Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
20th City Council

PO20CC-209

52nd Regular Session

ORDINANCE NO. SP- 2674 *, S-2018*

AN ORDINANCE REQUIRING OWNERS, MANAGERS, ADMINISTRATORS, OPERATORS, OR PRINCIPALS OF ALL ESTABLISHMENTS WITHIN THE TERRITORIAL JURISDICTION OF QUEZON CITY TO CONDUCT EARTHQUAKE DRILLS AMONG TENANTS, OCCUPANTS, STUDENTS, AND EMPLOYEES THEREIN TWICE A YEAR.

Introduced by Councilor ALLAN BENEDICT S. REYES.
Co-Introduced by Councilors Anthony Peter D. Crisologo, Lena Marie P. Juico, Elizabeth A. Delarmente, Victor V. Ferrer, Jr., Oliviere T. Belmonte, Alexis R. Herrera, Precious Hipolito Castelo, Voltaire Godofredo L. Liban III, Ramon P. Medalla, Ranulfo Z. Ludovica, Estrella C. Valmocina, Roderick M. Paulate, Gian Carlo G. Sotto, Franz S. Pumaren, Eufemio C. Lagumbay, Marvin C. Rillo, Raquel S. Malañgen, Irene R. Belmonte, Ivy Xenia L. Lagman, Marra C. Suntay, Hero Clarence M. Bautista, Jose A. Visaya, Karl Edgar C. Castelo, Julienne Alyson Rae V. Medalla, Godofredo T. Liban II, Andres Jose G. Yllana, Jr., Allan Butch T. Francisco, Marivic Co-Pilar, Melencio "Bobby" T. Castelo, Jr., Rogelio "Roger" P. Juan, Diorella Maria G. Sotto, Donato C. Matias, Eric Z. Medina and Ricardo B. Corpuz.

WHEREAS, the Local Government Code of 1991 (Republic Act No. 7160) grants every local government unit the power and authority to promote the general welfare within its territorial jurisdiction, including promotion of the health and safety of its constituents;

WHEREAS, the City Council of Quezon City is mandated to adopt measures to protect the inhabitants of the city from the harmful effects of man-made or natural disasters and calamities;

WHEREAS, the Philippine Institute of Volcanology and Seismology (PHILVOLCS) has released an atlas which maps the Valley Fault System, an active fault system that runs through the greater Metro Manila area. The Valley Fault System includes a segment called the West Valley Fault which is approximately one hundred (100) kilometers long and could possibly generate an earthquake with a magnitude of 7.2 in the Richter scale;

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WHEREAS, the PHILVOLCS has identified the following areas within the territorial jurisdiction of Quezon City to be directly affected by the West Valley Fault: Barangay Bagong Silangan, Bagumbayan, Batasan Hills, Blue Ridge B, Libis, Matandang Balara, Pansol, White Plains, Ugong Norte, Loyola Heights, Pasong Putik Proper (Pasong Putik), and Payatas;

WHEREAS, the PHILVOLCS has urged that the various locations where the West Valley Fault traverses should be a major basis for the people's preparedness for earthquakes, as the very destructive ground shaking can cause and poses an immediate threat to people's lives, buildings and infrastructures, and livelihood.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED:

SECTION 1. Title – This Ordinance shall be known as the "Mandatory Earthquake Drill Ordinance of Quezon City."

SECTION 2. Declaration of Policy – It is hereby declared the policy of Quezon City to train its people to develop a quick and proper response in the event of an earthquake by conducting an earthquake drill twice a year to decrease the vulnerability of its people and mitigate the risks inherent in this natural hazard.

SECTION 3. Coverage – This Ordinance shall apply to all establishments within the territorial jurisdiction of Quezon City.

SECTION 4. Definition of Terms – As used in this Ordinance, the terms below shall have the meanings ascribed to them in this section. Any words or terms not defined shall be given their plain and customary meaning, unless the context requires otherwise, and shall be interpreted in a manner consistent with the purpose and spirit of this Ordinance.

a. *"Earthquake drill" refers to the practice and instruction concerning the proper conduct and evacuation of persons in the event of an earthquake.*

b. *"Establishment" shall refer to a building or structure which can be classified to any of the following:*

   1. *Assembly- Assembly occupancies include, but are not limited to, all buildings or portions of buildings used for gathering together of fifty (50) or more persons for such*

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purposes as deliberation, worship, entertainment, eating, drinking, amusement, awaiting transportation, or similar uses.

Assembly occupancies include: theaters, assembly halls, auditorium, exhibition halls, museum, restaurants, drinking establishments, places of worship, classrooms of 50 persons and over capacity, libraries, internet shops of over 50 persons capacity, dance halls, club rooms, skating rinks, gymnasiums, cockpit arenas, bowling facilities, pool rooms, armories, passenger stations and terminals of air, surface, underground, and marine public transportation facilities, recreational facilities, piers, court-rooms, conference rooms, and mortuary chapels or funeral homes.

2. Educational Establishments - Educational occupancies include all buildings or portions thereof used for the gathering of group of six (6) or more persons for purposes of instruction. Educational occupancies include: Schools, Universities, Colleges, Academies, Nursery schools, Kindergartens and Child Day Care facilities.

3. Health Care establishments - Health care facilities are those used for purposes of medical or other treatment or care of persons where such occupants are mostly incapable of self-preservation because of age, physical or mental disability, or because of security measures not under the occupants' control. Health care facilities include: hospitals, nursing homes, birth centers, and residential custodial care centers such as nurseries, homes for the aged and the like.

4. Residential - Residential occupancies are those occupancies in which sleeping accommodations are provided for normal residential purposes and include all buildings designed to provide sleeping accommodations. Residential buildings, structures or facilities include hotels, motels, apartelles, pension houses, inns, apartments, condominiums, dormitories, lodging or rooming houses; and one- and two-family dwellings, and the like.

5. Mercantile - Mercantile occupancies include stores, markets, and other rooms, buildings, or structures for the display and/or sale of merchandise. Mercantile

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occupancies include: malls; supermarkets, department stores, shopping centers, flea markets, restaurants of less than 50 persons capacity, public/private dry and wet markets, water refilling stations, drugstores, hardwares/construction supplies, showrooms, and auction rooms.

6. Business - Business buildings are those used for the transaction of business other than that covered under Mercantile, for the keeping of accounts and records and similar purposes. Included in this occupancy group are: offices for lawyers, doctors, dentists and other professionals, general offices, internet shops, massage parlors, beauty parlors, barbershops of less than 50 occupants.

7. Industrial - Industrial occupancies include factories that make products of all kinds and properties which shall include but not limited to product processing, assembling and disassembling, mixing, packaging, finishing or decorating, repairing and material recovery including, among others, the following: factories of all kinds, laboratories, dry cleaning plants, power plants, pumping stations, smokehouses, gas plants, refineries, sawmills, laundries and creameries.

8. Storage - Storage occupancy includes all buildings or structures utilized primarily for the storage or sheltering of goods, merchandise, products, vehicles, or animals. Included in this occupancy group are: warehouses, cold storages, freight terminals, truck and marine terminals, bulk oil storage, LPG storage, parking garages, grain elevators, barns, and stables.

SECTION 5. Procedure

a. The earthquake drill shall be held twice a year, the first to be held on the 1st day of March of each year and the second to be held on the 3rd quarter of each year by the owner, manager, administrator, operator, or school principals of establishments within the territorial jurisdiction of Quezon City.

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b. The earthquake drill shall include complete evacuation of all persons from the establishment, if necessary.

c. Teachers, managers, owners, operators, and other authorized personnel shall be trained in assisting the students, occupants, and/or employees in times of evacuation.

d. A record of all earthquake drills shall be kept, and persons in charge of the establishment shall file quarterly written reports with the Quezon City Disaster Risk Reduction and Management Office (QCDRRMO), indicating the time and date of each drill held.

e. The fire, earthquake drills or exercises shall be conducted with the assistance, supervision and control of the Quezon City Fire Department (QCFD)

f. The Quezon City Fire Department (QCFD) shall issue the corresponding certificate that an earthquake drill has been conducted indicating the time and date of the same. The corresponding certificate expenditure shall be shouldered by the Quezon City Government.

SECTION 6. Functions and Responsibilities of the Quezon City Disaster Risk Reduction and Management Office - For purposes of this Ordinance, the QCDRRMO is responsible to:

a. Promulgate the implementing rules and regulations (IRR) for this Ordinance;

b. Inspect and monitor compliance of all places covered by this Ordinance;

c. Recommend penalties of non-compliant establishments taking into consideration the provisions of existing laws and the purpose of this Ordinance.

d. Recommend advocacy measures in relation to this Ordinance;

e. Recommend amendments or revisions of any provision of this Ordinance. Sixty (60) days after the effectivity

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of this Ordinance, the QCDRRMO in coordination with the Permits and Licenses Division of the City Mayor's Office and the QCFD shall conduct an ocular inspection of all covered establishments in Quezon City to determine compliance with the requirements of this Ordinance.

SECTION 7. Person(s) Liable – The following persons/individuals are liable under this Ordinance:

Owners, managers, administrators, operators, or school principals and other persons in charge or accountable officers of any establishment covered by this Ordinance who failed to conduct an earthquake drill and/or those who failed to fulfill the mandatory duties and obligations as defined in this Ordinance.

SECTION 8. Penalties - Owners, managers, administrators, operators, or school principals and other persons in charge or accountable officers of any establishment covered by this Ordinance as well as the tenants, occupants, students, and employees therein who refuse to conduct and participate in the earthquake drills shall be punished with the following penalties:

a. First Offense- A fine of P1,000.00

b. Second Offense- A fine of P2,000.00

c. Third and subsequent offenses- A fine of P3,000.00

For Business entities or establishments

a. First Offense- A fine of P2,000.00

b. Second Offense- A fine of P3,000.00

c. Third and subsequent offenses- A fine of P5,000.00 and cancellation of Business Permit

Provided, that in case of juridical persons, the President or the General Manager shall likewise be liable.

The collected penalties shall inure to the benefit of the City Government of Quezon City.

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SECTION 9. Implementation - The Quezon City Disaster Risk Reduction and Management Office shall promulgate the Implementing Rules and Regulations of this Ordinance for its effective implementation.

SECTION 10. Citation Tickets - Violators of this Ordinance shall be informed of their violation and the penalty associated with such violation by means of a Citation Ticket System with the following guidelines:

a. *Official booklets of Citation Tickets shall be issued by the Quezon City Disaster Risk Reduction and Management Office to duly authorized enforcers within ninety (90) calendar days after the effectivity of this Ordinance.*

b. *A citation Ticket shall be issued to the person/s liable for any violation of this Ordinance upon the finding of the violation by duly authorized enforcers.*

c. *A Citation Ticket shall contain the following information:*

    1. *A checklist of the violations under this Ordinance;*

    2. *The fines associated with each violation;*

    3. *Due date for compliance with the obligations imposed by the ticket;*

d. *When a ticket is issued to a violator, the violator shall report to the Quezon City Disaster Risk Reduction and Management Office within three (3) regular business days after such issuance, where he or she shall pay the fine imposed.*

e. *The Quezon City Disaster Risk Reduction and Management Office shall keep a duplicate of all Citation Tickets issued to violators as well as other records of violators of this Ordinance.*

The City Mayor through the QCDRRMO may deputize barangay officials or representatives of the private sector and government organizations, school organizations in the strict implementation of this Ordinance, as the need arises.

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SECTION 11. Repealing Clause – All Ordinances contrary to or inconsistent with this Ordinance are hereby repealed or modified accordingly.

SECTION 12. 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 portion thereof that remains valid.

SECTION 13. Effectivity Clause – This Ordinance shall take effect fifteen (15) days after its publication in a newspaper of general circulation and posting in at least two (2) conspicuous places in Quezon City.

ENACTED: January 29, 2018.

MA. JOSEFINA G. BELMONTE
City Vice Mayor
Presiding Officer

ATTESTED:

Atty. JOHN THOMAS S. ALFEROS III
City Secretary

APPROVED: 12 MAR 2018

HERBERT M. BAUTISTA
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on January 29, 2018 and was PASSED on Third/Final Reading on February 12, 2018.

Atty. JOHN THOMAS S. ALFEROS III
City Secretary

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