

**REPUBLIKA NG PILIPINAS  
TANGGAPAN NG SANGGUNIANG PANLUNGSOD  
LUNGSOD NG BAKOLOD**

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**CITY ORDINANCE NO. 08-15-715  
January 28, 2015**

**AN ORDINANCE REQUIRING ALL MALLS LOCATED WITHIN THE TERRITORIAL JURISDICTION OF BACOLOD CITY TO HAVE A CLINIC WITH A MEDICAL TEAM ON STANDBY DURING REGULAR OPERATING HOURS AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.**

**WHEREAS**, Article XIII, Section 11 of the Philippine Constitution provides that the State shall endeavor to make essential goods, health and other social services available to all the people;

**WHEREAS**, Section 458 (iv) of the Local Government Code of 1991 empowers the Sangguniang Panlungsod to adopt measures to protect the inhabitants of the city from the harmful effects of man-made or natural disasters and calamities, and to provide relief services and assistance for victims during and in the aftermath of said disasters or calamities;

**WHEREAS**, Section 2 of Republic Act No. 10121 or the Philippine Disaster Risk Reduction and Management Act of 2010 reiterates the policy of the State that is to provide maximum care, assistance and services to individuals affected by disaster, implement emergency rehabilitation projects to lessen the impact of disaster and facilitate resumption of normal social and economic activities;

**WHEREAS**, incidents of violence resulting to the immediate death or serious injury will be prevented or immediately attended to, if there is an available ambulance with a medical team on standby during regular operating hours;

**WHEREAS**, senior citizens, who are also frequent in malls are susceptible to suffer from heat strokes, cerebrovascular accidents, cardiac arrests, slips or any other hazard or accidents on account of their old age and much slower reflexes;

**WHEREAS**, last April 2014, Quezon City had implemented this ordinance and found that it is beneficial not just during emergency situations but also during calamities, such as earthquakes and other natural disasters;

**WHEREAS**, it is the duty of the Sangguniang Panlungsod to enact measures to protect the safety of the consumers and promote their general welfare.

**NOW, THEREFORE BE IT ORDAINED** by the Sangguniang Panlungsod of Bacolod City,  
that:




**Section 1. TITLE.** This ordinance shall be known as "**MALLS EMERGENCY RESPONSE ORDINANCE OF BACOLOD CITY**"

**Section 2. DEFINITION OF TERMS.** For the purpose of this ordinance, the following terms are defined as follows:




a. **Medical Team** – shall be composed of the following:

1. One (1) paramedic
2. One (1) registered nurse
3. One (1) trauma staff
4. One (1) crew
5. One (1) clerk for documentation
6. One (1) driver (only if the mall has an ambulance)

Item Nos. 2, 3 and 4 must have undergone EMT (Emergency Medical Technician) Training with proper certification.

- b. **Hazard** – a dangerous phenomenon, substance, human activity or condition that may cause loss of limb or life, injury or other health impacts, property damage, loss of livelihood and services, social and economic disruption or environmental damage.
- c. **Clinic** – shall also mean a first aid station where the medical team would occupy during said regular business hours and caters both customers and employees.
- d. **DRRMO** – shall pertain to the Disaster Risk Reduction Management Office of Bacolod City
- e. **Malls** – a large retail complex containing a variety of stores and other business establishments housed in a series of connected or adjacent buildings or in a single large building, with a minimum rentable/useable area of at least five thousand square meters (5, 000 sq. m.)
- f. **Emergency Response Personnel** – a personnel with expertise, training and experience in first aid and emergency response, but is not necessarily licensed.

**Section 3. COVERAGE.** All existing malls within the territorial jurisdiction of Bacolod City shall be covered by the provisions of this ordinance.



**Section 4. MANDATORY REQUIREMENT.** All malls within the coverage of this ordinance is hereby directed to designate a clinic or if necessary, construct a clinic and assign a Medical Team on standby during their regular operating hours or until there are costumers inside and within the premises of their establishment.

Similar establishments with a rentable/useable area of less than 5, 000 square meters shall only be required to have at least an emergency response personnel trained for the purpose.

**Section 5. AMBULANCE OR EMERGENCY SERVICE VEHICLE.** All malls shall have the option to acquire either an ambulance or emergency service vehicle.

**Section 6. CLINICS.** Clinics shall have the following, but are not limited to the following basic equipment/supplies:

1. Stretcher with IV stand
2. One (1) set Oxygen tank
3. Blood Pressure apparatus
4. Emergency/First Aid Kit
5. C-collar
6. Long Board
7. Short Board
8. Splints
9. Medicines
10. Wheelchairs (at least 5)
11. Automated external defibrillator
12. Nebulizer

**Section 7. MANDATORY DRILLS & TRAININGS.** All malls are required to conduct emergency drills (earthquake and fire drill) at least four (4) times every year.

Further, they are also required to conduct first aid trainings for their employees at least once a month.

**Section 8. EXISTING CLINICS.** Malls and other similar establishments with existing clinics shall be considered as compliant of the ordinance but shall cater both employees and customers. Notices such as "For Employees Only" shall be removed.

**Section 9. RESPONSIBILITY IN ATTENDING TO PATIENTS.** The mall management shall take responsibility in handling the patient before turning over to the authorized medical responders/ rescuers.

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**Section 10. IMPLEMENTATION AND MONITORING.** The DRRMO (Disaster Risk Reduction Management Office) and the City Health Office are hereby tasked to monitor the effective implementation of this ordinance. For this purpose, the DRRMO shall prepare a report on the progress of the implementation one (1) year after this ordinance is implemented and submit the same to the Permits and Licensing Division of the City Government for reference.

The Permits and Licensing Division shall send a notice to non-complying establishments and shall inform them of their violation.

**Section 11. MORATORIUM.** All malls are hereby given six (6) months moratorium from the date of passage of this Ordinance. The Bacolod City Government will provide ample time to comply with the requirements mandated by this ordinance.

**Section 12. PENALTY CLAUSE.** Any establishment which violates the provisions of this ordinance shall be imposed with a fine not exceeding Five Thousand Pesos (Php 5, 000. 00) and the cancellation or revocation of its Business Permit.

If the offender is a corporation, partnership or association or other juridical party, the penalty shall be imposed upon its officer responsible for the violation, without prejudice to the cancellation or revocation of its Business Permit.

**Section 13. REPEALING CLAUSE.** All other Ordinances or parts thereof which are inconsistent with the provision of this Ordinance are hereby repealed, amended and/or modified accordingly.

**Section 14. SEPARABILITY CLAUSE.** Should any provision of this Ordinance be subsequently declared unconstitutional or invalid, the other provisions not affected by such declaration shall remain in full force and effect.

**Section 15. EFFECTIVITY.** This Ordinance shall take effect fifteen (15) days after its publication in at least two (2) Newspapers of general circulation in Bacolod City.

**CARRIED BY THE VOTE OF:**

Affirmative :

Councilors : El Cid M. Familiaran, Roberto M. Rojas, Em L. Ang, Claudio Jesus Raymundo A. Puentevella, Caesar Z. Distrito, Archie S. Baribar, Wilson C. Gamboa, Jr., Alex A. Paglumotan, Sonya M. Verdeflor, Ana Marie V. Palermo, Noli B. Villarosa.

Negative : None.

Official Travel : Councilor Jocelle Batapa-Sigue. 




Absent : None.


Author : Councilor Caesar Z. Distrito

Passed : January 28, 2015 (82<sup>nd</sup> Regular Session of the 8<sup>th</sup> Council).

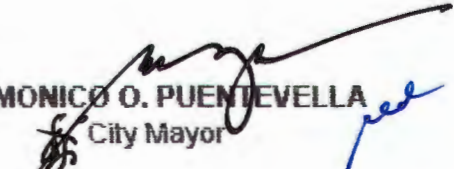
Comments : Passed.  
Councilor Carlos Jose V. Lopez was not around when this ordinance was passed.

  
GREG G. GASATAYA  
Vice Mayor  
Presiding Officer

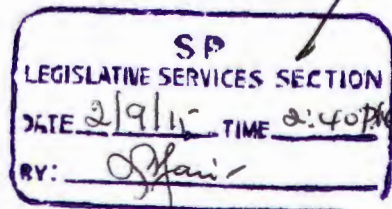
ATTESTED:

  
ATTY. VICENTE C. PETIERRE III  
Secretary to the Sanggunian

APPROVED: February 9, 2015.

  
MONICO O. PUENTEVELLA  
City Mayor

VCP/HPL/jbz





Republika ng Pilipinas  
**Tanggapan ng Sangguniang Panlungsod**  
Lungsod ng Bacolod

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### CERTIFICATION

This is to certify that City Ordinance No. 08-15-715, Series of 2015, passed by the Sangguniang Panlungsod on January 28, 2015, entitled:

**“AN ORDINANCE REQUIRING ALL MALLS LOCATED WITHIN THE TERRITORIAL JURISDICTION OF BACOLOD CITY TO HAVE A CLINIC WITH MEDICAL TEAM ON STANDBY DURING REGULAR OPERATING HOURS AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.”**

was published in the April 1, 2015 issue of the Negros Daily Bulletin and March 29 – April 1, 2015 issue of Negros Weekly and was posted in the bulletin board of the Sangguniang Panlungsod at the Bacolod City Government Center as required in the said City Ordinance and is now, therefore, legally in effect.

Bacolod City, Philippines, April 20, 2015.

  
ATTY. VICENTE C. PETIERRE III  
Secretary to the Sanggunian

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