



Republic of the Philippines
Province of Leyte

SANGGUNIANG PANLALAWIGAN



EXCERPT FROM THE MINUTES OF THE 33rd REGULAR SESSION HELD BY THE SANGGUNIANG PANLALAWIGAN OF LEYTE, AT THE SESSION HALL, LEGISLATIVE BUILDING, PROVINCIAL CAPITOL GROUNDS, TACLOBAN CITY, LEYTE ON 27 MARCH, 2020.

PRESENT:

- | | |
|-----------------------------------|---|
| 1. Atty. Carlo P. Loreto | Presiding Officer/Vice Governor |
| 2. Atty. Florante A. Cayunda | Floor Leader/Member |
| 3. Hon. Trinidad G. Apostol | 1st Deputy Floor Leader |
| 4. Hon. Ranulfo S. Abellanos | 2nd Deputy Floor Leader |
| 5. Hon. Gina E. Merilo | 1st District Board Member |
| 6. Hon. Raissa J. Villasin | 2nd District Board Member |
| 7. Atty. Anna Victoria V. Tuazon | 3rd District Board Member |
| 8. Hon. Ma. Corazon E. Remandaban | 3rd District Board Member |
| 9. Hon. Maria Carmen Jean T. Rama | 4th District Board Member |
| 10. Hon. Mesias P. Arevalo | 4th District Board Member |
| 11. Hon. Emmanuel L. Gacis | 5th District Board Member |
| 12. Hon. Nolie C. Caña | Ex-Officio Board Member/
LnBP Fed. President |
| 13. Hon. Jo Vanille C. Merilo | Ex-Officio Board Member/
SK Fed. President |
| 14. Hon. Chiqui Ruth C. Uy | Ex-Officio Board Member/
PCL President |

ABSENT:

NONE

RESOLUTION NO. 2020-190

A RESOLUTION APPROVING ON THIRD AND FINAL READING, PROVINCIAL ORDINANCE NO. 2020-05, SERIES OF 2020, entitled: "AN ORDINANCE REQUIRING BUSINESS ESTABLISHMENTS, GOVERNMENT OFFICES, BARANGAYS, HOSPITALS, SCHOOLS, PUBLIC TRANSPORT AND TERMINALS, AND ALL OTHER INSTITUTIONS AND OFFICES TO ADOPT AND IMPLEMENT SOCIAL AND PHYSICAL DISTANCING AND OTHER PERSONAL PROTECTIVE AND PRECAUTIONARY MEASURES TO PREVENT AND CONTAIN TRANSMISSION OF CORONAVIRUS DISEASE IN THE PROVINCE OF LEYTE AND FOR OTHER PURPOSES."

NOW THEREFORE, on motion presented by Honorable Nolie C. Caña, duly seconded by Honorable Emmanuel L. Gacis and Honorable Raissa J. Villasin, be it

RESOLVED, as it is hereby resolved to approved on third and final reading, the following:

PROVINCIAL ORDINANCE NO. 2020-05

Series of 2020

AN ORDINANCE REQUIRING BUSINESS ESTABLISHMENTS, GOVERNMENT OFFICES, BARANGAYS, HOSPITALS, SCHOOLS, PUBLIC TRANSPORT AND TERMINALS, AND ALL OTHER INSTITUTIONS AND OFFICES TO ADOPT AND IMPLEMENT SOCIAL AND PHYSICAL DISTANCING AND OTHER PERSONAL PROTECTIVE AND PRECAUTIONARY MEASURES TO PREVENT AND CONTAIN TRANSMISSION OF CORONAVIRUS DISEASE IN THE PROVINCE OF LEYTE AND FOR OTHER PURPOSES

**Authors: Hon. Raissa J. Villasin
Atty. Anna Victoria M. Veloso – Tuazon**

**Co-authors: Atty. Carlo P. Loreto
Atty. Florante A. Cayunda Jr.
Hon. Ranulfo S. Abellanos
Hon. Gina E. Merilo
Hon. Trinidad G. Apostol
Hon. Ma. Corazon E. Remandaban
Hon. Maria Carmen Jean T. Rama
Hon. Mesias P. Arevalo
Hon. Emmanuel L. Gacis
Hon. Nolie C. Caña
Hon. Chiqui Ruth C. Uy
Hon. Jo Vanille Chua-Merilo**

WHEREAS, the World Health Organization officially declared the Coronavirus Disease (COVID-19) as a pandemic, due to the rapid increase of cases of infection throughout the entire world, and the sustained risk of further global spread;

WHEREAS, President Rodrigo R. Duterte issued Presidential Proclamation No. 922, series of 2020, declaring a State of Public Health Emergency throughout the Philippines, and directing all citizens, residents and tourists to comply with the lawful directives and advisories to be issued by the appropriate government agencies to prevent further transmission of Covid-19 and ensure the safety and well-being of all;

WHEREAS, the Proclamation No. 922, which was enacted pursuant to Section 7 of the Mandatory Reporting of Notifiable Diseases and Health Events of Public Health Concern Act (R.A. 11332) to address Covid-19 threat, necessitates the application of essential provisions under R.A. 11332, which include Mandatory reporting, intensified government Response and measures, and enforced quarantine and isolation, Disease control prevention measures, and the imposition of penalties for prohibited acts, on the premise that a Public Health Emergency is an occurrence of an imminent threat of an illness or health condition, which could pose the high probability of a large number of deaths and widespread exposure to infectious agents;

WHEREAS, cognizant of the rise of Covid-19 Code Alert to Red Sublevel Two (2) in accordance with the recommendation of the Department of Health, President Duterte issued Proclamation No. 929, series of 2020, declaring a State of Calamity throughout

the Philippines, and enjoining government agencies and LGUs to render full assistance to and cooperation with each other and mobilize the necessary resources to undertake critical, urgent and appropriate disaster responses and measures in a timely manner to curtail and eliminate the threat of Covid-19;

WHEREAS, Governor Leopoldo Dominico L. Petilla issued Executive Order No. 03-2020-03 placing the entire Province of Leyte under general community quarantine, enhancing the implementation of mandatory precautionary measures against Covid-19 by providing for restrictions in movement of all persons, border controls and checkpoints, suspension/postponement of public gatherings, adoption and enforcement of safety measures in the workplace and mass public transportation, quarantine and curfew, to contain the spread of Covid-19 and promote, safeguard and protect the health, safety and well-being of the people of Leyte;

WHEREAS, by order of the President of the Philippines, the Office of the Executive Secretary issued Memoranda dated March 13, 16 and 18, 2020, adopting guidelines for the management of the Covid-19 disease, which are hereby adopted by reference, insofar as they relate to a General Community Quarantine (GCQ) where movement of people throughout the Province of Leyte is limited to accessing basic necessities and work, and uniformed personnel and quarantine officers are present at border points, and without prejudice to LGUs within the Province of Leyte adopting an Enhanced Community Quarantine (ECQ) in their respective jurisdictions, and additional qualifications that the Inter-agency Task Force for the Management of Emerging Infectious Diseases (IATF – EID) may subsequently provide;

WHEREAS, the Department of Health (DOH) has issued Interim Guidelines which respond to the need to prevent, contain and mitigate Covid-19 transmission by the observance of personal protection and hygiene, social distancing, and various General Preventive Measures and Pre-emptive Prevention Measures detailed in Department Circular No. 2020- 039 (for all employers and workers to adopt as a Covid-19 Response in workplaces), Department Circular No. 2020-041 (for the [administrative offices and checkpoint/convergence point extensions] in residential communities such as subdivisions and condominiums), Department Circular No. 2020-042 (for schools and educational institutions), and Department Circular No. 2020-043 (for communities, Hotels and Similar Business Establishments), all of which are hereby adopted by reference, insofar as they relate to business establishments, institutions, schools, and offices that are temporarily open or remain operational in the Province of Leyte for the duration of the General Community Quarantine or Enhanced Community Quarantine, as the case may be;

WHEREAS, the Land Transportation Franchising and Regulatory Board (LTFRB) issued Memorandum Circular No. 005 series of 2020 setting the guidelines to govern all public utility drivers and conductors and terminal operators in ensuring safe public land transportation because of COVID-19;

WHEREAS, the Department of Interior and Local Government (DILG) issued Memorandum Circular No. 2020-062 containing the suppletory LGU guidelines on the State of Public Health Emergency due to the Covid-19 threat; requiring all LGUs to (a) comply with the guidelines set forth by DOH regarding Covid-19, (b) conform to the various issuances of the National Government relative to the State of Calamity, (c) enforce the prohibition on mass gatherings, and (d) impose upon their constituents the practice of maintaining a distance of at least 1 meter from another individual to reduce

the possibility of person-to-person transmission, even as to apparently healthy persons without symptoms ("Social Distancing") and other personal protective measures involving the maintenance of proper personal hygiene;

WHEREAS, Section 15, Article II of the 1987 Philippine Constitution and Section 16 of the Local Government Code (LGC) charge Local Government Units (LGUs) with the promotion of health and safety within their jurisdictions, thus requiring LGUs to take the lead in the prevention and control of Covid-19 at the local level, and necessitating the adoption of quarantine regulations by the Sangguniang Panlalawigan, as the legislative body of the province, to prevent the introduction and spread of diseases within its territorial jurisdiction, pursuant to Section 468 (a)(4)(v) of the LGC;

NOW, THEREFORE, on motion of Honorable Nolie C Caña, duly seconded by Honorable Raissa J. Villasin and Honorable Emmanuel L. Gacis, be it

RESOLVED TO ENACT, as it is hereby **ENACTED**, the following:

Ordinance No. 2020 - 05

AN ORDINANCE REQUIRING BUSINESS ESTABLISHMENTS, GOVERNMENT OFFICES, BARANGAYS, HOSPITALS, SCHOOLS, PUBLIC TRANSPORT AND TERMINALS, AND ALL OTHER INSTITUTIONS AND OFFICES TO ADOPT AND IMPLEMENT STRINGENT SOCIAL AND PHYSICAL DISTANCING AND OTHER PERSONAL PROTECTIVE AND PRECAUTIONARY MEASURES TO PREVENT AND CONTAIN TRANSMISSION OF CORONAVIRUS DISEASE IN THE PROVINCE OF LEYTE AND FOR OTHER PURPOSES.

The Sangguniang Panlalawigan of Leyte, hereby **ORDAINS**, that:

SECTION 1. TITLE. This Ordinance shall be known as "Stringent Social and Physical Distancing Measures and Other Protective Measures to Prevent and Contain Transmission of COVID-19 in the Province of Leyte."

SECTION 2. STRINGENT SOCIAL AND PHYSICAL DISTANCING MEASURES AND FURTHER GUIDELINES. All natural persons in the Province of Leyte are hereby required to strictly observe the practice of maintaining a physical distance of at least one (1) meter radius between and among individuals, to reduce the possibility of Covid 19 - person-to-person transmission, even as to apparently healthy persons without symptoms ("Social and Physical Distancing"), and as described in applicable Guidelines issued by the Department of Health (DOH) and the Department of Trade and Industry (DTI), to manage the Coronavirus Disease (COVID-19) situation. These Guidelines include the following:

- a. Classes and all school activities in all levels shall continue to be suspended as directed by the Department of Education (DepEd), the Commission on Higher Education (CHED), and the Technical Education and Skills Development Authority (TESDA);
- b. All students shall remain in their homes during class suspensions;
- c. Mass gatherings and all other public gatherings shall be prohibited to combat the further spread of Covid-19.

A mass gathering is a planned or spontaneous event where the number of people attending the event could strain the planning and response resources of the city or municipality where the event will be held. It shall include movie screenings, concerts, sporting events and other entertainment activities, community assemblies, barangay fiestas and festivities, barangay assemblies, town or city fiestas, reunions, trade fairs, carnivals, social events. Only essential gatherings shall be permitted in accordance with applicable issuances of the LGUs and government agencies, provided that Social Distancing is strictly maintained at all times.

- d. The Department of Trade and Industry (DTI) shall ensure the private establishment in operation strictly maintain social distancing in their businesses.

SECTION 3. PERSONAL PROTECTIVE AND PRECAUTIONARY MEASURES TO PREVENT AND CONTAIN COVID-19 – Personal Protective measures shall refer to the personal protection and hygiene measures outlined in applicable Department of Health (DOH) Guidelines pertaining to the maintenance of proper personal hygiene to contain the spread of Covid - 19 disease and protect the whole community. This shall include the observance of respiratory etiquette and hand hygiene in accordance with DOH Guidelines.

All persons and entities shall be required to observe Personal Protective Measures in their respective business establishments, workplaces, offices, malls, markets, retail spaces, hotels, government offices, barangays, hospitals, communities, schools and other institutions operating or permitting access of persons within the jurisdiction of the Province of Leyte for the duration of the General Community Quarantine or Enhanced Community Quarantine, as the case may be, are hereby required to adopt stringent Social Distancing measures to prevent and contain the widespread transmission of Covid-19 in their respective areas and facilities. Other safety precautions to ensure containment of COVID-19 transmissions are likewise encouraged, including, but not limited to the following:






- a. "No contact / No handshake" policy;
- b. As much as possible, implement the "No face mask, no entry" policy in enclosed spaces;
- c. Ensure availability of disinfectant alcohol and / or hand sanitizer at the entry and exit of buildings and / or establishments or offices;
- d. Provide thermal scanner to monitor the temperature of visitors and employees in enclosed spaces;
- e. Require frontline personnel and employees, cashiers, customer support and those of similar functions to wear face masks during their duty or shift;
- f. Ensure regular cleaning and disinfection of offices, spaces, and areas accessible to the public;

- g. Ensure availability of soap in public comfort rooms and washrooms;
- h. Disinfect (1/4 cup bleach to 1 gallon of water) contact points that may carry COVID-19 virus;
- i. Adopt alternative working arrangements, including but not limited to, work-from-home, compressed work week, staggered working hours, and creation of skeletal workforces as well as flexible work arrangements, are encouraged.
- j. Practice other safety precautions to prevent COVID-19 transmission.


SECTION 4. PRECAUTIONARY MEASURES FOR MARKETS AND OPERATING RETAIL SPACES – All markets and operating retail spaces within the jurisdiction of the Province of Leyte are hereby required to adopt stringent social distancing measures to prevent and contain the widespread transmission of Covid-19 in their respective area and facilities. Other safety precautions to ensure containment of COVID-19 transmission are likewise encouraged, to include, but not limited, the following:



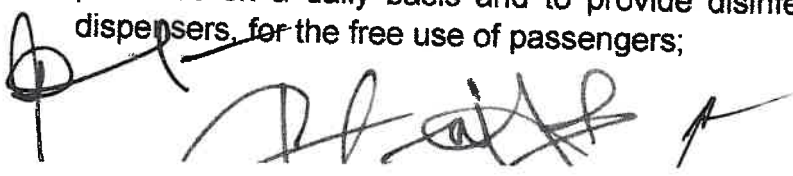
- a. Ensure the conspicuous posting of visible reminders to the public to avoid close contact and strictly observe Social Distancing (of at least one meter radius between and among individuals)
- b. As much as possible, provide thermal scanner to monitor the temperature of customers before entering the market or retail space;
- c. Vendors shall be required to wear a face mask;
- d. Provide hand or liquid soap in all wash areas;
- e. Ensure the availability of water, soap, and alcohol/hand sanitizer in comfort rooms;
- f. Provide temporary deposit area for garbage and segregation;
- g. Maintain cleanliness inside the market area;
- h. Disinfect (1/4 cup bleach to 1 gallon of water) contact points that may carry COVID-19 virus; and
- i. Do other safety precautions to ensure containment of COVID-19 transmission.

SECTION 5. PRECAUTIONARY MEASURES AND GUIDELINES FOR TRANSPORT TERMINALS – All transport terminals operating within the jurisdiction of the Province of Leyte shall be required to adopt and enforce stringent Social Distancing measures to prevent and contain the widespread transmission of Covid-19 in their respective areas and facilities. All transport terminals within the jurisdiction of the Province of Leyte shall likewise be required to observe precautionary measures for the safety of the riding public, including, but not limited to the following precautions ensuring proper sanitation and cleanliness in the transport terminal premises for the containment of COVID-19:

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- a. Provide information on COVID-19 including transmission inside the terminal area to promote awareness;
 - b. Require passengers to wear face masks before riding public transport;
 - c. Provide trash bin with cover inside the terminals;
 - d. As much as possible, provide alcohol or hand sanitizer for the public;
 - e. Provide water and soap in the hand washing area and ensure the availability of water and soap in public comfort rooms;
 - f. Maintain cleanliness inside the public terminals;
 - g. Disinfect terminals after a day of operation by spraying dissolved bleach into the water (1/4 cup bleach to 1 gallon of water) to handrails and seats to sanitize the terminal;
 - h. Prohibit employees with fever and COVID-19 symptoms from reporting for work;
 - i. Require frontline personnel and employees, cashiers, customer support and those of similar functions to wear face masks during their duty or shift;
 - j. As much as possible, provide thermal scanner to monitor the temperature of the passenger before boarding the vehicle;
 - k. All PUV and terminal operators shall ensure strict compliance with LTFRB issuances and implement strict Social Distancing and other precautionary measures necessary to reduce the risk of transmission in public transportations.

SECTION 6. PRECAUTIONARY MEASURES AND GUIDELINES FOR PUVS AND TRANSPORT VEHICLES – All public utility operators, drivers and conductors of PUVs and transport vehicles operating within the Province of Leyte are hereby required to adopt and enforce stringent Social Distancing measures to prevent and contain the widespread transmission of Covid-19 in their respective areas and facilities. They shall likewise observe the following safety precautions for the safety of the riding public:



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- a. All public utility drivers and conductors are encouraged to properly wear masks and gloves at all times while on duty, in accordance with LTFRB Memorandum Circular No. 2020-005;
 - b. All public utility operators, drivers and conductors shall ensure and maintain proper sanitation and cleanliness of the PUV fleets and their premises on a daily basis and to provide disinfectants or sanitizers, dispensers, for the free use of passengers;

- c. All public utility operators, drivers, and conductors shall not allow more than half of the vehicles regular seating capacity including driver and conductor, with no standing passenger;
- d. All passengers of bus, jeepney, taxi, van, and the likes are encouraged to observe "One Seat Apart Passenger Rule" to avoid close contact with each passenger in a vehicle;
- e. All passengers of tricycle, E-bike, E-trike, and Pedicab are required to sanitize before boarding the vehicle;
- f. Driving motorcycles with back ride is prohibited;
- g. Owners, operators, drivers / conductors of PUVS including tricycles, E-bikes, E-trikes, and Pedicabs are required to disinfect their vehicles before leaving the terminal or every route by spraying bleach solution (1/4 cup bleach to 1 gallon of water) to handrails, seats and contact points of the vehicle;
- h. Provide trash bin with cover inside the vehicle;
- i. All PUV drivers and conductors are required to cooperate and strictly observe DOH and PNP protocols / procedures;
- j. All PUV drivers and conductors shall implement other precautionary measures necessary to reduce the risk of transmission in public transportations.

SECTION 7. PRECAUTIONARY MEASURES FOR THE PROTECTION OF OLDER ADULTS, PREGNANT WOMEN AND OTHER PEOPLE WHO HAVE CHRONIC MEDICAL CONDITION: Pursuant to the Inter-Agency Task Force for the Management of Emerging Infectious Disease Resolution No. 12, series of 2020, dated 13 March 2020, the following guidelines shall be adopted to ensure the well-being and safety to everyone, to wit:

- a. Restrict the non-essential entry of people to the contained areas, especially persons who are at high risk of being infected *i.e.* those 60 years old and above, those who are immunocompromised or with comorbidities and pregnant women, except: (1) health workers (2) authorized government officials (3) those travelling for humanitarian reasons, (4) persons transiting to airport for travel abroad, (5) persons providing basic services and public utilities, and (6) essential skeletal workforce.
- b. Prevent the non-essential exit of people out of the contained area, except: (1) health worker (2) authorized government officials (3) those travelling for humanitarian reasons (4) those who were granted entry based on the above-mentioned provisions.

SECTION 8. MANDATORY REPORTING OF COVID-19 AND OTHER NOTIFIABLE DISEASES AND HEALTH EVENTS OF PUBLIC CONCERN. All sectors above-mentioned are directed to inform / educate their respective clients, consumers, occupants, patients, employees, and stakeholders using the premises, to be observant. Should anyone manifest any symptoms of COVID-19 and other notifiable diseases and health events of public health concern, they are required to immediately report the same to the Provincial Health Office or Department of Health (DOH) for appropriate action, in accordance with RA 11332.

SECTION 9. PENALTIES. All natural and juridical persons are mandated to abide by the provisions of this Ordinance to ensure the management and containment of Covid-19 transmission in a manner consistent with the pronouncement and guidelines issued by the Department of Health (DOH), Department of Trade and Industry (DTI), the Department of Interior and Local Government (DILG), the Land Transportation Franchising and Regulatory Board (LTFRB), the Office of the President, and all other government agencies mandating counterpart legislation to enforce adherence by LGU constituents.

Without prejudice to the penalties prescribed under relevant ordinances issued by local government units within the Province of Leyte, any person or entity found to have violated the Social and physical Distancing Measures, Personal Protective Measures, and other Precautionary measures and guidelines in this Ordinance and in contravention of the Revised Penal Code, and special laws such as the Quarantine Law of 2004 (RA 9271) and RA 11332, shall be reported to the IATF EID implementing agencies and the Department of Justice (DOJ) for the initiation of appropriate charges as may be warranted.

SECTION 10. FUNDING. Such amount as may be necessary for the proper and effective implementation of this Ordinance shall be taken from the available fund of the Provincial Health Office, Risk Reduction Management Office, concerned offices and other funds not otherwise appropriated.

SECTION 11. IMPLEMENTING RULES AND REGULATIONS. The Provincial Governor and the Provincial Inter-Agency Task Force for COVID-19 and African Swine Fever shall cause the issuance of Implementing Rules and Regulations, if necessary, for the effective implementation of this Ordinance, in order to promote, safeguard and protect the health, safety and well-being of the people of Leyte.

SECTION 12. SEPARABILITY CLAUSE. If for any reason, any part or provision of this Ordinance is declared unconstitutional or invalid by a competent court, the remaining sections or provisions not affected thereby shall continue to be in full force and effect.

SECTION 13. REPEALING CLAUSE. All ordinances, resolutions, rules or regulations inconsistent with or contrary to the provisions of this Ordinance are hereby repealed, amended or modified accordingly.

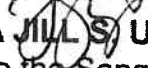
SECTION 14. EFFECTIVITY. This Ordinance shall take effect immediately upon approval due to the urgency of the concern caused by the COVID-19 pandemic. Should the declared state of emergency be lifted, the regulations imposed in this Ordinance shall accordingly be suspended until a subsequent Declaration of State of Calamity is made in accordance with Section 16 of Republic Act No. 10121, or a subsequent

Declaration of Epidemic or Public Health Emergency is made in accordance with
Section 7 of Republic Act No. 11332.

PASSED AND ENACTED by the Sangguniang Panlalawigan in session
assembled.

Approved unanimously.

I HEREBY CERTIFY to the correctness of the foregoing Ordinance.


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian

ATTESTED:


HON. GINA E. MERILO
Sangguniang Panlalawigan Member


HON. RANULFO S. ABELLANOSA
Sangguniang Panlalawigan Member

HON. TRINIDAD G. APOSTOL
Sangguniang Panlalawigan Member


HON. RAISSA J. VILLASIN
Sangguniang Panlalawigan Member

ATTY. ANNA VICTORIA V. TUAZON
Sangguniang Panlalawigan Member


HON. MA. CORAZON E. REMANDABAN
Sangguniang Panlalawigan Member


HON. MARIA CARMEN JEAN TORRES-RAMA
Sangguniang Panlalawigan Member


HON. MESIAS P. AREVALO
Sangguniang Panlalawigan Member


ATTY. FLORANTE A. CAYUNDA JR.
Sangguniang Panlalawigan Member


HON. EMMANUEL L. GACIS
Sangguniang Panlalawigan Member

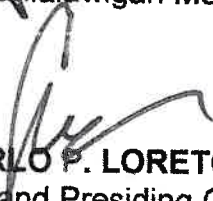

HON. NOLIE C. CAÑA
Sangguniang Panlalawigan Member


HON. CHIQUI RUTH C. UY
Sangguniang Panlalawigan Member





HON. JO VANILLE CHUA-MERILO
Sangguniang Panlalawigan Member



ATTY. CARLO P. LORETO
Vice Governor and Presiding Officer

APPROVED:



LEOPOLDO DOMINICO L. PETILLA
Governor

