



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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PROVINCIAL LEGAL OFFICE

Item No.: 03
Date: 08 2024 OCT
Province of Leyte
Legal Office
Released: *[Signature]*
Time: 10:22
Date: 24

2nd INDORSEMENT
September 30, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 102-24 of the Sangguniang Bayan of Leyte, Leyte.

Issues/concerns for review/recommendation/legal opinion is/are as follows:

- Ordinance No. 102-24 entitled: **“The Dengue Disease Control Ordinance of the Municipality of Leyte.”**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance to its power under Section 16¹ of the Local Government Code of 1991 (R.A 7160) in consonance with Section 447(5)(xii)². Hence, recommending for the declaration of its validity.

We hope to have assisted you with this request. Please note that the opinion rendered by this Office are based on facts available and may vary or change when additional facts and documents are presented or changed. This opinion is likewise without prejudice to the opinions rendered by higher and competent authorities and/or the courts.

ATTY. JOSE RAYMUND A. ACOL
Asst. Provincial Legal Officer

¹ Section 16. General Welfare. - 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.

² (xii) Approve measures and adopt quarantine regulations to prevent the introduction and spread of diseases;

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN



1ST INDORSEMENT
27 September 2024

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 102-24** of the **Municipality of Leyte, Leyte**, entitled: **The Dengue Disease Control Ordinance of the Municipality of Leyte.**


FLORINDA J. DYVICO
Secretary to the Sanggunian



Republic of the Philippines
MUNICIPALITY OF LEYTE
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Office of the Sangguniang Bayan

1st ENDORSEMENT
September 25, 2024

Respectfully forwarded to the Honorable Sangguniang Panlalawigan in session, through the Sangguniang Panlalawigan Secretary, Province of Leyte, Palo, Leyte, the herein **Municipal Ordinance No. 102-24 Entitled "THE DENGUE DISEASE CONTROL ORDINANCE OF THE MUNICIPALITY OF LEYTE .**

Attached herewith are the following :

1. Municipal Ordinance No.102-24
2. Certificate of Posting


VILMA D. COMBATE
SB Secretary



Republic of the Philippines
MUNICIPALITY OF LEYTE
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Office of the Sangguniang Bayan

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION BY THE SANGGUNIANG BAYAN HELD ON SEPTEMBER 2, 2024 AT THE SB SESSION HALL, MUNICIPAL BUILDING, LEYTE, LEYTE

Present:

Hon. Armando M. Ysidoro, -----	Mun. Vice Mayor/Presiding Officer
Hon. Paquito D. Pelipel, Jr. -----	SB Member
Hon. Lileth I. Gatchalian, -----	-do-
Hon. Edward Jay A. Durante, -----	-do-
Hon. Rowil G. Batan, -----	-do-
Hon. Aida A. Delantar, -----	-do-
Hon. Eulogio E. Capacio, -----	-do-
Hon. Alex A. Dagandan, -----	-do-
Hon. Gualberto G. Meracap, -----	-do-
Hon. Jerry G. Apacible, -----	Liga ng mga Barangay President
Hon. Nellie Grace D. Dandan, -----	SK Fed. President

**MUNICIPAL ORDINANCE NO 102-24
THE DENGUE DISEASE CONTROL ORDINANCE OF THE
MUNICIPALITY OF LEYTE**

WHEREAS, it is the policy of the Municipality of Leyte to promote the health and welfare of its constituents, as well as to perform its constitutional obligation to protect and promote the right to health of the people and instill health consciousness among them;

WHEREAS, dengue has become a major public health concern in the country and in some parts of the world;

WHEREAS, in our country, dengue remains to be endemic and number of cases is expected to increase during rainy season;

WHEREAS, environmental sanitation is still the most effective way in the elimination and ultimate destruction of breeding sites of the mosquito vector carrying the disease;

WHEREAS, there is a need for concerted efforts to fight dengue with the active participation of the Municipal Government, barangays, school authorities, NGOs, POs and constituents concerned: NOW, THEREFORE,

Be it ordained by the Sangguniang Bayan, in session assembled, THAT:

**Article I
GENERAL PROVISION**

SECTION 1. Title. - This Ordinance shall be known as the "Dengue Disease Prevention and Control Ordinance"

SECTION 2. Scope. This ordinance shall cover all households, public/government buildings/structures, commercial and industrial establishments and other private establishments, public/private open spaces within the jurisdiction of the municipality of Leyte.

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SEC. 3. Definition of Terms. - As used in this Ordinance, the following terms shall be defined as:

Dengue Infection - is a viral disease which causes a sudden onset of fever with headache, muscle and joint pains and which may vary from a simple Dengue Fever (DF) to a more serious Dengue hemorrhagic Fever (DHF) and its subsequent fatal form, the Dengue Shock Syndrome (DSS).

Cross-immunity - resistance to infection due to protection by another serotype.

Entomology - branch of medical science concerned with the causes and origins of the disease.

Establishments - hotels, motels, dormitories, lodging and boarding houses, commercial buildings, apartments, hospitals, clinics, libraries, museums, offices, malls, markets, restaurants, carenderias, bakeshops, stores, schools, and other similar institutions.

Flavivirus - a genus of virus that includes both mosquito-borne agents and some agents with recognized vectors.

Mode of Transmission - an act or process of transmitting the disease.

Morbidity - the condition or state of being sick.

Mortality - the state of death.

Person In-Charge- those persons in charge of households or establishments

Platelet - microscopic circular or oval disk found in the blood of mammals concerned in coagulation of the blood and contraction of the clot.

Serotypes - a group of intimately related organisms distinguished by a common set of antigen.

Vector - serves as the vehicle that transmits the disease and which itself is not affected by it.

SEC. 4. Etiology. - Dengue is caused by any of the four (4) serotype of flavivirus: DEN-1, DEN-2, DEN-3 and DEN-4. All the four (4) serotypes have been isolated in the country. Hence, a person can get a Dengue Infection four (4) times at most of his/her lifetime. There is no cross-immunity between serotypes; however, there is lifetime immunity if affected by specific serotypes.

SEC. 5. Mode of Transmission. - Dengue is transmitted by the bite of an infective female Aedes mosquito. Two Aedes species are known disease vectors in the Philippines: Aedes aegypti, the primary vector and predominant in urban areas and Aedes albopictus, the secondary vector and common in rural areas. The disease is directly transmitted from person to person. The person is usually infective to the mosquitos a day before the occurrence of the fever up to the last day of fever or an average of about five (5) days.

SEC. 6. Epidemiologic Pattern. -Seasonal Trend -Dengue cases are observed to increase during rainy season. A rise in the number of cases usually starts in July or few days after the onset of the rainy season and peaks in October and November or two (2) months after peak of rainfall. A plateau, however, is noted when wet season extends up to December or even the first quarter of the following year.

During the rainy months, water collects in containers which serve as breeding places for the mosquito vectors.

Jules Jim
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Age and Sex Distribution:

All ages are at risk of having Dengue Fever/Dengue Hemorrhagic Fever but children in the 0-9 year age group are commonly affected.

No appreciable difference is observed between sexes. Both are equally affected with slight increase among males during the past five (5) years.

**Article II
MISCELLANEOUS PROVISIONS**

SEC. 7. Implementing Rules. The Municipal Health Office shall formulate the implementing rules of this Ordinance "as soon as there is practicable time from effectivity of this Ordinance".

SEC. 8. Information Drive and Execution of Programs. With the participation and support of the Barangay Officials, School authorities, NGOs and POs, the Municipal Health Office shall initiate information drive and execute programs against dengue.

**Article III
ESTABLISHMENT OF MUNICIPAL AND BARANGAY ANTI-DEGUE TASK FORCE**

Section 9. Municipal Anti-Dengue TASK FORCE (MADTF)

a.) Creation – There is hereby created a Municipal Anti-Dengue Task Force (MADTF) in the Municipality of Leyte.

b.) Composition of the Committee – the Committee shall be composed of the following:

- Chairman – Municipal Mayor
- Coordinator – Municipal Health Officer
- Members – SB Chairman, Committee on Health and Sanitation
Public Health Nurse
DepEd Representative
MSWD Representative
Socio-Civic/Religious/Professional Organization

c.) Functions of the Municipal Anti-Dengue Task Force.

- 1.) Advocate to their constituents to actively participate in their community's drive against Dengue through massive information dissemination.
- 2.) Assign one (1) specific day of every week for the simultaneous holding of the Clean-up Drive in the 30 barangays.
- 3.) Tap the support of the socio-civic and business sector to generate resources e.g. volunteers, drugs / medical / laboratory supplies, IEC materials, reporting forms, etc.
- 4.) Reproduce IEC materials, reporting forms and distribute these to barangays.
- 5.) Establish a Vector Control and Surveillance Unit through the Municipal Health Office.
- 6.) Provide technical and logistics support to the 30 Barangay Anti-Dengue Task Forces.
- 7.) Institutionalize a recording and reporting system for vector control and surveillance information.

8.) Ensure that the Municipal Health Officer Public Health Nurse and Public Health Midwives are technically skilled, competent and capable to diagnose and manage / treat Dengue / Dengue Hemorrhagic Fever cases.

SECTION 10: Barangay Anti-Dengue Task Force.(BADTF)

a.) Creation – there is hereby created a Barangay Anti-Dengue Task Force (BADTF) in every barangay in the Municipality of Leyte, Leyte.

b.) Composition of the Task Force – the Task Force shall be composed of the following:

- Chairman – Punong Barangay
- Coordinator –Public Health Midwife
- Members – Barangay Chairman, Committee on Health and Sanitation DepEd Representative Socio-Civic / Religious / Professional Organization

c.) Functions of the Barangay Anti-/dengue Task Force.

1. Aggressively advocate to their constituents to actively participate in the campaign against Dengue through massive information dissemination.
2. Tap the support of the socio-civic business sector to generate resources e.g. volunteers, drugs / medical / laboratory supplies, IEC materials, reporting forms, etc.
3. Closely work with vector control and surveillance unit .
4. Coordinate with the Municipal Anti-Dengue Task Force on recording and reporting system for vector control and surveillance information.

SEC. 11. Public and Private Schools Dengue Task Force Team- There is hereby created a School Dengue Task Force Team to be composed of the following :

- Chairman - Principal
- Co-Chairman - Nurse/Science Teacher
- Members - selected Grade V and VI pupils (for elementary)
- selected 2nd year and 3rd year students (for high school)
· PTA officers

11.1 Responsibilities, duties and functions:

- a. Conduct classroom information campaigns
- b. Reproduce and distribute information materials
- c. Lead the dengue prevention and control activities within the school premises

**Article IV
RESPONSIBILITIES OF THE COMMUNITY**

Section. 12. The following responsibilities are hereby imposed to communities in the municipality:



1. Every household, business industries and other establishments should be responsible in destroying or removing breeding sites in their respective premises and surroundings.
2. Report to the Barangay Health Workers/BADTF/ Municipal Health Office any dengue suspected case or an individual experiencing fever for more than 2 days and observe 2 or more of the following symptoms :
 - a). Headache
 - b). Pain in the eye
 - c). Muscle/joint pain
 - d). Nausea
 - e). Loss of appetite
 - f). Body weakness
 - g). Skin rashes/petechiae
 - h). Nose/gum bleeding
 - i). Vomiting of coffee colored matter
 - j). Dark colored stool
3. Adhere to the programs and activities of the Municipal Health Office/Barangay Anti Dengue Task Force on Dengue prevention and control.

**Article V
PROHIBITIONS**

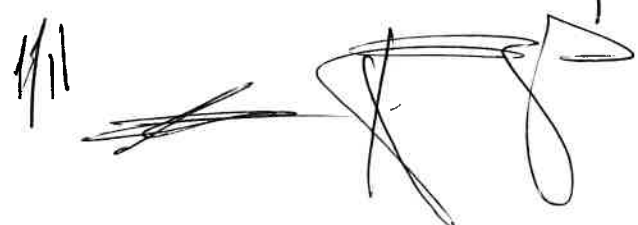
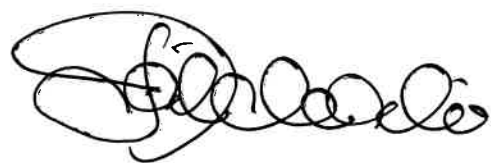
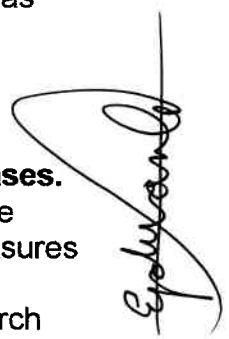
Section. 13. Households, schools, public and private open space and other private and public establishments are prohibited to have any of the following breed sites or habitat of aedes mosquitoes in their own premises and surroundings:

- a) uncovered water containers
- b) uncovered garbage cans
- c) earthen or clay jars
- d) discarded cans, bottles, plastic cups, or any containers potentially collect rain water
- e) old tires that accumulate water
- f) clogged roof gutter
- f) open pit/wells/excavations
- g) Unmaintained surroundings covered with ornaments and plants with axils such as bananas, gabi, bromeliads and the like.

**Article VI
ENFORCEMENT**

Section 14. Control and Management during Unusual Increase of Dengue Cases.

- a. Upon receipt of report from the BADTF on increasing dengue cases, the Municipal Anti-Dengue Task Force shall convened and discuss the measures to be undertaken and issue advisories to the affected communities.
- b. The MHO or the Sanitary Inspector with the BADTF shall cause the search and destroy activities at the infested areas .
- c. The BADTF shall closely monitor the household/s within the infested areas and advise to do the 4S.
- d. The MHO shall make the needed equipment and supplies available for dengue habitat destruction.
- e. The MHO with the assistance of the BADTF shall undertake fogging should the situation require.
- f. The MADTF through the MHO may seek assistance from the PHO and DOH RO VIII if needed.



Section 15. Reporting and Complaint Filing

1. The Barangay Anti-Dengue Task Force members and any concerned residents of the barangay, may report or file a complaint before the Punong Barangay against an individual, household, private and public establishment management for any violation on the prohibitions (section 12 of this ordinance).

Section 16. Procedure in handling of Complaint

1. Upon receipt of complaint, the Punong Barangay shall summon the concerned individual identified by the complainant.
2. If the respondent fails to appear before the punong barangay on the date specified in the summon duly received by the respondent or his representative, a second summon shall be served.
3. After the second summon, with or without the presence of the respondent, the Punong Barangay may proceed to investigate and render decision on the complaint based on the supporting evidence/s submitted and/or investigation findings.
4. If commission of violation has been confirmed, The respondent shall be required to settle the corresponding penalty as herein imposed.
5. Non-Settlement of penalty/sanction imposed, concerned individual shall not be issued any clearance from the barangay.
6. Fifty (50) percent of the Total cash penalty collected shall be given to the complainant/s and the remaining 50% shall accrue to the fund of the Barangay Local Government Unit concerned.

**Article VII
PENAL PROVISION**

Section 17. Penalty.

- A. Any person, owner/in-charge of any household, private establishment, public school premises, business industries in the territorial jurisdiction of the municipality of Leyte, found to have one or more breeding sites or habitat of aedes mosquitoes in Article V hereof, shall be penalized by the following:

- | | | |
|-------------------------|---|-------------------------------------|
| 1 st Offense | - | A penalty of 50.00/day of violation |
| 2 nd Offense | - | PhP 200.00/ day of violation |
| 3 rd Offense | - | PhP. 500.00/ day of violation |

- B. Any official, employee and barangay functionaries who fail to perform, intentionally neglect his/her mandated duties, upon receipt of any complaint shall be subjected to an administrative investigation by the concerned authority.

**Article VIII
APPROPRIATION OF FUNDS**

SEC. 18. A fund shall be allocated annually at the Office of the Municipal Health which shall be used for Dengue prevention and control programs and activities implementations including the purchase of chemicals, fogging equipment, and support funds to barangays with many cases.

**Article IX
SEPARABILITY CLAUSE**

SEC. 19. If any provision of this Ordinance is declared unconstitutional or illegal, the same shall not affect the validity and effectivity of the other provisions hereof.

**Article X
REPEALING CLAUSE**

SEC. 20. All ordinances contrary to or inconsistent with this Ordinance are hereby repealed or modified accordingly.

**Article XI
DISSEMINATION ORDINANCE**

SEC. 21. A copy of this Ordinance shall be furnished to the Municipal Health Office, all the barangays, all School District Offices and be posted in the public bulletins.

**Article XII
EFFECTIVITY**

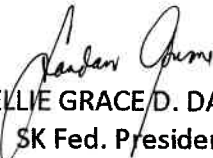
SEC. 22. This Ordinance shall take effect after Fifteen (15) days following its full publication in a newspaper of local circulation or posting in at least two (2) conspicuous places in the municipality.

Enacted by the Sangguniang Bayan this 2nd day of September 2024.


PAQUITO D. PELIPEL, JR.
SB Member


ROWIL G. BATAN
SB Member


EULOGIO E. CAPACIO
SB Member



NELLIE GRACE D. DANDAN
SK Fed. President

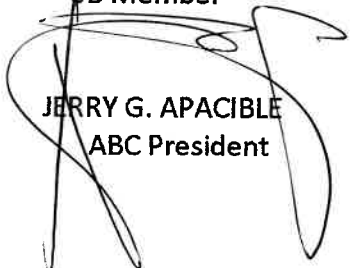

LILETH I. GATCHALIAN
SB Member


AIDA A. DELANTAR
SB Member


GUALBERTO G. MERACAP
SB Member


EDWARD JAY A. DURANTE
SB Member


ALEX A. DAGANDAN
SB Member


JERRY G. APACIBLE
ABC President

Certified Correct:


VILMA D. COMBATE
Secretary to the Sanggunian

Attested:


ARMANDO M. YSIDORO
Municipal Vice Mayor
Presiding Officer

Approved:


ARNOLD JAMES M. YSIDORO
Municipal Mayor



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MUNICIPALITY OF LEYTE
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Office of the Sangguniang Bayan

CERTIFICATE OF POSTING

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that Municipal Ordinance No. 102-24: " THE DENGUE DISEASE CONTROL ORDINANCE OF THE MUNICIPALITY OF LEYTE, has been posted in three (3) conspicuous places in this Municipality.

This certification is issued this 25th day of September, 2024 at Leyte, Leyte, Philippines.


VILMA D. COMBATE
SB Secretary