



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  
10<sup>TH</sup> SANGGUNIANG BAYAN OF BULALACAO, ORIENTAL MINDORO  
HELD ON AUGUST 19, 2019 AT THE SANGGUNIANG BAYAN SESSION  
HALL

**PRESENT:**

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. Acheron	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. Acheron	Sangguniang Bayan Member
Hon. Enrico C. Villas	Pangulo, Liga ng mga Barangay

**ABSENT:**

Hon. Tulay M. Caring	IPM Representative
Hon. Kim Jonh Elco E. Cantos	SK Federation President

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**MUNICIPAL ORDINANCE NO. 19-08-239**

**AN ORDINANCE PROHIBITING THE SALE, DISTRIBUTION, AND CONSUMPTION OF ALL INTOXICATING LIQUOR DURING THE OCCURRENCE OF TYPHOON AND ANY OTHER FORMS OF DISASTER IN BULALACAO, ORIENTAL MINDORO**

**Sponsor and Author:**

**Sangguniang Bayan Member DEXTER R. GONZALES**  
Chairperson

Committee on Education, Arts, and Culture  
Committee on Banks, Financial Institutions, and Commerce  
Committee on Finance, Budget, and Appropriation

**Sponsor:**

**Sangguniang Bayan Member GERMAN S. ACOSTA**  
Chairperson

Committee on Public Order, Public Safety, Dangerous Drugs, and  
Public Utilities and Facilities

**Co-Sponsors**

**Sangguniang Bayan Member Elpidio N. Contreras, Jr.**  
**Sangguniang Bayan Member Jess V. Sapungan**  
**Sangguniang Bayan Member Kieven E. Cantos**

**WHEREAS**, thru Republic Act 10121 or the Philippine Disaster Risk Reduction and Management Act of 2010 government agencies including local government units are mandated to enhance capabilities on four thematic areas – prevention and mitigation, preparedness, response, and rehabilitation and recovery to make communities around the country resilient to occurrence of natural and man-made calamities;

to make barangay and municipal disaster risk reduction and management plans more effective, it is essential that residents understand their roles and responsibilities for them to take part in the implementation of such plans, thus, they must stay alert and vigilant during typhoons, disasters and emergency situations so that they will be able to timely react to prevailing situations inside and outside homes;

**WHEREAS**, amidst the numerous actions taken by the local government units to protect the people from exposure to hazards, the negative response of the residents hinders the attainment of the goal of reducing the severity of the effects of typhoons and disasters;

**WHEREAS**, alcohol intoxication, being an uncalled-for activity during typhoons and disasters, clouds the reasoning and limits the physical capability of individuals thereby putting them more at risk to potential danger, especially in times of emergencies where alertness is required;

**WHEREAS**, promotion of general welfare is the primordial interest of the local government, thus, the need for the enactment of appropriate rules and regulations for the implementation of liquor ban during typhoons and disasters to guarantee safety of the people in homes, in public places, and in evacuation centers;

**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 "2019 Ordinance on Liquor Ban During Typhoons and Calamities in Bulalacao".

**Section 2. Statement of Policy.** It is the policy of the Local Government Unit of Bulalacao, Oriental Mindoro (LGU of Bulalacao) to work on zero casualty target in times of typhoons and calamities by institutionalizing regulations which ensure and uphold public safety and welfare.

**Section 3. Prohibited Acts.** The following acts shall be prohibited one day (1) before, during, and one (1) day after the occurrence of typhoons and anticipated or announced calamities, and during and one (1) day after the sudden occurrence of unexpected calamities:

1. The sale, distribution, and consumption of all intoxicating liquor within the jurisdiction of whole municipality in case of announced typhoons;
2. The sale, distribution, and consumption of all intoxicating liquor within the jurisdiction of affected barangays in case of other calamities;
3. The sale, distribution, and consumption of all intoxicating liquor within the evacuation centers or facilities in case of urgent or planned evacuation, be it with or without typhoons or calamities; and
4. Forcing or influencing a person or persons to commit the aforementioned prohibited acts. In this case, the person who forced or influenced someone or other people to drink liquor shall suffer the penalty.

**Section 4. Penalty and Administrative Provisions.** (a) A police officer, barangay official or tanod, barangay emergency response team (BERT) member, or any legal-aged and bona fide Bulalacaonon may apprehend and bring the violator to the barangay or municipal jail for detention not exceeding twenty four (24) hours.

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- (b) Violation of any of the prohibited acts shall be punishable by the following:
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|----------------|--|
| First offense  | Fine of five hundred pesos (PhP 500.00) and/or community service of at least eight (8) hours                       |
| Second offense | Fine of one thousand pesos (PhP 1,000.00) and/or community service of at least sixteen (16) hours                  |
| Third offense  | Fine of one thousand five hundred pesos (PhP 1,500.00) and/or community service of at least twenty four (24) hours |

- (c) The fine collected for violation hereof shall be apportioned as follows:
- Forty percent (40%) of the amount shall go to the apprehending person/s;
  - Sixty percent (60%) of the amount shall go to the LGU of Bulalacao.

(d) Payment of fine shall be done in the Municipal Treasury Office (MTO) which shall issue official receipt of the amount paid. The MTO shall grant the incentive fraction to the apprehending person/s within seventy two (72) hours after the receipt of the fine, following the usual accounting rules and regulations.

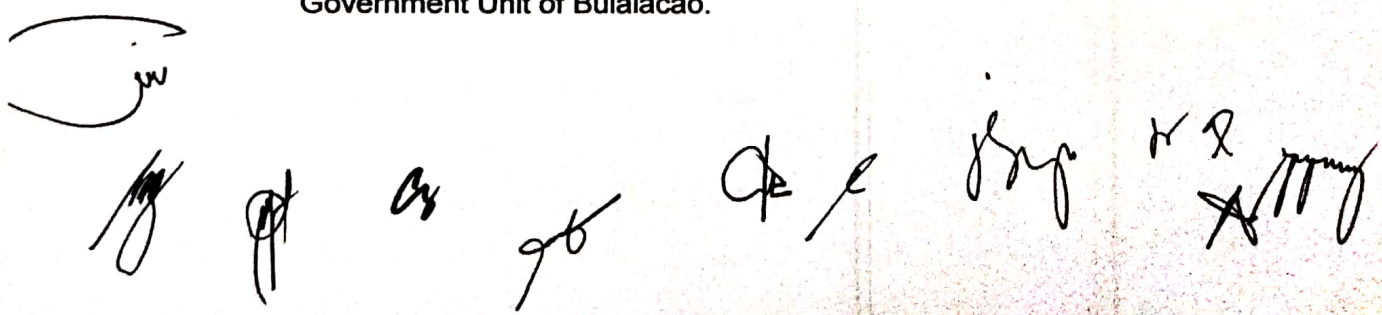
(e) Within one (1) month after the approval of this Ordinance, the Municipal Disaster Risk Reduction and Management Office thru the highest ranking Local Disaster Risk Reduction and Management Officer shall coordinate with the concerned agencies, groups, or persons for the effective implementation of this local law. The Secretary to the Sangguniang Bayan and the sponsors shall orient the concerned employees and stakeholders regarding this Ordinance during the Legislative Forum which shall be held every last Wednesday of the month. These efforts shall try to minimize incidents of violation.

(d) Any officer or employee 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.

**Section 5. Repealing Clause.** Any ordinance inconsistent with the provisions of this Ordinance is hereby repealed or modified accordingly.

**Section 6. 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 7. 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.



ENACTED this 19<sup>th</sup> day of August 2019 Bulalacao, Oriental Mindoro.

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HON. DEXTER R. GONZALES  
SB Member

  
HON. DENNIS M. FANER  
SB Member

  
HON. EDEZER F. ACERON  
SB Member


  
HON. GERMAN S. ACOSTA  
SB Member

  
HON. KIEVEN E. CANTOS  
SB Member


  
HON. JESS V. SAPUNGAN  
SB Member

  
HON. ELPIDIO N. CONTRERAS, JR.  
SB Member

  
HON. EDWIN C. ACERON  
SB Member

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


CERTIFIED TRUE AND CORRECT:

  
PERLITA I. PAZ  
Secretary to the Sanggunian

ATTESTED:

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

APPROVED:

  
ENGR. ERNILO C. VILLAS  
Municipal Mayor  
Date Signed: 09-16-19