



REPUBLIKA NG PILIPINAS
PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA

Telephone no. 861-0181/Fax: 862-6473
Email address: sangguniangpanlungsod2k19@gmail.com



ORDINANCE NO. 2020-119

AN ORDINANCE REGULATING THE SALE AND CONSUMPTION OF LIQUOR AND OTHER ALCOHOLIC BEVERAGES FOR THE DURATION OF THE GENERAL COMMUNITY QUARANTINE (GCQ) IN MUNTINLUPA CITY AND AMENDING FOR THIS PURPOSE ORDINANCE NO. 2020-111

Sponsored by: *Hon. Coun. Atty. Raul R. Corro*
Hon. Coun. Alexson V. Diaz
Hon. Coun. Allan Rey A. Camilon
Hon. Coun. Ting Niefes
Hon. Coun. Stephanie G. Teves
Hon. Coun. Ivey Rhia A. Tadeña
Hon. Coun. Engr. Marissa C. Rongavilla – VIA ZOOM
Hon. Coun. Francis Ian T. Bagatsing
Hon. Coun. Mark Lester M. Baes
Hon. Coun. Engr. Mamerto T. Sevilla, Jr.
Hon. Coun. Engr. Arlene D. Hilapo
Hon. Coun. Cornelio M. Martinez
Hon. Coun. Kenichi D. Takagi, Jr.

WHEREAS, Section 15, Article II of the 1987 Philippine Constitution mandates that the State shall protect and promote the right to health of the people and instill health consciousness among them;

WHEREAS, Section 16 of the Local Government Code of 1991 (R.A. No. 7160) further provides that, "every local government unit (LGU) shall exercise powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental to its efficient and effective governance, and those which are essential to the promotion of general welfare";

WHEREAS, Section 11 (a) (4), Article V of R.A. No. 7926, otherwise known as the "Charter of the City of Muntinlupa", provides that the Sangguniang Panlungsod shall approve ordinances and pass resolutions necessary for an efficient and effective city government, and in this connection shall adopt measures to protect the inhabitants of the City from the harmful effects of man-made or natural disasters and calamities, and to provide relief services and assistance for victims during and in the aftermath of said disasters or calamities and in their return to productive livelihood following said events;

WHEREAS, on 16 March 2020, the Office of the President through a Memorandum of the Executive Secretary and pursuant to the declaration of State of Public Health Emergency and State of Calamity, placed the entire Luzon under Community Quarantine (ECQ) beginning 17 March 2020, which imposed strict safeguard measures including the observation of stringent social distancing;

WHEREAS, on 24 March 2020, the Congress through the "Bayanihan to Heal as One Act" (R.A. No. 11469) declared a State of National Emergency over the entire country to respond efficiently to the crisis brought by the pandemic;





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WHEREAS, on 16 July 2020, the **Inter-Agency Task Force for the Management of Emerging Infectious Diseases (IATF)** issued an amended **Omnibus Guidelines on the Implementation of Community Quarantine (Omnibus Guidelines)** in the Philippines easing certain restrictions during General Community Quarantine (GCQ) such as allowing manufacturers of alcoholic drinks and beverages to operate;

WHEREAS, on 07 August 2020, the **Sangguniang Panlungsod** enacted **Ordinance No. 2020-111** or the "**Liquor Ban during All Levels of Community Quarantine in Muntinlupa City due to COVID-19 Pandemic.**"

WHEREAS, on 17 August 2020, the **IATF issued Resolution No. 64, series of 2020**, placed the National Capital Region, including Muntinlupa City, under General Community Quarantine beginning 19 August 2020 until 31 August 2020;

NOW THEREFORE, BE IT ENACTED, by the **9th Sangguniang Panlungsod** in session assembled that:

SECTION 1. Short Title. This Ordinance shall be known as an "**Ordinance Regulating the Sale and Consumption of Liquor and Other Alcoholic Beverages for the duration of the General Community Quarantine (GCQ) in Muntinlupa City.**"

SECTION 2. Coverage. This Ordinance shall be in effect for the duration of a General Community Quarantine (GCQ) as may be declared by the national government and shall cover the following persons and entities:

- a. **All natural persons, resident or non-resident, found in Muntinlupa City; and**
- b. **All juridical persons and business establishments located and/or operating in Muntinlupa City.**

SECTION 3. Sale and Consumption of Alcoholic Beverages. Sale of liquor and other alcoholic beverages shall be allowed in commercial establishments permitted by the IATF and other implementing authorities for duration of the General Community Quarantine (GCQ).

- 1) **Sale of liquor and other alcoholic beverages to minors and those already intoxicated shall be prohibited.**
- 2) **The consumption or drinking of liquor and other alcoholic beverages shall be permitted only within the private residence of the consumer. Social drinking involving individuals not living in the same residence shall be strictly prohibited.**
- 3) **Consumption or drinking of liquor and other alcoholic beverages in public places such as restaurants, resto-bars, and other commercial establishments permitted by the IATF and other implementing authorities shall be limited to the following:**



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- (a) Beer – maximum of two (2) bottles
- (b) Hard drinks – maximum of two (2) glasses
- (c) Wine and whiskey – maximum of two (2) glasses

SECTION 4. Implementation and Enforcement. This Ordinance shall be implemented by the *Philippine National Police (PNP)-Muntinlupa, Public Order and Security Office (POSO), City Security Office (CSO), Muntinlupa Traffic Management Bureau (MTMB), Business Permit and Licensing Office (BPLO), Barangay Chairpersons* and their personnel, and other individuals deputized by the Local Chief Executive.

SECTION 5. Penalty. Any person violating this Ordinance shall be meted with the following penalties, without prejudice to the charges under R.A. No. 11469 and R.A. 11332, which penalizes non-cooperation of persons or entities during a health event of public concern:

I. For individuals:

| | |
|--------------------------------------|--|
| First Offense | Fine amounting to Five Hundred Pesos (PhP500.00) |
| Second Offense | Fine amounting to One Thousand Pesos (PhP1,000.00) |
| Third and Subsequent Offenses | Fine amounting to Two Thousand Pesos (PhP2,000.00) |

For minors (below eighteen [18] years old), the following penalties shall be imposed and the fine shall be charged against their parent/s or guardian/s, as applicable:

| | |
|--------------------------------------|---|
| First Offense | Stern warning |
| Second Offense | Withdrawal of scholarship grants from the local government. For non-grantee, a fine amounting to Five Hundred Pesos (PhP500.00) |
| Third and Subsequent Offenses | Fine amounting to One Thousand Pesos (PhP1,000.00) |

- II. **For business entities:** a fine of Five Thousand Pesos (PhP5,000.00); closure, suspension, or revocation of its business permit or license; and/or imprisonment of at least one (1) year.

SECTION 6. Imposition of Penalties. Any person apprehended for violation of a City Ordinance, who does not wish to contest the violation and is willing to pay voluntarily the fine imposed upon him/her, prior to the filing of a formal complaint with the Office of the City Prosecutor, shall be allowed to pay the said fine within five (5) working days from the issuance of the City Ordinance Violation Receipt (COVR) with the City Treasurer to avoid being criminally prosecuted.





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SECTION 7. Separability Clause. If, for any reason or reasons, any part/s or provision/s of this Ordinance shall be held to be unconstitutional or invalid, other part/s or provision/s hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 8. Repealing Clause. All previous ordinances inconsistent with this Ordinance shall be deemed repealed or modified accordingly.

SECTION 9. Publication. This Ordinance shall be published pursuant to the requirements of the Local Government Code and shall be posted by the Public Information Office (PIO) in the Official Website of the City Government of Muntinlupa and in all available social media platforms.

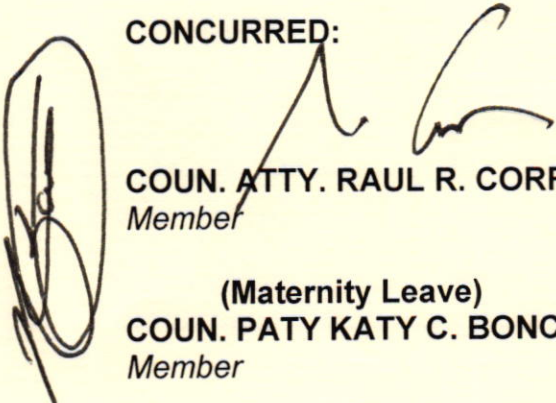
SECTION 10. Effectivity Clause. This Ordinance shall be effective immediately upon its approval and during the community quarantine in Muntinlupa City, unless earlier lifted by the IATF, other implementing authorities, or through a subsequent City Ordinance for that matter.

Let copies of this Ordinance be furnished to the Office of the Mayor, Office of the City Administrator, City Legal Office (CLO), Philippine National Police (PNP-Muntinlupa City), Public Order and Safety Office (POSO), City Security Office (CSO), Muntinlupa Traffic Management Bureau (MTMB), Business Permit and Licensing Office (BPLO), Public Information Office (PIO), Liga ng mga Barangay, and other concerned offices for their information, guidance and reference.

ENACTED, by the 9th Sangguniang Panlungsod of Muntinlupa this 19th day of August 2020, on its 8th Special Session.

CONCURRED:

DISTRICT 1:


COUN. ATTY. RAUL R. CORRO
Member

COUN. ALEXSON V. DIAZ
Member

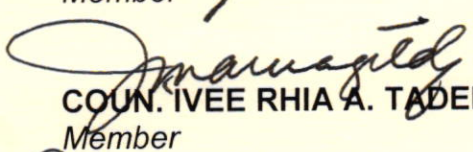
(Maternity Leave)
COUN. PATY KATY C. BONCAYAO
Member

(ABSENT)
COUN. LOUISITO A. ARCIAGA
Member


COUN. ALLAN REY A. CAMILON
Member


COUN. TING NIEFES
Member


COUN. STEPHANIE G. TEVES
Member


COUN. IVEE RHIA A. TADEFA
Member



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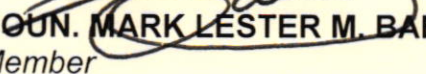
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DISTRICT 2:

COUN. ENGR. MARISSA C. RONGAVILLA

Member


COUN. FRANCIS IAN T. BAGATSING
Member


COUN. MARK LESTER M. BAES
Member

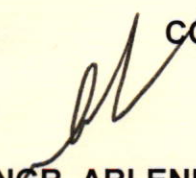
(ABSNET)

COUN. MA. DHESIREE G. AREVALO

Member


COUN. ENGR. MAMERTO T. SEVILLA, JR.

Member


COUN. ENGR. ARLENE D. HILAPO
Member


COUN. CORNELIO M. MARTINEZ
Member

(ABSENT)

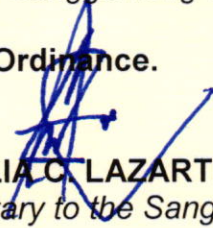
COUN. WALTER A. ARCILLA

President
Sectoral Representative
Association of Barangay Chairman

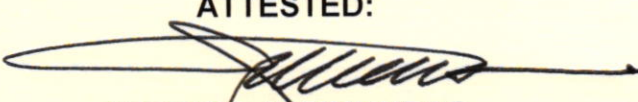
COUN. KENICHI D. TAKAGI, JR.

President
Sectoral Representative
Federation of Sangguniang Kabataan

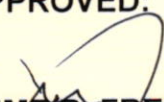
I HEREBY CERTIFY, as to the correctness of the foregoing Ordinance.


CECILIA C. LAZARTE
Secretary to the Sangguniang

ATTESTED:


ARTEMIO A. SIMUNDAC
City Vice-Mayor/Presiding Officer

APPROVED:


ATTY. JAIME R. FRESNEDI
City Mayor

Date: 24 AUG 2020