



Republic of the Philippines
Province of Sorsogon
CITY OF SORSOGON



Office of the Sangguniang Panlungsod

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SEVENTH CITY COUNCIL HELD AT THE SESSION HALL ON MARCH 3, 2020.

PRESENT:

HON. MARK ERIC C. DIONEDA
City Vice Mayor/Presiding Officer

BACON DISTRICT

Hon. Jo Abegail C. Dioneda
Hon. Melchor P. Atutubo
Hon. Hilario D. Dioneda

EAST DISTRICT

Hon. Ralph Walter R. Lubiano
Hon. Mary Ellen D. Jamisola
Hon. Franco Eric O. Ravanilla
Hon. Joven G. Laura

WEST DISTRICT

Hon. Nestor J. Baldon
Hon. Fernando David H. Duran, III
Hon. Rebecca D. Aquino

EX-OFFICIO MEMBERS

Hon. Ma. Teresa D. Perdigon
Hon. Lorenz S. Abenion

ABSENT: Hon. Erwin J. Duana
Hon. Danilo A. Deladia

Resolution No. 054, Series of 2020

(Author: Hon. Franco Eric O. Ravanilla)

RESOLUTION ENACTING AN ORDINANCE PRESCRIBING RULES AND REGULATIONS IN THE OPERATIONS OF COMMERCIAL ESTABLISHMENTS, ON OCCASION OF NATURAL DISASTERS AND CALAMITIES, PROVIDING PENALTIES FOR VIOLATIONS THEREOF AND FOR OTHER PURPOSES

WHEREAS, it is the primordial responsibility of the state as enshrined in the fundamental law to ensure the fullest protection of its citizenry and promote their welfare under the principle of *Parens Patria*.

WHEREAS, the Local Government Code has been explicit on the matter under the *General Welfare Clause*;

WHEREAS, *Social Justice* all the more amply provides that those who have less in life must have more in law;

NOW THEREFORE, on motion of **Hon. Franco Eric O. Ravanilla**, duly seconded by **Hon. Lorenz S. Abenion**, resolve as it is hereby resolved to enact an ordinance prescribing

rules and regulations in the operations of commercial establishments, on occasion of natural disasters and calamities, providing penalties for violations thereof and for other purposes;

City Ordinance No. 09, Series of 2020

AN ORDINANCE PRESCRIBING RULES AND REGULATIONS IN THE OPERATIONS OF COMMERCIAL ESTABLISHMENTS, ON OCCASION OF NATURAL DISASTERS AND CALAMITIES, PROVIDING PENALTIES FOR VIOLATIONS THEREOF AND FOR OTHER PURPOSES

Be it enacted by the Sangguniang Panlungsod in session assembled that;

Section 1. Title- This ordinance shall be known as “ **Prescribed Rules and Regulations During Calamities and Natural Disasters.**”

Section 2. Declared of Policy- Time and again, the City Government of Sorsogon has been consistent and relentless in promoting and ensuring the welfare of its constituents, the preservation of lives and properties.

Section 3. Definition of Terms

Emergency Evacuation- is the immediate and urgent movement of people away from the threat or actual occurrence of a hazard. Examples range from the small scale evacuation of a building due to a storm or fire to large evacuation of a district because of a flood, bombardment or approaching weather disturbance and manmade calamities.

Disaster- means the result of a natural or manmade event which cause loss of life, injury and property damage, including but not limited to natural disasters such as typhoons, hurricane, tornado, storm, flash floods, sea water surge, high winds and other weather related disturbances, events and manmade disasters, including but not limited to nuclear , power plant incidents, oil spills, explosion, civil disturbances, public calamity, acts of terrorism, hostile military action and other events related thereto;

Hazard- a dangerous phenomenon, substance, human activity or condition that may cause loss of life, injury or other health impacts, property damage, loss of livelihood and services, social and economic disruption or environmental damage;

Mitigation- the adaptation of structural and non-structural measures to limit the adverse impacts of natural, manmade disaster and hazards;

High Risk and Vulnerability- the combination and great probability of an event or occurrence and the negative consequences and impact.

Disaster Preparedness- the knowledge and capacities developed by governments, professional response and recovery organizations, communities and individuals to effectively anticipate, respond to and recover from the impacts of likely imminent or current hazard, events or conditions. Preparedness action is carried out within the context of disaster risk reduction and management and aims to build the capacity needed

to efficiently manage all types of emergencies and achieve orderly transitions from the response to sustained recovery.

Imminent Danger- means an immediate threat of harm;

Department of Labor and Employment- the government agency tasked in the implementation of labor standard laws, labor relations and other labor related social legislations;

Commercial and Business Establishments- entities which are duly licensed private establishments conferred upon by concerned government agencies, clothe with juridical personalities as the case maybe, with the corresponding permits issued by the City Government:

Security Agencies- means licensed Security Agencies by recognized by concerned government agencies.

PAG-ASA- Philippine Atmospheric Geophysical and Astronomical Services Administration

Section 5 Prescribed Rules and Regulation on Occasion of Natural Disasters and Calamities:

1. On occasion of the earthquakes and fires it shall be the duty and obligation of the owner of the establishment to oversee the observance of the safety precautions to ensure the safety of the workers based on the orientations conducted by the both CDRRMC and PDRRMC in close coordination with the concerned government agencies such as but not limited to PHIVOLCS.

2. Upon official declaration of Signal No. 2 by PAG-ASA wherein the entire jurisdiction of Sorsogon City is declared as such it shall be the duty of Owner or Manager of the commercial establishment / institution to forewarn their employees of the suspension of operations of the establishment for purposes of preparation and thereby suspend the engagement of the employee for him to be home or at his residence complemented by the following factors, to wit:

a) The amount of rainfall that is expected and maybe brought by the typhoon based on official information and data;

b) The declaration from City DRRM and the Provincial DRRM on the areas susceptible to flooding and water surge;

Section 6 Exceptions

1. Security Guards

2. Immediate member of the family of the owner or proprietor of the business establishments provided the subject employee consents to continue his engagement in writing

3. Pharmacies and drug stores- but the manager/owner is responsible to their employee

Section 7 Penalties:

1st Offense: Penalty of 3 months suspension on the operation of business establishments

2nd Offense: Penalty of 6 months suspension on the operation of business establishments.

3rd Offense: Penalty of 1 year suspension on the operation of business establishment and imprisonment.

Section 8 Separability Clause- Any part or provision of herein ordinance which may be declared invalid or unconstitutional other provisions hereof not affected thereby shall to continue be in full force and effect.

Section 9 Ordinances, rules and regulations which are inconsistent hereof are hereby repealed and modified accordingly.

Section 10 This ordinance shall take effect after compliance with the publication requirements.

DATE APPROVED: March 3, 2020

I HEREBY CERTIFY to the correctness of the foregoing resolution and ordinance.


NOEL G. DREU
Secretary to the Sangguniang Panlungsod

Attested:


MARK ERIC C. DIONEDA
City Vice Mayor/Presiding Officer

Approved:


MA. ESTER E. HAMOR
City Mayor