



Republic of the Philippines
City of Iriga

OFFICE OF THE SANGGUNIANG PANLUNGSOD

New Government Center
Sta. Cruz Sur, Iriga City 4431
Tel./Fax No. (054) 299-1982, e-mail: spiriga@yahoo.com

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF IRIGA CITY HELD ON MONDAY, JUNE 16, 2014 AT THE CITY SESSION HALL, 2/F NEW CITY HALL, STA. CRUZ SUR, IRIGA CITY.

- PRESENT:** HON. OMAR ERASMO G. AMPONGAN - *Vice-Mayor & Presiding Officer*
 HON. SOFRONIO SONNY B. MAGISTRADO
 HON. FERNANDO S. BERIÑA, JR.
 HON. DANTE C. OLIVA
 HON. JESSIE S. ABONITE
 HON. JOSE LL. GRIMALDO
 HON. MANVIR B. IGNAO
 HON. CHRISTIAN EMMANUEL T. ALFELOR
 HON. BENJAMIN P. EPRES
 HON. VICENTE M. LAGATIC
Ex- Officio Member (ABC President)
- ABSENT:** HON. SANTOS A. AUDAL, JR.
 HON. FATIMA B. TINO

ORDINANCE NO. 2014-04

AN ORDINANCE IMPLEMENTING PRE-EMPTIVE AND FORCED EVACUATION WHEN DISASTER OR AN EMERGENCY HAS BEEN DECLARED IN THE CITY OF IRIGA AND DANGER OF LOSS OF LIVES AND PROPERTIES BECOME IMMINENT, PROVIDING PENALTIES FOR VIOLATION THEREFOR, AND FOR OTHER PURPOSES.

Sponsors: *Hon. Jose Ll. Grimaldo*
Hon. Benjamin P. Epres
Hon. Fatima B. Tino

WHEREAS, Section 2 (a) of RA 10121, otherwise known as the "Philippine Disaster Risk Reduction and Management Act of 2010" declares as a State policy "to uphold the people's constitutional rights to life and property by addressing the root causes of vulnerabilities to disasters, strengthening the country's institutional capacity for disaster risk reduction and management and building the resilience of local communities to disasters including climate change impacts";

WHEREAS, the General Welfare Clause of the Local Government Code of 1991 authorizes Local Government Units (LGU's) to "xxx exercise the powers necessary, appropriate, or incidental to is efficient and effective



Handwritten scribble or signature on the left margin.

Handwritten scribble or signature at the bottom left corner.

Handwritten scribble or signature at the bottom center.

Handwritten scribble or signature at the bottom right corner.

governance and those which are essential to the promotion of the general welfare”;

WHEREAS, the same Code mandates Punong Barangays [Section 389(b)(6)], and City Mayors [Section 455(b)(vii)], to carry such emergency measures as may be necessary during and in the after-math of man-made and natural disasters and calamities;

WHEREAS, DILG Memorandum Circular No. 2012-35 dated 21 February 2012 enjoins local legislative councils to enact Ordinances for the implementation of pre-emptive and forced evacuation when disaster or an emergency has been declared and danger of loss of lives and properties is imminent within their areas of jurisdiction;

WHEREAS, Executive Order No. 05-12 of the City Government of Iriga establishes an evacuation plan in times of emergencies in the city;

NOW, THEREFORE, Be it ordained by the Sangguniang Panlungsod of Iriga that:

Section 1. It is the declared policy of the City of Iriga to protect the lives and properties of its residents at all times and whenever possible mitigate the effects of man-made and natural disasters within the locality.

Section 2. DEFINITION OF TERMS

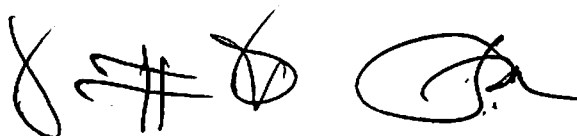
As used in this Ordinance:

2.1 “Disaster” – means the result of a natural or man-made event which causes loss of life, injury and property damage, including but not limited to natural disasters such as landslide, typhoon, flood, high winds, earthquakes and other weather related events, and man-made disasters, including but not limited to nuclear power plant incidents, hazardous material incidents, oil spills, explosion, civil disturbances, public calamity, acts of terrorism, hostile military action, and other events related thereto.

2.2 “Imminent Danger” – means immediate threat of harm.

2.3 “Evacuation” – means an operation whereby all or part of a particular population is temporarily relocated, whether individually or in an organized manner, from an area in which a disaster or emergency has been declared and is considered dangerous to the health and safety of the public.

2.4 “Forced Evacuation” – means an evacuation ordered as a resort when a disaster or emergency has been declared and danger of loss of life is imminent, and conditions exist that critically imperil or endanger the lives of those in a defined area.



2.5 "Evacuees" – people who are withdrawn from a dangerous place or circumstance and brought to a center/place for care, safety and protection.

2.6 "Evacuation Center/Place" – a place where evacuees are brought before, during and after calamities/disaster such as but not limited to typhoon, flood, landslides, earthquake or fire for care, safety and protection.

2.7 "Hazard" – a dangerous phenomenon, substance, human activity or condition that may cause loss of life, injury or other health impacts, property damage, loss of livelihood and services, social and economic disruption, or environmental damage.

2.8 "Public Official" – is any person who, by direct provisions of law, popular election or appointment of competent authority, takes part in the performance of public functions in the government, duties as an employee, agent or subordinate official or any rank or class who is charged with the implementation of this ordinance.

Section 3. EARLY WARNING SYSTEM – a banner with specified color shall be installed in a prominent place of every Barangay to serve as indicator and the use of siren as circumstances warrants,

- Yellow – awareness/no sound
- Orange – preparedness/**voluntary evacuation**/siren with interval
- Red – forced evacuation/continuous siren

Section 4. FORCED EVACUATION – If upon the assessment or determination of the CDRMC, pre-emptive and forced evacuation of local residents is already necessary, said Council shall immediately recommend such fact to the City Mayor.

On the basis of such recommendation, the City Mayor shall immediately declare the implementation/enforcement of pre-emptive and forced evacuation which shall be guided by the following factors:

- a. Conditions for Evacuation
- b. Chain of Command
- c. Evacuation Procedures
- d. Emergency Standards
- e. Early Warning System

However, immediately after the declaration of pre-emptive and forced evacuation but before actual implementation/enforcement thereof, the City Government shall see to it that the local residents are informed in local dialect of the need for them to evacuate and that there is no other alternative way to ensure their safety; through all possible means and media, both traditional and non-traditional.

Section 5. EVACUATION PLAN – It shall be incumbent upon the Barangay Risk Reduction Management Committee (BDRRMC) to prepare an Evacuation Plan in their respective localities or areas of jurisdiction prior to hazard.

Every Local Government Unit concerned shall work out a **Permanent Evacuation Center to be utilized** in case of emergency/disaster.

In extreme cases, the Local Government Unit shall have the authority to negotiate with owners of buildings with strong/safe structures to be made as temporary evacuation center.

Section 6. ENLISTMENT OF ASSISTANCE OF OTHER GOVERNMENT AGENCIES – In declaring the implementation/enforcement of pre-emptive and forced evacuation, the City Mayor may also enlist the assistance of the members of the AFP assigned within the City; as well as accredited volunteers, civil society organizations and private sector groups with the capability and training in such emergency situation.

Every Barangay may implement temporary evacuation plan. Public School classrooms maybe used as temporary evacuation center and duplicate key of rooms may be availed of by the Barangay Captain for accessibility.

All emergency measures adopted shall be a coordinative and collaborative effort between the City Government and the assisting agencies.

Section 7. MANNER/MANAGEMENT OF FORCED EVACUATION – In the event that local residents refuse to leave their homes even after notice/order or, after evacuating, go back to their homes/affected areas without an order issued to this effect, the City Government as well as the members of the mobilized units of the PNP, AFP, BFP and BJMP may use such physical force that is commensurate under the circumstances, without discrimination and with conscious attention to the needs of vulnerable sectors such as children, women, the elderly and persons with disabilities, with the end view that lives are safely secured.

Section 8. TRAINING AND ORIENTATION ON DISASTER RISK REDUCTION AND MANAGEMENT – The City Disaster Risk Reduction and Management Office (CDRRMO) shall organize and conduct trainings and orientation on the possible natural hazards, vulnerabilities and climate change risks as well as knowledge management activities on disaster risk reduction and management within the locality at least once during summer as declared by the Philippine Atmospheric Geophysical and Astronomical Services Administration (PAG-ASA).

The foregoing trainings, orientations, activities, and information dissemination shall be intensified and made once a year or at the discretion of the CDRRMC.

(Handwritten signatures and initials)

During the aforesaid trainings and orientations, the CDRRMO shall also discuss and highlight in Iriga Dialect (local dialect) RA 10121, otherwise known as the Philippine Disaster Risk Reduction and Management Act of 2010; DILG MC No. 2012-35 dated 21 February 2012 regarding the Guidelines in Ensuring Public Safety During Man-Made and Natural Disasters; this Ordinance and other laws, rules and regulations and disaster risk reduction and management.

The CDRRMO shall conceptualize posters, newsletters, brochures and pamphlets regarding disaster risk reduction and management and cause the same to be posted at the conspicuous places of the City and/or, if possible, disseminate through radio and TV advertisements.

Section 9. PENALTY CLAUSE – Any **private individual/person** or public official mandated to implement this Ordinance if found to have not complied with any provisions of this Ordinance shall be subjected to a fine not exceeding Five Thousand (P5,000.00) Pesos or imprisonment not exceeding one (1) year or both in the discretion of the Court without prejudice to administrative sanctions as may be imposed under existing laws, rules and regulations.

Section 10. REPEALING CLAUSE – Any ordinance, order, memorandum, rule and regulation which is inconsistent with the provision of this ordinance is hereby modified or repealed accordingly.

Section 11. EFFECTIVITY – This Ordinance shall take effect fifteen (15) days after its publication in a newspaper of general circulation within the City.

UNANIMOUSLY APPROVED.

ENACTED: JUNE 16, 2014.

WE HEREBY CERTIFY to the correctness of the foregoing Ordinance.


OMAR ERASMO G. AMPONGAN
Vice-Mayor & Presiding Officer


SANTOS A. AUDAL, JR.


JESSIE S. ABONITE

FATIMA B. TINO


JOSE L. GRIMALDO

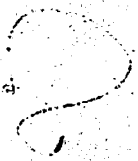


Handwritten mark or scribble in the top right corner.

Faint, illegible text at the top of the page, possibly a header or introductory paragraph.

Second paragraph of faint, illegible text.

Third paragraph of faint, illegible text.

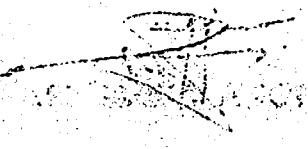
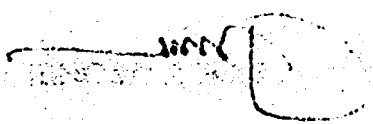
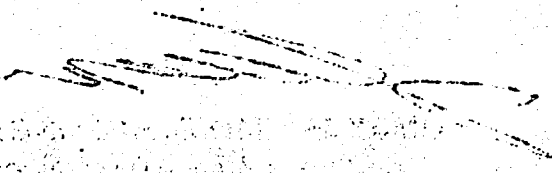


Fourth paragraph of faint, illegible text.

Fifth paragraph of faint, illegible text.

Sixth paragraph of faint, illegible text.

Seventh paragraph of faint, illegible text.

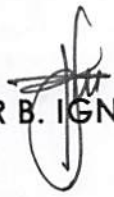


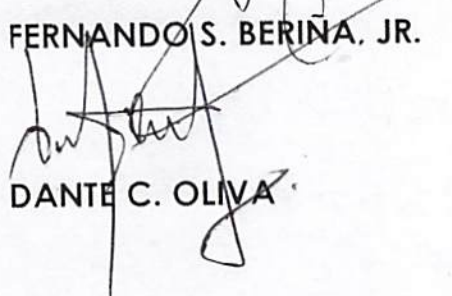
Handwritten text or signature below the first sketch.

Handwritten text or signature below the second sketch.

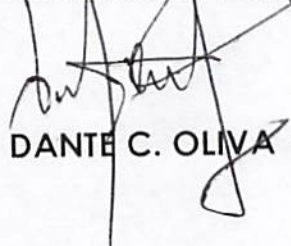
Handwritten mark or signature at the bottom center of the page.


SOFRONIO SONNY B. MAGISTRADO

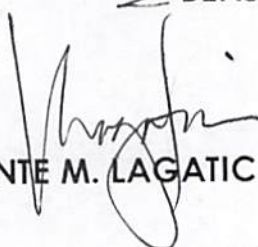

MANVIR B. IGNAO


FERNANDO S. BERINA, JR.

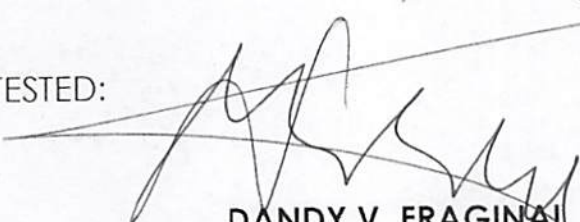
CHRISTIAN EMMANUEL T. ALFELOR


DANTE C. OLIVA

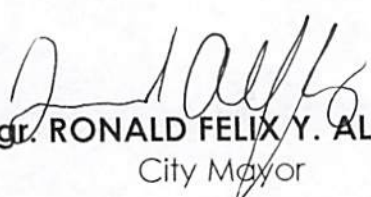

BENJAMIN P. EPRES


VICENTE M. LAGATIC

ATTESTED:


DANDY V. FRIGINAL
Secretary to the Sanggunian

APPROVED:


Engr. RONALD FELIX Y. ALFELOR
City Mayor

DATE APPROVED: _____

JUL 02 2014

[Faint handwritten signature]

[Faint handwritten signature]

[Faint mirrored text]

[Faint handwritten signature]

[Faint mirrored text]

[Faint handwritten signature]

[Faint mirrored text]

[Faint handwritten signature]

[Faint mirrored text]

[Faint mirrored text]

[Faint handwritten signature]

[Faint mirrored text]

JUL 8 0 50A

[Faint mirrored text]