



**EXECUTIVE ORDER NO. 205
SERIES OF 2023**

AN ORDER RECONSTITUTING THE MONITORING COMMITTEE TO MONITOR THE IMPLEMENTATION OF VARIOUS ORDINANCES, EXECUTIVE ORDERS AND OTHER POLICIES RELATING TO SMOKING REGULATIONS IN THE CITY OF PANABO

WHEREAS, Section 15 and 16, Article XI of the 1987 Philippine Constitution mandates the State to protect and promote the right to health of the people and instill health consciousness among them and to protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature;

WHEREAS, the City has passed several Ordinances and Executive Orders to comply with such Constitutional mandate faithful to its duty under the General Welfare Clause, to ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to balanced ecology;

WHEREAS, there is a compelling reason for the City to strengthen further the enforcement and implementation of various anti-smoking ordinances and other smoking regulations in the City of Panabo which can be achieved by commissioning thereof a Monitoring body;

WHEREAS, there is a need to reconstitute the Monitoring Committee as created under Executive Order No. 38, Series of 2019, in view of the new term of the City Mayor and other personnel movements;

NOW THEREFORE, I, JOSE E. RELAMPAGOS, City Mayor, by virtue of the powers vested in me by law, do hereby order the following:

SECTION 1. RECONSTITUTION – The Monitoring Committee is hereby reconstituted and shall be composed of the following officials:

- Chairperson: JOSE E. RELAMPAGOS
City Mayor or his Representative
- Vice-Chairperson: PEDRITO A. MISOLES
City Administrator or his Representative
- Secretary: DR. ERANIE L. PANGILINAN
Acting City Health Officer or his Representative
- Members: ATTY. WENDEL M. ENAD
Chairperson of the Committee on Health and Sanitation (SP Member) or his Representative
- ATTY. CHERVIN C. PACULANANG
City Legal Officer or his Representative
- KIRK B. SAMILLANO
City Treasurer or his Representative
- PMAJ JUN A. BAUTISTA
OIC - Chief of Police or his Representative



DR. JINKY B. FIRMAN, CESO VI
OIC – Schools Division Superintendent or her Representative

SECTION II. FUNCTIONS OF THE COMMITTEE – The Monitoring Committee shall:

1. Adopt a system of integration, coordination and linkages in the enforcement and implementation of various anti-smoking ordinances, executive orders and other policies relating to smoking regulations in the city of Panabo;
2. Require scheduled reports from the Anti-Smoking Task Force, the Technical Support Staff and other primary enforcers;
3. Consolidate and process reports from the anti-smoking task force and other primary enforcers as well as monitor the status of the implementation of various smoking policies and regulations of the City;
4. Provide feedback on the measures and actions undertaken by the enforcement bodies and task force in the enforcement and implementation of various anti-smoking policies and regulations of the City;
5. Assess and ascertain whether or not the implementation of these various initiatives is in congruence and supportive to the development direction of the City;
6. Recommend to the Sangguniang Panlungsod additional measures that are necessary to achieve the ultimate goal of having a smoke free City.

SECTION 3. COVERAGE – This Order shall cover the enforcement and implementation of the following Ordinances and Executive Orders as well as future ordinances or policies of similar nature:

1. Ordinance No. 54-08 otherwise known as the Ordinance regulating the Smoking of Tobacco in Panabo City;
2. Ordinance No. 25-11 otherwise known as the General Code of Ordinances;

Pertinent Provisions in relation to anti-smoking policies:

- a. Article 4 – Regulating the Smoking of Tobacco in Panabo City;
- b. Article 10- Prohibiting the use/sale distribution of cigarettes or any tobacco products and alcoholic beverages to minors in Panabo City.

3. Ordinance No. 06-15 as otherwise known as the Panabo City Smoke Free Ordinance: Strengthening the enforcement of Regulation on smoking and restriction on advertisement of Tobacco products and providing separate rates for taxes and fees for the manufacture, distribution, wholesale and retail of tobacco products in the City of Panabo;

Pertinent Provisions in relation to anti-smoking policies:

- a. Section 8 – Restrictions on outdoor advertising;
- b. Section 9 – The City Parks and Plaza as restricted zone for outdoor advertisement;
- c. Section 10 –Mapping of restricted zones for outdoor advertisement and sale/distribution of tobacco products;
- d. Section 11 – disposition of non-compliant outdoor advertisement;
- e. Section 12 – business Taxes for tobacco Products;
- f. Section 13 – Permit fee tobacco Products;
- g. Section 17 – Penalties for violation.

4. Ordinance No. 15-17 amending Ordinance No 06-15 otherwise known as the Panabo City Smoke Free Ordinance establishing the policy in the issuance of Citation Tickets;
5. Ordinance No. 50-18 Prohibiting the Sneaking, Using and Carrying any forms of Contraband inside Jail and Detention places in the City of Panabo and providing

penalties for violation thereof which defines Cigarettes as a contraband and therefor prohibited in jails and other detention places;

6. Executive Order No. 76 Series 2016, An Order Ensuring Compliance to the Graphic Health Warnings requirement on all Tobacco Products sold in the City of Panabo;
7. Executive Order No. 31 Series of 2012, an Order creating the Anti-smoking Task Force in the City of Panabo;
8. Executive Order No. 199 Series of 2023, An Oder Reconstituting the Anti-Smoking Task Force in the City of Panabo;
9. 2009 Revised Revenue Code, Article 27 on the Ambulant Vending Fee.

SECTION 4. INTERNAL RULES AND REGULATIONS – The Monitoring Committee shall update its rules and regulations pursuant to new provisions to govern its internal functions, and conduct quarterly meetings for monitoring and evaluation activities.

SECTION 5. REPEALING CLAUSE. All orders, rules and regulations, issuances or any part thereof inconsistent with the provisions of this Executive Order are hereby repealed, amended or modified accordingly;

SECTION 6. EFFECTIVITY. This order shall take effect upon signing hereof.

Done this 21st day of May, 2023 at Panabo City, Davao del Norte.


JOSE E. RELAMPAGOS
City Mayor 19