



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

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF IRIGA CITY HELD ON MONDAY, NOVEMBER 12, 2012 AT THE CITY SESSION HALL, 2/F NEW CITY HALL, STA. CRUZ SUR, IRIGA CITY.

- PRESENT:** HON. JOSE SG. VILLANUEVA, JR. - *Vice-Mayor & Presiding Officer*
 HON. EMMANUEL T. ALFELOR, JR.
 HON. SANTOS A. AUDAL, JR.
 HON. FERNANDO S. BERIÑA, JR.
 HON. RUFINO L. VILLAGOMEZ, SR.
 HON. RODOLFO L. TINO, JR.
 HON. BENJAMIN P. EPRES
 HON. JOSE LL. GRIMALDO
 HON. CRYSTAL C. BAYLON-GONZALEZ
 HON. GLEEN NICOLAS M. LEE
 HON. OMAR ERASMO G. AMPONGAN
 HON. DIONISIO D. NACARIO
Ex- Officio Member (ABC President)
 HON. RHUJAN FELIX Z. ALFELOR
Ex- Officio Member (SK Federation President)

ABSENT: NONE

ORDINANCE NO. 2012-012

AN ORDINANCE PROHIBITING THE USE OF PLASTIC BAGS/PACKAGING AND STYROFOAM/STYROPOR IN THE CITY OF IRIGA AND PRESCRIBING THE PENALTIES THEREOF THEREBY AMENDING ORDINANCE NO. 2012-01.

*Sponsor: Hon. Jose Ll. Grimaldo
Co-Sponsor: Hon. Dionisio D. Nacario*

WHEREAS, Article II, Section 6 of the Philippine Constitution provides, that, "the state shall protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature";

WHEREAS, Section 3 (i) of R.A. 7160 provides that, "the Local Government Units shall share with the national government the responsibility in the management and maintenance of ecological balance within their territorial jurisdiction";

WHEREAS, Section 458 (vi) of R.A. 7160, also empowers, "the Sangguniang Panlungsod to protect the environment and impose appropriate penalties for acts which endanger the environment including such activities which result in pollution, acceleration or eutrophication of rivers and lakes or ecological balance";

WHEREAS, plastic bags are largely used as packaging materials in the public market and other business establishments in the City of Iriga;

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WHEREAS, plastic bags and Styrofoam/Styropor, being non-biodegradable materials, are continually clogging our canals, creeks and other waterways and much worse these wastes end up in Iriga River especially during rainy season necessarily causing harm to the river eco-system in the surrounding communities;

WHEREAS, despite serious efforts on the part of the City to segregate compostable, recyclable and reusable waste materials, still plastics and other similar materials remain in the stream and eventually become residual;

WHEREAS, the City of Iriga in its desire to reduce if not totally eliminate the predominant use of plastic film bags as packaging materials, encourages the utilization of alternative packaging materials such as woven bags (bayong), cloth bags (katsa) bamboo basket (alat), paper bags and other similar materials (e.g. banana leaves, abaca, taro leaves, agas, rattan, nito, bamboo, buri, karagumoy, etc.) through the Introduction and implementation of the "**Alat-Iiwat, Bayong-Dawon nganing malinigan Program**";

WHEREAS, there is an urgent need to prohibit the haphazard use of plastic bags and Styrofoam/Styropor to prevent potential serious ecological imbalance and eutrophication of the Iriga River ;

NOW, THEREFORE, BE IT ORDAINED, AS IT IS HEREBY ORDAINED BY THE SANGGUNIANG PANLUNGSOD OF IRIGA CITY, IN SESSION DULY ASSEMBLED, THAT:

Section 1. The Local Government Unit of Iriga City hereby prohibits the use of plastic bags/packaging and Styrofoam/Styropor within its territorial jurisdiction.

Section 2. Definition of Terms. For the purpose of this ordinance the following terms are defined, as follows:

- a) **Business Establishment** -- any establishment that sell goods to the public.
- b) **Cloth Bag (a.k.a. Katsa)** -- refers to reusable packaging materials which is made of cloth (biodegradable) used in the packaging of flour, wheat and other similar goods.
- c) **Dry Goods** -- refer to any product that do not require refrigeration or freezing to maintain freshness such as textiles and clothing.
- d) **Plastic Bags** -- also known as sando bags, pouch, plastic shopping bags and plastic film bags. It is a type of flexible packaging material made of thin, used for containing and transporting foods and other products (commercial and industrial). It shall refer to thin-gauge packaging medium that is used as bags or wraps.
- e) **Styrofoam/Styropor** -- refers to a kind of packaging material used as food container, disposable cups, plates, etc.
- f) **Plastic Waste** -- refers to any plastic packaging thrown as waste.

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- g) **Primary Packaging Materials** – refer to those types of packaging materials for containing wet produce, snack foods, frozen foods, hardware.
- h) **Secondary Packaging Materials** – refer to those types of packaging materials for wet goods to provide support to any primary packaging and intended for convenience of the handler.
- i) **Wet Goods** – refer to any products that require refrigeration or freezing to maintain freshness such as fish, meat, poultry products, fruits, vegetables, beverages and cooked foods in carinderias/eateries.
- j) **Woven Bags (a.k.a Bayong)** – refers to biodegradable packaging material made of wooden pandan, rattan, nito, abaca, buli leaves, water lily and other similar materials.

Section 3. Prohibition on the use of plastic bags on dry and wet goods. No business establishment or individual shall use plastic bags as packaging material for dry and wet goods either as primary or secondary.

Section 4. Prohibition on the use of Styrofoam/Styropor. No business establishment or individual shall use Styrofoam/Styropor and other similar materials as packaging and/or containers for food, produce and other products. The use of disposable utensils made of Styrofoam like plates, cups, and containers for commercial and personal purposes within the city is likewise prohibited.

Section 5. Prohibited Acts. Business establishments and/or individuals are prohibited from:

- a. Selling and providing plastic bags to consumers either as primary or secondary packaging materials on all goods or products;
- b. Selling and providing Styrofoam/Styropor as containers;
- c. The use of plastic and disposable plastic cups as container for food, beverages and other products;
- d. Bringing plastic bags used as packaging material or Styrofoam/Styropor used as food containers within the city.

Section 6. Collection of Plastic waste. Plastic bags discarded or other similar plastic waste materials must be cleaned and dried prior to submission to their respective barangays for proper collection and disposal.

Section 7. Monitoring. The Environment and Natural Resources (ENRO) and Pollution Control Officer (if existing) together with a Composite Team composed of Civil Security Unit (CSU), General Services Office (GSO), Market Police and PNP shall monitor and prepare a quarterly report on the progress of the implementation of this ordinance.

Section 8. Information Education and Communication Campaign. Upon approval of this Ordinance, the City shall conduct massive information education and communication campaigns using quad media (print, radio, television, Internet and

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educational institution thru curriculum integration), and shall also include the promotion of alternative biodegradable packaging materials.

Section 9. Implementing Rules and Regulations (IRR). Within thirty (30) days from the approval of this Ordinance, the necessary rules and regulations shall be issued by the City Mayor for the proper and effective implementation of this Ordinance.

Section 10. Before the implementation of this Ordinance, the **Environment and Natural Resources Officer (ENRO)** is mandated to conduct a study on the feasibility of providing alternative receptacles for the disposition and marketing of products, so as not to affect the flow of trade and commerce in the City.

Section 11. The GSO and ICTLDC is hereby mandated to provide a program wherein livelihood projects shall be implemented for the manufacture and distribution of eco-friendly receptacles made from water lilies and other environment-friendly materials in replacement of plastic bags and containers. This livelihood projects must be coordinated with concerned offices to help the poor families especially housewives earn additional income.

Section 12. Penalties. Any individual or business establishment who shall violate any of the prohibited acts in this Ordinance shall be imposed with the following:

- First Offense - Php 2,000.00 fine
- Second Offense - Php 4,000.00 fine
- Third Offense - Php 5,000.00 fine and/or imprisonment of not more than six (6) months upon the discretion of the court and in the case of business establishment, cancellation of their business license for a period of one (1) year.

Section 13. Separability Clause. If any part of this ordinance is declared unconstitutional or unlawful, such declaration shall not affect the other parts or sections hereof that are not declared unlawful or unconstitutional.

Section 14. Repealing Clause. All previous ordinances inconsistent with this Ordinance shall be deemed repealed or modified accordingly.

Section 15. Effectivity Clause. This Ordinance shall take effect upon its approval.

ENACTED: November 12, 2012

UNANIMOUSLY APPROVED.

WE HEREBY CERTIFY to the correctness of the foregoing ordinance.


JOSE SG. VILLANUEVA, JR.
Vice-Mayor & Presiding Officer



EMMANUEL T. ALFELOR, JR.

JOSE LL. GRIMALDO

SANTOS A. AUDAL, JR.

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BENJAMIN P. EPRES

RHUJAN FELIX Z. ALFELOR
Ex-Officio Member (SK Federation President)

ATTESTED:

DANDY V. FRAGINAL
Secretary to the Sanggunian

APPROVED:

MADELAINE Y. ALFELOR-GAZMEN
City Mayor

DATE APPROVED:

21 NOV 2012