



**EXECUTIVE ORDER NO. 31
SERIES OF 2020**

AN ORDER RE-IMPOSING A TOTAL LIQUOR BAN WITHIN THE TERRITORIAL JURISDICTION OF DUPAX DEL NORTE DUE TO THE EMERGING POSITIVE CASES OF COVID-19 IN THE MUNICIPALITY

WHEREAS, Section 15 or Article II of the 1987 Philippine Constitution provides that the State shall protect and promote the right of the people and instill health consciousness among them;

WHEREAS, on March 08, 2020, President Rodrigo Roa Duterte through Proclamation No. 922 has declared a State of Public Health Emergency throughout the Philippines due to COVID-19 and imposed additional measures to ensure the safety of the general public and lessen the possibility of the spread of said virus.

WHEREAS, the abovementioned Proclamation capacitates Local Government Units (LGU's) to immediately act to prevent loss of life; utilize appropriate resources to implement urgent and critical measures to contain or prevent the spread of COVID-19; mitigate its effects and impact to the community; and prevent serious disruption of the functioning of the government and community.

WHEREAS, on June 15, 2020, a Memorandum was issued by the National Task Force Against COVID-19 providing the operational guidelines on the application of the zoning containment strategy in the localization of the National Action Plan against COVID-19 response; localities must be ready to re-impose drastic restrictions as soon as critical parameters start rising again;

WHEREAS, on July 16, 2020, Dr. Edwin Galapon, Provincial Health Officer and Chairperson of Provincial COVID-19 Task Force, confirms COVID-19 case in the Municipality of Dupax del Norte, Nueva Vizcaya;

WHEREAS, the Municipal Government of Dupax del Norte sees the need to re-impose a total liquor ban due to emerging positive cases of COVID-19 in order to prevent social gatherings and mitigate possible spread of the disease;

NOW, THEREFORE, I, TIMOTHY JOSEPH E. CAYTON, Municipal Mayor of Dupax del Norte, by virtue of the powers vested in me by law, do hereby order:

SECTION 1. RE-IMPOSITION OF A TOTAL LIQUOR BAN. Due to the emerging positive cases of COVID-19 in the Municipality of Dupax del Norte, a total liquor ban is hereby re-imposed in the Municipality in order to contain or prevent the spread of COVID-19 upon the effectivity of this Order until lifted and/or revoked, whichever is earlier.

To this end, it shall be prohibited for any person, including owners and managers of resorts, restaurants, and other establishments of the same nature to sell, furnish, offer, buy, serve or drink intoxicating liquor in any place within the Municipality of Dupax del Norte upon the effectivity of this Order until lifted and/or revoked, whichever is earlier.

The person found violating this Order shall be held liable for Art. 151 of the Revised Penal Code which is **Resistance and disobedience to a person in authority or the agents of such person** – The penalty of *arresto mayor* and a fine not exceeding 500 pesos shall be imposed upon any person who not being included in the provisions of the preceding articles shall resist or seriously disobey any person in authority, or the agents of such person, while engaged in the performance of official duties.

When the disobedience to an agent of a person in authority is not of a serious nature, the penalty of *arresto menor* or a fine ranging from 10 to 100 pesos shall be imposed upon the offender.

SECTION 2. ENFORCEMENT. The Philippine National Police is hereby directed to implement the full extent of this Order and in consequence thereto, confiscate any contraband and file appropriate legal action.

Barangay Tanods are likewise mandated to implement this Order in their respective Barangays and in coordination with law enforcement agencies.

SECTION 3. SEPARABILITY CLAUSE. Should any provision of this Executive Order be declared by a court of competent jurisdiction as invalid or unconstitutional, the remaining provisions not otherwise adversely affected thereby shall remain in full force and effect.

SECTION 4. REPEALING CLAUSE. Any and all executive orders, issuances, rules and regulations, memoranda of the Municipality of Dupax del Norte or any part thereof which are inconsistent with the provisions of this Executive Order are hereby repealed, amended or modified accordingly.

SECTION 5. EFFECTIVITY. This Executive Order shall effect immediately upon signing hereof remain effective until revoked.

Done in the Municipality of Dupax del Norte, this 21st day of July in the year 2020.


ATTY. TIMOTHY JOSEPH E. CAYTON
Municipal Mayor