

EXCERPT FROM THE MINUTES OF THE 28<sup>TH</sup> REGULAR SESSION OF THE 14<sup>TH</sup> SANGGUNIANG PANLALAWIGAN OF THE PROVINCE OF AURORA HELD AT THE SP SESSION HALL, PROVINCIAL CAPITOL, BALER, AURORA ON MARCH 24, 2020

PRESENT:

HON. MARIANO C. TANGSON,	Acting Vice-Governor.
HON. ISIDRO P. GALBAN,	Temporary Presiding Officer
HON. PHILIP BUTCH M. BAUTISTA,	Regular Member, 1 <sup>st</sup> District
HON. JASON G. MARTINEZ,	Regular Member, 1 <sup>st</sup> District
HON. JENNIFER A. ARANA,	Regular Member, 1 <sup>st</sup> District
HON. LORDAN B. ROXAS,	Regular Member, 2 <sup>nd</sup> District
HON. NICASIO M. SALAMERA,	Regular Member, 2 <sup>nd</sup> District
HON. RAFAEL M. DE MAYO,	Regular Member, 2 <sup>nd</sup> District
HON. ONASIS Q. RONQUILLO	Ex-Officio Member, LNB Pres.
	Ex-Officio Member, PCL Pres.

ABSENT:

HON. JESUS V. PALMERO,	Regular Member, 1 <sup>st</sup> District
HON. EUGENE B. CALUGTONG,	Regular Member, 2 <sup>nd</sup> District (On O.B.)
HON. JOVENE MIKE B. ALPUERTO,	Ex-Officio Member, SKF Pres. (On O.B.)
HON. MARY JANE B. DONATO,	Ex-Officio Member, IPM Rep

**PROVINCIAL ORDINANCE NO. 316  
SERIES OF 2020**

**AN ORDINANCE PROHIBITING THE SALE AND CONSUMPTION OF BEER, LIQUOR AND ALCOHOLIC BEVERAGES OF ANY KIND IN THE PROVINCE OF AURORA DURING THE ENHANCED COMMUNITY QUARANTINE AND PROVIDING PENALTIES FOR VIOLATION THEREOF**

(Author: Hon. Acting Vice-Governor Mariano C. Tangson)  
(Co-Authors: All Sangguniang Panlalawigan Members)

**WHEREAS**, President Rodrigo R. Duterte issued Proclamation No. 929 on 16 March 2020 declaring a state of calamity throughout the Philippines and imposing an enhanced community quarantine throughout Luzon from 17 March to 12 April 2020, due to the outbreak of Coronavirus Disease 2019 (COVID-19) in the country;

**WHEREAS**, Executive Order No. 2020-016, series of 2020, issued by Acting Provincial Governor Christian M. Noveras placed the entire Province of Aurora under enhanced community quarantine to prevent the spread of COVID-19 in the province;

**WHEREAS**, one of the primary means to effectively contain the spread of the virus causing COVID-19 is to implement social distancing and limiting close person-to-person contact;

**WHEREAS**, the drinking of liquor and other alcoholic beverages is typically done in close groups and in households;

**WHEREAS**, Section 16 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991, gives local government units such 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 the general welfare;

**WHEREAS**, Proclamation No. 922 capacitated local government units to immediately act to prevent loss of life, utilize appropriate resources to implement urgent and critical measures to contain or prevent the spread of COVID-19, mitigate its effect and impact to the community, and prevent serious disruption of the functioning of the government and the community;

**WHEREAS**, there is a need to control the accumulation of people in confined spaces to ensure proper social distancing and to prevent the spread of COVID-19;

**NOW THEREFORE**, on motion of Hon. Nicasio M. Salamera unanimously seconded.

Be it ordained by the Sangguniang Panlalawigan of Aurora in session assembled that:

**SECTION 1.** Title. This Ordinance shall be known as "An Ordinance Prohibiting the Sale and Consumption of Beer, Liquor and Alcoholic Beverages of Any Kind in the Province of Aurora during the Enhanced Community Quarantine, and Providing Penalties for Violations Thereof."

**SECTION 2.** Definition of Terms

1. close contact – are defined as a person involved in any of the following:
  - a. providing direct care without proper personal protective equipment (PPE) 2 for COVID-19 patients;
  - b. staying in the same close environment of a COVID-19 patient (including workplace, classroom, household, gathering) within the past 14-day period;
  - c. travelling together in close proximity (one meter or less) with a COVID-19 patient in any kind of conveyance within a 14-day period after the onset of symptoms in the case under consideration.
2. General community quarantine – where movement of people shall be limited to accessing basic necessities and work; and uniformed personnel and quarantine officers shall be present at border points.
3. Enhanced Community quarantine – where strict home quarantine shall be implemented in all households; transportation shall be suspended; provision for food and essential health services shall be regulated; and heightened presence of uniformed personnel to enforce quarantine procedures will be implemented.
4. Physical Distancing – a distance to be maintain of at least 1 meter distance between persons.

**SECTION 3.** Liquor Ban. The consumption and sale of beer, liquor, or alcoholic beverage in any place within the territorial jurisdiction of the Province of Aurora is prohibited during the effectivity of enhanced community quarantine imposed due to the COVID-19 outbreak.

**SECTION 4.** Penal Clause. Persons who shall sell beer, liquor or other alcoholic beverage in violation of this Ordinance shall be meted with the following penalties:

- First Offense – a fine not exceeding Two Thousand Pesos (P2,000.00) and/or imprisonment for a period not exceeding five (5) days;
- Second Offense – a fine not exceeding Three Thousand Pesos (P3,000.00) and/or imprisonment for a period not exceeding ten (10) days'
- Third and Succeeding Offenses – a fine not exceeding Five Thousand Pesos (P5,000.00) and/or imprisonment for a period not exceeding thirty (30) days.

Persons who shall consume beer, liquor, or other alcoholic beverage in violation of this Ordinance shall suffer the following penalties:

- First Offense – a fine not exceeding Two Thousand Pesos (P2,000.00) and/or imprisonment for a period not exceeding five (5) days;
- Second Offense – a fine not exceeding Three Thousand Pesos (P3,000.00) and/or imprisonment for a period not exceeding ten (10) days'
- Third and Succeeding Offenses – a fine not exceeding Five Thousand Pesos (P5,000.00) and/or imprisonment for a period not exceeding thirty (30) days.

**SECTION 5.** Repealing Clause. All Ordinances, resolutions and executive orders inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

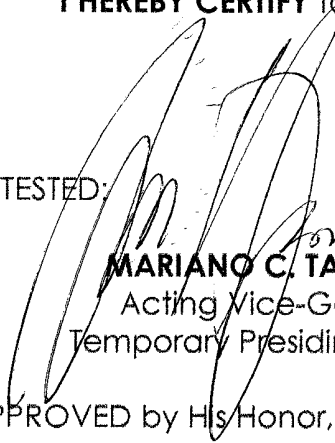
**SECTION 6.** Separability Clause. If any part or portion of this Ordinance is declared invalid and unconstitutional, other provisions not affected thereby shall remain in full force and effect.

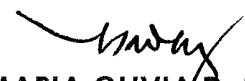
**SECTION 7.** Effectivity Clause. This Ordinance shall take effect immediately subject to posting requirements as per Section 511 of RA 7160 and shall remain in full force until the enhanced community quarantine shall have been lifted.

**ENACTED** on March 24, 2020, SP Regular Session.

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

ATTESTED:

  
**MARIANO C. TANGSON**  
 Acting Vice-Governor  
 Temporary Presiding Officer

  
**MARIA OLIVIA D. MAZA**  
 Secretary to the Sanggunian

APPROVED by His Honor, the Acting Governor on 26 MARCH 2020

  
**CHRISTIAN M. NOVERAS**  
 Acting Governor