



Republic of the Philippines
Department of Education
REGION X – NORTHERN MINDANAO
SCHOOLS DIVISION OF OZAMIZ CITY

Divisional Advisory No. 066 s. 2023
October 19, 2023

Complying with DepEd Order No. 8, s. 2013
this Office issues this Advisory not for endorsement per DO 28, s. 2001
but for the information of DepEd officials,
personnel/staff, and the concerned public.
(Visit ozamiz.deped.gov.ph)

**DISSEMINATION OF CITY ORDINANCE NO. 1267 -2023 AN ORDINANCE
AMENDING SECTION 3, 35, 37, AND 39 OF ORDINANCE NO. 1001-04
OTHERWISE KNOWN AS THE “ECOLOGICAL SOLID WASTE
MANAGEMENT ORDINANCE OF OZAMIZ CITY”, EXPANDING
THE SCOPE OF THE PROVISION ON LITTERING AND
INCREASING THE PENALTIES FOR ITS VIOLATION**

The field is hereby informed, re: City Ordinance No. 1267 – 2023, An Ordinance Amending Section 3, 35, 37 and 39 of Ordinance No. 1001-04 (Ecological Solid Waste Management Ordinance of Ozamiz City) thereby expanding the scope of the provision on littering and increasing the penalties for its violation.

Inviting attention on Section 16 of the Local Government Code which provides that within their respective territorial jurisdictions, Local Government Unit (LGUs) shall promote health and safety and enhance the right of the people to a balance ecology.

Moreover, this Office strictly observes the Equal Opportunity Policy (EOP) in all steps to be undertaken for this purpose. Hence, all decisions and actions shall be based solely on guidelines set forth, with no discrimination on the account of age, gender identity, sexual orientation, civil status, disability, religion, ethnicity, or political affiliation.

Immediate and wide dissemination of this Advisory is highly enjoined.

ATCH: City Ordinance No. 1267 - 2023
To be indicated in the Perpetual Index
under the following subjects:

Solid Waste Management LGU Partnership

OSDS/djb



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Republic of the Philippines
OFFICE OF THE CITY COUNCIL

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EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE CITY COUNCIL, CITY OF ZAMIZ,
HELD AT THE SESSION HALL, SEN. JOSE F. OZAMIZ MEMORIAL HALL ON MONDAY, JULY 3, 2023.

PRESENT:

- Hon. Simplicia O. Neri - - City Vice-Mayor, Presiding Officer
- Hon. Lorlie F. Clpres - - Member
- Hon. Katherine C. Lim - - Member
- Hon. Cecile Y. Co - - Member
- Hon. Marcelo S. Romero II - - Member
- Hon. Roland B. Sulzo, Jr. - - Minority Floor Leader
- Hon. Daniel C. Lao - - Assistant Majority Floor Leader
- Hon. Juanito B. Saquin, Jr. - - Assistant Minority Floor Leader
- Hon. Marcelian C. Tapayan - - Majority Floor Leader
- Hon. Saulo E. Salvador - - Member
- Hon. John P. Docdor - - Ex-Officio Member (Vice Pres., Liga Ng Mga Brgy.)
- Hon. Erwin B. Ochavillo - - Ex-Officio Member (SK Federation President)
- Hon. Relinda A. Bation - - Ex-Officio Member (IPM Representative)

ABSENT:

None

ORDINANCE NO. 1267-2023

AN ORDINANCE

**AMENDING SECTIONS 3, 35, 37, & 39 OF ORDINANCE NO. 1001-04,
OTHERWISE KNOWN AS THE "ECOLOGICAL SOLID WASTE MANAGEMENT ORDINANCE
OF OZAMIZ CITY", EXPANDING THE SCOPE OF THE PROVISION ON LITTERING AND
INCREASING THE PENALTIES FOR ITS VIOLATION**

WHEREAS, Section 15 of the 1987 Constitution (the Constitution) provides that the State shall protect and promote the right to health of the people and instill health consciousness among them;

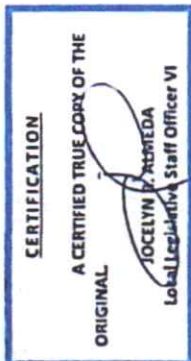
WHEREAS, Section 16 of the Constitution further provides that the State shall protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature;

WHEREAS, Section 16 of the Local Government Code (the LGC) provides that within their respective territorial jurisdictions, Local Government Units (LGUs) shall promote health and safety and enhance the right of the people to a balanced ecology;

WHEREAS, Section 17 of the LGC mandates LGUs to exercise additional powers, discharge necessary functions, and fulfill responsibilities related to solid waste disposal, environmental management, general hygiene, and sanitation, including the approval of ordinances, resolution passage, environmental protection, and the imposition of penalties for acts endangering the environment, such as pollution, eutrophication, and ecological imbalance;

WHEREAS, Section 458 (a)(1)(vi) of the LGC further provides that the Sangguniang Panlungsod shall approve ordinances and pass resolutions to uphold environmental protection in order to ensure an efficient and effective city government, including the imposition of suitable penalties for activities that pose risks to the environment, such as pollution, the hastening of eutrophication in rivers and lakes, or the disruption of ecological balance;

WHEREAS, in an article published on 21 March 2021, the World Bank, recognized as one of the world's largest sources of funding and knowledge for developing countries, it was reported that the Philippines, similar to many rapidly developing nations, grapples with insufficient solid waste management infrastructure;



WHEREAS, in a blog posted in <https://woimacorporation.com/blogs> by WOIMA Corporation, a Finnish supplier of best-in-class waste-to-value products, projects, and services worldwide, it is reported that solid waste management remains a major challenge in the Philippines, particularly in urban areas, due to concerns such as improper waste disposal, inefficient waste collection, and a lack of disposal facilities, which, if left unaddressed, can result in ongoing health hazards and significant environmental impacts, including ground and surface water contamination, flooding, air pollution, and the spread of diseases;

WHEREAS, on 17 September 1970, the then Municipal Board of the City of Ozamiz enacted Ordinance No. 593 or the "Revised Anti-Littering Ordinance of the City of Ozamiz";

WHEREAS, on 22 November 2004, the Sangguniang Panlungsod of the City of Ozamiz approved Ordinance No. 1001-04 or the "Ecological Solid Waste Management Ordinance of Ozamiz City" (Ordinance No. 1001-04) which penalizes the act of littering;

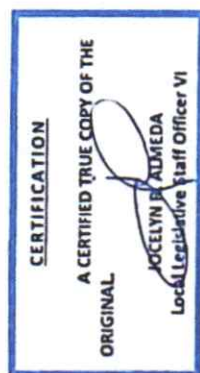
WHEREAS, recognizing the importance of strengthening and updating the existing provision on Anti-littering in Ordinance No. 1001-04, it is imperative to enhance the City Government of Ozamiz's response and commitment to the policies outlined in RA 9003, thereby ensuring a clean and healthy environment for its constituents;

NOW, THEREFORE, BE IT ORDAINED BY THE SANGGUNIANG PANLUNGSOD, IN SESSION DULY ASSEMBLED, THAT:

SECTION 1. TITLE – This Ordinance shall be known as the "An Ordinance Amending Sections 3, 35, 37, and 39 of Ordinance No. 1001-04, Otherwise Known as the "Ecological Solid Waste Management Ordinance of Ozamiz City".

SECTION 2. Definition OF TERMS – Section 3 of Ordinance No. 1001-04 is hereby amended to include:

38. **Covered Public and Private Places** refer to any place within the territorial jurisdiction of the City of Ozamiz which encompass any location accessible to the public or a significant group of people, including but not limited to, museums, clinics, health centers, dispensaries, laboratories, government offices, auditoriums, stadiums, gymnasiums, session halls, churches, convention centers, theaters, movie houses, studios, bars, restaurants, cocktail lounges, canteens, kiosks, and other enclosed public eating places. It also includes dance halls, disco houses, day and night clubs, beer/pub houses, hotels, motels, department stores, markets, groceries, factories, and other covered venues where individuals gather for political, social, educational, religious, sports, or entertainment purposes.
39. **Litter** means any garbage, rubbish, trash, refuse, waste materials, or debris which includes but is not limited to empty beverage containers, cigarette butts, food waste packaging, other food or candy wrappers, handbills, empty cartons, or boxes, or any object or matter which is discarded by a person in any place except in an approved receptacle provided for that purpose or at a waste handling facility or waste disposal facility.
40. **Littering** refers to the willful or negligent act of dispersing, discarding, depositing, or permitting the release or escape of various forms of waste materials, such as garbage, waste paper, scrap, rubbish, cigarette butts, paper/plastic wrappers or bags, offensive matter, dung, carrion, deceased animals, offal, sweepings, human or animal excrement, or any unclean, decomposed, or offensive substances, which results in the untidiness, messiness, and unsanitary condition within the territorial jurisdiction of the City of Ozamiz.



41. **Open Public Places** shall mean any place within the territorial jurisdiction of the City of Ozamiz, including but not limited to, roads, sidewalks, parks, bridges, rivers, canals, and other accessible areas for public use. It also encompasses the margins, banks, and waters of bays, esteros, reservoirs, and creeks within the city, as well as beaches, shores, and public or private grounds that drain into water bodies within the city limits.

SECTION 3. PROHIBITED ACTS – Section 35 of Ordinance No. 1001-04 is hereby amended to include:

- j. Depositing dirt, garbage, rubbish, offal, or any material on the street, except when necessary for construction purposes, as long as it does not obstruct vehicular flow.
- k. Allowing sewage, drainage, factory refuse, offensive liquids, or other materials to flow or be discharged into drinking water sources, wells, cisterns, ponds, rivers, streams, canals, harbors, estuaries, or bays within the City limits, unless authorized by the City Health Office (CHO) and the Solid Waste and Environment Management Office (SWEMO) under specific conditions that comply with ordinances and health regulations. Any resulting harm or damage shall be declared a nuisance immediately.
- l. Spitting, depositing sputum, saliva, phlegm, or mucus on the floors of churches, schoolhouses, public buildings, places of assembly, streetcars, public conveyances, or sidewalks, streets, highways, and other public places, except in designated receptacles.
- m. Discarding dung, carrion, dead animals, offal, garbage, sweepings, or any filthy, putrid, or offensive substance, including the contents of privies, vaults, or cesspools, as well as urinating or defecating in covered public and private places and open public areas.
- n. Throwing, spilling, scattering, or depositing litter on roads, streets, public places, or private property, including commercial and transportation facilities or public utility vehicles, while being a driver or passenger, during the journey to their destination.

SECTION 4. FINES AND PENALTIES – Section 37 of Ordinance No. 1001-04 is hereby amended to read as follows:

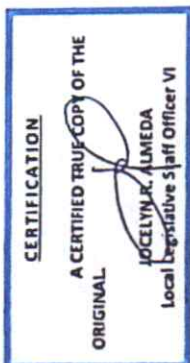
Violation of Section 37 (a) of Ordinance No. 1001-04 and Violations of this Ordinance shall incur the following penalties:

- a. A fine of Three Thousand Pesos (P3,000.00) for the first offense;
- b. A fine of Four Thousand Pesos (P4,000.00) for the second offense; and
- c. A fine of Five Thousand Pesos (P5,000.00) with Imprisonment for a period not exceeding thirty (30) days.

If the violator is a corporation, firm, or other corporate entities, the penalty of Imprisonment shall be imposed upon the president, manager, director, or persons responsible for its operation. Moreover, such violations constitute valid grounds for the revocation of the entity's business permit.

SECTION 5. DEPUTATION OF SOLID WASTE MANAGEMENT ENFORCERS – Section 39 of Ordinance No. 1001-04 is hereby amended to read as follows:

The Philippine National Police (PNP), the City Traffic Management System (CTMS), and other employees of the Solid Waste and Environment Management Office (SWEMO) shall be deputized as Solid Waste Management Enforcers (SWM enforcers). Their primary responsibility will be to apprehend individuals caught violating any provision of this Ordinance and issue citation tickets accordingly.



Prior to performing their duties, the SWM enforcers shall undergo comprehensive training conducted by the SWM Law Enforcement Committee and the SWM Board. This training aims to equip them with the necessary knowledge and skills to effectively enforce the provisions of this Ordinance.

The Sanitary Inspectors of the City Health Office, who are responsible for ensuring general cleanliness and sanitation, shall be automatically deputized to enforce the corresponding provisions of this Ordinance.


SECTION 6. REPEALING CLAUSE – Provisions of previous ordinance(s) inconsistent with this Ordinance are hereby repealed. In case of doubt, the interpretation which favors the full implementation of this Ordinance shall prevail. If the repeal of provisions under the previous ordinances by virtue of this Ordinance results in the unenforceability or practical usefulness of such previous ordinances, the latter shall be considered repealed in their entirety.


SECTION 7. SEPARABILITY CLAUSE. If any section or part of this Ordinance is held unconstitutional or invalid, the other sections or provisions not otherwise affected shall remain in full force or effect.


SECTION 8. AMENDATORY CLAUSE – This Ordinance amends all existing local ordinances or other issuances inconsistent herewith.


SECTION 9. EFFECTIVITY – This Ordinance shall take effect immediately following its posting and publication in a local newspaper of general circulation within the territorial jurisdiction of Ozamiz City.


Enacted : July 3, 2023



LORLIE FUENTES – CIPRES



MARCELLO S. ROMERO II



JUANITO B. SAQUIN, JR.



JOHN P. DOCDOR



SIMPLICIA O. NERI
City Vice Mayor, Presiding Officer



KATHERINE C. LIM



ROLAND B. SUIZO, JR., JD



Atty. MARCELLIAN C. TAPAYAN

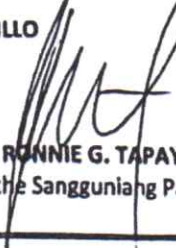

ERWIN B. OCHAVILLO


CECILE Y. CO


Atty. DANIEF C. LAO


SALVO E. SALVADO


REJINDA A. BATION

Attested:

Atty. RONNIE G. TAPAYAN
Secretary to the Sangguniang Panlungsod

Approved:
03 JUL 2023


Atty. HENRY F. OSMINAL, JR.
City Mayor



The first part of the report is a general introduction to the project. It describes the objectives of the study and the scope of the work. The second part is a detailed description of the methodology used in the study. This includes a description of the data collection methods and the analysis techniques used. The third part is a discussion of the results of the study. This includes a comparison of the results with the objectives of the study and a discussion of the implications of the findings. The final part is a conclusion and recommendations for future research.

The methodology used in this study was a combination of qualitative and quantitative methods. The qualitative methods included interviews with experts in the field and a review of the literature. The quantitative methods included a survey of a large number of respondents. The data from the survey was analyzed using statistical techniques. The results of the study are presented in the following sections.

The results of the study show that there is a significant relationship between the variables studied. The findings suggest that the factors identified in the study have a positive impact on the outcome variable. These findings are consistent with the theoretical framework of the study. The implications of these findings are discussed in the following section.

The study has several limitations. The first limitation is the sample size, which may not be representative of the population. The second limitation is the cross-sectional design, which does not allow for the study of changes over time. The third limitation is the self-reported nature of the data, which may be subject to bias.

Based on the findings of this study, several recommendations are made for future research. First, it is recommended that a larger and more diverse sample be used. Second, it is recommended that a longitudinal design be used to study changes over time. Third, it is recommended that objective measures be used to reduce the risk of bias.

In conclusion, this study has provided valuable insights into the relationship between the variables studied. The findings have important implications for practice and research. Further research is needed to confirm and extend these findings.



Prepared by: _____
 Date: _____

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Prepared by: