



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

ORDINANCE NO. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING

SPONSOR : COUN. OLIVER Z. MACATANGAY
Chairman, Committee on Health

CO-SPONSORS : ALL CITY COUNCILORS

WHEREAS, the Sangguniang Panlungsod of Batangas City passed Ordinance No. 1 Series 2012 on February 28, 2012 entitled: "Anti-Smoking Ordinance of 2012" which was approved by the City Mayor on March 8, 2012;

WHEREAS, the National Internal Revenue Code of 1997 as amended in 2020 (Republic Act No. 11467) directs the Food and Drug Administration (FDA) to periodically determine and regulate, consistent with evolving medical and scientific studies, the manufacture, importation, sale, packaging, advertising, and distribution, of vapour and heated tobacco products, including banning sale to non-smokers or persons below age of twenty-one (21), and banning of flavors. Local Government Units, in the pursuit of common health goals, must then act to ensure effective enforcement of this measures within their jurisdiction;

WHEREAS, the Executive Order No. 106 Series of 2020 directs local government units to adopt and implement the nationwide smoking and vaping ban and to strengthen existing measures on access restriction, including the regulation on sales, distribution, and availability of cigarettes and other tobacco products, electronic nicotine and non-nicotine delivery systems, heated tobacco products and other novel tobacco products;

WHEREAS, there is a need to amend Ordinance No. 1 Series 2012 to adopt the current national policies on health;

NOW THEREFORE BE IT ENACTED AS IT IS HEREBY ENACTED, by the Sangguniang Panlungsod in session assembled and hereby promulgates:

Handwritten notes on the left margin:
March 2012 C. V. M. A. J.
H. P. M. S. J.

Handwritten signatures and initials on the right margin:
H. P. M. S. J.
[Signature]
[Signature]
[Signature]



Continuation of Ordinance No. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING

SECTION 1. PURPOSE - This Ordinance is enacted to adopt the current national policies on health specifically the inclusion of vaping to the hazardous forms of inhalation or smoking.

SECTION 2. AMENDMENT - Section 4 to 12 of Ordinance No. 1 Series 2012 shall read as follows:

SECTION 4. ABSOLUTE PROHIBITIONS AND PUNISHABLE ACTS. - The following acts are absolutely prohibited and punishable:

- A. It shall be unlawful for any person to use, sell, distribute, advertise and promote any tobacco or heated tobacco products including VAPE or ELECTRONIC NICOTINE AND NON-NICOTINE DELIVERY SYSTEM within the jurisdiction of Batangas City in the following places:
 - A.1. Preparatory schools, elementary schools, high schools, colleges and universities including its premises;
 - A.2. Centers of youth activity such as playschools, youth hostels and all recreational facilities for minors under 18 years old;
 - A.3. Elevators and stairwells;
 - A.4. Gas stations, store or storage area for flammable liquids, gas, explosives or combustible materials including location in which fire hazards are present;
 - A.5. Public and private hospitals, medical, dental and optical clinics, health centers, nursing homes, dispensaries, laboratories and other health facilities such as dialysis centers and lying-in clinics including its premises;

Handwritten notes on the left margin:
 1. Amend c. Use of Vape
 2. Use of Vape
 3. Use of Vape
 4. Use of Vape
 5. Use of Vape
 6. Use of Vape
 7. Use of Vape
 8. Use of Vape
 9. Use of Vape
 10. Use of Vape
 11. Use of Vape
 12. Use of Vape
 13. Use of Vape
 14. Use of Vape
 15. Use of Vape
 16. Use of Vape
 17. Use of Vape
 18. Use of Vape
 19. Use of Vape
 20. Use of Vape
 21. Use of Vape
 22. Use of Vape
 23. Use of Vape
 24. Use of Vape
 25. Use of Vape
 26. Use of Vape
 27. Use of Vape
 28. Use of Vape
 29. Use of Vape
 30. Use of Vape
 31. Use of Vape
 32. Use of Vape
 33. Use of Vape
 34. Use of Vape
 35. Use of Vape
 36. Use of Vape
 37. Use of Vape
 38. Use of Vape
 39. Use of Vape
 40. Use of Vape
 41. Use of Vape
 42. Use of Vape
 43. Use of Vape
 44. Use of Vape
 45. Use of Vape
 46. Use of Vape
 47. Use of Vape
 48. Use of Vape
 49. Use of Vape
 50. Use of Vape
 51. Use of Vape
 52. Use of Vape
 53. Use of Vape
 54. Use of Vape
 55. Use of Vape
 56. Use of Vape
 57. Use of Vape
 58. Use of Vape
 59. Use of Vape
 60. Use of Vape
 61. Use of Vape
 62. Use of Vape
 63. Use of Vape
 64. Use of Vape
 65. Use of Vape
 66. Use of Vape
 67. Use of Vape
 68. Use of Vape
 69. Use of Vape
 70. Use of Vape
 71. Use of Vape
 72. Use of Vape
 73. Use of Vape
 74. Use of Vape
 75. Use of Vape
 76. Use of Vape
 77. Use of Vape
 78. Use of Vape
 79. Use of Vape
 80. Use of Vape
 81. Use of Vape
 82. Use of Vape
 83. Use of Vape
 84. Use of Vape
 85. Use of Vape
 86. Use of Vape
 87. Use of Vape
 88. Use of Vape
 89. Use of Vape
 90. Use of Vape
 91. Use of Vape
 92. Use of Vape
 93. Use of Vape
 94. Use of Vape
 95. Use of Vape
 96. Use of Vape
 97. Use of Vape
 98. Use of Vape
 99. Use of Vape
 100. Use of Vape

Handwritten signatures and initials on the right margin:
 1. [Signature]
 2. [Signature]
 3. [Signature]
 4. [Signature]
 5. [Signature]
 6. [Signature]
 7. [Signature]
 8. [Signature]
 9. [Signature]
 10. [Signature]
 11. [Signature]
 12. [Signature]
 13. [Signature]
 14. [Signature]
 15. [Signature]
 16. [Signature]
 17. [Signature]
 18. [Signature]
 19. [Signature]
 20. [Signature]
 21. [Signature]
 22. [Signature]
 23. [Signature]
 24. [Signature]
 25. [Signature]
 26. [Signature]
 27. [Signature]
 28. [Signature]
 29. [Signature]
 30. [Signature]
 31. [Signature]
 32. [Signature]
 33. [Signature]
 34. [Signature]
 35. [Signature]
 36. [Signature]
 37. [Signature]
 38. [Signature]
 39. [Signature]
 40. [Signature]
 41. [Signature]
 42. [Signature]
 43. [Signature]
 44. [Signature]
 45. [Signature]
 46. [Signature]
 47. [Signature]
 48. [Signature]
 49. [Signature]
 50. [Signature]
 51. [Signature]
 52. [Signature]
 53. [Signature]
 54. [Signature]
 55. [Signature]
 56. [Signature]
 57. [Signature]
 58. [Signature]
 59. [Signature]
 60. [Signature]
 61. [Signature]
 62. [Signature]
 63. [Signature]
 64. [Signature]
 65. [Signature]
 66. [Signature]
 67. [Signature]
 68. [Signature]
 69. [Signature]
 70. [Signature]
 71. [Signature]
 72. [Signature]
 73. [Signature]
 74. [Signature]
 75. [Signature]
 76. [Signature]
 77. [Signature]
 78. [Signature]
 79. [Signature]
 80. [Signature]
 81. [Signature]
 82. [Signature]
 83. [Signature]
 84. [Signature]
 85. [Signature]
 86. [Signature]
 87. [Signature]
 88. [Signature]
 89. [Signature]
 90. [Signature]
 91. [Signature]
 92. [Signature]
 93. [Signature]
 94. [Signature]
 95. [Signature]
 96. [Signature]
 97. [Signature]
 98. [Signature]
 99. [Signature]
 100. [Signature]



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

3

Continuation of Ordinance No. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING

- A.6. Inside tricycles, passenger jitneys, bus, van and other public conveyance including private vehicles with open windows in public places;
- A.7. Public conveyance terminals and public facilities such as ship terminals, tricycle, train, bus, jitney terminals or stations whether registered or not, restaurants, conference halls, malls and hotels including airport except in separate smoking areas duly designated with legible and visible sign posted namely, "SMOKING AREA";
- A.8. Food preparation area;
- A.9. Public places such as: parks/plaza, playgrounds, sports and recreational facilities;
- A.10. City Hall, Sangguniang Panlungsod, Barangay Hall, Barangay Health Centres, Barangay Community Centres and all government buildings and offices including its premises;
- A.11. Theatres or cinemas, and concert halls;
- A.12. Within the premises of churches or other religious place of worships;
- B. Selling or giving cigarettes or tobacco products including electronic cigarettes or vapour products to minors or purchasing cigarettes or tobacco products including the electronic cigarettes or vapour products from minors;
- C. Cigarette smoking or vaping of minors;

Present: Mayor C. Virally, Jr. (Signature)

(Signature)
(Signature)
(Signature)
(Signature)
(Signature)
(Signature)



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

4

Continuation of Ordinance No. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING

- D. Ordering, instructing or compelling a person to minors to use, light up, buy, sell, distribute, deliver, advertise or promote tobacco, electronic cigarette and heated tobacco products;
- E. Selling or distributing tobacco, electronic cigarette and heated tobacco products and/or their components in a school, public playground or other facility frequented by minors, offices of the Department of Health (DOH) and its attached agencies, hospitals, and health facilities or within 100 meters from any point in the perimeter of these places, with in premises of a government facility, establishments that serve food and drinks or provide accommodation and entertainment;
- F. Selling tobacco, electronic cigarette and heated tobacco products and/or their components without a valid city business permit and license to sell;
- G. Manufacturing, distributing, marketing or selling of unregistered or adulterated electronic cigarettes and components thereof in the form of devices, e-liquids, solutions or refills whether physically part of/or intended to be used with electronic cigarettes, heated tobacco products and other novel tobacco products;
- H. Selling of consumable/replaceable products, such as, but not limited to e-liquids, solutions, refills, heat sticks, plugs, and/or capsules forming components of electronic cigarettes or heated tobacco products, without prejudice to the registration requirements that may be set forth by the Food and Drugs Administration (FDA) in accordance with R.A. Nos. 9711 and 11467;

Handwritten notes on the left margin:
1. Approved
2. [Signature]
3. [Signature]
4. [Signature]

Handwritten notes on the right margin:
1. [Signature]
2. [Signature]
3. [Signature]
4. [Signature]



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

5

Continuation of Ordinance No. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING

- I. Selling of devices forming components of electronic cigarettes or heated tobacco products not compliant with product standards that maybe imposed by the Department of Trade and Industry (DTI) and the Food and Drugs Administration (FDA) in accordance with R.A. Nos. 7394 and 11467;
- J. Manufacturing, distributing, importing, marketing and selling of electronic cigarettes heated tobacco products and/or their components without prejudice to the licensing requirements that may be set forth by the Food and Drugs Administration (FDA);
- K. Importing unregistered or adulterated electronic cigarettes, heated tobacco products and/or components thereof;
- L. Selling of tobacco, electronic cigarette and heated tobacco products and/or their components removed from their original product packaging, or sold as individual piece/per stick, where packs originally contain twenty (20) or more piece/sticks as in the case of cigarettes and heated tobacco product consumables such as heat sticks, plugs or capsules and the like;
- M. Selling tobacco, electronic cigarette and heated tobacco products and/or their components without the appropriate government issued health warning;
- N. Selling tobacco, electronic cigarette and tobacco products and/or their components knowingly or inadvertently to persons who have never smoked or vaped;
- O. Selling or distributing of sweets, snacks, toys, accessories, apparel or any other objects in the form of or bearing resemblance to the logo, insignia, packaging or distinguishable

Handwritten signatures and notes on the left margin, including a large signature at the top and a vertical signature on the left side.

Handwritten signatures and initials on the right margin, including a signature at the top, a large signature in the middle, and a signature at the bottom.



Continuation of Ordinance No. 22-17 S. 2023

**AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING**

design elements of tobacco, electronic cigarette, heated tobacco products and/or their components including imitations thereof which may appeal to persons below minimum legal age (MLA);

- P. Placing cinema or outdoor advertisements of tobacco, electronic cigarette and heated tobacco products and/or their components;
- Q. Placing, posting, displaying, wearing or distributing advertisement and promotional materials of tobacco, electronic cigarette and heated tobacco products and/or their components such as but not limited to leaflets, posters, display structures, video/digital displays, accessories, apparel and other materials within an establishment when such establishment or its location is prohibited or not licensed to sell and distribute tobacco products and/or their components and where minors are allowed to enter;
- R. Conducting promotional activities, campaigns, events, product sampling and other similar activities where the establishment or its location prohibits selling, distributing and purchasing of tobacco products and/or their components and where persons below minimum legal age (MLA) are allowed to enter;
- S. Displaying and placing tobacco products and/or their components in store shelves/racks where it is visible, except in enclosed opaque and single-colored storages/containments;
- T. Online selling, distribution, advertising and promotion of tobacco products and/or their components in online platforms/e-commerce subject to pertinent regulation/ guidelines of the Food and Drugs Administration (FDA) and other concerned agencies;

Handwritten notes on the left margin:
Presented to the Sangguniang Panlungsod
by the Office of the Sangguniang Panlungsod

Handwritten signatures and initials on the right margin:
[Signature]
[Signature]
[Signature]
[Signature]



Continuation of Ordinance No. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012 OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION FORMS OF SMOKING

U. Engagement and sponsorship involving the tobacco/e-cigarette industry, facilitation, participation or partnership involving any government official or personnel of Batangas City regardless of employment status (permanent, casual, contractual, job order, consultant, or special appointment) in any form of contribution, favour, sponsorship or corporate social responsibility (CSR) activity, event, program or project by a tobacco/electronic cigarettes company, tobacco/electronic cigarettes industry front groups or any representation working to protect or promote tobacco/electronic cigarettes industry interests, executed for and in behalf of and within the territorial jurisdiction of Batangas City with the aim effect or likely effect of promoting a tobacco/electronic cigarette product, its use either directly or indirectly.

SECTION 5. DESIGNATED SMOKING/VAPING AREA (DSVA)

- refers to an outdoor space, duly approved by the City Health Officer in coordination with the City Engineer's Office where smoking and/or vaping may be allowed without violating the ordinance, subject to specific requirements:

- a. It shall be located in an open space outside the building with no permanent or temporary roof or walls;
- b. It is not located in or within ten (10) meters from entrances, exits, or any place where people pass or congregate, or in front of air intake ducts;
- c. It shall not be less than ten (10) square meters;
- d. Food or drinks are not served;

Handwritten notes on the left margin:
ponad mied c this My Sept 2023

Handwritten signatures and initials on the right margin:

[Signature]
[Signature]
[Signature]



Continuation of Ordinance No. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING

congregate; within the building of government facilities and premises of all the offices of the Department of Health, Department of Education, Commission on Higher Education, Department of Social Welfare and Development and the Civil Service Commission and shall likewise include parks, plaza or playgrounds, sports and recreational facilities and other facilities where an absolute smoking/vaping ban is imposed under special laws, ordinances, administrative and executive orders, memorandum circulars and related policies;

- i. It shall have a receptacle for proper disposal refuse from tobacco products or disposable components of electronic devices.

SECTION 6. CREATION OF THE SMOKE/VAPE-FREE TASK FORCE IN BATANGAS CITY. - The composition of Task Force chaired by the Mayor or City Administrator shall have the following as members:

- a) City Health Officer;
- b) Sangguniang Panlungsod - Committee on Health Chairman;
- c) Liga ng mga Barangay President;
- d) Health Education and Promotion Officer/or equivalent designate;
- e) City Building/Engineering Officer;
- f) City Legal Officer;
- g) Defense Security and Services or DSS;
- h) Traffic Division and Regulatory Officer (TDRO);
- i) City Environment and Natural Resources Officer (CENRO);
- j) Department of Interior and Local Government (DILG);
- k) Public Information Officer;
- l) Business Permits and Licensing Officer;

Handwritten notes on the left margin:
Proposed Ordinance No. 22-17 S. 2023
[Signature]

Handwritten notes on the right margin:
[Signature]
[Signature]
[Signature]
[Signature]



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

10

Continuation of Ordinance No. 22-17 S. 2023

**AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING**

- m) Representative/s of one or more Civil Society Organizations (CSO) designated by City Health Office;
- n) Philippine National Police (PNP) - Batangas City;
- o) City Treasurer;
- p) Representative/s from DepEd, CHED and/or academic institution;
- q) Public Order and Safety Officer;
- r) Social Welfare and Development Officer;
- s) Human Resources Management Officer.

As the Chair of the Task Force, the Mayor may designate a Vice-Chair to serve as an overall coordinator. The Task Force shall not include as its member any person or entity supporting or accommodating tobacco/electronic cigarette industry interests, or engaged in any related business, or connected in any way to this industry, in order to protect and preserve the integrity of the primary health objectives of this Ordinance. No member of the Task Force shall also receive for himself or for other individuals, beneficiaries or groups, any contribution or compensation, directly or indirectly, whether financial or otherwise, from the tobacco/electronic cigarette industry. Non-compliance of this provision governing the Task Force shall serve as grounds for their removal. If the erring Task Force member is likewise public official or government personnel, he/she shall also be subject to sanctions prescribed under the CSC-DOH Joint Memorandum Circular 2010-001²⁹ or other applicable laws/policies. The City Mayor also may formulate and issue Internal Rules and Regulation (IRR) for the efficient and effective implementation of any section or provision of this ordinance. Copy of Internal Rules and Regulation (IRR) shall be furnished and approved by the Sangguniang Panlungsod.

Proposed by: [Signature]
Approved by: [Signature]

[Handwritten marks]

[Handwritten signature]

[Handwritten mark]

[Handwritten signature]

[Handwritten mark]



Continuation of Ordinance No. 22-17 S. 2023

**AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING**

**SECTION 7. DUTIES AND OBLIGATIONS OF PERSONS-IN-
CHARGE - PERSONS-IN-CHARGE SHALL:**

- a. Prominently post and display the "No Smoking/No Vaping" symbol in locations most visible to the public in the areas where smoking and vaping is prohibited. At the very least, the "No Smoking/No Vaping" signage must be posted at the entrance to the area which shall be at least 8 x 11 inches in size where the symbol/s shall occupy no less than 60% of the signage. The remaining 40% of the signage shall show the pertinent information/precautionary statement as follows:

Sample:

Drawing



STRICKLY NO SMOKING AND NO VAPING
As per Ordinance No. _____
Violators can be fined up to _____
Report Violations to (Hotline Numbers/Online Contact Info)

As for the Designated Smoking/Vaping Area (DSVA), stated in Section 5 prominently display the following elements: designated area, age warning, graphic health warning and cessation contact information in the signage:

**"DESIGNATED SMOKING/VAPING AREA" or
"SMOKING/VAPING AREA"**

"Persons below the Minimum Legal Age are not allowed within this premises"

[place Graphic Health Warning on the effects or health risks of tobacco, electronic cigarette

Handwritten notes on the left margin:
 1. Add "No Vaping" to the signage.
 2. Add "No Smoking/No Vaping" to the signage.
 3. Add "No Smoking/No Vaping" to the signage.

Handwritten notes on the right margin:
 1. Add "No Vaping" to the signage.
 2. Add "No Smoking/No Vaping" to the signage.
 3. Add "No Smoking/No Vaping" to the signage.



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

12

Continuation of Ordinance No. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING

*and heated tobacco products use/exposure within
the signage]*

*[if available, place the number of the
Cessation Hotline/Online Contact Info]*

- b. Prominently post and display the "No Smoking/No Vaping" signage in the most conspicuous location within the public conveyance. At the very least, a three and half (3.5) square inch "No Smoking/No Vaping" signage shall be placed on the windshield and a ten (10) square inch "No Smoking/No Vaping" sign at the driver's back seat;
- c. Remove from all places where smoking and/or vaping is prohibited all ashtrays and any other receptacles for disposing of cigarette, electronic cigarette and heated tobacco refuse;
- d. For persons-in-charge of government property, facility office or building, secure a certification/permit from the duly authorized officer or representative of the Civil Service Commission (CSC) after inspection and approval prior to establishing a Designated Smoking/Vaping Area (DSVA);
- e. For persons-in-charge of commercial establishments/buildings or other non-government facilities intending to establish a Designated Smoking/Vaping Area (DSVA), secure a certification/permit from the City Engineering Office and Health Office after complying with the requirements for a Designated Smoking/Vaping Area (DSVA) as stated in amended Section 5 of Ordinance No. 1 Series of 2012;
- f. For persons-in-charge of schools, public playgrounds or other facilities frequented by persons below Minimum Legal Age (MLA), offices of the Department of Health (DOH) and attached

Francis Michael C. Uer...

[Handwritten signatures and initials on the right margin]



Continuation of Ordinance No. 22-17 S. 2023

**AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING**

agencies, hospitals and health facilities, post the following statement in a clear and conspicuous manner:

Example:

**SELLING, ADVERTISING AND PROMOTING CIGARETTES,
ELECTRONIC CIGARETTES, HEATED TOBACCO, OTHER
TOBACCO PRODUCTS, AND/OR THEIR COMPONENTS NOT
ALLOWED WITHIN 100 METERS FROM ANY POINT IN
THE PERIMETER OF**

(Name of school, playground, and facility for persons below minimum legal age, health facility etc.)

- g. For persons-in-charge of schools, public playgrounds or other facilities frequented by persons below Minimum Legal Age (MLA), offices of the Department of Health (DOH) and attached agencies, hospitals and health facilities, report the Smoke/Vape Free Task Force any sale, advertisement or promotion of tobacco, electronic cigarette, heated tobacco products and/or any of their components located within 100 meters from its perimeter;
- h. For persons-in-charge of establishment intending to sell tobacco, electronic cigarette, heated tobacco products, and/or any of their components, secure a valid business permit and license to sell in retail or wholesale from the city Business Permits and Licensing Office, and shall comply with all essential requirements directed by other regulatory agencies, if applicable;

presented Michael C. Vera - City Mayor

H. P.

[Handwritten mark]

[Handwritten signature]

[Handwritten signature]



Continuation of Ordinance No. 22-17 S. 2023

**AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING**

- i. For persons-in-charge of approved point-of-sale establishments, post the following notice together with a graphic/picture-based health warning on the health consequences of tobacco, electronic cigarette and heated tobacco products use and exposure as prescribed by the City Health Office in a clear and conspicuous manner:

**SALE/DISTRIBUTION OF TOBACCO, ELECTRONIC
CIGARETTES, HEATED TOBACCO PRODUCTS AND/OR ANY
OF THEIR COMPONENTS
TO PERSONS BELOW THE MINIMUM LEGAL AGE IS
UNLAWFUL**

- j. For persons-in-charge of approved point-of-sale establishments, remove all forms of tobacco, electronic cigarette, and heated tobacco product and/or their components advertisement/promotions paraphernalia is prohibited by this Ordinance;
- k. For persons-in-charge of approved point-of-sale establishments, secure the approval from the City Health Office for storages or containments of tobacco, electronic cigarettes and heated tobacco product and/or their components. Only a listing of the available products/components brands/variants sold at the point-of-sale establishment are allowed to appear outside of the storage or containment where such listing shall only be written/printed in any plain font and without any recognizable product or brand typefaces, logo, indicia or markings. Such list shall not occupy more than 25% of the exposed side of the storage/containment;
- l. For persons-in-charge of approved point-of-sale establishments ensure that storages/containments of tobacco/electronic cigarette and tobacco products and/or their components are opened only by the store personnel/manager at the counter during actual purchase or when being replenish, cleaned or inspected;

Handwritten notes on the left margin:
Mend C. ...
...
...

Handwritten signatures and initials on the right margin:
...
...
...
...
...



Continuation of Ordinance No. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING

- m. Establish internal procedures and measures through which this Ordinance shall be implemented and enforced within the area of which he or she is in charge. This includes compliance with smoking and/or vaping use, sales, distribution, advertising and promotions restrictions (i.e. warning smoking /vaping violators in banned areas and requesting them to stop smoking/vaping, and if they refuse to comply, asking them to leave the premises, and if they use to comply, reporting the incident to the City Health Office or nearest officer or to any member of the Smoke/Vape-Free Task Force through its hotline or by other means);
- n. Ensure all the employees in establishments/government facilities are aware of this Ordinance and the procedures/measures for implementing and enforcing it;
- o. Allow Task Force to entry into the establishment, public conveyance and public facilities during regular business hours to inspect their compliance with this Ordinance;
- p. For all signage's required to be posted under (a), (b), (f) and (i) above, provide for versions of them in the local language/dialect or in English;

SECTION 8. PERSONS LIABLE. - The following persons shall be liable under this Ordinance:

- a. Any person or entity who commits any of the prohibited acts stated in Section 4 hereof; provided, if the violator is a person below Minimum Legal Age (MLA), the apprehending officer from the Task Force shall report the

Handwritten notes on the left margin:
"Personal Memo c/Var of: Dept. of Health" (written vertically)

Handwritten signatures and initials on the right margin:
A series of handwritten marks, including a large signature at the top, several scribbles, and a large blue signature at the bottom.



Continuation of Ordinance No. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING

incident to the school principal/dean exercising jurisdiction over the violator where said person shall be required to comply with disciplinary measures imposed by the school/university if currently enrolled, or endorse to the City Social Welfare and Development Office (CSWDO) for appropriate action or intervention pursuant to Republic Act 9344 or the Juvenile Justice and Welfare Act. Should the school/university have no policies or offenses committed by their learners outside school premises, or if the violator is an out-of-school youth, the enforcer shall endorse said person to the City Social and Development Office (CSWDO) which may involve the parents or guardians and/or a Barangay Official where the violator is a resident in carrying out disciplinary measures;

b. Person-in-charge who knowingly allow, abet, authorize or tolerate the prohibited acts enumerated in Section 4, or who otherwise fails to fulfil the duties and obligations enumerated in Section 7 thereof.

SECTION 9. PENALTIES. - The following penalties shall be imposed on violators of this Ordinance:

a. Violation of Ordinance No. 1 Series 2012 amendment Section 4 (a) & (b) Smoking/Vaping or Allowing Smoking/Vaping and Section 7 (a) to (p) Duties and Obligations of Persons-in-Charge

- | | |
|------------------------------------|------------|
| i. First Offense | P 1,000.00 |
| ii. Second Offense | P 2,000.00 |
| iii. Third and Subsequent Offenses | P 3,000.00 |

or

Handwritten signature on the left margin.

Handwritten signatures and initials on the right margin.



Republic of the Philippines
BATANGAS CITY
Office of the Sangguniang Panlungsod
Tel. No. 722-0304

17

Continuation of Ordinance No. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING

imprisonment for a period
not exceeding _____, or
both at the discretion of
the court. Suspension or
revocation of Business
License or permit may be
prescribed (in case of a
business entity or
establishment, if
applicable.)

b. Violation of Ordinance No. 1 Series 2012
amendment Section 4 (c) to (u) Sales/Access
Restriction and Advertising and Promotion Ban

- | | |
|--------------------------------------|------------|
| iv. First Offense | P 3,000.00 |
| v. Second Offense | P 4,000.00 |
| vi. Third and Subsequent
Offenses | P 5,000.00 |

or

imprisonment for a period
not exceeding _____ or
both at the discretion of
the court. Suspension or
revocation of Business
License or permit may be
prescribed (in case of a
business entity or
establishment if
applicable.)

c. Violation of Ordinance No. 1 Series 2012
amendment Section 4 (u)
Sponsorship/Contribution/Partnership with the
Tobacco Industry Involving Government
Officials/Personnel. Apply rules and sanctions

Handwritten notes on the left margin:
ponand Michael c. Nov...
Higat...
2023/06/27

Handwritten notes on the right margin:
M
+
[Large signature]



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

Continuation of Ordinance No. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING

prescribed in the CSC-DOH Joint Memorandum Circular No. 2010-01, RA 3019, and/or the Revised Penal Code 1932.

d. **Revocation or Suspension of Business Permits and License to Sell.** The Business Permit and License to Sell tobacco, electronic cigarette, heated tobacco products and/or their components, or the Certificate of Public Convenience of any public conveyance shall be suspended for at least one (1) week but not more than one (1) month, or revoked when the necessary action has not been performed within ten (10) working days upon receipt of the Citation Ticket or when penalties have not been settled within five (5) working days. Should the establishment or public conveyance found to be in violation of this Ordinance fall outside of the jurisdiction of this Local Government Unit, the recommendation for revocation or suspension of business permit and license to sell or Certificate of Public Convenience shall be forwarded to the appropriate Local Government Unit, agency or governing body. The suspension or revocation shall only be lifted once all the requirements set forth upon a re-inspection and evaluation of the City Health Office, City Engineering Office and Business Permit and Licensing Office and/or the appropriate agency or governing body has been fully complied with. Any Task Force member may recommend the revocation or suspension of license or permit of an erring establishment to the appropriate office.

e. **Community Service.** If a violator is unable to pay the penalties imposed, he or she may choose to render community service with the city. For every hour of community service rendered, his/her outstanding fine shall be reduced by an amount equivalent to [option 1] triple the hourly

Handwritten notes on the left margin:
forward memo c. to Mr. Hyatt
[Signature]

Handwritten notes on the right margin:
[Signature]
[Signature]
[Signature]
[Signature]



Continuation of Ordinance No. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY
AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING

minimum wage or [option 2] other
computations/fixed amount per hour in the city.

- f. **No Contest Provision.** Persons who violate any provision of this Ordinance who do not wish to contest the violation and are willing to pay voluntarily the penalty imposed upon him/her for the first and second offenses enumerated in Section 9 (a) and (b) prior to the filing of a formal complaint with the proper court shall be allowed to pay the penalty with the City Treasurer's Office within five (5) working days from the day of apprehension. If after the lapse of five (5) working days, the violator has failed to present the Official Receipt of the payment of the penalties, the Task Force shall have the case filed with the Prosecutor's Office attaching an Affidavit of Certification from the City Treasurer's Office that the violator failed or did not avail of the No Contest Provision. The No Contest Provision cannot be availed for third and subsequent offenses.
- g. **Subsidiary Imprisonment Provision.** Subsidiary imprisonment may be imposed by the court in the event that the violator is unable to settle the fine which he/she sentenced to pay.
- h. **Proper Identification.** Persons found violating this Ordinance must present valid proof of identification. In the absence of such proof, the violator shall be brought to the nearest police station or Task Force Division for proper identification, then payment of penalty should be to the City Treasurer's Office.
- i. **Confiscation or Removal.** Tobacco, Electronic Cigarette, heated tobacco products, related products or components thereof, and their advertising/ promotions paraphernalia found violating any of the prohibited acts of this

Handwritten signature
Honorable Michael C. ...

Handwritten initials
R.
f.
Handwritten signature
Handwritten signature
B. ...



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

20

Continuation of Ordinance No. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012 OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION FORMS OF SMOKING

ordinance shall be subject to confiscation or removal.

- j. **Evidence.** The evidence of the violation of this Ordinance may be obtained by means of photograph or video. In case of confiscated items, signed sworn statements/affidavits shall be made by the apprehending officer with specific details of the violation, details of the confiscated items including the procedures taken in order to preserve its integrity and evidentiary value. Upon confiscation, the item should be appropriately marked by the apprehending officer with his/her initial or signature and subsequently photographed and recorded in the inventory of the Task Force.

SECTION 10. CITATION TICKET SYSTEM. - Violators of this Ordinance shall be informed of their violation and its corresponding penalty by means of a Citation Ticket System with the following guidelines:

1. Official Booklets of Citation Ticket shall be issued by the City Treasurer to duly authorized enforcers within ninety (90) calendar days of the effectivity of this Ordinance;
2. A Citation Ticket shall be issued by duly authorized enforcers to person/s liable for any violation of this Ordinance;
3. A Citation Ticket issued to the violator shall contain the following information:
 - a. The specific violation committed whether indicated in a checklist or written in detail as per this Ordinance;
 - b. The possible fines, penalties options or other sanctions associated with each violation;
 - c. The due date for compliance with the obligations imposed by the Ordinance.

Handwritten notes on the left margin:
M. C. Van Dy
M. C. Van Dy
M. C. Van Dy
M. C. Van Dy
M. C. Van Dy
M. C. Van Dy

Handwritten signatures and initials on the right margin:
[Signature]
[Initials]
[Signature]
[Signature]
[Signature]
[Signature]



Continuation of Ordinance No. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012 OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION FORMS OF SMOKING

4. When a Citation Ticket is issued to a violator, he/she shall report to the Apprehending Office or its duly authorized collecting agent within five (5) working days after issuance where he or she shall either pay the fine imposed or if provided, render community service or appear in Court as provided under Section 9 (e) hereof;
5. The City Treasurer's Office shall keep a duplicate or record of all Citation Tickets issued to violators as well as all other records of violations of this Ordinance.

SECTION 11. SMOKING/VAPING/NICOTINE CESSATION AND LIVELIHOOD PROGRAMS. - The City Health Officer, with the assistance of the Health Education and Promotion Officer or other members of the Task Force, shall develop, promote and implement a Smoking/Vaping/Nicotine Cessation Program and encourage the participation therein of public and private facilities which may be able to provide its requirements. Smokers/vapers/ users who may have developed dependence but who are willing to quit, including those who may be dual users of tobacco and electronic devices (ENDS/ENNDS/HTPs), and those found violating the smoking/vaping prohibitions of this Ordinance, may be referred to the city cessation service provider or to other treatment facilities.

Persons involved in selling tobacco/ENDS/ENNDS/HTPs prior to the effectivity of this ordinance, such as, but not limited to, ambulant vendors, whose economic activity shall be affected or displaced by the restrictions on sales, may be referred for enrolment and given assistance in the livelihood programs of the city/ municipality or by other appropriate agencies.

SECTION 12. FUNDING. - Initial funding to defray the expenses necessary for or incidental to the implementation of this Ordinance and Tobacco Control Program of Batangas City in the amount of Five Million Pesos (Php 5,000,000.00) every year shall automatically

Handwritten signature: Michael C. Van Dy

Handwritten signatures and initials on the right margin.



Continuation of Ordinance No. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012 OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION FORMS OF SMOKING

be included in the City's Annual Budget for the implementation of its Tobacco Control Program and enforcement of this Ordinance.

The initial funding, annual budget appropriated for this purpose, and funds generated from other sources, such as, but not limited to, the proceeds from administrative penalties, shall be placed in a General Fund specifically intended to defray expenses and operationalize activities of this Ordinance and the city's Tobacco Control Program. The Task Force shall be empowered to determine how the General Fund is to be utilized in furtherance of this Ordinance, subject however to the usual government accounting and auditing procedures.

The above expenses may include, but are not limited to:

- a. Cost of printing copies of this Ordinance, the Citation Tickets, and information, education and communication expenses pertaining to tobacco control;
- b. Cost of regular or periodic meetings of the Task Force;
- c. Cost of inspection and enforcement by the Task Force, including allowances for meals and transportation which shall be set by the Office of the Mayor;
- d. Institutional and operating expenses of the smoking cessation program and facility;
- e. Other expenses associated with the implementation and enforcement of this Ordinance;
- f. The hiring of coordinator/staff/agents who shall be involved in the day-to-day operations;

present Michael C. Newby Dept. of Health

H. R.
[Signature]
[Signature]
[Signature]



Continuation of Ordinance No. 22-17 S. 2023

AN ORDINANCE AMENDING ORDINANCE NO. 1 SERIES 2012 OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS CITY AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION FORMS OF SMOKING

g. Conduct of prevalence and compliance monitoring and assessment activities.

SECTION 3. REPEALING CLAUSE. - All ordinances contrary to or inconsistent with this Ordinance are hereby repealed or modified accordingly.

SECTION 4. SEPARABILITY CLAUSE. - If any part or provision of this Ordinance is declared unconstitutional or invalid, the same shall not affect the validity and effectivity of the other parts or provisions hereof.

SECTION 5. EFFECTIVITY CLAUSE. - This Ordinance shall take effect fifteen (15) days after its publication in a newspaper of local or general circulation or posting in at least two (2) conspicuous places within the city.

ENACTED by the Sangguniang Panlungsod of Batangas City this 1st day of August, 2023.

ATTY. OLIVA D. TELEGATOS
Secretary

ATTESTED:

ATTY. ALYSSA RENEE A. CRUZ
Presiding Officer

APPROVED:

BEVERLEY ROSE A. DIMACUHA
City Mayor

Date Approved: AUG 16 2023

Handwritten notes on the left margin:
Municipal Council
H. P. (at the top right)

Handwritten notes on the right margin:
H. P. (at the top right)
Beverley Rose A. Dimacuha (signature)

REPUBLIC OF THE PHILIPPINES
BATANGAS CITY

OFFICE OF THE SANGGUNIANG PANLUNGSOD

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE
MEMBERS OF THE SANGGUNIANG PANLUNGSOD OF BATANGAS CITY
ON AUGUST 1, 2023 AT THE SAMPAGUITA FARM,
SAMPAGA, BATANGAS CITY

PRESENT:

Hon. Alyssa Renee A. Cruz	Presiding Officer
Hon. Hamilton G. Blanco,	Councilor
Hon. Karlos Emmanjuel A. Buted,	"
Hon. Andrea Loise F. Macaraig,	"
Hon. Nestor E. Dimacuha,	"
Hon. Oliver Z. Macatangay,	"
Hon. Armando C. Lazarte,	"
Hon. Nelson J. Chavez,	"
Hon. Jose Jonash Luis F. Tolentino,	"
Hon. Zester Carlo M. Hernandez,	"
Hon. Isidra "Ched" M. Atienza,	"
Hon. Lorenzo A. Gamboa, Jr.,	"
Hon. Michael C. Villena,	"
Hon. Angelito Dondon A. Dimacuha,	(ABC-Rep.)
Hon. Marjorie A. Manalo,	(SK-Rep.)

"On motion of Councilor Macatangay seconded by Councilor Nestor Dimacuha, the following Resolution was Adopted:

RESOLUTION NO. 22-307 S. 2023

APPROVING ON SECOND AND FINAL READING THE ORDINANCE
AMENDING ORDINANCE NO. 01 SERIES 2012 OTHERWISE KNOWN AS "AN
ACT PROHIBITING SMOKING IN BATANGAS CITY AND FOR OTHER
PURPOSES" TO INCLUDE VAPING IN THE PROHIBITION
FORMS OF SMOKING

RESOLVED, to approve on Second and Final Reading the Ordinance Amending Ordinance No. 01 Series 2012 otherwise known as "An Act Prohibiting Smoking in Batangas City and for Other Purposes" to include Vaping in the Prohibition Forms of Smoking.

UNANIMOUSLY APPROVED."


I hereby certify that the foregoing Resolution No. 22-307 S. 2023 was approved by the Sangguniang Panlungsod of Batangas City during its Regular Session held on August 1, 2023.

GERARDO M. DIMAANO
Board Secretary III

NOTED:


ATTY. OLIVA D. TELEGATOS
Secretary

ATTESTED:


ATTY. ALYSSA RENEE A. CRUZ
Presiding Officer



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

COMMITTEE REPORT

TO : THE HONORABLE PRESIDING OFFICER AND
MEMBERS OF THE SANGGUNIANG PANLUNGSOD

FROM : COMMITTEE ON HEALTH

SUBJECT : AN ORDINANCE AMENDING ORDINANCE NO. 01 SERIES 2012
OTHERWISE KNOWN AS "AN ACT PROHIBITING SMOKING IN BATANGAS
CITY AND FOR OTHER PURPOSES" TO INCLUDE VAPING IN THE
PROHIBITION FORMS OF SMOKING

Referred to the Committee on Health on April 18, 2023, the Committee on Health held a Committee Hearing regarding the above-mentioned subject.

The hearing was held on May 16, 2023, 10:30 in the morning at Sampaguita Farm Sampaga, Batangas City. Present during the Committee Hearing were the Chairman of the Committee on Health, Honorable Councilor Oliver Z. Macatangay, Coun. Jose Jonash Luis F. Tolentino, Coun. Karlos Emmanjuel A. Buted, Coun. Lorenzo A. Gamboa Jr. and SK President Marjorie Manalo as members of the committee. Also present during the hearing were Vice Mayor Atty. Alyssa Renee A. Cruz, and Sangguniang Panlungsod Council Members Coun. Hamilton G. Blanco, Coun. Andrea Loise F. Macaraig, Coun. Nestor E. Dimacuha, Coun. Armando C. Lazarte, Coun. Nelson J. Chavez, Coun. Zester Carlo M. Hernandez, Coun. Isidra "Ched" M. Atienza, Coun. Michael C. Villena and ABC President Coun. Angelito A. Dimacuha. Also present Dra. Rose Barrion, Mrs. Lucia M. Resuello and Dr. Lawrence Badillo from City Health Office.

During the hearing, the chairman of the committee allows the City Health representatives to further explain the above-mentioned subject. Mrs. Lucia stated about the proposed draft amendments. However they suggested that if possible, the committee should also study the subject ordinance emanates from the Department of Health (DOH), which contains more expanded and detailed provisions and policy. Its purpose are to include to prohibiting the use, sale, distribution and advertisement of cigarettes and other tobacco products, electronic nicotine and non-nicotine delivery systems, heated tobacco products in certain places.

Moving further, during the extensive deliberations, several observations cropped-up including the constitutionality of the subject ordinance expounded by Councilor Nestor "Boy" Dimacuha from Article 3 Section 6 of Philippine Constitution. Furthermore, ABC President Angelito "Dondon" Dimacuha suggested to the committee comprehensively study and scrutinize the draft of ordinance suggested by the City Health Office.

It was June 06, 2023, the second hearing was held to discuss the added provisions to Ordinance No. 1 Series 2012. And here, the city health officer Dra. Rose Barrion discuss that the following provisions must include in this amendment of ordinance:



Republic of the Philippines
BATANGAS CITY

Office of the Sangguniang Panlungsod

Tel. No. 722-0304

1. Additional prohibitions for the Use, Sale, Distribution, Sponsoring and Advertisement of heated tobacco products and all forms of use of e-cigarettes
2. Designated Smoking/Vaping Area (DSVA)
3. Creation of Smoke/Vape Free Task Force in Batangas City
4. Penalties
5. Livelihood Programs for the Smokers/Vapers who wants to quit
6. Funding

Finally, on July 04, 2023, at 10:00 in the morning, the third hearing was conducted. In this hearing the committee discuss the new draft of amendment ordinance provided all suggestions in second hearing. And also suggested the changes of the title from Ordinance No. 1 Series 2012 Otherwise Known as "An Act Prohibiting Smoking in Batangas City and for other Purposes" to An Ordinance Amending Ordinance No. 1 Series 2012 Otherwise Known as "An Act Prohibiting Smoking in Batangas City and for other Purposes" To include Vaping in the Prohibition Forms of Smoking.

Considering the foregoing, the committee recommends the following:

1. The adoption of this Committee Report
2. Approval of the Proposed Ordinance on Final Reading

Respectfully submitted. August 01, 2023

COMMITTEE ON HEALTH


HON. OLIVER Z. MACATANGAY
Chairman


HON. JOSE JONASH LUIS T. TOLENTINO
Member


HON. LORENZO A. GAMBOA JR.
Member


HON. KARLOS EMMANJUEL A. BUTED
Member


HON. MARJORIE MANALO
Member/SK Federation President