



Republic of the Philippines
CITY COUNCIL
City of Manila

REGULAR SESSION NO. 58

11TH CITY COUNCIL

Begun and held in the City Council on Monday,
the sixteenth day of March, Two Thousand Twenty

ORDINANCE NO. 8621

AN ORDINANCE PROHIBITING ANY PERSON FROM CARELESSLY OR INTENTIONALLY SPITTING OR EXPELLING SALIVA, PHLEGM, MUCUS OR OTHER SUBSTANCES FROM THE MOUTH AND/OR NOSE IN PUBLIC PLACES SUCH AS STREETS, ALLEYS, SIDEWALKS, PARKS, MALLS, MARKETS, PUBLIC CARRIERS, PUBLIC HALLS, BUILDINGS, BANKS, PUBLIC SQUARES, TERMINALS, SHOPPING AND BUSINESS CENTERS, SCHOOLS, CHURCHES, HOSPITALS AND OTHER SIMILAR AREAS AND IMPOSING THE APPROPRIATE PENALTIES THEREIN, OTHERWISE KNOWN AS THE "ANTI-SPITTING ORDINANCE OF 2020"

PRINCIPAL AUTHORS:

HON. ERNESTO C. ISIP, JR.
President Pro-Tempore and
Acting Presiding Officer

and

HON. JOEL R. CHUA
Majority Floor Leader



PREAMBLE

WHEREAS, on March 9, 2020, President Rodrigo Duterte issued Proclamation No. 922, declaring the country under a State of Public Health Emergency. To prevent the spread of the coronavirus disease 2019 (COVID-19), on March 12, 2020, during his public address on the emergency, President Duterte declared "Code Red Sub-Level 2", issuing a partial lockdown on Metro Manila;

WHEREAS, as of March 16, 2020, there have been one hundred forty (140) confirmed cases of the COVID-19 in the Philippines; Out of the one hundred forty (140) cases, twelve (12) deaths were recorded;

WHEREAS, scientific findings earlier showed that the strand of the COVID-19 can be transmitted among humans through the transfer of body fluid from one person to another;

WHEREAS, considering the gravity of the situation, there is an urgent need to institute a concrete preventive measure to stop the spread of the disease that has become a global health emergency and pandemic. These measures will not only prevent the spread of the deadly COVID-19 but also other contagious and airborne diseases;

WHEREAS, this would also help spread environmental and health consciousness among the citizens apart from changing societal habits and unhygienic lifestyles: NOW, THEREFORE,

Be it ordained by the City Council of Manila, in session assembled, *THAT*:

SECTION 1. It shall be unlawful for any person to carelessly or intentionally spit or expel saliva, phlegm, mucus or other substances from the mouth and/or nose in public places such as streets, alleys, sidewalks, parks, malls, markets, public carriers, public halls, buildings, banks, public squares, terminals, shopping and business centers, schools, churches, hospitals and other similar areas.

SEC. 2. Any person caught in violation of Section 1 shall be fined with One Thousand Pesos (PhP. 1,000.00) for the first offense and Three Thousand Pesos (PhP. 3,000.00) for the second offense. Any subsequent offense shall be fined with Five Thousand Pesos (PhP. 5,000.00) and attend a health seminar conducted by the Manila Health Department or face a subsidiary imprisonment not exceeding one (1) month or both at the discretion of the court.


SEC. 3. If, for any reason or reasons, any part of provision of this Ordinance shall be held unconstitutional or invalid, other parts or provisions hereof, which are not affected thereby, shall continue to be in full force and effect.

SEC. 4. All ordinances, rules and regulations in conflict with the provisions of this Ordinance are hereby repealed; **PROVIDED**, That the rights that are vested upon the effectivity of this Ordinance shall not be impaired.


SEC. 5. EFFECTIVITY CLAUSE. – This Ordinance shall take effect immediately upon its approval and publication.

This Ordinance was finally enacted by the City Council of Manila on March 16, 2020.


PRESIDED BY:


ERNESTO C. ISIP, JR.
President Pro-Tempore and
Acting Presiding Officer
City Council, Manila

ATTESTED:


LUCH R. GEMPIS, JR.
City Government Department Head III
(Secretary to the City Council)

APPROVED BY HIS HONOR, THE MAYOR, ON MAR 16 2020


FRANCISCO "Isko Moreno" DOMAGOSO
Mayor
City of Manila

ATTESTED:


BERNARDITO C. ANG
City Government Department Head III
(Secretary to the Mayor)

RNF: jhb/rmd/jml/jrp