mean:

a. **Epidemic or Outbreak**- refers to an occurrence of more cases of disease than normally expected within a specific place or group of people over a given period of time. This may be a basis for the declaration of a state of public health emergency and/or calamity.

b. **Pandemic**- refers to a situation when an outbreak of a disease affects the whole country or the entire world. Likewise, this may be a basis for the declaration of a state of public health emergency and/or calamity.

c. **Face Shield**- it is a transparent personal protective equipment covering the facial area and associated mucous membranes (eye, nose, mouth) from splashes, sprays and spatter of body fluids and is necessary to protect the wearer and to prevent the spread of infection or illness.

d. **Public Places** - shall include but not limited to public markets, supermarkets, department stores, convenience stores, restaurants, eateries, café, public plazas or parks, public road or streets, churches, malls and other similar institutions, buildings or establishments frequented by people including other places of social gathering.

e. **Public conveyances** shall refer to public utility vehicles or jeepneys, tricycles, taxis and other modes of public mass transportation.

SECTION 3. MANDATORY WEARING OF FACE SHIELD. All persons shall properly wear a face shield along with a properly worn face mask while in a public place or when riding a public conveyance, as a measure to prevent the person-to-person transmission of an infectious disease or virus under regulation during a state of public health emergency and/or calamity.

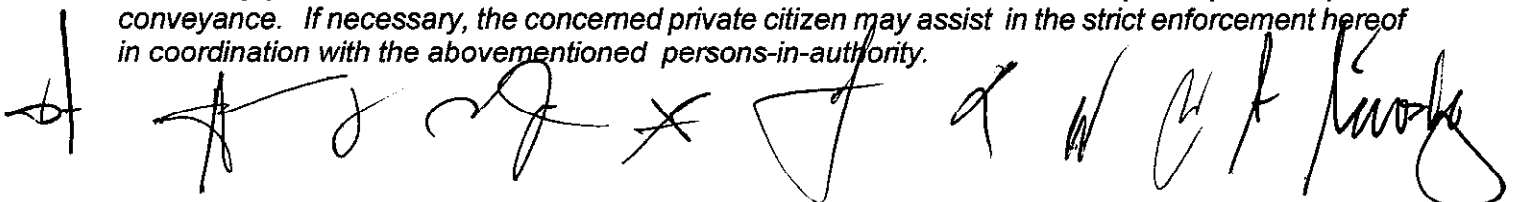
SECTION 4. IMPOSITION OF MANDATORY POLICY. All concerned owners, proprietors, managers and/or administrators of public places or operators/drivers of public conveyances, referred to or defined under Section 2 hereof, shall impose a "No face Shield and No face Mask, No Entry or No Ride" policy as the case maybe.

SECTION 5. EXCEPTIONS: The following circumstances are exempted from the mandatory implementation of the regulations under this Ordinance:

- a. Quick removal of face shield and face mask is required for identification purposes.
- b. When the wearing of face shield in a workplace disturbs, impedes or hinders the proper performance of work. (e.g. driving)
- c. When removal of face shield is justified for personal health reasons (e.g. difficulty of breathing, blurred or poor vision etc.)
- d. When eating or drinking provided that the face shield and face mask is worn back after eating or drinking.

SECTION 6. ENFORCEMENT. The members of the Philippine National Police (PNP), Barangay Officials and Barangay Tanods and other persons or offices authorized by the Mayor shall enforce the provisions of this ordinance.

Any concerned private citizen is hereby authorized to remind any person to comply with the mandatory provisions of this ordinance to wear a face shield whenever in a public place or public conveyance. If necessary, the concerned private citizen may assist in the strict enforcement hereof in coordination with the abovementioned persons-in-authority.

A series of approximately ten handwritten signatures in black ink, arranged horizontally across the bottom of the page. The signatures vary in style and length, representing the officials mentioned in the enforcement section.

SECTION 7. PERIOD OF ENFORCEMENT. This ordinance shall be implemented upon the declaration of a state of public health emergency and/or calamity and shall continue to be in full force and effect until such declaration is lifted.

SECTION 8. PENALTY: a.) Failure to comply with the mandatory wearing of face shield together with a face mask as prescribed under Section 3 of this Ordinance is hereby considered as a justifiable reason to deny the entry of the violator in a public place or public conveyance. However, the violator may be prosecuted under any related national law, policy or regulation.

b.) Any person, whether natural or juridical, who violates Section 4 of this Ordinance shall be punished as follows:

- 1st Offense a fine of Five Hundred Pesos (PHP 500.00).
- 2nd Offense a fine of One Thousand Five Hundred Pesos (PHP 1,500.00) or imprisonment for three days or both at the discretion of the court.
- 3rd and Succeeding Offenses a fine of Two Thousand Five Hundred Pesos (PHP 2,500.00) or imprisonment for five days or both at the discretion of the court.

Provided that, if committed by a juridical person or entity, the Administrator, President or General Manager/Proprietor, or Corporate Secretary or any person with related interest in the Corporation, Partnership, Association or any other juridical entity, shall be held liable or penalized accordingly. Pertinent provisions of the Municipal Revised Revenue Code on revocation of Mayor's Permit to operate business shall likewise be imposed against the violator.

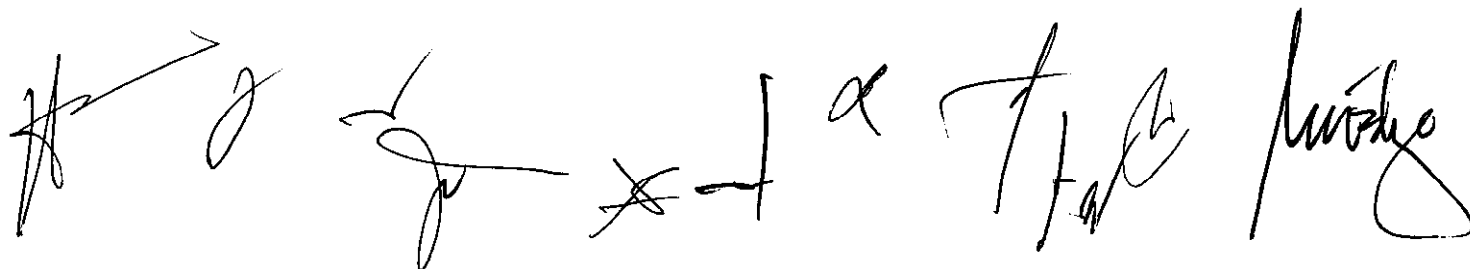
c.) Provided further, that any violator who is apprehended or cited for violating this ordinance *en flagrante delicto* (caught-in-the act) and no longer interested to contest the citation for violation and who is willing to pay the minimum fine imposed herein within a reasonable time voluntarily, shall be allowed to pay the said fine to the Municipal Treasury Office to avoid being criminally prosecuted. Provided further that for the second and subsequent offenses committed by the same offender, the maximum fine of Two Thousand Five Hundred Pesos (Php 2,500.00) shall be imposed under such circumstances.

SECTION 9. SEPARABILITY CLAUSE. In the event that a provision of this Ordinance is found or decreed to be invalid or unconstitutional, all other provisions hereof not affected by such pronouncement or decree shall remain to be in full force and effect.

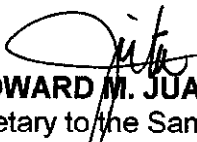
SECTION 10. REPEALING CLAUSE: All ordinances, rules and regulations or parts thereof which are in conflict with this ordinance or any of its provisions, are hereby repealed or modified accordingly.

SECTION 11. EFFECTIVITY. This ordinance shall take effect in accordance with pertinent provisions of the Local Government Code of 1991.

UNANIMOUSLY APPROVED.



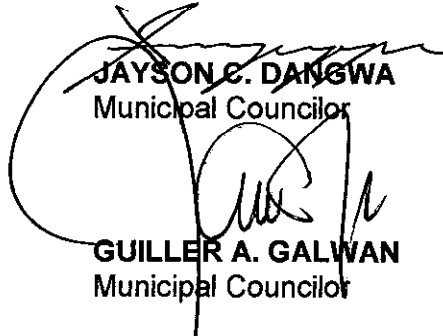
I HEREBY CERTIFY to the correctness of the foregoing Ordinance.


EDWARD M. JUANITO
Secretary to the Sanggunian



JAYSON C. DANGWA
Municipal Councilor


GULLER A. GALWAN
Municipal Councilor


ARTHUR M. SHONTOGAN
Municipal Councilor


TEDDY C. WALANG
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CHARLES T. CANUTO
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ABC Representative


APOLINARIO A. BAGANO JR.
Municipal Councilor
SKF Representative

ATTESTED:


RODERICK C. AWINGAN
Municipal Vice Mayor &
Presiding Officer

I hereby approve this Ordinance


ROMEO K. SALDA
Municipal Mayor