



OFFICE OF THE SANGGUNIANG PANLUNGSOD

EXCERPT TAKEN FROM THE JOURNAL OF THE REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF THE CITY OF ALAMINOS, PANGASINAN HELD ON NOVEMBER 12, 2019.

PRESENT:

- | | |
|-------------------------------------|--------------------------------------|
| Councilor Cirilo B. Radoc | - Temporary Presiding Officer |
| Councilor Apolonia G. Bacay | - Presiding Officer Pro-Tempore |
| Councilor Oscar A. Boling | - Minority Floor Leader |
| Councilor Carolyn D. Sison | - Member |
| Councilor Michelle S. Segundera | - Member |
| Councilor Joselito O. Fontelera | - Member |
| Councilor Verna S. D. Rabago | - Member |
| Councilor Froebel A. Ranoy | - Member |
| Councilor Dahlia M. de Leon | - Member |
| Councilor Alfred Felix E. de Castro | - Member |
| LBP Raul B. Bacay | - Ex-Officio Member |
| PPSKP Lovely V. Bernabe | - Ex-Officio Member |

ABSENT:

- | | |
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| Vice Mayor Jose Antonio Miguel Y. Perez | - On official travel |
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ORDINANCE NO. 2019-10

AN ORDINANCE REGULATING THE SELLING AND PROMOTION OF JUNK FOODS AND SUGARY DRINKS TO PREPARATORY, ELEMENTARY AND HIGH SCHOOL STUDENTS INSIDE AND WITHIN ONE HUNDRED (100) METERS PERIMETER OF PUBLIC AND PRIVATE SCHOOLS IN ALAMINOS CITY AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF

Sponsor: Councilor Apolonia G. Bacay

WHEREAS, the Alaminos City Government recognizes the promotion of health and welfare of our children as one of the primary concerns of the city;

WHEREAS, according to the World Health Organization (WHO) limiting intake of free sugars to less than 10% of total energy intake is part of a healthy diet. A further reduction to less than 5% of total energy intake is suggested for additional health benefits;

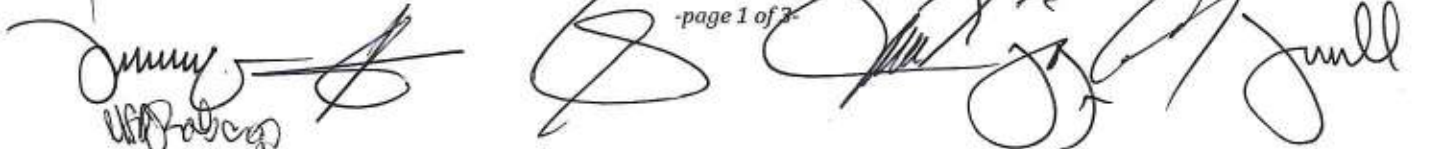
 **WHEREAS**, WHO also stated that eating at least 400 grams or 5 portions of fruits and vegetables per day reduces the risk of non-communicable disease and helps ensure an adequate daily intake of dietary fiber;

WHEREAS, the selling of junk foods and sugary drinks within school perimeters is still an occurring problem of the school administrations and some parents;

WHEREAS, there is an existing Department of Education Division Order No. 13 Series of 2017, reiterating the prohibition on sale, distribution and bringing of junk foods and carbonated drinks at school canteens;

WHEREAS, pursuant to Section 5.6.1 (a) of D.O. No. 8, 2007 the schools are mandated to provide free potable drinking water and hand washing facilities available for all schools personnel, staff and students;

WHEREAS, other than merely monitoring, there is an urgent and paramount need to penalize school administrations and/ or canteen owners and vendors within 100 meters perimeter of the school premises who sells junk foods and sugary drinks;





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(Cont. Ord. No. 2019-10, enacted on 12th day of November, 2019)

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NOW, THEREFORE, on motion of Councilor Apolonia G. Bacay, duly seconded by Councilor Carolyn D. Sison, Councilor Oscar A. Boling, Councilor Froebel A. Ranoy, Councilor Michelle S. Segundera, Councilor Joselito O. Fontelera and LBP Raul B. Bacay,

BE IT ORDAINED by the Sangguniang Panlungsod of Alaminos City, in session assembled that:

SECTION 1. TITLE – This Ordinance shall be known as “*AN ORDINANCE REGULATING THE SELLING AND PROMOTION OF JUNK FOODS AND SUGARY DRINKS TO PREPARATORY, ELEMENTARY AND HIGH SCHOOL STUDENTS INSIDE AND WITHIN ONE HUNDRED (100) METERS PERIMETER OF PUBLIC AND PRIVATE SCHOOLS IN ALAMINOS CITY AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.*”

SECTION 2. SCOPE – This Ordinance shall cover all Private and Public Preparatory, Elementary and High Schools in Alaminos City, inside and within the One Hundred (100) meters premises.

SECTION 3. DEFINITION OF TERMS – For purposes of this Ordinance the following terms shall be defined as:

- a. **Premises** – includes inside and outside of the school within One Hundred (100) meters perimeter.
- b. **Perimeter** – shall be measured from the fence and/or boundary of the school.
- c. **Preparatory School** – shall include day care, kindergarten, nursery and similar school level.
- d. **Junk Food** – foods that are not made of indigenous, natural, fortified food products. This also includes foods that are low in nutritional content and high in calories, salt and fats such as but not limited to “sitsirya”, instant noodles, street foods and those that shall be determined by the Joint Task Force.
- e. **Sugary Drinks/Beverages** – any liquid substance made for drinking that are carbon-based or with carbon dioxide gas and/or categorized as soft drinks, synthetic or artificially flavored juices with high sugar content. This could also include drinks, such as, but not limited to, “palamig”, soda, energy drink, fruit pouches, and those that shall be determined by the Joint Task Force.
- f. **Promotion** – any act of giving junk foods and sugary drinks as a mode of promoting, publicity, encouraging the buying of, giving samples, marketing, advertising, sponsoring and any other act of similar nature.

SECTION 4. PROHIBITED ACTS – It is unlawful for any person engaged in selling food within the premises as defined herein to sell any junk food and sugary drinks to all students covered by this ordinance.

SECTION 5. Thirty (30) days grace period shall be given to concerned canteen and/or store owners and operators, as well as establishment owners engaged in selling food within school premises, to prepare and to completely comply with this ordinance.

SECTION 6. JOINT TASK FORCE – The Joint Task force is hereby created which shall be composed of the City Health Office as the lead agency, Public Order and Safety Office, Market Section, Division of City Schools, Chairperson of the Committee on Health of every Barangay, and Chairperson of the Committee on Health, Alaminos City Sangguniang Panlungsod.

SECTION 7. FUNCTIONS OF THE JOINT TASK FORCE

- a. They shall be responsible for the monitoring and implementation of this ordinance.
- b. They shall identify the list of prohibited junk foods and sugary drinks.



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(Cont. Ord. No. 2019-10, enacted on 12th day of November, 2019)

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SECTION 8. IMPLEMENTING RULES AND REGULATING – Within sixty (60) days from the approval of this ordinance, the Joint Task Force shall formulate the implementing Rules and Regulations of this Ordinance.

SECTION 9. PENALTY CLAUSE – Any person found violating the provisions of this Ordinance shall be imposed a fine of:

First Offense – Fine of Php 1,000.00

Second Offense – Fine of Php 2,000.00

Third Offense – Fine of Php 5,000.00 and shall be a ground for revocation of their existing Barangay Permit or Business Permit whichever is applicable.

SECTION 10. REPEALING CLAUSE – All previous ordinances, rules and regulations, or parts thereof which are inconsistent with the foregoing are hereby modified, amended, or repealed accordingly.

SECTION 11. SEPARABILITY CLAUSE – If any part of the provisions of this Ordinance is held unconstitutional or invalid, other parts or provisions thereof which are not affected shall continue to remain in full force and effect.


SECTION 12. EFFECTIVELY CLAUSE – This Ordinance shall become effective fifteen (15) days following the completion of its publication in the local newspaper of general circulation within the City.

SO ORDAINED/ENACTED

I HEREBY CERTIFY to the correctness of the foregoing ordinance consisting of three (3) pages including this page.

ATTESTED:



CIRILO B. RADO
Temporary Presiding Officer


APOLONIA G. BACAY
Presiding Officer Pro-Tempore


CAROLYN D. SISON
Member


MICHELLE S. SEGUNDERA
Member


JOSELITO O. FONTELERA
Member

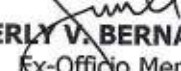

VERNA S. B. RABAGO
Member


FROEBEL A. RANOY
Member



DAHLIA M. DE LEON
Member


ALFRED FELIX E. DE CASTRO
Member


RAUL B. BACAY, LBP
Ex-Officio Member



LOVERLY V. BERNABE, PPSKP
Ex-Officio Member

APPROVED BY:


ARTH BRYAN C. CELESTE
City Mayor

12/10/19
Date


LUZ B. VALE
Secretary


OSCAR A. BOLING
Minority Floor Leader