



Republic of the Philippines  
PROVINCE OF SORSOGON  
MUNICIPALITY OF GUBAT

**Office of the Sangguniang Bayan**

EXCERPTS FROM THE MINUTES OF THE 4<sup>th</sup> SPECIAL SESSION OF THE SANGGUNIANG BAYAN OF GUBAT, SORSOGON HELD ON THURSDAY, APRIL 16, 2020 AT THE SANGGUNIANG BAYAN SESSION HALL.

**PRESENT:**

Honorable Aiza E. Encinares	- Member, Sanggunian Bayan
	Temporary Presiding Officer
Honorable Alvin E. Rosales	- Member, Sanggunian Bayan
Honorable Danilo J. Pura	- Member, Sanggunian Bayan
Honorable Danilo E. Enaje	- Member, Sanggunian Bayan
Honorable Kenneth D. Escandor	- Member, Sanggunian Bayan
Honorable Noe L. Endaya	- Member, Sanggunian Bayan
Honorable Anthony C. Callos	- Member, Sanggunian Bayan
Honorable Valentin A. Pura IV	- Member, Sanggunian Bayan
Honorable Ramilo S. Fajardo	- LNB Acting President
Honorable Norven E. Ariola	- SKMF Acting President

**ON SICK LEAVE:**

Honorable Sixto F. Estareja	- Municipal Vice Mayor
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**MUNICIPAL ORDINANCE NO. 2020 – 003**

*Sponsor: Honorable Valentin A. Pura IV*


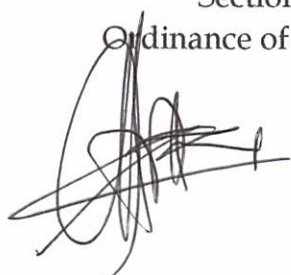
*Co-sponsor: Hon. Alvin E. Rosales, Hon. Danilo J. Pura.*

*Hon. Danilo E. Enaje, Hon. Noe L. Endaya, Honorable Anthony C. Callos,  
Hon. Kenneth D. Escandor, Hon. Ramilo S. Fajardo and Hon. Norven E. Ariola*

AN ORDINANCE PROHIBITING ANY ACT OF DISCRIMINATION AGAINST FRONTLINE WORKERS AND COVID 19 PATIENTS AND THEIR FAMILIES, PENALIZING VIOLATIONS HEREOF AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE SANGGUNIANG BAYAN IN SESSION THAT:

Section 1. This ordinance shall be known as the “Anti-COVID 19 Discrimination Ordinance of 2020”.





## Section 2. Definition of Terms.

- a.) **Discrimination** – refers to any act or omission which withholds, excludes, restricts, curtails, impairs or otherwise makes more difficult the access to services, goods, benefits or privileges, including any act that causes or tends to cause any stigma, disgrace, shame, humiliation, harassment or discrimination against health workers, front liners and COVID 19 patients and their families on the basis of their status as such.
- b.) **Frontline Workers** – refers to medical or non-medical personnel, whether from the private or public sector, such as doctors, nurses, midwives, and health volunteers, hospital workers, administrative staff, janitors and security personnel. It also includes members of the Philippine National Police, Armed Forces of the Philippines and other law enforcement personnel, emergency responders like members of the Bureau of Fire Protection, Disaster Risk Reduction and Management Office, and Barangay Health Emergency Response Teams. Employees and personnel engaged in the production, delivery, distribution, and sale of food, medicine and other essential goods or services, and such other persons performing similar functions.
- c.) **COVID 19 Patients** – refers to persons, probable, suspected or confirmed of being infected with Coronavirus Disease 2019 or COVID 19, including those who may have recovered therefrom.
- d.) **FAMILIES** – refers to members of the household of frontline workers, and family members who have been in contact with COVID 19 patients.

Section 3. PROHIBITED ACTS. Any form of discrimination, as defined in this ordinance, shall be unlawful.

A. The following acts are considered discriminatory against frontline workers and are therefore prohibited:

- a.) Deny access to public programs and services otherwise available to the public;
  - b.) Refuse admission or expel from public markets, supermarkets, groceries, bakeshops and convenience stores;
  - c.) Refuse entry or eject from usual accommodation in any lodginghouse, apartment motel hotel, inn, dormitory and any other places of dwelling being rented out or offered to the public or for a fee or give inferior accommodation or services by reason of his/her work as frontliner;
  - d.) Deny access or admission to medical and other health services, health insurance, or give inferior accommodation or services by reason of his/her work as frontliner;
  - e.) Deny access to and/or use of private and public establishment, facilities, utilities, transportation services that are open to the general public;
  - f.) Utter or post online slanderous or abusive statements which incite discrimination against a frontliner;
  - g.) Subject any frontliner to any harassment or any threat of physical, mental and verbal violence, intimidation or other threatening disruptive behaviour;
  - h.) Any other acts of discrimination which demeans, impairs, reduces or nullifies the enjoyment or exercise of a frontliner's human and legal rights and basic freedoms in the social sphere and other spheres.
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B.) The following shall be considered discrimination against COVID 19 patients:

a.) Denial of access to health services by any hospital, clinic or other health care providers or security assistance by law enforcements officers, by reason of his/her by reason of his/her being probable or suspected of being infected of COVID 19;

b.) Claiming publicly or through social media that a person is infected probable or suspected, whether true or not (fake news).

b.) Stigmatization, or the disclosure of the identity or personal data of a person probable, suspected or any person suspected of exposure to COVID 19 whether offline or online, that would result in shame to the concerned person;

c.) Humiliating, ridiculing, insulting, or harassing any COVID 19 patients and their families, as herein defined, either verbally, physically or in writing including posting or messaging in social media.

Section 4. PERSONS LIABLE. Any person, natural or juridical, who commits any of the acts prescribed herein shall be criminally liable hereunder, provided that the owner, manager, supervisor or any officer in-charge of the store, facility, establishment, dormitory, condominium, hotel, inn, apartments, and any such establishment guilty of discrimination against frontline workers and/or COVID 19 patients shall be liable separately and to the same extent as the direct perpetrator if they ordered consented to, allowed, or failed to take action to prevent such discrimination.

Any public officer who refuses or fails to give assistance to a person or frontliners who are probable or suspected due to COVID 19, including those who recovered, who intends to return to his or her place of residence or domicile, shall be equally liable.

Section 5. PENALTY. Any person who commits any act prohibited herein shall be penalized by a fine of Two Thousand Five Hundred (P2,500.00) Pesos. The employer, owner, manager, supervisor, or any officer in charge as provided in the preceding section shall be subsidiarily liable for the fine imposed upon the direct perpetrator for violation of this ordinance. Maximum penalty shall be imposed if the offender is a public officer without prejudice to filing of administrative case.

Section 6. ADMINISTRATIVE PROVISIONS. The Municipal Mayor, members of Philippine National Police (PNP), Barangay Captains and Barangay Tanod and other law enforcement agencies are hereby authorized to enforce this ordinance.

Section 7. APPLICABILITY OF OTHER LAWS. Republic Act No. 11332 or the Data Privacy Act of 2012, Republic Act 10175 or the Cybercrime Prevention Act of 2012, Republic Act 11469 or the Bayanihan to Heal as One Act of 2020, the Revised Penal Code of the Philippines and other existing laws shall apply for acts prohibited which are not included in the herein enumeration depending on their actions.

Section 7. SEPARABILITY CLAUSE. If any portion or provision of this ordinance is declared void or unconstitutional, the remaining portions hereof not affected thereby shall remain in full force and effect.

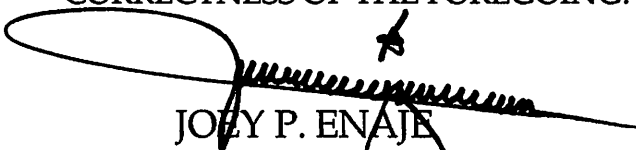
Section 8. EFFECTIVITY CLAUSE. This ordinance shall take effect immediately after posting in at least three conspicuous places in the municipality of Gubat, Sorsogon.



UNANIMOUSLY ORDAINED AND APPROVED.

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I HEREBY CERTIFY TO THE  
CORRECTNESS OF THE FOREGOING:



JOEY P. ENAJE  
Secretary to the Sangguniang Bayan

Attested by:



HONORABLE AIZA E. ENCINARES  
SB Member, Temporary Presiding Officer

Approved By:



HONORABLE SHARON ROSE G. ESCOTO  
Municipal Mayor