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Republic of the Philippines
Province of Oriental Mindoro
MUNICIPALITY OF BULALACAO

OFFICE OF THE SANGGUNIANG BAYAN

Municipal Building, Poblacion, Bulalacao, 5214, Oriental Mindoro

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE
10TH SANGGUNIANG BAYAN OF BULALACAO, ORIENTAL MINDORO
HELD ON MAY 26, 2020 AT THE SANGGUNIANG BAYAN SESSION HALL

PRESENT:

- | | |
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| Hon. Ramon G. Magbanua | Municipal Vice Mayor/Presiding Officer |
| Hon. Dexter R. Gonzales | Sangguniang Bayan Member |
| Hon. Dennes M. Faner | Sangguniang Bayan Member |
| Hon. Edezer F. Aceron | Sangguniang Bayan Member |
| Hon. German S. Acosta | Sangguniang Bayan Member |
| Hon. Kieven E. Cantos | Sangguniang Bayan Member |
| Hon. Jess V. Sapungan | Sangguniang Bayan Member |
| Hon. Elpidio N. Contreras, Jr | Sangguniang Bayan Member |
| Hon. Edwin C. Aceron | Sangguniang Bayan Member |
| Hon. Enrico C. Villas | Pangulo, Liga ng mga Barangay |
| Hon. Kim Jonh Elco E. Cantos | SK Federation President |

ABSENT:

- | | |
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| Hon. Tulay M. Caring | IPM Representative |
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MUNICIPAL ORDINANCE NO. 20-05-265

AN ORDINANCE REGULATING THE PURCHASE OF BASIC NECESSITIES AND PRIME COMMODITIES DURING A STATE OF CALAMITY OR CERTAIN SITUATIONS IN BULALACAO, ORIENTAL MINDORO

Sponsor and Author:

Sangguniang Bayan Member DEXTER R. GONZALES
Chairperson, Committee on Trade and Industry

Sponsor:

Sangguniang Bayan Member GERMAN S. ACOSTA

Co-Sponsors:

Sangguniang Bayan Member DENNES M. FANER
Sangguniang Bayan Member ELPIDIO N. CONTRERAS, JR.

WHEREAS, the 1987 Constitution provides that the maintenance of peace and order, the protection of life, liberty, and property, and the promotion of the general welfare are essential for the enjoyment by all the people of the blessings of democracy;

WHEREAS, Republic Act No. 7160 or the Local Government Code of 1991 provides that local government units shall ensure and promote health and safety, maintain peace and order, and preserve the comfort and convenience of their inhabitants within their respective territorial jurisdictions;

WHEREAS, Republic Act No. 7581 or the Price Act mandates the protection of consumers against hoarding, profiteering, and cartels with respect to supply, distribution, marketing and pricing of basic necessities and prime commodities, especially during periods of calamity, emergency, and widespread illegal price manipulation;

HON. JESS V. SAPUNGAN
PELUFA V. PAZ

HON. KIEVEN E. CANTOS

HON. GERMAN S. ACOSTA
HON. KIM JONH ELCO E. CANTOS

HON. ENRICO C. VILLAS

HON. EDEZER F. ACERON
HON. EDWIN C. ACERON

HON. DENNES M. FANER
HON. EDWIN C. ACERON

HON. DEXTER R. GONZALES
HON. ELPIDIO N. CONTRERAS, JR.

HON. RAMON G. MAGBANUA
HON. ENRICO C. VILLAS

WHEREAS, the enactment of a local ordinance to address panic buying or unreasonable stock piling of basic necessities and prime commodities during certain situations in this municipality is deemed necessary;

NOW, THEREFORE, be it ordained by the Sangguniang Bayan of Bulalacao, Oriental Mindoro, that:

Section 1. Short Title. This Ordinance shall be also known as the "Anti-Panic Buying and Anti-Hoarding Ordinance of Bulalacao".

Section 2. Declaration of Policy. It is the policy of the Local Government Unit of Bulalacao (LGU of Bulalacao) to ensure that every person in this municipality shall have an equal opportunity in availing basic necessities and prime commodities at a reasonable, regulated, and legal price during a state of calamity, emergency, rebellion, war, or whenever the municipality or any of its barangays is placed under martial law or suspension of the writ of habeas corpus.

Section 3. Definition of Terms. As used in this ordinance and in relevant laws, the following terms shall mean:

Basic necessities shall refer to goods vital to the needs of consumers for their sustenance and existence during state of calamity such as, but not limited to, rice; corn; root crops; bread; fresh, dried or canned fish and other marine products; fresh pork, beef and poultry meat; fresh eggs; potable water in bottles and containers; fresh and processed milk; fresh vegetables and fruits; locally manufactured instant noodles; coffee; sugar; cooking oil; salt; laundry soap and detergents; firewood; charcoal; household liquefied petroleum gas (LPG) and kerosene; candles; drugs classified as essential by the Department of Health; and such other goods as may be included under Section 4 of the Price Act.

Declaration of state of calamity shall refer to the written declaration of a state of calamity issued by the President of the Republic of the Philippines or by any of the local sanggunian, upon recommendation of the Local Disaster Risk Reduction and Management Council (LDRRMC) based on the results of the damage assessment and needs analysis.

Hoarding shall refer to the undue accumulation by a person or combination of persons of any basic commodity beyond that person's or those persons' normal inventory levels or the unreasonable limitation or refusal to dispose of, sell or distribute the stocks of any basic necessity or prime commodity to the general public or the unjustified taking out of any basic necessity or prime commodity from the channels of reproduction, trade, commerce and industry.

Martial law is the imposition of direct military control of normal civil functions or suspension of civil law by the government subject to limitations and conditions prescribed by the 1987 Constitution.

Panic buying shall refer to the abnormal phenomenon where consumers buy basic necessities and prime commodities grossly in excess of their normal requirement resulting in undue shortages of such goods to the prejudice of less privileged consumers.

Person shall refer to any natural person or juridical person.

HON. JESS V. SAPANGAN
 HON. KIEYVE CANTOS
 HON. GERMAN S. ROSSO
 HON. EDZER F. ACERON
 HON. DENNIS M. FANER
 HON. EPIFONIO CONTRERAS, JR.
 HON. RAMON C. MAGBANUA
 HON. ERNIL C. VILLAS
 HON. KIM JOHN ELCO E. CANTOS
 HON. ENRICO C. VILLAS
 HON. EDWIN C. ACERON
 HON. EPIFONIO CONTRERAS, JR.
 HON. ERNIL C. VILLAS

Only a person whose age is 18 years or above, shall be allowed to purchase the basic necessities and prime commodities mentioned in Section 5 hereof.

The LGU of Bulalacao, all other local government units, and other government agencies and instrumentalities within this municipality are exempted from the application of this Ordinance.

Section 5. Limitations on the Purchase of Basic Necessities and Prime Commodities. This limitation per person for every purchase not exceeding twice a week, and per retailer, sari-sari store, bakery, restaurant, hotel, and the likes for every purchase not exceeding once a week, shall be imposed:

Basic Necessities/Prime Commodities	Purchase Limit Per Person (twice a week)	Purchase Limit Per Retailer, Sari-Sari Store, Bakery, Restaurant, Hotel, and the Likes (as may be applicable) (once a week)
Rice	10 kilogram	7 sacks
Locally manufactured instant noodles	12 pieces	4 dozens for each flavor
Canned sardines and other fish	12 cans	50 cans for each brand
Canned meat products	3 cans for each kind	2 dozen for each kind
Fresh pork, beef, and poultry meat	1 kilogram for each kind	50 kilogram for each kind
Fresh or processed milk	1 liter or kilogram	15 liter or kilogram
Milk formula (for infant and children 3 years above)	1 kilogram	7 kilogram
Potable water in bottles and containers	6 liter	1 case for each measurement
Purified/distilled/alkaline/ionized water	1 gallon	50 gallon
Coffee	100 gram	7 kilogram
3-in-1 coffee	12 sachets	2 dozen for each brand
Bread	2 loaves or 3 packs	30 loaves
Fresh eggs	1 tray	10 trays
Cooking oil	1 liter	5 gallon
Sugar (brown, refined, unsweetened)	1 kilogram for each kind	5 sacks for each kind
Salt	500 gram	25 kilogram
Onion and garlic	500 gram each	10 kilogram each
Vinegar, patis and soy sauce	1 liter each	10 liter each
Alcohol	500 milliliter	10 liter
Hand sanitizer	300 milliliter	3 liter
Toilet papers	12 rolls	60 rolls
Facial tissue, wet wipes	6 packs	60 packs
Kitchen towels	3 pieces	30 pieces
Bath soap	3 bars	30 bars
Liquid hand soap	1 liter	5 liters
Disinfectants (Chlorox, Lysol, Domex and the like)	2 liter	10 liters
Laundry soaps	1 bar	1 doz for each brand

HON. JESS V. SARUNGAN
 HON. MARY E. CANTOS
 HON. GERMAN S. ACOSTA
 HON. RIM JONNEICO E. CANTOS
 HON. EDEZER F. ACERON
 HON. ENRICO C. VILLAS
 HON. DENNIS M. FANER
 HON. EDWIN C. ACERON
 HON. BERTER GONZALES
 HON. ELPINO B. CONTRERAS, JR.
 HON. JOYCE M. MAGBANUA
 HON. ERJILDO C. VILLAS

Detergent powder	1 kilogram	3 kilogram for each brand
Face masks	6 pieces	100 pieces
Multi-vitamins	15 pieces	150 pieces
Vitamin C	15 pieces	150 pieces
Liquefied petroleum gas (LPG)	1 tank (11 kilogram)	3 tanks
Corn	1 kilogram for each kind	100 kilogram for each kind
Root crops	1 kilogram for each kind	50 kilogram for each kind
Fresh fish, squid, crab, shrimp	1 kilogram for each kind	50 kilogram for each kind
Dried fish or squid	1 kilogram for each kind	50 kilogram for each kind
Charcoal	1 sack	10 sacks
Candles	3 pieces for each size	30 pieces for each size
Flour	1 kilogram	7 bags
Fertilizer	2 sacks for each kind	20 sacks for each kind
Pesticides and herbicides	1 liter for each kind	7 liter for each kind
Poultry, livestock, and fishery feeds	1 sack for each kind	10 sacks for each kind
Fruits and vegetables	1 kilogram for each kind	10 kilogram for each kind

Any purchase in excess of the limitation shall be considered an instance of panic buying and the seller who allowed such practice shall be penalized. Consumers may purchase goods and products from two (2) or more sellers or establishments provided the limitation shall be always observed.

All owners of establishments selling basic necessities and/or prime commodities shall be required to post this list at a conspicuous place in such establishments for perusal and reference of customers. Failure to comply with this provision shall be subject to penalties as stipulated herein. The Task Force mentioned in Section 6 shall post this list in public and private markets whenever necessary.

Certain basic necessities and/or or prime commodities may be included to or excluded from this list and the adjustment on quantity may be done, pursuant to Section 6 of this Ordinance.

As prices of basic necessities in an area under situations or conditions enumerated in Section 4 is automatically frozen at their prevailing prices or placed under automatic price control, selling of basic necessities shall follow such prevailing prices. Any act of over-pricing shall be monitored, reported, and penalized in accordance with provisions of the Price Act.

Hoarding shall be strictly prohibited and violators shall be penalized in accordance with the provisions of the Price Act.

Section 6. Creation of Anti-Panic Buying and Anti-Hoarding Task Force. The Municipal Mayor, through an executive order, shall create the Anti-Panic Buying and Anti-Hoarding Task Force composed of employees and representatives whose functions and advocacies are related to this concern. The executive order shall provide the composition, duties and functions, institutional arrangements, funding, among other necessary provisions. The Task Force shall be primarily responsible in the implementation of this Ordinance and shall be in constant coordination with the Local Price Coordinating Council.

HON. JESS V. SAPUNGAN
 HON. KIM E. CANTOS
 HON. GERMAN S. ROSERA
 HON. KIM E. CANTOS
 HON. EDIEZ F. ACERON
 HON. DENNIS M. FANER
 HON. EDWIN C. ACERON
 HON. DEXTER B. GONZALES
 HON. JELING B. CONTRERAS, JR.
 HON. ERNIL C. VILLAS
 PELEJA V. MAZ

Subject to day-to-day evaluation, the Task Force may decide on the inclusion or exclusion of certain basic necessities or prime commodities and their quantity to or from the list found in Section 5.

The Municipal Administrator shall cause the preparation and coordinate for the effective execution of the executive order.

Section 7. Necessary Guidelines. The Mayor shall issue the necessary guidelines from time to time to ensure effective implementation of the Ordinance and to effect important adjustments taking into consideration the type and degree of situation.

Section 8. Penalty Clause. Any person or establishment found to have violated any provision of this Ordinance shall be penalized with

- a. a fine of one thousand pesos (P1,000.00) or imprisonment for the period of ten (10) days for first offense;
- b. a fine of one thousand seven hundred fifty pesos (P1,750.00) or imprisonment for the period of twenty (20) days for second offense; and
- c. a fine of two thousand five hundred pesos (P2,500.00) or imprisonment for the period of thirty (30) days for third and succeeding offenses.

If the offense is committed by a corporation, partnership, or other juridical entity duly organized in accordance with law, the chief executive officer, president, or general manager shall be held liable.

Section 9. Administrative Provision. Any officer, employee, or worker of the LGU of Bulalacao who shall disregard or neglect the implementation of this Ordinance shall be administratively dealt with and such shall be a ground for suspension or dismissal subject to pertinent provisions of the Civil Service laws and rules and applicable policies.

The fund needed for the implementation of this Ordinance shall be charged against the related accounts under the Maintenance and Other Operating Expenses of the Office of the Municipal Administrator for the current year and for years thereafter.

Disbursement shall only be allowed upon presentation of necessary documents as may be required by the Municipal Accounting Office.

Section 10. Repealing Clause. Any ordinance inconsistent with the provisions of this Ordinance is hereby repealed or modified accordingly.


Section 11. Separability Clause. If any provision of this Ordinance is declared invalid, the remainder or any provision hereof not affected thereby shall remain in force and effect. Higher laws or policies inconsistent with the provisions of this Ordinance shall prevail.


Section 12. Effectivity. This Ordinance shall take effect immediately after fifteen (15) days of posting in bulletin board at the entrance of the municipal hall and in at least two (2) other conspicuous places in the Local Government Unit of Bulalacao.

HON. JESS V. SAPONGAN
 PEELIA V. PAZ
 HON. DORIS E. CANTOS
 HON. GERMAN S. ACOSTA
 HON. ANIM JOHN ELCO E. CANTOS
 HON. ENRICO C. VILLAS
 HON. EDEKER F. ACERON
 HON. DENNIS M. FANER
 HON. EDWIN C. ACERON
 HON. HEATHER M. SOJAZALEZ
 HON. ESTEBAN K. CONTRERAS, JR.
 HON. ERNESTO M. MAGBANDA
 HON. ERNESTO C. VILLAS

ENACTED this 26th day of May 2020 Bulalacao, Oriental Mindoro.

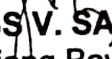

Hon. DEXTER R. GONZALES
Sangguniang Bayan Member

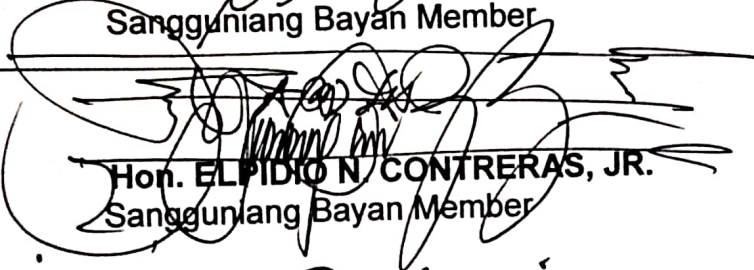

Hon. DENNES D. PANER
Sangguniang Bayan Member


Hon. EDEZER F. ACERON
Sangguniang Bayan Member



Hon. GERMAN S. ACOSTA
Sangguniang Bayan Member


Hon. KIEVEN E. CANTOS
Sangguniang Bayan Member


Hon. JESS V. SAPUNGAN
Sangguniang Bayan Member


Hon. ELPIDIO N. CONTRERAS, JR.
Sangguniang Bayan Member


Hon. EDWIN C. ACERON
Sangguniang Bayan Member


Hon. ENRICO C. VILLAS
Pangulo, Liga ng mga Barangay


Hon. KIM JONH ELCO E. CANTOS
SK Federation President

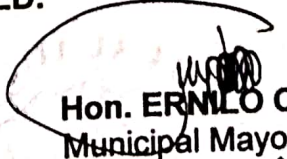
CERTIFIED TRUE AND CORRECT:


PERLITA L. PAZ
Secretary to the Sanggunian

ATTESTED:


Hon. RAMON G. MAGBANUA
Municipal Vice Mayor/Presiding Officer

APPROVED:


Hon. ERNILO C. VILLAS
Municipal Mayor

Date Signed: 07-05-2020