



cagayan
de Oro
city of golden friendship

Republic of the Philippines
CITY OF CAGAYAN DE ORO
OFFICE OF THE CITY COUNCIL
(088) 857-2258; 857-4029; 857-4032; 857-4035
www.cdeo-sanggunian.online



ORDINANCE NO. 13847-2020

AN ORDINANCE PROVIDING GUIDELINES IN RESPONSE TO A DECLARATION OF PUBLIC HEALTH EMERGENCY DUE TO OUTBREAK OR PANDEMIC OF INFECTIOUS OR CONTAGIOUS DISEASES AS DECLARED BY HEALTH AUTHORITIES OR THE WORLD HEALTH ORGANIZATION (WHO), MANDATING THE OBSERVANCE OF SHELTER-IN-PLACE FOR THE DURATION THEREOF, PROVIDING PENALTY FOR VIOLATION THEREOF, AND FOR OTHER PURPOSES

Whereas, Section 16 of the Local Government Code states that every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare;

Whereas, during a public health emergency, outbreak, epidemic or pandemic of infectious diseases, health authorities would advise people to stay at home to avoid and contain the spread thereof;

NOW THEREFORE:

BE IT ORDAINED by the 19th City Council (*Sangguniang Panlungsod*) in session assembled that:

SECTION 1. TITLE. This Ordinance shall be known as the ***Shelter-In-Place Ordinance of 2020***.

SECTION 2. DEFINITION OF TERMS. – Whenever used in this Ordinance, the herein terms shall be construed to mean as follows:

- A. ***Shelter-in-Place*** – means to find or take refuge in a safe place indoors during a disaster and or calamity;
- B. ***Essential Person*** – means any person who are extremely important or absolutely necessary to the community such as government officials and employees (NGAs and LGUs), health professionals and workers, business owners, business managers and supervisors, laborers, drivers, and other professional persons who are exercising their profession and eventually called for duty and or act as consultant of a certain establishment and institution, security guards and member of the media;
- C. ***Pandemic*** – is an event in which a disease is actively spreading throughout the whole country or entire world;
- D. ***Outbreak*** – a sudden rise in the incidence of a disease;

SECTION 3. MANDATORY SHELTER-IN-PLACE. - It shall be mandatory and obligatory to all persons to observe Shelter-in-Place in their respective houses, residences, hotels, apartments, and condominiums to avoid and to slow down the spread of infectious or contagious diseases around the community and the city during state of health emergency due to outbreak or pandemic of infectious or contagious diseases as declared by health authorities or the World Health Organization (WHO).

SECTION 4. PROHIBITION; LOITERING. - During public health emergency, epidemic or pandemic and when there is a declaration of community quarantine, no person shall be allowed to loiter, play, stand-by and roam around without necessary and important purpose in any of the streets, parks, entertainment places, convenience stores, bars and food outlets of the city.

SECTION 5. EXEMPTIONS. – The following shall be exempted from the provisions of this Ordinance:

- a) Essential persons who are defined in Section 2; *Provided*, That they shall show current and valid Identification Card as proof that they are indeed essential person.



- b) Persons who are going and/or acting as an errand out of their home in order to buy essential goods in the markets, groceries, convenience stores, pharmacies and or drugstores, food outlets, gasoline stations, automotive parts stores or hardware stores.
- c) Persons who act as courier and transporter in the delivery of goods and foods.

SECTION 6. PENALTY. - Any person found violating any provision of this Ordinance shall be subjected to a penalty of community services to be administered by the City Public Services Office (CPSO) or the Punong Barangay of the barangay where the violation was committed, in accordance hereof, to wit:

- a) 1st Offense: two (2) hours of community;
- b) 2nd Offense: four (4) hours of community service;
- c) 3rd & Subsequent Offenses: eight (8) hours of community service;
- d) Minors found violating this Ordinance shall be admonished and given a lecture together with their parents or guardians by the Barangay Council for the Protection of Children (BCPC).

SECTION 7. REPEALING CLAUSE. - Any existing ordinance or regulations inconsistent with the provisions of this Ordinance are hereby deemed repealed.

SECTION 8. EFFECTIVITY. -This Ordinance shall take effect immediately after its publication in a newspaper of local circulation and posting in at least four (4) conspicuous public places in Cagayan de Oro City.

UNANIMOUSLY APPROVED.

AUTHORED BY: COUNCILOR TEODULFO E. LAO, JR.

- | | | | |
|-----------------|---------------------------|--|--------------------------------------|
| <u>Present:</u> | 1 st District: | - Councilor Edna M. Dahino | - Councilor George S. Goking |
| | | - Councilor Jay R. Pascual | - Councilor Lordan G. Suan |
| | 2 nd District: | - Councilor Reuben R. Daba | - Councilor Romeo V. Calizo |
| | | - Councilor Roger G. Abaday | |
| <u>Absent:</u> | 2 nd District: | - Councilor Joyleen Mercedes L. Balaba | - Councilor Maria Lourdes S. Gaane |
| | | - Councilor Ian Mark Q. Nacaya | - Councilor Suzette G. Magtajas-Daba |
| | | - Councilor Edgar S. Cabanlas | - Councilor Teodulfo E. Lao, Jr. |
| | Ex-Officio: | - Councilor Jocelyn B. Rodriguez | - Councilor Enrico D. Salcedo |
| | | - Councilor Yan Lam S. Lim | - Councilor John Michael L. Seno |
| | | - Councilor Zaldy O. Ocon | |

ENACTED this 30th day of March 2020 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

RAINEIR JOAQUIN V. UY
CITY VICE-MAYOR
PRESIDING OFFICER

Approved:

OSCAR S. MORENO
CITY MAYOR

Attested:



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TEODORO A. SABUGA-A, JR.
ACTING CITY ADMINISTRATOR