



Republic of the Philippines  
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

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ORDINANCE NO. 21 S. 2020

AN ORDINANCE PROVIDING FOR CURFEW HOURS IN BATANGAS CITY  
AND PROVIDING PENALTIES FOR VIOLATION THEREOF

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A U T H O R S

HON. EMILIO FRANCISCO A. BERBERABE JR.	HON. JULIAN B. VILLENA
HON. ALYSSA RENEE A. CRUZ	HON. MICHAEL THOMAS T. PASTOR
HON. AILEEN GRACE A. MONTALBO	HON. ISIDRA "CHED" M. ATIENZA
HON. NESTOR E. DIMACUHA	HON. MARIA ALETH A. LAZARTE
HON. KARLOS EMMANJUEL A. BUTED	HON. LORENZO A. GAMBOA JR.
HON. GERARDO A. DELA ROCA	HON. ANGELITO A. DIMACUHA
HON. OLIVER Z. MACATANGAY	HON. MARJORIE A. MANALO
HON. NELSON J. CHAVEZ	

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**WHEREAS**, the 1987 Constitution states that it is the policy of the state to protect and promote the right to health of the people and instill health consciousness among them;

**WHEREAS**, the General Welfare Clause of the Local Government Code of 1991 provides for the enactment of ordinances by the local government unit promoting the health and safety of the people;

**WHEREAS**, the Philippines had been in a state of national health calamity since March 2020 due to the COVID-19 pandemic and as of present, statistics show that the number of confirmed infected persons has breached the 100,000 mark;

**WHEREAS**, record will prove that there was an apparent modest containment of transmission of the virus during the imposition of enhanced community quarantine where strict health protocols were imposed by the government;

**WHEREAS**, relaxed compliance to community health protocols contribute to the rise in the number of COVID-19 positive cases making imperative for the local government to revert to the imposition of strict health guidelines and corresponding penalties for violation thereof;

**WHEREAS**, there is a need to enforce a curfew in Batangas City to limit the movement of people outside their residences and avert the risk of COVID-19 transmission;

**NOW THEREFORE**, be it ordained by the Sangguniang Panlungsod in session assembled:

**SECTION 1. SHORT TITLE.** - This Ordinance shall be known and cited as the Curfew Ordinance of Batangas City.



Continuation of Ordinance No. 21 S. 2020

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**SECTION 2. COVERAGE.** - This Ordinance shall cover all persons in Batangas City, not specifically exempted hereunder whether residents of or staying temporarily in Batangas City during the period of any classification of community quarantine in Batangas City;

**SECTION 3. CURFEW.** - The movement of all persons in Batangas City during the period of any classification of community quarantine shall be limited to accessing essential goods and services, and for work in the offices or industries permitted to operate provided in the succeeding Section. For this purpose, a curfew shall be observed from 9:00 o'clock in the evening until 4:00 o'clock in the morning of the following day. All persons not exempted as provided herein shall not be allowed outside of residence during curfew hours.

**SECTION 4. EXEMPTION.**- Only the following persons shall be exempt from the curfew provided in this Ordinance:

- 4.1 Persons accessing essential goods and services.
- 4.2 Workers or employees of the government offices or agencies whose mandate are considered essential for the provision of public services;
- 4.3 Accredited diplomatic missions and international organizations operating in Batangas City whose mandate are considered essential for the provision of benevolent public service or social welfare operation;
- 4.4 Workers or employees of permitted establishments, provided that their work shift necessitate movement outside residence within the curfew period.

**SECTION 5. ESSENTIAL GOODS AND SERVICES.** - Covers health and social services to secure the safety and well-being of persons, such as but not limited to, food, water, medicine, medical devices, public utilities, energy, and others as may be determined by the IATF.

**SECTION 6. PERMITTED ESTABLISHMENTS.** - The permitted establishments listed under the Guidelines for Areas Under General Community Quarantine under the Omnibus Guidelines on the Implementation of Community Quarantine in the Philippines dated July 2, 2020 are hereby adopted in this Ordinance:

- 6.1 Public and private hospitals
- 6.2 Health, emergency and frontline services, including those provided by dialysis centers, chemotherapy centers, and the like;
- 6.3 Manufacturers of medicines, medical supplies, devices and equipment, including suppliers of input, packaging, and distribution;
- 6.4 Industries involved in agriculture, forestry, and fishery and their workers, including farmers, Agrarian Reform Beneficiaries (ARBs), fisherfolk, agri-fishery stores, and such other components of the food value chain; and



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- 6.5 Delivery and courier services, whether in-house or outsourced, transporting food, medicine, or other essential goods, including clothing, accessories, hardware, housewares, school and office supplies, as well as pet food and other veterinary products.

In addition, workers or employees of the following sectors or industries shall be exempt from the curfew imposed in this Ordinance provided that their workshifts necessitate movement outside residence within the curfew period:

- 6.6 **Category I Industries** – Power, energy, water, and other utilities, agriculture, fishery, and forestry industries, food manufacturing and food supply chain businesses including food retail establishments such as supermarkets, grocery stores, and food preparation establishments insofar as take-out and delivery services, health-related establishments, the logistic sector, information technology and telecommunication companies, the media.
- 6.7 **Category II Industries** – Mining and other manufacturing, and electronic commerce companies, as well as other delivery, repair and maintenance, and housing and office services.
- 6.8 **Category III Industries** – Financial services, legal and accounting, and auditing services, professional, scientific, technical and other non-leisure services, barbershops and salons and other non-leisure wholesale and retail establishments.

**SECTION 7. MANDATORY PROHIBITION.** – Any person below twenty-one (21) years old, those who are sixty (60) year old and above, those with immunodeficiency, comorbidity, or other health risks, and pregnant women, including any person who resides with the aforementioned, shall be required to remain in their residences at all times, except when indispensable under the circumstances for obtaining essential goods and services or for work in permitted industries and offices.

**SECTION 8. PENALTY.** - Any person found violating this Ordinance shall suffer a fine of not less than P5,000.00 and/or imprisonment of not less than one (1) month or more than six months at the discretion of the Court.

**SECTION 9. SEPARABILITY CLAUSE.** - Should for any reason, any part or provision of this Ordinance is declared invalid or unconstitutional, any part or provision not affected thereby shall remain in full force and effect.



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**SECTION 10. - REPEALING CLAUSE.** - All ordinances, rules and regulations inconsistent with the provisions of this Ordinance are hereby repealed or amended accordingly.

**SECTION 11. - EFFECTIVITY.** - This Ordinance shall take effect after completion of ten (10) days posting thereof in conspicuous places in Batangas City.

**ENACTED** by the Sangguniang Panlungsod this 28<sup>th</sup> day of July, 2020.

  
**ATTY. OLIVA D. TELEGATOS**  
Secretary  
Sangguniang Panlungsod

ATTESTED:

  
**EMILIO FRANCISCO A. BERBERABE, JR.**  
Presiding Officer

APPROVED:

  
**BEVERLEY ROSE A. DIMACUHA**  
City Mayor

Date Approved: July 29 2020

REPUBLIC OF THE PHILIPPINES  
BATANGAS CITY

OFFICE OF THE SANGGUNIANG PANLUNGSOD

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE  
MEMBERS OF THE SANGGUNIANG PANLUNGSOD OF BATANGAS CITY  
ON JULY 28, 2020 AT THE SANGGUNIANG SESSION HALL

PRESENT:

Hon. Emilio Francisco A. Berberabe Jr.,	Presiding Officer
Hon. Alyssa Renee A. Cruz,	Councilor
Hon. Aileen Grace A. Montalbo,	“
Hon. Nestor E. Dimacuha,	“
Hon. Karlos Emmanjuel A. Buted,	“
Hon. Gerardo A. Dela Roca,	“
Hon. Oliver Z. Macatangay,	“
Hon. Nelson J. Chavez,	“
Hon. Julian B. Villena,	“
Hon. Michael Thomas T. Pastor	“
Hon. Isidra “Ched” M. Atienza,	“
Hon. Maria Aleth A. Lazarte,	“
Hon. Lorenzo A. Gamboa, Jr.,	“
Hon. Angelito Dondon A. Dimacuha,	ABC-Rep.
Hon. Marjorie A. Manalo,	SK-Fed. Pres

“On motion of Councilor Macatangay seconded by Councilor Nestor Dimacuha, the following Resolution was Adopted:

RESOLUTION NO. 207 S. 2020

APPROVING THE CURFEW ORDINANCE OF BATANGAS CITY

**RESOLVED**, to approve the ordinance entitled: “An Ordinance Providing for Curfew Hours in Batangas City and Providing Penalties for Violation Thereof”.

**UNANIMOUSLY APPROVED.”**

I hereby certify that the foregoing Resolution No. 207 S. 2020 was approved by the Sangguniang Panlungsod of Batangas City during its Regular Session held on July 28, 2020.

  
ATTY. OLIVA D. TELEGATOS  
Secretary  
Sangguniang Panlungsod

ATTESTED:

  
EMILIO FRANCISCO A. BERBERABE JR.  
Presiding Officer

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