



Republic of the Philippines  
**MUNICIPALITY OF SAN ROQUE**  
Province of Northern Samar  
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**OFFICE OF THE SANGGUNIANG BAYAN**

**MUNICIPAL ORDINANCE NO. 32-s2020**

**AN ORDINANCE PRESCRIBING REGULATION ON CERTAIN MOVEMENT OF RESIDENTS IN THE MUNICIPALITY OF SAN ROQUE, DURING THE PRESCRIBED HOURS (9:00 PM TO 4:00 AM) FOR REASONS OF PUBLIC HEALTH EMERGENCY DUE TO COVID-19.**

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Authored by: SB Member Dante C. Tan  
Co-authored by: Unanimous

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**SECTION 1. POLICY.** This Ordinance is governed by the powers provided in Section 16 of the Local Government Code of 1991. "Every local government units shall exercise the powers expressly granted those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of general welfare. Within their territorial jurisdiction, local government units shall ensure and support, among others, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, technological capabilities, improved public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order and preserved the comfort and convenience of the inhabitants".

This Ordinance further anchored on the proclamation No.922 particularly on section 2 mandating all government agencies and LGUs to render full assistance and cooperation and mobilize the necessary resource to undertake critical, urgent and appropriate response and measures in a timely manner to curtail and eliminate the Covid-19 threat.

**SECTION 2. SCOPE.** The hours from 9:00 PM to 4:00 AM of the following day is hereby declared as "**GENERAL CURFEW HOURS**" for Community Residents in the Municipality of San Roque.

**SECTION 3.** During curfew hours, no Community Residents shall be allowed in the streets, commercial establishment, recreation centers/areas, public parks/plazas, cemeteries, or any other area outside the immediate vicinity of their residence except;

- a. Those running from lawful errands such as buying foods, medicines and other basic necessities, use of transportation, telecommunication facilities for emergency purposes and the like;
- b. Those who are by virtue of employment are required to stay in the streets or outside their residence after 9:00 PM provided they shall secure a certification from their Punong Barangay exempting them from the coverage of this Ordinance, or present documentation/identification providing their qualification.

**SECTION 4. A "GENERAL CURFEW ADVISORY BOARD"** shall be constituted in every Barangay with the following composition:

- o Chairman – Punong Barangay
- o Vice Chairman – Barangay Kagawad (Committee on Peace and Order)
- o Member – Chief of the Barangay Tanod
- o Members – Two (2) Lupong Tagapamayapa, to be appointed by the Punong Barangay.
- o Member – One (1) representative from an NGO (Optional)



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**The advisory Board shall have the following powers and responsibilities.**

- a. To impose the sanctions provided under Section 4 hereof, except the penalty for the third offense and subsequent offenses;
- a. To commit an offender to the custody only to the parent, guardian or person exercising parental authority;
- b. To decide on the availability of immediately referring an offender falling under last provision of the Section 8 hereof to the custody or care of the Municipal Authorities of Municipal Welfare Development Office in case of minor or, lieu thereof, to impose the applicable sanction provided under this ordinance, if it finds that the best interest of the public, as well as that of the offender will be served thereof.
- c. To recommend the filing of a Compliant for the Sangguniang Barangay, which legal action shall first require, through a Resolution, the approval of a majority of all the members thereof, giving due regard to the provisions of the Child and Youth Welfare Act in case of minor, as well as other applicable laws; Provided, however, that in case of a disapproved, the sanction for Second Office under paragraph 3 Section 4 hereof shall be imposed.

**SECTION 5. ENFORCEMENT.** The Punong Barangay, Kagawads of the Sangguniang Barangay and the duly Barangay Tanods are hereby authorized to apprehend and to hold their safety at the Barangay Hall or Holding Center violators of this Ordinance, for not more than Two (2) hours for barangay residents. The apprehending official shall, without unnecessary delay, notify the Barangay Curfew Advisory Board who shall in turn, notify immediately either the parent, relatives or guardian of the fact of apprehension and shall not commit only to their custody of the said offender, if a resident of the same barangay. Provided, that the apprehended violator residing in other barangays, shall be referred and turn over immediately to the "Barangay Curfew Advisory" concerned whom falls the responsibility for proper action pursuant to this ordinance as the apprehension was made by them.

**PROVIDED FURTHER,** that an offender who resides outside the Territorial Jurisdiction of the Municipality of San Roque, shall be held for not more than Six (6) hours and shall be referred immediately to the Local Government Unit concerned. Provided, furthermore, that an offender who is homeless, abandoned or neglected or has no known parent, relative or guardian residing in the Municipality, shall be referred, without unnecessary delay, within Twelve (12) hours or at the earliest office hours from the time of apprehension, whichever comes first, to the custody or case of the Municipal Social Welfare and Development Office of the Provincial the custody or case of Municipal Social welfare and Development Office or the Provincial Social Welfare office.

**SECTION 6.** The Secretary of the Barangay shall record and maintain a permanent list of the name, address, date of birth, time and place of apprehension and other circumstance of every minor apprehended by virtue of this ordinance.

**SECTION 7.** The Municipal Mayor upon recommendation of the Barangay Council concerned may suspend the implementation of this ordinance in any particular barangay or other specific, areas for a length of time as may be necessary when public interest so requires.

**SECTION 8.** The Chief of Police of the PNP San Roque Station shall make available the resources of the Police Force to Punong Barangays in the enforcement of this Ordinance.

**SECTION 9. INFORMATION DISSEMINATION.** Copies of this Ordinance shall be posted in the Barangay Hall, Church, Schools, Jeepney/Tricycle Terminals and other conspicuous places within the Barangay.

**SECTION 10. SEPARABILITY CLAUSE.** If for any reason or reasons any part or provision of this Ordinance shall be held unconstitutional or invalid, other parts or provision hereof which are not affected thereby shall continue in full force and effect.

**SECTION 11. REPEALING CLAUSES.** Any Municipal or Barangay Ordinance or parts thereof inconsistent herewith are hereby repealed, revised or otherwise modified accordingly.



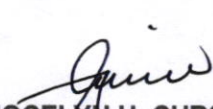
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**SECTION 12. EFFECTIVITY CLAUSE.** This Ordinance shall take effect immediately upon its approval.

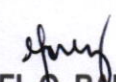
**DONE and APPROVED**, this 16<sup>th</sup> day of March 2020, at Sangguniang Bayan Session Hall, 2<sup>nd</sup> Floor, Balaudnan Building, San Roque, Northern Samar, Philippines.

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**JOCELYN U. CORSO**  
SB Member

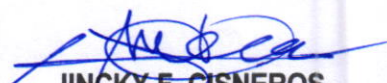
  
**FREDDIE F. JARITO**  
SB Member

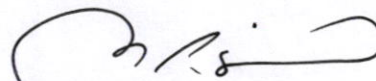
  
**HILARIO S. ACEBUCHE**  
SB Member

  
**ETHEL O. RAMIREZ**  
SB Member

  
**DANTE C. TAN**  
SB Member

  
**SOLIDAD S. CAGRO**  
SB Member

  
**JINCKY F. CISNEROS**  
SB Member

  
**NESS-LEI S. LAGRIMAS**  
Ex-Officio Member/PPSK President

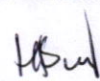
ABSENT:

**ALVIN M. LAGRIMAS**  
SB Member


**FREDDIE F. JARITO**  
Ex-Officio Member/ABC President

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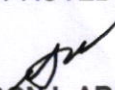
**I HEREBY CERTIFY**, as to the correctness of the foregoing Ordinance.

  
**ROSA A. SOCCORO**  
Secretary to the Sangguniang Bayan

ATTESTED:

  
**ENGR. DEODATO L. BANTILO**  
Municipal Vice Mayor/Presiding Officer

APPROVED:

  
**ATTY. DON L. ABALON**  
Municipal Mayor