



Republic of the Philippines
PROVINCE OF PANGASINAN
MUNICIPALITY OF BAYAMBANG
OFFICE OF THE SANGGUNIANG BAYAN



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MUNICIPAL ORDINANCE NO. 02,
SERIES OF 2022

SP SECRETARY
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 By: _____
 Date & Time: 02 02 22 / 8:57

"AN ORDINANCE PROHIBITING THE FALSIFICATION, MUTILATION, ALTERATION, TAMPERING, AND UNAUTHORIZED REPRODUCTION OF COVID-19 VACCINATION CARD WITHIN THE MUNICIPALITY OF BAYAMBANG AND PROVIDING PENALTIES FOR VIOLATION THEREOF"

WHEREAS, Section 15 Article II of the 1987 Constitution state that the state shall protect and promote the right to health of the people and instill health consciousness among them;

WHEREAS, on March 8, 2020, President Rodrigo Duterte issued Presidential Proclamation No. 922 Series of 2020 declaring a State of Public Health Emergency throughout the Philippines due to Coronavirus Disease 2019 (COVID-19), enjoining all local government agencies and local government units (LGUs) to tender full cooperation and assistance and to mobilize the necessary resource to undertake critical, urgent, and appropriate response and measure in a timely manner to curtail and eliminate the threat of COVID-19;

WHEREAS, on March 11, 2020, the World Health Organization has officially declared the COVID-19 as a pandemic;

WHEREAS, under the Republic Act No. 11525 otherwise known as *"AN ACT ESTABLISHING THE CORONAVIRUS DISEASE 2019 (COVID-19) VACCINATION PROGRAM EXPEDITING THE VACCINE PROCUREMENT AND ADMINISTRATION PROCESS, PROVIDING FUNDS THEREFORE, AND FOR OTHER PURPOSE"* which was approved by President Rodrigo Duterte on 26 February 2021, it is expressly provided that:

"Section 12. Covid-19 Vaccine Card- Subject to the provision of Republic Act No. 10173 or the "Data Privacy Act of 2021", the DOH shall issue vaccine card to all Persons vaccinated. To fast track the process, the DOH may delegate the processing and issuance of vaccine cards to LGUs and private entities subject to guidelines by the DOH. Xxx"

WHEREAS, pursuant to Republic Act No. 11525, the Municipal Government of Bayambang, thru its various vaccinating establishments, has issued Bayambang Vaccination Card to fully vaccinated individuals, as well as to individuals who were vaccinated for their first dosage;

WHEREAS, IATF Resolution No. 124-B Series of 2021 dated on 02 July 2021, in relation of pertinent Resolutions of the IATF and provisions of Omnibus Guidelines on the Implementation of Community Quarantine in the Philippines, provided among others, certain benefits and privileges for intrazonal movement of persons fully vaccinated subjects to the presentations of a COVID-19 domestic vaccination card duly issued by legitimate vaccinating establishments;

WHEREAS, there have been reports of rampant abuse on the use of the said vaccination card such as, but not limited to, falsification, mutilation, alteration, tampering, unauthorized reproduction and other similar acts, that defeats the very purpose of the issuance of the vaccination cards;

WHEREAS, Section 16 of the Local Government Code of 1991, expressly provides that:

"Every local government unit shall exercise the powers granted those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essentials to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, improve public morals, enhance economic prosperity and social justice and maintain peace and order"



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NOW THEREFORE, on motion of SB Member **Levinson Nessus M. Uy**, duly seconded:

Be it enacted by the Sangguniang Bayan in session assembled that:

SECTION 1. SHORT TITLE. – This Ordinance shall be known as “*Anti-Illegal Use of Vaccination Card*”.

SECTION 2. The vaccination cards are considered authentic when the following security features appears on the face of the card.

- (a) Basic personal information such as full name, present and/or permanent address, and birthdate;
- (b) Manufacturer, brand name, and batch number or other identifier of the COVID-19 vaccine;
- (c) Date of vaccination;
- (d) Name of the hospital, health center, or health facility where the vaccine was received;
- (e) Name, signature, and license number of the duly licensed physician, nurse or other health worker administering the vaccine;
- (f) Date of the RT-PCR, antigen, and other similar test, and the name of the laboratory that conducted the last RT-PCR testing, if applicable;
- (g) It has a Documentary/Security Seal on the upper middle portion of the card if it is issued by LGU-Bayambang;
- (h) It contains a QR Code on the upper right portion of the card;

SECTION 3. PURPOSE. – The purpose of this Ordinance is to state the prohibited acts and penalties in relation to the Covid-19 vaccination.

SECTION 4. CONSTRUCTION. – This Ordinance shall be constructed and applied in accordance with and in furtherance of the policies and objectives of the law.

SECTION 5. DEFINITION OF TERMS. – The following terms, for purposes of this Ordinance, shall be defined as follows:

- a) **VACCINE CARD** – a card issued by a local government unit, medical institution, or other duly authorized entity indicating relevant information concerning a person’s inoculation with a COVID-9 vaccine.
- b) **COVID-19 VACCINES** – refers to vaccines intended to provide acquired immunity against Severe Acute Respiratory Syndrome Coronavirus 2 (SARS-COV-2 the virus causing Coronavirus Disease (COVID-19).
- c) **VACCINATION SLOTS** – for purposes of availing the Covid-19 vaccines, are those applied for by individuals and reserved by the same person who supplied his/her own personal details through the use of accepted government confirmation process/es.
- d) **FASIFICATION** – falsification shall mean an act of counterfeiting or submitting that something that is false or misleading. The following acts are considered falsification in this Ordinance: imitating handwriting or signature, making untruthful statement or information in filling-up the vaccination card, erasing, substituting, counterfeiting by any means the figures, letters, words signature or signs on the said vaccination card.
- e) **MUTILATION** – it is an act of tearing, smudging, or crumpling in whole or any portion of the vaccination card.
- f) **TAMPERING/ALTERATION** – for purpose of this ordinance the terms “tampering” and “alteration” shall be used interchangeably referring to the unauthorized act of removing, defacing, erasing, changing, superimposing, supplanting, or replacing by any means, the figures, letters, words, signatures, or signs on the said vaccination card.



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- g) **UNAUTHORIZED REPRODUCTION** – an act of making a copy or duplication of the vaccination for purposes of claiming benefits or privileges without presenting the original copy for comparison.

SECTION 6. COVERAGE. – This Ordinance shall apply to any person natural or juridical, who has been issued with the vaccination card by the duly authorized vaccinating establishments within the territorial jurisdiction of Municipality of Bayambang as proof of having been fully vaccinated or having been vaccinated on first dosage.

SECTION 7. PROHIBITED ACTS.

- (a) Counterfeiting, forging, altering or imitating a vaccine card, or any information, signature, seal or feature on the same;
- (b) Misrepresenting any information requested by authorities in relation to vaccination, including the information indicated in the vaccine card, for purposes of obtaining undue benefits or privileges;
- (c) Allowing other persons to make use of his or her vaccination card to gain access, entry, and/or privilege to certain establishments;
- (d) Purchasing or knowingly receiving COVID-19 vaccination card slot/s from a private individual or a government official/employee, without any authority from the latter entities
- (e) Intentionally procuring or reproducing two or more vaccine cards for purpose/s other than those allowed by the implementing authorities;
- (f) Unauthorized access and disclosure of personal information of the vaccine card holder;
- (g) To present the vaccination cards and Covid-19 vaccine tests described in item (a to f) above for purposes of entering the border of each local government unit, and public and private establishments.

SECTION 8. ADMINISTRATIVE PENALTY. Any violation of the provision of Section 7 shall be punished with the following administrative penalties:

A. Natural Person.

- First Offense:** Administrative Penalty of One Thousand Pesos (Php 1,000.00) shall be imposed to any person found violating any provisions of this Ordinance;
- Second Offense:** Administrative Penalty of One Thousand Five Hundred Pesos (Php 1,500.00) shall be imposed to any person found violating any provisions of this Ordinance;
- Third and Succeeding Offenses:** Administrative Penalty of Two Thousand Five Hundred Pesos (Php 2,500.00) shall be imposed to any person found violating any provisions of this Ordinance.

B. In case the offender is a government official or employee, the maximum penalty provided by applicable laws, rules, and regulations, shall be imposed without prejudice to the filing of administrative, civil, and/or criminal action(s).

C. Juridical person – If the offense s committed by a firm, partnership, corporation, or other juridical entity duly organized in accordance with law, the chief executive officer, president, general manager, or such other officer in charge shall be held liable. In addition, the business permit and license to operate of the concerned firm, partnership, corporation, or legal entity shall be revoked/cancelled upon due notice.



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SECTION 9. ENFORCEMENT. The following government agencies are hereby authorized, deputized and mandated to enforce this Ordinance:

- a) Philippine National Police (PNP); and
- b) Punong Barangay together with his Officials and CVOs (Barangay Tanod).

SECTION 10. SEPARABILITY CLAUSE. If any provision of this Ordinance is declared void or unconstitutional, the remaining portions shall not be affected and shall remain in full force and effect.

SECTION 11. REPEALING CLAUSE. All Ordinance, resolutions, executive orders, and other issuances which are inconsistent with or contrary to the provisions of this Ordinance are hereby repealed, amended, or modified accordingly.

SECTION 12. EFFECTIVITY CLAUSE. This Ordinance shall take effect upon posting at prominent places in Bayambang Municipal Hall for a minimum period of three (3) consecutive weeks and upon publication in a newspaper of general circulation within Municipality of Bayambang, in accordance with Section 511 of R.A. 7160, otherwise known as the Local Government Code of 1991.

ENACTED this 24th day of January 2022.

Certified to be duly adopted and approved:

JOEL V. CAMACHO
 Secretary to the Sanggunian

ATTESTED:

HON. RAUL R. SABANGAN
 Municipal Vice-Mayor &
 Presiding Officer



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**WE CONCUR:
 SANGGUNIANG BAYAN MEMBERS**

HON. MYLYN T. JUNIO

HON. PHILIP R. DUMALANTA

HON. JOSEPH VINCENT E. RAMOS

HON. BENJAMIN FRANCISCO S. DE VERA

HON. GERARDO DC. FLORES

HON. MARTINE E. TERRADO II

HON. AMORY M. JUNIO

HON. LEVINSON NESSUS M. UY

HON. RODELITO F. BAUTISTA
 President, Liga ng mga Barangay

HON. GABRIEL TRISTAN P. FERNANDEZ
 President, SK Federation
 (absent)

APPROVED:

DR. CEZAR T. QUIAMBAO
 Municipal Mayor

