



**Republika ng Pilipinas**

**Lungsod ng Caloocan**



**TANGGAPAN NG SANGGUNIANG PANLUNGSOD**  
**ORDINANCE NO. 0889 S. 2020**  
**(PROPOSED ORDINANCE NO. 11-110)**

**AN ORDINANCE AUTHORIZING THE CITY MAYOR TO ADJUST THE CURFEW HOURS SET UNDER CITY ORDINANCE NO. 0849 S. 2020, AS AMENDED BY CITY ORDINANCE NO. 0876 S. 2020, AND TO EXEMPT PERSONS ENGAGED IN TRUCKING, LOGISTICS, COURIER AND DELIVERY SERVICE FROM THE CURFEW HOURS, AND FOR THE PURPOSE, AMENDING SECTIONS 3 AND 5 OF CITY ORDINANCE NO. 0849 S. 2020, AS AMENDED.**

*SPONSORED BY:*

**Hon. MA. MILAGROS "ROSE" S. MERCADO**  
**and Hon. VINCENT RYAN "ENTENG" MALAPITAN**

*CO-SPONSORED BY:*

**Hon. CARMELO F. AFRICA III, Hon. DEAN ASISTIO, Hon. ANNA KARINA TEH-LIMSICO**  
**Hon. CHRISTOPHER E. MALONZO, Hon. MARYLOU "ALOU" NUBLA**  
**Hon. EDGARDO N. ARUELO, Hon. LUIS. O. ASISTIO III**  
**Hon. RICARDO J. BAGUS, Hon. ALEXANDER V. MANGASAR, , Hon. ROBERTO R. SAMSON**  
**Hon. ORVINCE HOWARD A. HERNANDEZ and Hon. JOSE LORENZO T. ALMEDA**

**WHEREAS,** on March 15, 2020, in line with the nation-wide response to the COVID-19 pandemic, the Sangguniang Panlungsod passed City Ordinance No. 0849 S. 2020 entitled "*AN ORDINANCE IMPOSING A CURFEW IN THE CITY OF CALOOCAN FROM 8:00 O'CLOCK IN THE EVENING TO 5:00 O'CLOCK IN THE MORNING OF THE FOLLOWING DAY, TO ADDRESS THE WIDESPREAD TRANSMISSION OF THE CORONA VIRUS (COVID-19), AND FOR OTHER PURPOSES,* for the purpose of imposing curfew hours of 8:00 p.m. up to 5:00 a.m. the following day in the City, identifying persons exempt therefrom, and providing for penalties therefor;

**WHEREAS,** in May 2020, President Duterte adopted the Inter-Agency Task Force for the Management of Emerging Infectious Diseases Resolution No. 41 dated 29 May 2020 which transitioned all Highly Urbanized Cities (HUCs) in the National Capital Region from Modified Enhanced Community Quarantine to General Community Quarantine (GCQ) effective 01 June 2020;

AN ORDINANCE AUTHORIZING THE CITY MAYOR TO ADJUST THE CURFEW HOURS SET UNDER CITY ORDINANCE NO. 0849 S. 2020, AS AMENDED BY CITY ORDINANCE NO. 0876 S. 2020, AND TO EXEMPT PERSONS ENGAGED IN TRUCKING, LOGISTICS, COURIER AND DELIVERY SERVICE FROM THE CURFEW HOURS, AND FOR THE PURPOSE, AMENDING SECTIONS 3 AND 5 OF CITY ORDINANCE NO. 0849 S. 2020, AS AMENDED.

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**WHEREAS,** thereafter, in view of the relaxed quarantine rules, and to support the local economy hit by the restriction of mobility and operating hours, the National Government enjoined the local government units to revise their respective ordinances to shorten the curfew hours to 10:00 p.m. to 5:00 a.m. the following day;

**WHEREAS,** on June 17, 2020, the Sanggunian Panlungsod passed City Ordinance No. 0876 S. 2020 entitled "AN ORDINANCE SHORTENING THE CURFEW HOURS IN THE CITY OF CALOOCAN TO START AT 10:00 PM TO 5:00 AM OF THE FOLLOWING DAY, AMENDING FOR THE PURPOSE, SECTIONS 2 AND 3 OF CITY ORDINANCE NO. 0849 S. 2020" to amend City Ordinance No. 0849 S. 2020 to shorten the curfew hours;

**WHEREAS,** on 03 August 2020, President Duterte declared that the National Capital Region will revert to Modified Enhanced Community Quarantine (MECQ) effective 05 August 2020 until 18 August 2020;

**WHEREAS,** accordingly, by reason of the shift to MECQ, the National Government has again enjoined the concerned local government units to amend their local ordinance to revert to the original curfew hours of 8:00 p.m. to 5 a.m. the following day, at least during the MECQ;

**WHEREAS,** depending on the category of community quarantine, the curfew hours will need to be adjusted from time to time as the need arises to implement IATF quarantine protocols to arrest the spread of the COVID-19 Disease;

**WHEREAS,** to allow the City Government to swiftly implement changes curfew hours as may be dictated by the IATF and the objective situation in the City, it is exigent and prudent to authorize and empower the City Mayor to adjust the curfew hours herein set;

**WHEREAS,** Section 5, Ordinance No. 0849 s. 2020 provides for persons exempt from the curfew hours;

AN ORDINANCE AUTHORIZING THE CITY MAYOR TO ADJUST THE CURFEW HOURS SET UNDER CITY ORDINANCE NO. 0849 S. 2020, AS AMENDED BY CITY ORDINANCE NO. 0876 S. 2020, AND TO EXEMPT PERSONS ENGAGED IN TRUCKING, LOGISTICS, COURIER AND DELIVERY SERVICE FROM THE CURFEW HOURS, AND FOR THE PURPOSE, AMENDING SECTIONS 3 AND 5 OF CITY ORDINANCE NO. 0849 S. 2020, AS AMENDED.

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**WHEREAS**, persons and individuals engaged in the trucking, logistics and courier service sector are not among those expressly exempt from the curfew hours;

**WHEREAS**, in its Memorandum Circular No. 20-08 dated 20 March 2020, (*“Ensuring Unhampered Movement of Cargo and Transit of Personnel of Business Establishments Allowed to Operate During the Enhanced Community Quarantine of Luzon, Amending for this Purpose Memorandum Circular 20-06 s. 2020”*), the Department of Trade and Industry provides that the “movement of all types of cargoes (Food & Non-Food) within, to and from the entire Luzon SHALL BE UNHAMPERED. If subjected to random inspection (with cargo before delivery or empties after delivery), the movement of cargoes SHALL NOT BE DELAYED; upon presentation of the cargo manifest or delivery receipt indicating the destination, nature and quantity of the loaded goods/cargoes);

**WHEREAS**, under the IAFT Omnibus Guidelines on the Implementation of Community Quarantine in the Philippines dated 02 July 2020, persons and establishments engaged in the delivery and courier service transporting food, medicine and other essential goods are allowed to operate at full capacity even during Enhanced Community Quarantine to ensure that the free flow of these goods at all times;

**WHEREAS**, even prior to COVID-19 pandemic, individuals engaged in trucking, logistics and courier service are allowed to operate after 7:00 p.m. until 7:00 a.m. the next day to ensure that they do not congest the city streets and aggravate traffic conditions. The same rationale applies under a state of community quarantine;

**WHEREAS**, there is a need to amend Section 5 of Ordinance s. 2020 to expressly exempt persons engaged in trucking, logistics, courier and delivery service of food and non-food items;

**NOW, THEREFORE, BE IT ORDAINED** as it is hereby ordained by the City's Sangguniang Panlungsod, in session duly assembled, THAT:

AN ORDINANCE AUTHORIZING THE CITY MAYOR TO ADJUST THE CURFEW HOURS SET UNDER CITY ORDINANCE NO. 0849 S. 2020, AS AMENDED BY CITY ORDINANCE NO. 0876 S. 2020, AND TO EXEMPT PERSONS ENGAGED IN TRUCKING, LOGISTICS, COURIER AND DELIVERY SERVICE FROM THE CURFEW HOURS, AND FOR THE PURPOSE, AMENDING SECTIONS 3 AND 5 OF CITY ORDINANCE NO. 0849 S. 2020, AS AMENDED.

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**SECTION 1.** Section 3 of City Ordinance 0849 s. 2020, as amended by Ordinance No. 0876 is hereby amended with the introduction of a new Section 3-B to read as follows:

**"SECTION 3. IMPOSITION OF CURFEW HOURS; PERSONS COVERED**

XXX

**SECTION 3-A. AUTHORITY TO ADJUST CURFEW HOURS -**  
The City Mayor is hereby authorized to adjust from time to time and as the need arises, the curfew hours set herein for the purposes of complying with and the implementing IATF rules and regulations and national government policy on curfew hours.

**SECTION 2.** Item (b), Section 5 of City Ordinance 0849 s. 2020, as amended by Ordinance No. 0876, is hereby amended to read as follows:

**"Section 5. Exceptions.** The following persons shall be exempt from the implementation of the Curfew Hours;

Xxx

b. Persons engaged in trucking, logistics, courier and delivery services of food and non-food products."

**SECTION 3. 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 4. REPEALING CLAUSE -** All ordinances, resolutions, rules or regulations inconsistent with or contrary to the provisions of this Ordinance are hereby repealed, amended or modified accordingly.

**SECTION 5. EFFECTIVITY -** This Ordinance shall take effect on the day following its required publication and/or posting as provided for under RA 7160.

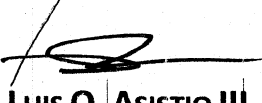
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ENACTED BY THE SANGGUNIANG PANLUNGSOD, CITY OF CALOOCAN IN ITS REGULAR SESSION HELD ON THE 5<sup>TH</sup> DAY OF AUGUST 2020.

  
HON. CARMELO F. AFRICA III  
CITY COUNCILOR

  
HON. EDGARDO N. ARUELO  
CITY COUNCILOR

  
HON. DEAN ASISTIO  
CITY COUNCILOR

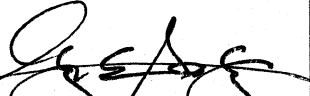
  
HON. LUIS O. ASISTIO III  
CITY COUNCILOR

  
HON. ANNA KARINA TEH-LIMSICO  
CITY COUNCILOR

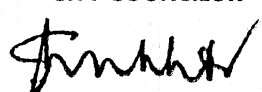
  
HON. RICARDO J. BAGUS  
CITY COUNCILOR


  
HON. VINCENT RYAN "ENTENG" MALAPITAN  
CITY COUNCILOR

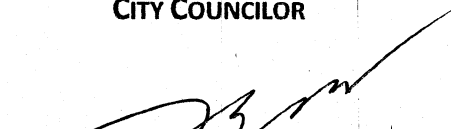
  
HON. ALEXANDER V. MANGASAR  
CITY COUNCILOR


  
HON. CHRISTOPHER E. MALONZO  
CITY COUNCILOR

  
HON. MA. MILAGROS "ROSE" S. MERCADO  
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CITY COUNCILOR

  
HON. JOSE LORENZO T. ALMEDA  
CITY COUNCILOR

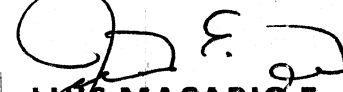
  
HON. ORVINCE HOWARD A. HERNANDEZ  
CITY COUNCILOR

APPROVED BY HIS HONOR, THE CITY MAYOR ON \_\_\_\_\_, 2020.

APPROVED BY:

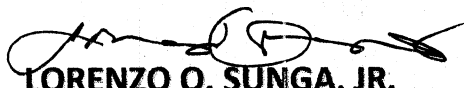
CERTIFIED BY:

HON. OSCAR G. MALAPITAN  
City Mayor

  
HON. LUIS MACARIO E. ASISTIO  
City Vice Mayor and Presiding Officer

ATTESTED BY:

LILIBETH M. LUAKIAN  
Secretary to the Mayor

  
LORENZO O. SUNGA, JR.  
Secretary  
Sangguniang Panlungsod