



Republic of the Philippines
QUEZON CITY COUNCIL

Quezon City
21st City Council

PO21CC-385

51st Regular Session

ORDINANCE NO. SP- **2987**, S-2020

AN ORDINANCE MANDATING STRICT OBSERVANCE OF MINIMUM HEALTH PROTOCOLS BY PUBLIC TRANSPORTATION DURING THE COVID-19 PANDEMIC.

Introduced by Councilor *FRANZ S. PUMAREN*.

Co-Introduced by Councilors *Bernard R. Herrera, Lena Marie P. Juico, Dorothy A. Delarmente, M.D., Tany Joe "TJ" L. Calalay, Nicole Ella V. Crisologo, Victor V. Ferrer, Jr., Winston "Winnie" T. Castelo, Eden Delilah "Candy" A. Medina, Ramon P. Medalla, Mikey F. Belmonte, Estrella C. Valmocina, Matias John T. Defensor, Wencerom Benedict C. Lagumbay, Jorge L. Banal, Sr., Peachy V. De Leon, Imee A. Rillo, Marra C. Suntay, Irene R. Belmonte, Resty B. Malañgen, Ivy L. Lagman, Hero M. Bautista, Jose A. Visaya, Patrick Michael Vargas, Shaira L. Liban, Ram V. Medalla, Allan Butch T. Francisco, Marivic Co Pilar, Melencio "Bobby" T. Castelo, Jr., Rogelio "Roger" P. Juan, Diorella Maria G. Sotto-Antonio, Donato "Donny" C. Matias, Freddy S. Roxas and Noe Dela Fuente.*

WHEREAS, on March 12, 2020, due to COVID-19 pandemic, the President imposed an Enhanced Community Quarantine over Metro Manila;

WHEREAS, on March 13, 2020, the City Council declared Quezon City to be under a State of Calamity due to COVID-19 pandemic;

[Handwritten signatures and initials: a large signature on the left, 'a' below it, 'b' below that, 'D' in a circle to the right, and a large blue '6' on the far right.]

WHEREAS, the Land Transportation Franchising and Regulatory Board (LTFRB) issued Memorandum Circular No. 2020-017 providing Guidelines for Public Transportation for Areas Under General Community Quarantine;

WHEREAS, Section 6 (e) of Republic Act No. 11332, otherwise known as "The Mandatory Reporting of Notifiable Diseases and Health Events of Public Health Concern Act," provides that local governments have the authority to conduct and enforce disease surveillance and response systems, epidemic/outbreak and epidemiologic investigations, and rapid containment, quarantine and isolation, disease prevention and control measures;

WHEREAS, based on Section 16 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, the City has the implied power to do all things necessary, appropriate, or incidental to govern efficiently and effectively, promote general welfare, promote health and safety, maintain peace and order, and preserve the comfort and convenience of their inhabitants;

WHEREAS, Section 458 (a)(1)(iv) of the same Code provides that the City Council may adopt measures to protect the inhabitants of the city from the harmful effects of natural disasters and calamities;

WHEREAS, Section 458 (a)(5)(xii) of the same Code also provides that the City Council may approve measures and adopt quarantine regulations to prevent the introduction and spread of diseases.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED:

SECTION 1. STRICT OBSERVANCE OF MINIMUM HEALTH PROTOCOLS BY PUBLIC TRANSPORTATION. - Public transportation operating within Quezon City, including but not limited to buses, jeepneys, tricycles, taxis and the like, must comply with the following minimum health protocols:

[Handwritten signatures and initials are present in the bottom left and right margins of the page.]

- a. *Wearing of face masks and face shields by all persons in the vehicle.*
- b. *Physical distancing of at least one (1) meter between each person.*
- c. *Regular disinfection of all high-touch surfaces (seats, armrests, handles, etc.) while the vehicle is in operation.*

Applicable regulations of the LTFRB, Department of Transportation, Department of Health, or other relevant agency shall be deemed incorporated into the above minimum requirements.

SECTION 2. DURATION. - This Ordinance shall remain effective until the City Mayor, on recommendation of the City Health Department, determines that the emergency public health measures contained herein are no longer necessary.

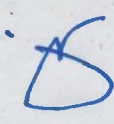
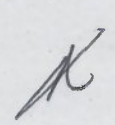
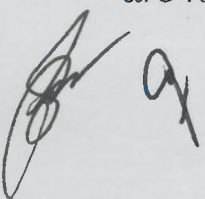
SECTION 3. VIOLATION. - Passengers that violate this Ordinance may be criminally penalized with a fine of Five Hundred Pesos (P500.00) and/or imprisonment of not more than one (1) month at the discretion of the court. Passengers that refuse to comply may also be required to immediately disembark the public transportation in question.

On the other hand, the driver and conductors of the public transport vehicle found in violation of this Ordinance may each be penalized with a fine of up to One Thousand Pesos (Php1,000.00) and/or imprisonment of not more than three (3) months at the discretion of the court.

Also, the owners and operators of the public transport vehicle found in violation of this Ordinance may each be penalized with a fine of up to Five Thousand Pesos (Php5,000.00) and/or imprisonment of not more than six (6) months at the discretion of the court. Further, the business permit of the offending transportation company or operator may be revoked.

The foregoing is without prejudice to the filing of an appropriate charges under Republic Act No. 11332 or any other applicable law.

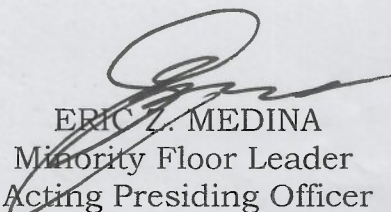
SECTION 4. REPEALING CLAUSE. - All Ordinances, Resolutions, Executive Orders, Memorandum Circulars and Administrative Orders or parts thereof which are inconsistent with any provisions of this Ordinance are hereby repealed or modified accordingly.




SECTION 5. SEPARABILITY CLAUSE. - If any provision of this Ordinance is declared void or unconstitutional, the remaining portions shall not be affected and shall remain in full force and effect.

SECTION 6. EFFECTIVITY CLAUSE. - This Ordinance shall take effect upon posting at prominent places in Quezon City Hall for a minimum period of three (3) consecutive weeks and upon publication in a newspaper of general circulation within the territorial jurisdiction of Quezon City, in accordance with Section 511 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991.


ENACTED: December 14, 2020.


ERIC L. MEDINA
Minority Floor Leader
Acting Presiding Officer

ATTESTED:

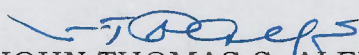

Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

APPROVED: DEC 16 2020


MA. JOSEFINA G. BELMONTE
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on December 14, 2020 under Suspended Rules and was PASSED on Third/Final Reading on the same date.


Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

9

5