



Republic of the Philippines
Province of Laguna
MUNICIPALITY OF LOS BAÑOS
Special Science and Nature City
OFFICE OF THE SANGGUNIANG BAYAN
Municipal Hall, National Highway, Brgy. Timugan,
Los Baños, Laguna 4030 Philippines
Email: losbaños@laguna.net

**EXCERPTS FROM THE MINUTES OF THE TWELFTH (12TH) REGULAR SESSION
OF THE SANGGUNIANG BAYAN HELD ON MARCH 23, 2020 AT THE
SANGGUNIANG BAYAN SESSION HALL, NATIONAL HIGHWAY, BRGY.
TIMUGAN, LOS BAÑOS, LAGUNA.**

Present : Vice Mayor Antonio L. Kalaw, Presiding Officer
S.B. Member Miko C. Pelegrina
S.B. Member Janos S. Lapiz
S.B. Member Geronimo A. Ciceron
S.B. Member Marlo PJ A. Alipon
S.B. Member Mark Lester B. Dizon
S.B. Member Cris Dayril B. Bagnes
S.B. Member Jozlyn N. Manansala, SK Fed. President
Secretary Dona T. Alborida
Ms. Jellyn S. De Una, LLSA II

Absent : S.B. Member Josephine S. Evangelista (O.B)
S.B. Member Mike Dexter A. Concio (O.B)
S.B. Member Arlene P. delos Santos, Liga President (O.B)

Visitors : None

ORDINANCE NO. 2020 - 1998

**AN ORDINANCE ADOPTING THE DEPARTMENT OF TRADE AND INDUSTRY
MEMORANDUM CIRCULAR NO. 20-07 "ANTI-HOARDING AND ANTI-PANIC
BUYING, DATED MARCH 19, 2020"**

Author(s): *[Signature]* Councilor(s) Miko C. Pelegrina, *[Signature]*
Geronimo A. Ciceron, *[Signature]* Marlo PJ A. Alipon, *[Signature]* Janos S. Lapiz
Cris Dayril B. Bagges, *[Signature]* and Jozlyn N. Manansala *[Signature]* Mark Lester B. Dizon, *[Signature]*

WHEREAS, Section 20, Article II of the 1987 Philippine Constitution provides that, "The State recognizes the indispensable role of the private sector, encourages private enterprise, and provides incentives to needed investments."

WHEREAS, Section 6 of Art.XII of the same Constitution states that, "The use of property bears a social function, and all economic agents shall contribute to the common good. Individuals and private groups, including corporations, cooperatives, and similar collective organizations, shall have the right to own, establish, and operate economic enterprises, subject to the duty of the State to promote distributive justice and to intervene when the common good so demands."

WHEREAS, further Section 1. Art. XIII on Social Justice and Human Rights states that, "The Congress shall give highest priority to the enactment of measures that protect and enhance the right of all the people to human dignity, reduce social, economic, and political inequalities, and remove cultural inequities by equitably diffusing wealth and political power for the common

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PETSA June 17, 2020

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good. To this end, the State shall regulate the acquisition, ownership, use and disposition of property and its increments.”

WHEREAS, Section 2 of Republic Act No. 7581. Otherwise known as the Consumer Act declares as a Basic Policy that, “It is the policy of the State to ensure the availability of basic necessities and prime commodities at reasonable prices at all times without denying legitimate businesses a fair return of their investment.”

WHEREAS, under the same section mentioned in the preceding paragraph, “ It is also a declared policy of the State to provide effective and sufficient protection to consumers against hoarding, profiteering and cartels with respect to the supply, distribution, marketing and pricing of said goods, especially during periods of calamity, emergency, widespread illegal price manipulation and other similar situations.” To these ends, the State shall, among others, “develop, adopt and promulgate measures to stabilize prices at reasonable levels” and “ establish a mechanism that will readily protect consumers from inadequate supply and unreasonable price increases on occasions of calamities, emergencies and like occurrences.”

WHEREAS, President Rodrigo Duterte issued Proclamation No. 922 on 08 March 2020 declaring a “State of Public Health Emergency” throughout the Philippines;

WHEREAS, it is the mandate of the Department of Trade and Industry to ensure the availability of supply or basic necessities especially during such time of a public health emergency;

WHEREAS, the Department of Trade and Industry has been assured by manufacturers and retailers of the sufficiency of supply of basic goods;

WHEREAS, in line with the Proclamation No. 922, local government units have issued ordinances with corresponding sanctions;

WHEREAS, it has been observed that consumers have resorted to hoarding and panic buying, and that retailers have allowed the happening of the same in retail stores;

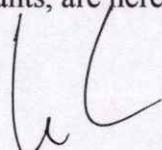
WHEREAS, this consumer behavior, if allowed to continue, not only will cause more fear and prevent other consumers from purchasing what they need, but will also cause artificial shortage and cause prices to soar;

NOW THEREFORE, on motion of Councilor Marlo PJ A. Alipon duly seconded by Councilor Cris Dayril B. Bagas and concurred by all other members present;

BE IT ORDAINED BY THE SANGGUNIANG BAYAN OF LOS BAÑOS, LAGUNA, in session assembled, THAT:

SECTION 1. This Ordinance adopts the Department of Trade and Industry (DTI) Memorandum Circular No. 20-07 “Anti – Hoarding and Anti-Panic Buying, Dated March 19, 2020”

SECTION 2. **OBJECTIVE** – The objective of this MC is to implement measures to prevent the unreasonable increase in the prices of all basic necessities as enumerated in the Price Act regardless of the implementing agency assigned, and strictly ensure the availability of all such products during the duration of the declared Public Health Emergency. For the purposes of such emergency, products intended for the protection of health including, but not limited, to surgical and industrial masks, medical devices, alcohol, hand sanitizers and other disinfectants, are hereby covered.



SECTION 3. **SCOPE** – The provisions hereof shall apply to any and all persons, natural or juridical, in the Municipality of Los Baños who purchase or sell or offer for sale products covered by the MC.

SECTION 4. **SHARED RESPONSIBILITY**– Ensuring the availability of vital and essential commodities, especially during periods of calamity or emergency is a social responsibility and moral duty shared among businesses, consumers, government regulators and law enforcement authorities.

SECTION 5. **REASONABLE LIMIT IN THE SALE/ PURCHASE OF COVERED GOODS** – To meet the objectives of the circular, retailers are hereby enjoined to sell and consumers to buy products referred to herein in such quantity sufficient as to meet their needs only for a maximum of seven (7) days.

SECTION 6. **ADDITIONAL PRODUCTS WITH REASONABLE LIMIT** – The following products for sale shall likewise be limited in quantity in accordance with the following:

	GOODS	QUANTITY LIMIT PER TRANSACTION
N	70% Solution antiseptic or Disinfectant alcohol	2 pcs., regardless of volume
O	Hand Sanitizer	2 pcs., regardless of volume
N	Disinfecting Liquids	2 pcs., regardless of volume
F	Bath Soap	5 bars (if individually sold) 1 pack (If sold as a pack)
O	Toilet Paper	10 pcs., (if sold per roll) 1 pack (if sold as a pack)
O	Face Mask	5 pcs N88 (surgical) any type or brand 5 pcs., N95 (industrial any type or brand)
F	Locally produced instant noodles (mami, pancit canton)	5 pcs., per type per brand
	Locally produced canned sardines	5 cans per type per brand (regular size) 3 cans per type per brand (big size)
O	Canned Regular Milk	5 cans per type per brand (small) 2 cans per type per brand (other than small)
O	Powdered Milk in Sachet	2 bundles per brand
D	Instant Coffee in Sachet	2 bundles per brand
D	Mineral Water	10 bottles any brand (small) 8 bottles any brand (medium) 5 bottles any brand (large) 2 bottles any brand (extra large)
	Loaf Bread	4 packs any kind, any brand (half loaf) 2 packs any kind, any brand (Whole Loaf)

SECTION 6. **NOTICE TO CONSUMERS** – Retailers are hereby directed to post notices in conspicuous places within their outlets advising consumers of the quantity of basic necessities that they are allowed to purchase.

SECTION 7. **PRICE FREEZE** – Considering the declaration of a Public Health Emergency, prices of basic necessities are automatically frozen at their prevailing price. As such, all retailers are mandated to abide by the provisions of the Price Act and ensure that basic necessities are sold at their prevailing prices. No price increase on basic necessities may take place for the entire duration of the Public Health Emergency.

SECTION 8. **PENALTY** - Any person or entity found violating the provisions of this ordinance shall be penalized as follows

1st Offense – Fine of One Thousand Five Hundred (P1,500.00) and the Issuance of a Notice of Violation

2nd Offense – Fine of Two Thousand Pesos (P2,000.00) and the Issuance of a Notice of Violation

3rd Offense – Fine of Two Thousand Five Hundred Pesos (P2,500.00) and the Issuance of a Notice of Violation

SECTION 9. **INTERPRETATION** – Any doubt shall be construed strictly against any person violating the provisions hereof and, given the declared State of Public Health Emergency, shall be meted the maximum penalty under applicable laws, regulations and ordinances

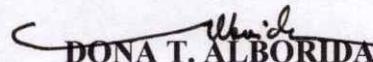
SECTION 10. **REPEALING CLAUSE.** Any provision of ordinance, rules and regulations and/or parts thereof inconsistent with the provision of this ordinance are hereby repealed and/or modified accordingly.

SECTION 11. **SEPARABILITY CLAUSE.** Should any portion or provisions of this ordinance be declared unconstitutional or invalid, the other parts of provisions thereof which are not affected thereby shall continue to be in full force and effect.

SECTION 12. **EFFECTIVITY.** This ordinance shall take effect immediately upon its approval.

ENACTED : March 23, 2020

I HEREBY CERTIFY to the correctness of the above –quoted Ordinance.

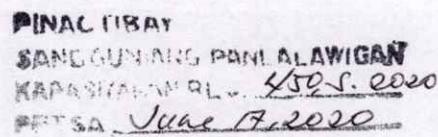

DONA T. ALBORIDA

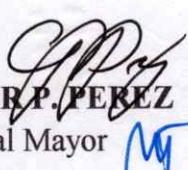
Secretary to the Sangguniang Bayan

CERTIFIED ENACTED


HON. ANTONIO L. KALAW
Vice Mayor / Presiding Officer

APPROVED:


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KAPASITAHAN RL. 450 S. 2020
PFSA June 17, 2020


HON. CAESAR P. PEREZ
Municipal Mayor