



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE HONORABLE SANGGUNIANG BAYAN, TIGBAUAN, ILOILO HELD AT THE SB SESSION HALL, TIGBAUAN MUNICIPAL BUILDING ON AUGUST 6, 2014 AT 1:50 IN THE AFTERNOON.

PRESENT:

HON. ROEL T. JARINA,	Vice Mayor & Presiding Officer
HON. RONNIE T. PAGUNTALAN,	Liga President & Temp. Pres. Officer
HON. JOSE DONEL T. TRASPORTO,	SB Member
HON. RENEE LIBRODO- VALENCIA,	SB Member
HON. VIRGILIO T. TERUEL,	SB Member
HON. MARLON R. TERUÑEZ,	SB Member
HON. SUZETTE MARIE HILADO-BANNO,	SB Member
HON. RICKY T. NULADA,	SB Member
HON. ARIEL I. BERNARDO,	SB Member

ABSENT:

HON. MA. GERRYLIN SANTUYO-CAMPOSAGRADO, SB Member

Municipal Ordinance No. 2014-017

AN ORDINANCE IMPLEMENTING PRE-EMPTIVE OR FORCED EVACUATION IN THE MUNICIPALITY OF TIGBAUAN, PROVINCE OF ILOILO WHEN A DISASTER OR EMERGENCY OCCURS OR OCCURRED AND DANGER OF LIVES BECOME IMMINENT.

SPONSORED BY: HON. RICKY T. NULADA, Chairman, Committee on Peace & Order and Public Safety
SECONDED BY: Hon. Jose Donel Trasporto, Hon. Renee Librodo-Valencia, Hon. Virgilio Teruel,
Hon. Suzette Marie Hilado-Banno, Hon. Ariel Bernardo and Hon. Ronnie Paguntalan

WHEREAS, it has been a national policy under Section 2 (a) of R.A. 10121, otherwise known as the Philippine Disaster Risk Reduction and Management Act of 2010 to uphold the people's constitutional rights to life and property by addressing the root causes of vulnerabilities to disaster, strengthening the countries institutional capacity for Disaster Risk Reduction and Management and building the resilience of local communities to disaster including climate change impact;

WHEREAS, the Local Government Units (LGU) are authorized under Section 16 of Local Government Code of 1991, otherwise known as the "General Welfare" shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare of their inhabitants;

WHEREAS, all Local Chief Executives are mandated under the Local Government Code of 1991 to carry such emergency measure as may be necessary prior, during and in the aftermath of human induced and natural disaster or calamities.

WHEREAS, the Local Government Unit (LGU) through their Local Legislative Councils, are enjoined under DILG Memorandum Circular No. 2012-35 dated February 21, 2012 directing an LGU to enact Local Ordinance for the implementation of Forced Evacuation as a resort when a disaster or emergency is about to occur or occurred and danger of loss of lives is imminent within their areas of Jurisdiction.

NOW, THEREFORE, be it ordained by the Sangguniang Bayan of Tigbauan that:

SECTION 1. DECLARATION OF POLICY - It is the declared Policy in the Municipality of Tigbauan to protect the uses and properties of its residents at all times and to mitigate the effects of human-induced and natural disasters within the area of responsibility.

SECTION 2. DEFINITION OF TERMS

As used in this Ordinance:

Disaster- a serious disruption of the functioning of a community or a society involving widespread human, material, economic or environmental losses and impacts, which exceeds the ability of the affected community or society to cope using its own resources.

Disaster Mitigation - the lessening or limitation of the adverse impacts of hazards and related disasters. Mitigation measures encompass engineering techniques and hazard resistant construction as well as improved environmental policies and public awareness.

Pre-Emptive or Forced Evacuation - An order from competent authority to forcibly evacuate residents of Barangay to an appropriate evacuation destination to protect their lives during the onslaught of disaster.

Emergency - is a situation that poses an immediate risk to [health](#), [life](#), [property](#), or [environment](#).

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 for health or safety of the public.

Imminent Danger - means immediate threats of harm.

Livestock - are [domesticated animals](#) raised in an agricultural setting to produce [commodities](#) such as [food](#), [fiber](#) and [labor](#).

Municipal Waters - refers to the sea area of a municipality.

Storm Surge - is a coastal [flood](#) or [tsunami](#)-like phenomena of rising water commonly associated with [low pressure](#) weather systems (such as [tropical cyclones](#) and strong [extra tropical cyclones](#)).

Tsunami - is a series of water waves caused by the displacement of a large volume of a body of water, generally an ocean or a [large lake](#).

SECTION 3. GUIDELINES AND PROCEDURE ON FORCED EVACUATION- Upon the assessment or determination of the Municipal Disaster Risk Reduction and Management Council (MDRRMC) to implement or pre-emptive evacuation of the local resident is already necessary, the said council shall immediately make a recommendation of such assessment or determination.

The basis of such recommendation, the Municipal Mayor, who is also the Incident Commander, shall give order to the Punong Barangay to execute immediately the implementation of forced evacuation.

The Municipal Disaster Risk Reduction and Management Officer (MDRRMO) will immediately assign responsibilities to the following:

- A.) PHILIPPINE NATIONAL POLICE (PNP) AND BARANGAY OFFICIALS AND TANODS- Shall enforce the implementation of forced evacuation and secure the safety of the evacuees.
- B.) BARANGAY OFFICIALS - shall guide the evacuees to the designated evacuation centers and shall be responsible in the evacuation of livestock.
- C.) MUNICIPAL SOCIAL WELFARE DEVELOPMENT (MSWD) - shall be responsible on the registration and assessment of the evacuees and prepare relief goods for distribution.
- D.) MUNICIPAL HEALTH OFFICE (MHO) - shall be responsible for the health conditions of the evacuees.
- E.) MUNICIPAL ENGINEERING OFFICE - shall be responsible for providing transportation to the evacuees and clearing operation after the disaster.
- F.) BUREAU OF FIRE & RESPONDERS - are tasked to response in any emergency or distress call.

However, immediately after the declaration of forced evacuation, before the actual implementation thereof, the Philippine National Police (PNP) or barangay tanod shall see to it that the local residents are informed in dialect known to them of the need to evacuate and that there is no other alternative way to ensure their safety.

SECTION 4. REFUSAL OF LOCAL RESIDENTS TO ABIDE BY THE DECLARATION OF FORCED EVACUATION OR GOING BACK TO THEIR RESPECTIVE HOMES WITHOUT AN ORDER ALLOWING THEM TO DO SO - In the event that local residents refuse to leave their homes, the Municipal Government as well as the members of the mobilized unit may use such reasonable force that is commensurate under the circumstances, to evacuate them from the area.

SECTION 5. THE FOLLOWING ARE THE DESIGNATED EVACUATION CENTERS:

A. IN CASE OF FIRE, EARTHQUAKE AND FLOOD

<u>BARANGAY</u>	<u>EVACUATION CENTER</u>
1. ALUPIDIAN	BARANGAY HALL/ CHAPEL
2. ATABAYAN	BARANGAY HALL/ CHAPEL
3. BAGACAY	ELEM. AND HIGH SCHOOL
4. BAGUINGIN	BARANGAY HALL/ CHAPEL
5. BAGUMBAYAN	BARANGAY HALL/ CHAPEL
6. BANGKAL	BANGKAL ELEMENTARY SCHOOL
7. BANTUD	BARANGAY HALL/ CHAPEL
8. BAROSONG	ELEM. AND HIGH SCHOOL
9. BARROC	ELEM. AND HIGH SCHOOL
10. BAYUCO	BARANGAY HALL/ CHAPEL
11. BINALIUAN MAYOR	ELEM. AND HIGH SCHOOL
12. BINALIUANMENOR	BARANGAY HALL/ CHAPEL
13. BITAS	BITAS ELEM. SCHOOL
14. BUENAVISTA	BARANGAY HALL/ CHAPEL
15. BUGASONGAN	BARANGAY HALL/ CHAPEL
16. BUYUAN	BUYUAN ELEM. SCHOOL/KINAADMAN ELEMENTARY SCHOOL INC.
17. CANABUAN	CANABUAN ELEM. SCHOOL
18. CANSILAYAN	BARANGAY HALL./ CHAPEL
19. CORDOVA NORTE	BARANGAY HALL/ CHAPEL
20. CORDOVA SUR	ELEM. AND HIGH SCHOOL
21. DANA O	DANA O ELEM. SCHOOL
22. DAPDAP	BARANGAY HALL/ CHAPEL
23. DORONG AN	DORONG AN ELEM. SCHOOL
24. GUISIAN	BARANGAY HALL/ CHAPEL
25. ISAUAN	ISAUAN HIGH SCHOOL
26. ISIAN	BARANGAY HALL/ CHAPEL
27. JAMOG	JAMOG ELEM. SCHOOL
28. LANAG	BARANGAY HALL/ CHAPEL
29. LINOBAYAN	BARANGAY HALL CHAPEL
30. LUBOG	LUBOG ELEM. SCHOOL
31. NAGBA	BARANGAY HALL/ CHAPEL
32. NAMOCON	NAMOCON ELEM. SCHOOL
33. NAPNAPAN NORTE	BARANGAY HALL/ CHAPEL
34. NAPNAPAN SUR	ELEM. AND HIGH SCHOOL
35. OLOBARROC	BARANGAY HALL/ CHAPEL
36. PARARA NORTE	BARANGAY HALL/ CHAPEL
37. PARARA SUR	ELEM. AND HIGH SCHOOL
38. SAN RAFAEL	BARANGAY HALL/ CHAPEL
39. SERMON	SERMON ELEM. SCHOOL
40. SIPITAN	SIPITAN ELEM. SCHOOL
41. SUPA	BARANGAY HALL/ CHAPEL
42. TAN PAEL	NATIONAL HIGH SCHOOL AND CENTRAL SCHOOL
43. TARO	BARANGAY HALL/ CHAPEL
44. BARANGAY 1	NATIONAL HIGH SCHOOL AND CENTRAL SCHOOL
45. BARANGAY 2	NATIONAL HIGH SCHOOL AND CENTRAL SCHOOL
46. BARANGAY 3	NATIONAL HIGH SCHOOL AND CENTRAL SCHOOL
47. BARANGAY 4	NATIONAL HIGH SCHOOL AND CENTRAL SCHOOL

48. BARANGAY 5	NATIONAL HIGH SCHOOL AND CENTRAL SCHOOL
49. BARANGAY 6	NATIONAL HIGH SCHOOL AND CENTRAL SCHOOL
50. BARANGAY 7	NATIONAL HIGH SCHOOL AND CENTRAL SCHOOL
51. BARANGAY 8	NATIONAL HIGH SCHOOL AND CENTRAL SCHOOL
52. BARANGAY 9	NATIONAL HIGH SCHOOL AND CENTRAL SCHOOL

B. IN CASE OF: STORM SURGE AND TSUNAMI (*UPON ASSESSMENT*)

<u>BARANGAY</u>	<u>EVACUATION CENTER</u>
1. ATABAYAN	BARROC ELEMENTARY SCHOOL
2. BAGUINGIN	BARANGAY HALL/ CHAPEL
3. BARROC	MULTI PURPOSE HALL SITIO RIVER SIDE
4. BUYUAN	BUYUAN ELEM. SCHOOL/KINAADMAN ELEMENTARY SCHOOL INC.
5. NAMOCON	ILECO 1
6. PARARA NORTE	PARARA ELEM. SCHOOL (SUR)
7. PARARA SUR	PARARA ELEM. SCHOOL (SUR)
8. TAN PAEL	MTC COLLEGE/ TIGBAUAN NATIONAL HIGH SCHOOL
9. BARANGAY 1	TIGBAUAN NATIONAL HIGH SCHOOL/CENTRAL SCHOOL
10. BARANGAY 2	TIGBAUAN NATIONAL HIGH SCHOOL/CENTRAL SCHOOL
11. BARANGAY 5	TIGBAUAN NATIONAL HIGH SCHOOL/CENTRAL SCHOOL
12. BARANGAY 6	TIGBAUAN NATIONAL HIGH SCHOOL/CENTRAL SCHOOL
13. BARANGAY 7	TIGBAUAN NATIONAL HIGH SCHOOL/CENTRAL SCHOOL
14. BARANGAY 8	TIGBAUAN NATIONAL HIGH SCHOOL/CENTRAL SCHOOL
15. BARANGAY 9	TIGBAUAN NATIONAL HIGH SCHOOL/CENTRAL SCHOOL

SECTION 6. SYSTEM OF EVACUATION

1. First to evacuate are Persons With Disability (PWD), Pregnant Women, Senior Citizens, Children and persons with illness.
2. Advisory to bring basic and necessary things such as personal belongings like utensils, medicines available and beddings.

SECTION 7. EVACUATION OF LIVESTOCK – Livestock shall have separate evacuation centers or area as determined by 4arangay officials.

SECTION 8. PENALTY CLAUSE – Person violating any of the pertinent provisions of this Ordinance shall be subjected to a fine of not exceeding Two Thousand Five Hundred Pesos (Php 2,500.00) or imprisonment of not less than 6 months, at the discretion of the court.

If the violator is a public official, the foregoing penalty shall be without prejudice to administrative sanctions as may be imposed under existing laws, rules and regulations.

SECTION 9. SEPARABILITY CLAUSE – In the event any part or portion of this ordinance is declared to be illegal, unconstitutional or invalid, those parts or portions thereof which are not affected thereby shall continue to be effective and enforceable.

SECTION 10. REPEALING CLAUSE – Any prior ordinance, memorandum, rules and regulation which is inconsistent with the provision of this Ordinance shall be deemed modified or repealed accordingly.

SECTION 11. EFFECTIVITY CLAUSE - This Ordinance shall take effect upon compliance of the mandatory posting and publication requirement as prescribed under **R.A. 7160** otherwise known as the Local Government Code of 1991 and upon approval.

APPROVED.

CERTIFIED CORRECT:

MARLENE TAYO-NAVA
S.B. Secretary

ATTESTED:

ROEL T. JARINA
Vice Mayor & Presiding Officer

APPROVED:
SUZETTE TENEFRANCIA-ALQUISADA
Municipal Mayor

HON. ROEL T. JARINA, M.D.
Municipal Vice Mayor

Sangguniang Bayan Members:

Hon. Jose Donel T. Trasporto, Lawyer
Hon. Renee Librodo-Valencia, CPA
Hon. Virgilio T. Teruel, Lawyer
Hon. Marlon R. Teruñez, Ph.D.

Hon. Ma. Gerrylin Santuyo-Camposagrado
Hon. Suzette Marie Hilado-Banno, M.D.
Hon. Ricky T. Nulada
Hon. Ariel I. Bernardo

Hon. Ronnie T. Paguntalan (LnB-President)

"Public office is a public trust. Public Officials must at all times be accountable to the people."