



Republika ng Pilipinas
SANGGUNIANG PANLUNGSOD NG MARIKINA

ORDINANCE No. 014
Series of 2020

ORDINANCE ENJOINING SHOPPING MALLS TO TEMPORARILY SUSPEND MALL OPERATIONS IN THE CITY OF MARIKINA AS A MEASURE TO CONTAIN THE SPREAD OF THE CORONAVIRUS DISEASE (COVID-19)

Introduced by:
Councilor CLOYD S. CASIMIRO

Co-sponsored by:
Councilor ROMMEL S. ACUÑA
Councilor CARL ELI F. AFRICA
Councilor SERAFIN Y. BERNARDINO
Councilor PAUL B. DAYAO
Councilor LEVY DL. DE GUZMAN
Councilor ROMINA KATE N. DE GUZMAN
Councilor DONN CARLO B. FAVIS
Councilor SAMUEL S. FERRIOL
Councilor RENATO B. MAGTUBO
Councilor ANGELITO R. NUÑEZ
Councilor JOEL V. RELLEVE, M.D.
Councilor RUBEN R. REYES
Councilor THADDEUS ANTONIO M. SANTOS, JR.
Councilor MANUEL E. SARMIENTO
Councilor LORETO F. TOLENTINO, JR.
Councilor ZIFFRED A. ANCHETA
Councilor JONAS MERVIN D. REYES
and Vice-Mayor MARION S. ANDRES, M.D.

WHEREAS, Article II, Section 15 of the 1987 Constitution provides that "*The State shall protect and promote the right to health of the people and instill health consciousness among them*".

WHEREAS, the President of the Philippines issued Presidential Decree No. 922 declaring a State of Public Health Emergency throughout the Philippines, enjoining all Local Government Units to render full assistance and cooperation to undertake appropriate response to curtail the spread of the COVID-19 threat;

WHEREAS, the Chief Executive, through a Memorandum signed by the Executive Secretary, has raised the alert of the COVID-19 to Code Red Sublevel 2 and has imposed a Stringent Social Distancing Measures in the National Capital Region (NCR) effectively placing the region in community quarantine for thirty (30) days;

WHEREAS, in consideration to the primordial interest of health and well-being of its inhabitants, the City Government has the moral and legal duty to act immediately, under the principle of *bonus pater de familia*, to address this actual, serious, and impending emergency;

WHEREAS, Section 16 of the Local Government Code, or the General Welfare Clause provides that every local government unit shall exercise powers necessary to ensure and support, among other things, the health and safety of its inhabitants;

WHEREAS, Section 458 (a) (5) (xii) of the Local Government Code of 1991 provides that the SangguniangPanlungsod shall–

“ *xxx Approve measures and adopt quarantine regulations to prevent the introduction and spread of disease*”;

NOW THEREFORE, BE IT ORDAINED AS IT IS HEREBY ORDAINED by the SANGGUNIANG PANLUNGSOD NG MARIKINA in session duly assembled, that –

SECTION 1. *Title.* - The Ordinance shall be known as “*Enjoining Shopping Malls to Temporarily Suspend Mall Operations in the City of Marikina as a Measure to Contain the Spread of Coronavirus (COVID-2019)*”.

SECTION 2. *Coverage.* - This Ordinance covers *shopping malls, shopping centers or arcades* herein defined as public places, usually a building or series of connected buildings, containing a variety of retail stores, recreation areas and other commercial establishments accessible to the general public, located within the jurisdiction of the City of Marikina;

SECTION 3. *Temporary Suspension of Operations.* - Shopping Malls, shopping centers and arcades in the City of Marikina are hereby enjoined to temporarily suspend or close their operations until April 14, 2020 in the interest of public health and safety except those falling under Section 4 hereof.

SECTION 4. *Exemptions.* - The following establishments providing essential goods and services, located inside shopping malls, shall be exempted from the coverage of this Ordinance;

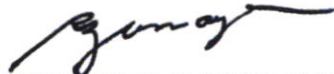
- a) Banks;
- b) Grocery stores or Supermarkets;
- c) Pharmacies;
- d) Restaurants with take-out and delivery service;
- e) Hardware or Home Improvement Stores;
- f) Medical Facilities;

SECTION 5. *Separability Clause.* - If, for any reason, any section or provision of this Ordinance is declared unconstitutional or invalid by a competent court, the remaining sections or provisions not affected thereby shall continue to be in full force and effect.

SECTION 6. *Effectivity.* - This Ordinance shall take effect immediately upon its approval and shall remain in effect for the duration of the community quarantine or until April 14, 2020, unless extended, lifted or repealed by local or national law, regulation or issuance.

UNANIMOUSLY ORDAINED by the **SANGGUNIANG PANLUNGSOD NG MARIKINA** this 16th day of March, 2020.

I HEREBY CERTIFY to the passage of the foregoing Ordinance which was duly ordained by the 9th City Council of Marikina during its 1st Special Session held on 16 March 2020.


REGINALD B. TAMAYO
Acting City Council Secretary

**ATTESTED AND CERTIFIED
TO BE DULY ENACTED:**


MARION S. ANDRES, M.D.
City Vice Mayor/Presiding Officer

APPROVED by the HON. CITY MAYOR on MAR 16 2020


MARCELINO R. TEODORO
City Mayor