



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

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE CITY COUNCIL OF BAYAWAN, NEGROS ORIENTAL ON NOVEMBER 8, 2021 AT 10 AM 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		Present
HON. RUSMAR IAN D. TIJING		Present
HON. LUIS J. SUMALPONG		Present
HON. JONAS M. TRIAS		Present
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)	On Leave

RESOLUTION NO. 661

“WHEREAS, based on record, dengue cases continue to increase causing public health problem;

“WHEREAS, dengue is a community based problem and that there is a need to intensify community awareness and participation to successfully minimize vector and disease;

“WHEREAS, dengue remains a cause of mortality and morbidity in the country. All regions, cities and municipalities are endemic for dengue and the City of Bayawan, despite its high level of consciousness to good health and healthy environment, is not spared from experiencing such an endemic/emerging/re-emerging problem;

“WHEREAS, considering that dengue is a vector-borne disease transmitted by an infected mosquito, produced from containers that hold clear stagnant water, dengue will spread easily;

“WHEREAS, at present, the only method of controlling or preventing dengue virus transmission is to combat the vector mosquitoes;

“WHEREAS, mosquito vector control can be effectively and efficiently implemented using environmental management and chemical methods as well as proper solid waste disposal and improve water storage practices, including covering containers to prevent access by egg-laying female mosquitoes;

“WHEREAS, the number of dengue cases nationwide has considerably increased especially during rainy season;

“WHEREAS, while our City of Bayawan is not yet in the alarming stage of dengue proliferation, however, prevention is better than cure, thus, proactive measure is cognizable as a solution to an epidemic.

“WHEREFORE, on motion of Honorable Councilor Merlita R. Gaudiel and duly seconded by Honorable Councilor Jonas M. Trias, the Council

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

ORDINANCE NO. 38

AN ORDINANCE PROVIDING MEASURES FOR THE PREVENTION, CONTROL AND REDUCTION OF THE MOSQUITO VECTOR OF DENGUE IN BAYAWAN CITY AND IMPOSING PENALTIES FOR VIOLATIONS THEREOF

Be it ordained that:

Section 1. Title – This Ordinance shall be known as the “*The Dengue Prevention and Control Ordinance of Bayawan City*”

Section 2. Policy – It is the policy of the Local Government Unit of Bayawan City (LGU-Bayawan City) to keep its people free from diseases and maintain a healthy environment curbing the proliferation of disease-causing virus such as that of dengue.

Section 3. Definition of Terms – As used in this Ordinance, the following terms are hereby defined as follows:

3.1. Clear Stagnant Water- motionless water, not flowing in a stream or current; also known as standing water, considered as mosquito vector of dengue breeding ground.

3.2. Dengue - an acute infectious disease caused by a flavivirus (Species Dengue virus of the genus *Flavivirus*), transmitted by aedes mosquitoes and characterized by high grade fever, body malaise, and a rash---also called dengue fever;

3.3. Four O'clock Habit – Deng- Get Out activities, or the simultaneous cleaning of household and community surroundings, getting rid of stagnant water and other mosquito-breeding sites, and conducting measures to prevent water stagnation, everyday at 4:00 in the afternoon.

3.4. Integrated Vector Control - controlling pests through the use of several different methods and procedures which are used to complement each other; these procedures may include the use of pesticides, environmental sanitation measures, natural as well as mechanical and biological control methods;

3.5. Larvicides – Type of insecticides used to control mosquitoes indoors and outdoors around your home; *substances used to kill larvae*;

3.6. Misting – a fine spray of approved chemicals to control or eradicate the vector of the disease;

3.7. Pest Control – pest control activities in all habitable areas but not to include agricultural pest controls activities;

3.8. Pest Control Applicator – any individual who uses or supervises the use of pesticides or any methods or services for pest control or implementation of a vermin reduction and mitigation program;

3.9. Pest Control Operator – refers to establishment or entity engaged in the application of pesticides or any other methods or services for pest control or implementation of a vector reduction and mitigation program;

3.10. Place - land, building, residence, pier, watercraft, or any means of conveyance;

3.11. Public and Private Places - parks, plazas, picnic grounds, camps, roads, cemeteries and memorial parks, terminals, rest areas, and other open fields and enclosed areas of public and private assembly;

3.12. Public and Private Establishments - hotels, dormitories, commercial buildings, lodging and boarding houses, apartments, hospitals, libraries, museums, offices, malls, stores, markets, schools, colleges and other similar institutions;

3.13. Vector - an organism that can carry a particular disease-causing agent (like a virus) without actually developing the disease;

Section 4. Mechanisms for the Prevention and Control of Mosquito Vector

4.1. Prevention and Control

a. All other interventions especially the use of chemicals other than for research purposes shall secure clearance from the City Health Office (CHO) prior to its conduct.

b. *Food and Drug Administration* licensed Pest Control operators shall be monitored by the *City Health Officer* prior to the render of services within the jurisdiction of Bayawan City.

c. All new technologies, approaches and processes that may be developed in the future which would help in the prevention and control of dengue shall be adopted for implementation upon recommendation by the City Health Office.

4.2. Minimum Requirements for Compliance:

a. Water drums, pails and similar containers must be covered at all times;

b. Old or discarded tires should be punctured or cut;

c. Open/Unused tin cans, jars, bottles, pots and the like should be properly collected, stored or disposed in a manner not injurious to health;

d. Gutters of roof must be maintained free from accumulation of rain water;

e. Abandoned swimming pools must be treated with larvicides or other means of controlling the vectors;

f. Uninhabited structures/buildings must be treated with larvicides or other means of controlling the vectors;

g. All plant vases and pots, open bamboo poles, tree holes, plant axils, or other natural or artificial containers that may accumulate water, should always be checked as the potential breeding place of *aedes aegypti* mosquitoes.

4.3. *Vector Breeding Grounds Control* – Buildings/structures under construction must not accumulate stagnant water and solid wastes. All owners, managers, administrators and/or caretakers of households, schools, vacant lots, abandoned houses, tire trading/merchandising business and all other buildings/establishments within the City of Bayawan are mandated to get rid of vector's breeding ground, particularly stagnant water, to avoid mosquito larvae (*kiti-kiti*), otherwise, they are presumed to have violated this Ordinance.

Section 5. *Information Education and Communication Campaign (IECC)*

The City Health Office (CHO) with the cooperation of the City Environment and Natural Resources Office (CENRO), Liga ng mga Barangay, Department of Education (DepEd), Religious Sectors, Non-government Organizations (NGOs), and the barangay concerned shall conduct a massive public awareness campaign – which include, but not limited to, health education including the organization/coordination and lectures, Ovi- Larvitrapping, manner of destroying breeding sites, and participating in the “Four O’clock Habit” Activities – as well as disseminate all information relative to the implementation of this ordinance.

Section 6: *Creation of Anti-Dengue Task Force and Deputation of Enforcers*

An Anti-Dengue Task Force shall be created and organized with the following functions:

- a.) Formulate comprehensive polices, programs and guidelines on the prevention and control of dengue;
- b.) Monitor the implementation of the four o’clock habit activities;
- c.) Coordinate with agencies or offices concerned relative to the information and awareness campaign against dengue;
- d.) Primarily responsible in the monitoring of the incidence of dengue in the barangays of the City of Bayawan;
- e.) Submission of a monthly report regarding data collected on dengue cases in the barangays to the City Health Office.
- f.) The Anti-Dengue Task Force can *freely join with the Deputized Enforcers in their operation.*

6.1. Composition of Anti-Dengue Task Force

The Anti-Dengue Task Force shall be composed of the following:

City Health Officer (CHO) - Chairman

City Environment and Natural Resources Officer (CENRO) – Vice Chairman

Members:

City Health Nurse

City Sanitation Officer

City Market Administrator

DepEd Representative

Business Sector Representative

6.2. Deputized Enforcers – The following shall be the deputized enforcers of the Anti – Dengue Task Force:

1. Barangay Captains
2. Barangay Tanods
3. Barangay Health Workers
4. Barangay Chairman of the Committee on Health

An orientation shall be conducted by the City Health Office and City Environment and Natural Resources Office for the enforcement of this ordinance. The names of the DepEd and Business Sector Representative and deputized personnel shall be endorsed by the City Health Office to the City Mayor for appointment and deputation, respectively.

Section 7. Penalties

Owners, managers and administrators of establishments or areas as defined in section 3.10 who fail or refuse to comply with the provisions of this ordinance shall be penalized in accordance with the following:

1st Offense: Reprimand - An issuance of Sanitary Order

2nd Offense: A fine of One Thousand Pesos (p 1, 000.00) or six (6) hours of community service;

3rd Offense: A fine of Three Thousand Pesos (p 3, 000.00) or twelve (12) hours of community service;

4th Offense: A fine of Five Thousand Pesos (p 5, 000.00) or imprisonment not exceeding three (3) days at the discretion of the court, plus revocation of business permit/license shall be imposed, if the violator is a business owner.

Where the violator of this Ordinance does not contest his/her apprehension and opt to pay the fine imposed under the preceding paragraph, the enforcement officer shall forthwith issue citation ticket to the person apprehended without resorting to the Court. The citation ticket shall state or contain (a) the name, signature, age and address of the person apprehended; (b) the material facts obtained in the commission of the acts defined and penalized under this Ordinance; (c) the amount of fine which is payable in favor of the Local Government Unit of Bayawan City; and (d) notice requiring the person apprehended for extrajudicial settlement of his/her violation by paying the prescribed amount of fine at the Office of the City Treasurer within seventy-two (72) hours from issuance thereof, otherwise, appropriate complaint shall be filed against him/her before the Court of law.

Section 8. Fines for violation of this ordinance shall accrue in favor of the following:

1. 50% to the City Government
2. 50% to the apprehending Barangay

Section 9. Separability Clause. If any provision or part of this ordinance is declared invalid or unconstitutional, the other parts or provisions thereof shall remain valid and effective.

Section 10. Repealing Clause. All ordinances, orders, or rules and regulations inconsistent with the provisions of this ordinance are hereby repealed or modified accordingly.

Section 11. Effectivity. This Ordinance shall take effect after 15 days following completion of its full publication/posting in conspicuous places in the City of Bayawan.

“Enacted.”

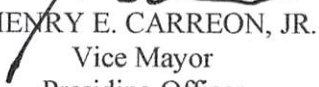
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I hereby certify to the correctness of the foregoing resolution.


* * *

JULIUS T. ESPARTERO
Secretary to the Sangguniang Panlungsod

ATTESTED:


HENRY E. CARREON, JR.
Vice Mayor
Presiding Officer

APPROVED:


PRYDE HENRY A. TEVES
Mayor

Date: 24 NOV 2021

Copy for:

- The Honorable Provincial Board, Dumaguete City