



Sangguniang Panlalawigan

BATAAN CAPITOL, BALANGA CITY



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION
OF THE SANGGUNIANG PANLALAWIGAN OF BATAAN HELD AT
THE BUNKER, CAPITOL COMPOUND, BALANGA CITY, BATAAN
ON NOVEMBER 09, 2020

PRESENT:

Hon. Ma. Cristina M. Garcia, Vice Governor and Presiding Officer

FIRST DISTRICT:

Hon. Benjamin C. Serrano, Jr., Board Member
Hon. Jomar L. Gaza J.D., Board Member
Hon. Reynaldo T. Ibe, Jr., Board Member
Hon. Godofredo B. Galicia, Jr., M.D., Board Member
Hon. Maria Khristine G. Dela Fuente, Board Member

SECOND DISTRICT:

Hon. Maria Margarita R. Roque, Board Member
Hon. Manuel N. Beltran, Board Member
Hon. Edgardo P. Calimbas, Board Member
Hon. Jose C. Villapando, Sr., Board Member
Hon. Romano L. Del Rosario, Board Member

Hon. Noel Joseph L. Valdecañas, Board Member (PCL President)
Hon. Precious D. Manuel, Board Member (SKF President)
Hon. Rosita N. Sison, Board Member (IPM Representative)

ABSENT:

Hon. Doroteo M. Austria, Board Member (FABC President) (On Leave)

ORDINANCE NO. 16
Series of 2020

**AN ORDINANCE AMENDING AND MODIFYING PROVINCIAL
ORDINANCE NO. 4, SERIES OF 2020 ENTITLED "AN ORDINANCE
DECLARING AND IMPOSING A LIQUOR BAN IN THE PROVINCE OF
BATAAN, SPECIFYING PROHIBITED ACTS IN RELATION THERETO
AND IMPOSING THE APPROPRIATE PENALTIES THEREFOR".**

Sponsored by: HON. ROMANO L. DEL ROSARIO

WHEREAS, President Rodrigo Duterte issued Executive Order No. 112, series of 2020, on April 30, 2020, imposing an Enhanced Community Quarantine in high-risk geographic areas of the Philippines, and a General Community Quarantine in the rest of the country from May 1 to 15, 2020, adopting the omnibus guidelines on the implementation thereof, among other purposes;

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Provincial Governor

"EXCELLENT PUBLIC SERVICE TOWARDS A BETTER QUALITY OF LIFE FOR ALL"

WHEREAS, pursuant to the issuance of Executive Order No. 112, the Sangguniang Panlalawigan of Bataan enacted Provincial Ordinance No. 4, Series of 2020 dated May 6, 2020, imposing a ban on the sale of liquor and other alcoholic beverages in the Province of Bataan and specifying the acts prohibited in relation thereto and imposing the appropriate penalties therefor;

WHEREAS, the Province of Bataan remains under General Community Quarantine (GCQ) as of June 1, 2020, in line with the recommendation of the Covid-19 Inter-Agency Task Force for the Management of Emerging Infectious Diseases (IATF-EID), to allow more non-essential businesses to reopen in the hopes of restarting the economy and helping workers amid the coronavirus pandemic;

WHEREAS, companies and individuals engaged in the sale and distribution of liquor and other alcoholic beverages have requested the Provincial Government to lift the liquor ban, citing negative effects on the disposition of the population, small retailers, as well as the economy as a whole;

WHEREAS, the effect of liquor ban on businesses engaged in the distribution and/or sale of liquor and other alcoholic beverages given the information received from this sector that their operations can no longer survive if the ban continues as well as the effect of the ban on employees or workers belonging to sectors adversely affected by the said ban;

WHEREAS, because some LGUs are requesting for the lifting of the ban whereas others prefer that said ban be sustained, this Sanggunian deem it proper and reasonable to leave this matter to the sound discretion of the city/municipal officials who are in the position of appreciating its economic, social, and health impact to their respective territories in these times of crises. All LGUs are however strongly encouraged to use the most prudent and careful judgment on the matter;

NOW THEREFORE, the Sangguniang Panlalawigan of the Province of Bataan, Republic of the Philippines, in its Regular Session being assembled, hereby ORDAINS:

Section 1. Declaration. - The imposition, maintaining or lifting of the liquor ban on the sale of liquor and other alcoholic beverages as ordained in Provincial Ordinance No. 4, Series of 2020, be left to the sound discretion of the city/municipal officials of the Province of Bataan and subject to their localize restrictions.

Section 2. Prohibition. The imposition, maintaining or lifting of the liquor ban is subject to the following conditions:

- 1. Sale to Minors is prohibited.** - The sale of liquor and other alcoholic beverages to, and the consumption thereof by, minors remain to be strictly prohibited.
- 2. Public places.** - The consumption of liquor and other alcoholic beverages in public places shall still be prohibited. Public places pertain to all spaces, whether owned by the state or by private individuals, where people usually gather, including but not limited

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to parks, covered courts, public markets, flea markets, sari-sari stores, groceries, supermarkets, convenience stores, roads, streets, sidewalks, alleys and pathways, transport terminals and waiting sheds, resorts, restaurants, canteens, eateries, clubs, bars, other food establishments, and other similar places.

3. Drinking during gatherings. - The consumption of liquor and other alcoholic beverages in a public social gathering or group is strictly prohibited. A social gathering or group pertains to gatherings with more than five (5) people or when such gathering is participated in by persons from different households.

4. Health protocols. - Strict physical distancing and other health protocols shall be observed at all times in any place of allowed gathering.

Section 3. Separability. - If for any reason, any part or provision of this Ordinance is declared invalid or unconstitutional, the remaining parts or provisions not affected shall remain in full force and effect.

Section 4. Repeal or Amendment. - The provisions in any Ordinance or Resolution contrary to or inconsistent with the provisions of this Ordinance is hereby repealed or modified accordingly.

Section 5. Effectivity. - This Ordinance shall take effect immediately after compliance with the relevant requirements and taking into consideration the present constraints posed by the COVID-19 pandemic.

APPROVED UNANIMOUSLY.

MA. LILIOSA B. OCONER
Assistant Secretary to the SP

BENJAMIN C. SERRANO, JR.
Board Member

JOMAR L. GAZA J.D.
Board Member

REYNALDO T. IBE, JR.
Board Member

GODOFREDO B. GALICIA, JR., M.D.
Board Member

MARIA KRISTINE G. DELA FUENTE
Board Member

MARIA MARGARITA R. ROQUE
Board Member

ALBERT S. GARCIA
Provincial Governor

Manuel N. Beltran

Manuel N. Beltran
MANUEL N. BELTRAN
Board Member

Edgardo P. Calimbás
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Board Member

Jose C. Villapando, Sr.
JOSE C. VILLAPANDO, SR.
Board Member

Romano L. Del Rosario
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Board Member

Noel Joseph L. Valdecañas
NOEL JOSEPH L. VALDECAÑAS
Board Member
(PCL President)

Precious D. Manuel
PRECIOUS D. MANUEL
Board Member
(SKF President)

Rosita N. Sison
ROSITA N. SISON
Board Member
(IPM Representative)

ATTESTED:

Ma. Cristina M. Garcia
MA. CRISTINA M. GARCIA
Vice Governor
(Presiding Officer)

APPROVED:

Albert S. Garcia

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ALBERT S. GARCIA
Provincial Governor
Date: 11-19-2020 *nd*

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