



Republic of the Philippines
PROVINCE OF NEGROS ORIENTAL
City of Bayawan
Office of the Sangguniang Panlungsod

EXCERPT FROM THE MINUTES OF THE SPECIAL SESSION HELD BY THE CITY COUNCIL OF BAYAWAN, NEGROS ORIENTAL ON MAY 27, 2021 AT 3 PM AT THE LEGISLATIVE BUILDING GOVERNMENT CENTER.

RECORD OF ATTENDANCE

HON. HENRY E. CARREON, JR.	Vice Mayor & Presiding Officer	Present
HON. NICO ANGELO L. LIM		Present
HON. MERLITA R. GAUDIEL		Home Quarantine
HON. RUSMAR IAN D. TIJING		Present
HON. LUIS J. SUMALPONG		Present
HON. JONAS M. TRIAS		On Leave
HON. NARCISO N. CASIPONG		Present
HON. ROLANDO B. ABRASALDO		Present
HON. FELIPE O. SANTIAGO, JR.		Present
HON. SEVERINO SALVADOR M. CAPULSO	(LNMB Vice President)	Present
HON. TRISTAN GOLD T. TORRILLO	(SK Federated President)	Present

RESOLUTION NO. 311

“WHEREAS, Article II, Section 15 of the 1987 Constitution expressly declares, that it is the policy of the State to protect and promote the right to health of the people and instill health consciousness among them;

“WHEREAS, President Rodrigo Roa Duterte issued Proclamation No. 922, declaring a State of Public Health Emergency and Proclamation No. 929, declaring the State of Calamity throughout the country by reason of the spread of Corona Virus Disease or COVID-19, which has been declared by the World Health Organization as pandemic;

“WHEREAS, the COVID-19 pandemic has greatly affected the lives and economy of the people in the City of Bayawan in particular and the whole Filipino nation in general, hence, the urgent need to mitigate if not contain, the transmission of COVID-19;

“WHEREAS, Section 8(5) of the issued Omnibus Guidelines on the Implementation of Community Quarantine in the Philippines of the Inter Agency Task Force for the Management of Emerging Infectious Diseases provided that, “LGU’s are hereby enjoined to use IATF-endorsed contact tracing and contact monitoring applications (StaySafe.ph and TanodCOVID) where they are available or use community-based contact tracing and contact monitoring. Concerned LGUs are hereby enjoined to issue the necessary executive order or ordinance to this effect”;

“WHEREAS, the Local Government of Bayawan City aims to contain and avert the spread and transmission of the virus through the quick and immediate contact tracing of the people who may have been possibly exposed to positive COVID-19 confirmed patients within the City;

“WHEREAS, Bayawan City adopts the COVID-19 Contact Tracing System of South Cotabato, also known as the “Bayawan City COVID-19 Contact Tracing System (BC-CCTS)” that refers to the localized web and mobile-based application developed by the Provincial Government of Cotabato for the efficient and expeditious contact tracing of confirmed COVID-19 positive patients;

“WHEREAS, the BC-CCTS is a system that will assist the Local Government Unit of Bayawan City’s response to the COVID-19, subject to the continued compliance with relevant cybersecurity, data privacy, and confidentiality laws, as well as similar guidelines and protocols as may be issued by the IATF.

“WHEREFORE, on motion of Honorable Councilor Rolando B. Abrasaldo and duly seconded by Honorable Councilor Felipe O. Santiago, the Council

“RESOLVED, To enact, as it hereby enacts the following ordinance:

ORDINANCE NO. 9

**AN ORDINANCE IMPLEMENTING THE BAYAWAN CITY
COVID-19 CONTACT TRACING SYSTEM AND PROVIDING
GUIDELINES THEREOF.**

Be it ordained by the Sangguniang Panlungsod of Bayawan City in regular session assembled, that:

SECTION 1. TITLE. This ordinance shall be known as the “COVID-19 Contact Tracing System Ordinance of Bayawan City”.

SECTION 2. PURPOSE. This ordinance aims to contain and avert the spread and transmission of the virus through the quick and immediate contact tracing of people who may have been possibly exposed to positive COVID-19 confirmed patients within the city.

SECTION 3. STATEMENT OF POLICY. It is the policy of the Local Government of Bayawan City to protect its residents and visitors, within its territorial jurisdiction, against COVID-19 through an effective and efficient implementation of the contact tracing system which requires compliance of all concerned government offices, private and business sectors, residents and visitors of the city.

SECTION 4. SCOPE AND COVERAGE. This ordinance shall cover all business establishments, government offices, residents and visitors within the territorial jurisdiction of the City of Bayawan to include public utilities and spaces, such as but not limited no, public markets, public terminals and public transport.

SECTION 5. DEFINITION OF TERMS. For the purposes of this ordinance, the following terms are defined as follows:

- (a) “CCTS Card” refer to an analog or digital card generated by the “Bayawan City COVID-19 Contact Tracing System, (BC-CCTS)” that will be issued by the Local Government Unit of Bayawan City to residents within the territorial jurisdiction of Bayawan City that will serve as a digital logbook when entering the premises of government offices or private establishments for the purpose of recording the date and time of entry or visit, and which bears the holder’s name, address, identification number and a uniquely-assigned QR code.
- (b) “CCTS Visitor’s Card” refers to an analog or digital card generated by the “Bayawan City COVID-19 Contact Tracing System (BC-CCTS)” that will be issued by the Local Government Unit of Bayawan City to visitors of the city who may have temporary personal or business transaction within the city, or who report to work on a daily basis in the city but reside outside the City of Bayawan.
- (c) “Close Contact” refers to a person who may have come into contact with probable or confirmed case days prior to onset of illness of the confirmed COVID-19 case as per stipulated under Department of Health Administrative Order and Department Memorandum.
- (d) “Confirmed” refers to any individual, irrespective of presence or absence of clinical signs and symptoms, who was laboratory confirmed for COVID-19 in a test conducted at the national reference laboratory, a subnational reference laboratory, and/or DOH-certified laboratory testing facility.
- (e) “Contact Tracing” refers to the identification, listing, and follow-up of who may have come into close contact with a confirmed COVID-19 case. Contact tracing is an important component in containing outbreaks of infectious diseases.
- (f) “Contact Tracing Team” is an LGU identified team that shall conduct case investigation and collect data filed of the COVID-19 Case using Case Investigation Form and History Form, or any information technology system, and shall rigorously locate, profile and assess all close contacts. The local Contact Tracing Teams (CTTs) shall identify symptomatic close contacts who fit the COVID-19 case definition based on DOH Secretary Administrative Order and test and isolate them using the same guidelines.
- (g) “COVID-19” is an infectious disease caused by a newly discovered coronavirus called SARS CoV-2, wherein most people infected with the virus will experience mild to moderate respiratory illness and recover without requiring treatment.

- (h) "Government Office" refers to any office created by the Constitution or a legislative act, having a definite tenure and involving the power to carry out some government function operating within the territorial jurisdiction of Bayawan City.
- (i) "CESU" refers to the City Epidemiology and Surveillance Unit.
- (j) "DESU" refers to the Disease Epidemiology and Surveillance Unit.
- (k) "Private Establishment" refers to any building, structure or portion thereof that is owned, leased, controlled, or operated by a non-governmental entity for a non-governmental purpose operating within the territorial jurisdiction of the city of Bayawan.
- (l) "Probable" refers to a suspect case under Department of Health Administrative Order.
- (m) "Quick Response (QR) Code" refer to the trademark for a type of matrix barcode which is a machine-readable code consisting of an array of black and white squares, typically used for storing Uniform Resources Locators (URLs) or other information for reading by the camera on a Smartphone.
- (n) "Residents" refers to the persons living within the territorial jurisdiction of Bayawan City.
- (o) "RESU" refers to the Regional Epidemiology and Surveillance Unit.
- (p) "RT-PCR" refers to real-time Reverse Transcriptase-Polymerase Chain Reaction.
- (q) "Suspect" refers to a person who manifests any of the conditions as per stipulated under the Department of Health Administrative Order.
- (r) "Visitors" refers to a person who are non-residents seeking entry or having already entered the territorial jurisdiction of Bayawan City.
- (s) "Logbook" refers to a digital or manual record of important data relative top contact tracing.

SECTION 6. ISSUANCE OF CCTS CARD. A system-generated CCTS Card shall be issued to the following:

- (1) Residents who registered in the digital logbook of the city; and
- (2) All visitors of Bayawan City.

SECTION 7. MANUAL LOGBOOKING. All business establishments and government offices are required to maintain a manual logbook to ensure that all clients and visitors not registered in the BC-CCTS shall be properly recorded and the same shall be submitted directly to the Local health Office on a weekly basis.

SECTION 8. BARANGAY LGU's OBLIGATIONS. It shall be the responsibility of the Barangay LGUs to assist residents of the city who opt to avail themselves of the BC-CCTS Card.

SECTION 9. VISITORS/NON-RESIDENTS OBLIGATIONS. All visitors or non-residents passing through or with temporary business or personal transaction within the city hall ne required online through the BC-CCTS and provide mandatory information for the issuance of QR-coded CCTS Card that they may either print or show for scanning using their mobile phones o the checkpoints and offices/establishments where they have a transaction.

If the visitors or non-residents have no access to smart phones or internet, they shall fill out the Basic Personal Data Form for BC-CCTS and shall be required to use the pre-printed CCTS Visitor's Cards with pre-assigned QR Codes issued by the Local Government of Bayawan City and distributed to all PNP checkpoints. The filled-out forms hall thereafter be submitted to the Local Government of Bayawan City for encoding and uploading in the CCTS server.

SECTION 10. GUIDELINES FOR GOVERNMENT OFFICES AND PRIVATE ESTABLISHMENTS.

- (A) The following shall be required to register in the BC-CCTS Website:

1. National and local government offices including all government-managed or owned facilities and economic enterprises in the city such as, but not limited to, public schools, markets, terminals, hospitals, sports complexes and gymnasiums;
 2. All private establishments and entities to include religious and educational institutions; and
 3. All modes of public transport or public utility vehicles operating in Bayawan City.
- (B) Once registered, these establishments shall download the BC-CCTS mobile application. All CCTS Cards or CCTS Visitor's Cards of persons who are entering these registered establishments or offices shall be scanned using the mobile application.

SECTION 11. PROTECTION OF PRIVACY.

- a) The duly assigned Data Controlled (DC) or Data Protection Offices (DPO) from the DESU shall have authorized access to all information gathered and stored in the server. The DC/DPO shall manage and keep all information with utmost care and confidentiality and shall use the same for contact tracing purposes only. The DC/DPO shall produce the report/s necessary for the immediate conduct of contact tracing following the DOH and DESU protocols.
- b) All recorded information of a person's date and time of visit of entry in establishments and public utility vehicles shall be automatically deleted from the BC-CCTS as well as in the manual logbook sixty (60) days after their storage thereto.

SECTION 12. PENAL PROVISION. The following acts shall be sanctioned through the impositions of corresponding penalties:

- a. In case of failure of any government office or private establishment/public utility vehicle operator to register in the BC-CCTS within 15-days from the effectivity of its ordinance, scan all CCTS Cards of clients/visitors and/or maintain a manual logbook, they shall be sanctioned as followed:

(a) 1 st Offense	₱	1,000.00 fine
(b) 2 nd Offense	₱	2,500.00 fine
(c) 3 rd and Succeeding Offense	₱	5,000.00 fine or imprisonment

of not more than six (6) months or both at the discretions of the court.

- b. Any person who willfully uses the CCTS card of another shall be sanctioned as follows:

(a) 1 st Offense	₱	1,000.00 fine
(b) 2 nd Offense	₱	2,500.00 fine
(c) 3 rd and Succeeding Offense	₱	5,000.00 fine or imprisonment

of not more than six (6) months or both at the discretions of the court.

SECTION 13. MISCELLANEOUS PROVISIONS. The movement or quarantine passes issued by all component LGUs shall continue to be implemented independent of the CCTS Card and CCTS Visitors Card provided in this ordinance. The CCTS Cards shall not replace the aforementioned LGU quarantine passes.

SECTION 14. APPLICABILITY CLAUSE. This ordinance shall apply only during times of COVID-19 related health emergencies as declared by the National Government.

SECTION 15. TERMINATION CLAUSE. After the applicability of this ordinance, the BC-CCTS App shall be removed from smart phones and App stores, and all information collected, processed and stored for the purpose of the BC-CCTS shall be deleted from the server.

SECTION 16. SEPARABILITY CLAUSE. If any part or provision of this ordinance is declared unconstitutional or invalid, the same shall not affect the validity and effectivity of the other parts of provisions hereof.

SECTION 17. REPEALING CLAUSE. All ordinances, orders, issuances, rules and regulations, contrary to or inconsistent with the provisions of this ordinance are hereby repealed, amended or modified accordingly.

SECTION 18. EFFECTIVITY CLAUSE. This ordinance shall take effect immediately upon approval and due posting.

“Enacted.”

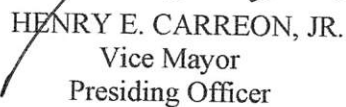
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I hereby certify to the correctness of the foregoing resolution.

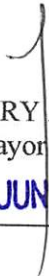
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JULIUS T. ESPARTERO
Secretary to the Sangguniang Panlungsod

ATTESTED:


HENRY E. CARREON, JR.
Vice Mayor
Presiding Officer

APPROVED:


PRYDE HENRY A. TEVES
Mayor

Date: 02 JUN 2021

Copy for:

- The Honorable Provincial Board, Dumaguete City