



Republic of the Philippines
Province of Aklan
MUNICIPALITY OF MALAY

Office of the Sangguniang Bayan



EXCERPT FROM THE MINUTES OF THE 12TH REGULAR SESSION OF THE SANGGUNIANG BAYAN OF MALAY, AKLAN (2010-2013) HELD AT THE SB SESSION HALL, POBLACION, MALAY, AKLAN ON MARCH 27, 2012.

Present:

SB Member Rowen T. Aguirre, Acting Presiding Officer
SB Member Natalie C. Paderes
SB Member Dante C. Pagsuguiron
SB Member Paterno S. Sacapaño Jr.
SB Member Ric P. Calvario, Liga President
SB Member Cristina R. Daguno, SK Federation President

Absent:

Hon. Ceciron S. Cawaling, Municipal Vice Mayor (OB)
SB Member Wilbec M. Gelito (OB)
SB Member Member Jonathan C. Cabrera (OB)
SB Member Esel L. Flores (OB)
SB Member Jupiter Aelred G. Gallenero (OB)

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MUNICIPAL ORDINANCE NO. 312
Series of 2012

AN ORDINANCE ENACTING THE SANITATION CODE OF THE MUNICIPALITY OF MALAY.

Be ordained by the Sangguniang Bayan of Malay, Aklan that:

CHAPTER I
GENERAL PROVISIONS

SECTION 1. - **SHORT TITLE.** This ordinance shall be known and cited as the Sanitation Code of 2010 of the Municipality of Malay.

SECTION 2. - **SCOPE AND COVERAGE.** This Code shall govern the cleanliness, waste management, sanitation and hygiene of business establishments, public places, residential areas and private abodes within the territorial jurisdiction of LGU-Malay.

SECTION 3. - **FORM AND STYLE.** Some provisions of this Code preserve the original text and form of sanitation related ordinances passed prior to the passage of this Code, while others have been rewritten for consolidation purposes for the sake of clarity.

SECTION 4. - **AMENDMENTS OF NEW CHAPTERS OR SECTIONS.** Any future enactments shall be referred to the chapter or section concerned. A new chapter may be placed where it appropriately belongs. A new section maybe added or inserted in the proper chapter with corresponding demarcation.

SECTION 5. - **REFERENCE TO THIS CODE.** Whenever reference is made to any portion of this Code, the reference applies to all amendments and additions now or hereafter.

SECTION 6. - **RELATION OF THIS CODE TO PRIOR ORDINANCES.** The prior provisions of this Code in so far as they bear substantially the same subject matter as the ordinances included in this codification shall be construed as restatements and continuations and not as new enactments.

SECTION 7. - **CONFLICT WITHIN/BETWEEN/AMONG CHAPTERS OR ARTICLES.** Should the provisions of the different chapters in this Code conflict or contravene with one another, the provisions within each chapter shall prevail in so far as matters in each chapter are concerned.

SECTION 8. - **CONFLICT WITH DIFFERENT SECTIONS.** Should the conflict be within different sections, the provisions of the article, which is last in the ordinance sequence, shall govern.

SECTION 9. - **EXISTING RIGHTS. ACTION PRECEDING THIS CODE.** Actions or proceedings commences prior to the effectivity of this Code shall not be affected nor accrued rights diminished upon effectivity of this Code. All procedures thereafter taken shall conform with the provisions of this Code in so far as possible. The chapter and section headings do not in any manner affect the scope, meaning, or intent of the provisions of this Code.

SECTION 10. - **RULES IN INTERPRETING THE PROVISION OF THIS CODE.**

- (a) **GENERAL RULES.** All words and phrases shall be construed and understood according to the common and approved usage of the language, but technical words and phrases and such others as may have acquired a peculiar and appropriate meaning in the law shall be construed and understood according to that peculiar and appropriate meaning.
- (b) **GENDER: SINGULAR AND PLURAL.** Every word in the Code importing the masculine gender shall extend to and be applied to several persons or things as well as to one person or thing; and every word importing the plural number shall extend and be applied to one person or thing as well as to several persons or things.
- (c) **PERSON.** The word "person" shall extend and be applied to natural and juridical persons such as firms, corporations, or voluntary associations, unless plainly inapplicable.
- (d) **TENSES.** The use of any verb in the present tense shall include the future when applicable.
- (e) **SHALL HAVE BEEN.** The word "shall have been" include past and future cases.
- (f) **SHALL AND MAY.** "Shall" is mandatory and "May" is permissive.
- (g) **REASONABLE TIME OR NOTICE.** In all cases where any provision of this Code shall require any act to be done in a reasonable notice to be given, that reasonable time or notice shall mean such time only as may be necessary for the prompt performance of that duty, or compliance with that notice.

SECTION 11. - **APPLICABILITY CLAUSE.** Other matters relating to cleanliness, waste management, sanitation and hygiene shall be governed by pertinent provisions of this Code, as well as other laws and ordinances, henceforth enacted.

CHAPTER II
DEFINITION OF TERMS

SECTION 12. - **DEFINITION OF TERMS.** When used in this Code, the following terms, words and phrases shall mean:

- a. **APPLIANCE** - includes the whole or part of any utensil, machinery, instrument, apparatus, or article used or intended for use in or for making, keeping/storing, preparing or supplying of any food.
- b. **ADULTERATED FOOD** - food that contains any poisonous or deleterious substances in a quantity which may render it injurious to health, or has been processed, prepared, packed or held under unsanitary conditions, where valuable nutrients have been in part or in whole omitted thereof.
- c. **BAKERY, BAKEHOUSE, CAKE KITCHEN OR SHOP AND SIMILAR ESTABLISHMENTS** - any premises in which breads, pastries, cakes, savorys, or other bakers small goods are baked or cooked for sale and any portion of such premises used for storage of yeast, flour or other ingredients, or used for the kneading or working with dough.
- d. **CATERER**- any person, firm or corporation maintaining or operating a kitchen or any similar establishment for the preparation, purveying, cooking, or processing of food or drink for sale or hired to serve to persons elsewhere.
- e. **CONTAMINATION** - the presence of infectious or non-infectious agent in an inanimate article or substance.
- f. **DAIRIES** - establishments for the production, sale or distribution of milk or milk products such as butter or cheese.
- g. **FOOD**- any raw, cooked or processed edible substances, beverages or ingredient used or intended for use or for sale in whole or in part for human consumption.
- h. **FOOD ESTABLISHMENT** - an establishment where food or drinks are manufactured, processed, stored or served, including those that are located in vessels.
- i. **FOOD CART** - a non-enclosed, movable food stand, with or without wheels, selling take-out foods and/or drinks such as bread, pastries, cakes, bottled or canned drinks or in mechanical dispensers, and usually located in the fastfood areas of malls, atriums, shopping complex or multi-purpose establishments.
- j. **FOOD ESTABLISHMENT OPERATOR** -any person who by ownership or contact agreement is responsible for the management of one or more food establishments.
- k. **FOOD STALL** - a permanently constructed food booth with partition walls, dividers or equivalent, with food showcases and food displays, counters, with or without kitchen, selling cooked meals or snack foods and usually found in fastfood areas of multi-purpose establishments. They are sometimes referred to as self-service restaurants.
- l. **FOOD HANDLER** - any person who handles, stores, prepares, serves food, drinks or ice or who comes in contact with any eating or cooking utensils and food vending machines.

- m. **GROCERY** - where staple food articles commonly called "groceries" are handled and sold.
- n. **HEALTH CERTIFICATE** - a certification in writing, using the prescribed form, and issued by the municipal or city health officer to a person after passing the required physical and medical examinations and immunizations.
- o. **HEALTH OFFICER** - Provincial, City or Municipal Health Officer.
- p. **LOCAL HEALTH AUTHORITY (LHA)** - an official or employee responsible for the application of a prescribed health measure in a local political subdivision. For the provincial level, the local health authority is the Governor and the Mayor for a city or municipality as the case maybe.
- q. **MISBRANDING** - indicates all possible conditions of fraud, mislabeling, imitation or misrepresentation of food products.
- r. **RESTAURANT** - coffee shops, canteens, panciteria, bistro, carenderia, fast food, refreshment parlors, cafeteria, snack bars, cocktail lounge, bars, disco, night club, food kitchens, caterer's premises and all other eating or drinking establishments in which food or drink is prepared for sale elsewhere or as part of a service of a hospital, hotel, motel, boarding houses, institution caring for people and other similar establishments.
- s. **READILY PERISHABLE FOOD** - any food of such type or in such condition as may spoil and which consists in whole or in part of meat, poultry, fish, shellfish, milk or milk products, eggs or other ingredients capable of supporting the progressive growth of micro-organisms which can cause food infection of food intoxication. This does not include products in hermetically sealed containers processed by heat to prevent spoilage, and dehydrated, dried or powdered products so low in moisture contents as to produce development of micro-organisms.
- t. **SANITATION INSPECTOR** - an officer employed by the national, provincial, city or municipal government, who enforces sanitary rules, laws and regulations and implements environmental sanitation activities.
- u. **SANITARY ENGINEER** - a person duly registered with the Board of Examiners for Sanitary Engineers (RA 1364) and who heads the sanitation division or section or unit of the provincial/city/municipal health office or employed with the Department of Health or its regional field health units.
- v. **SANITARY PERMIT** - the certification in writing of the city or Municipal Health Officer or Sanitary Engineer that the establishment complies with the existing minimum sanitation requirements upon evaluation or inspection conducted in accordance with the Presidential Decrees No. 522 and 856 and local ordinances.
- w. **SANITIZE**- an effective bactericidal treatment to render surfaces of utensils and equipment free of pathogenic microorganisms.
- x. **SARI-SARI STORE** - a convenient store where a variety of food and food materials and other household merchandise are sold in small scale.
- y. **SECRETARY** - the Secretary of Health

- z. **SINGLE SERVICE ARTICLES** - straws, cups, toothpick, chopsticks, containers, lids or closures, plates, knives, forks, spoons, stirrers, paddles, placements, napkins, doilies, wrapping and packaging materials and all other similar articles which are made wholly or in part from paper, paperboard, molded pulp, foil, wood, synthetic, and other readily destructible materials which are intended to be discarded after use.
- aa. **UTENSILS AND EQUIPMENT** - any kitchenware, tableware, glassware, cutlery, containers, stoves, sinks, dishwashing machines, tables, meatblocks and other equipment used in the storage preparation, distribution or serving of food.
- bb. **VERMIN** - a group of insects or small animals such as flies, mosquitoes, cockroaches, lice, bedbugs, mice and rats which are vectors of diseases.

CHAPTER III

WATER AND WATER SUPPLY

SECTION 13. - **PRESCRIBED STANDARDS AND PROCEDURES.** Standards for drinking water and their bacteriological and chemical examinations, together with the evaluation of results, shall conform to the criteria set by the Philippine National Standard for Drinking Water. The treatment of water to render it safe for drinking, and disinfection of contaminated water sources, together with their distribution shall be in accordance with the procedures prescribed by the DOH.

SECTION 14. - **TYPES OF WATER EXAMINATION. MANDATORY.** Water supply providers shall comply with the following mandatory examinations:

- A) Initial examination of physical, chemical and bacteriological examinations of water from newly-constructed systems or sources are required before they are operated and opened for public use. Examination of water for possible radioactive contamination should also be done initially.
- B) Periodic examination from existing water sources shall be subject to bacteriological examination as often as possible, but the interval shall not be longer than one (1) month. Physical and chemical analysis shall not be longer than six (6) Months. Physical and chemical analysis shall be at least, twice a year.

SECTION 15. - **SANITATION INSPECTION. MANDATORY.** All drinking water suppliers and water haulers operating within Municipality of Malay are required to submit water samples for inspection and testing. The Environmental Health and Sanitation Unit of the MHO shall also conduct periodic on-the-spot inspections checks on the facilities of water suppliers or haulers within the Municipality, and shall secure there from water samples likewise on a monthly basis for submission.

SECTION 16. - **LABORATORY EXAMINATION. CONDUCT.** The examination of drinking water shall be performed only by the government laboratories accredited by the DOH. The examination shall include Heterotrophic Plate Count (HPC) to the usual total and fecal coliforms examination. It shall be the duty of operators of water systems, water supplies and distributors/haulers operating within Municipality of Malay to submit, through the Sanitation Division of the MHO, water samples to the Malay Water Laboratory. All household establishments with artesian or deep wells are also required to submit water samples.

SECTION 17. - **WATER TEST CLEARANCE. VALIDITY.** The MHO shall conduct the water examination and issue a Water Test Clearance Certificate, or Certificate of Potability of Drinking Water, if the water sample passed the analysis in accordance with the Philippine National Standard for Drinking Water. The Certificate which shall be valid only for a period of One (1) Month after issuance shall be conspicuously displayed in front of the water establishment or on the tank of the water-hauling vehicles.

SECTION 18. - **TRANSPORT OF WATER.** All mobile water tanks and bulk water delivery shall be subject to inspection and issuance of a Sanitary Clearance, pursuant to the IRR on Water Supply of P.D. 856. All refilled water shall be transported in sanitary transporting facilities inspected and approved by the Municipal Health Office who shall issue Sanitary Clearance which shall be conspicuously displayed on the vehicle for public view. All vehicles from outside of Malay that transport water for consumption of Malay residents shall be required to secure and be able to present Clearance or Sanitary permit from the Local Health Office of their point of origin. Water samples there from shall like wise subjected for inspection of the Municipal Health Office of Malay.

SECTION 19. - **WATER PLANT/RETAIL WATER STATION OPERATORS.** Water Plant/Retail Water Station Operators or persons directly involved in the management and supervision of water stations shall undergo a 40-hour basic certification course specified in the Implementing Rules & Regulations (IRR) for Water Supply of P. D. 856 conducted by DOH-accredited institution and/or professional organization. They are also required to secure Sanitary Permit from the Municipal Health Office.

SECTION 20. - **PERSONNEL OF RETAIL WATER AND REFILLING STATIONS.** All personnel of retail water and refilling stations, including those operating water-vending machines and dispensers shall secure health certificate from the Municipal Health office. They are also required to attend a 20-hour water sanitation classes to be conducted by the Municipal Health Office, as a pre-requisite to the issuance of the Health Certificate.

SECTION 21. - **BOTTLED DRINKING WATER. BFAD REGISTRATION. MANDATORY.** No bottled drinking water shall be distributed and sold without a certificate of registration from the BFAD.

SECTION 22. - WATER SUPPLY. FOOD SERVING AND FOOD PROCESSING ESTABLISHMENTS. All food serving and food-processing establishments operating within the Municipality are required to submit sample of their water supply for microbiological analysis. Physical and chemical analysis of their water supply shall likewise be conducted every six (6) months.

SECTION 23. - **OTHER WATER PROTECTION MEASURES.** To protect drinking water from contamination, the following measures shall be observed:

- a) Washing clothes or bathing within a 25-meter radius from any well or other source of drinking water is prohibited;
- b) No artesian well, deep or shallow, shall be constructed within 25 meters from any source of pollution;
- c) No septic tank shall be placed or constructed within 25 meters from any well, spring cistern or other sources of drinking water, or not less than 1.5 meters from any water service line, or not less than 3.0 meters away from a water main.

- d) No radioactive sources or materials shall be stored within a radius of 25 meters from any well or source of drinking water, unless the radioactive source or material is enclosed by proper shielding.
- e) No person in charge in the management of a public water supply system shall permit any physical connection between its distribution system and that of any other water supply, unless the latter is regularly examined as regards to its quality, safety and potability; and
- f) The installation of booster pumps direct from the water distribution line of a water supply system shall be prohibited.

CHAPTER IV
SANITARY PERMIT

SECTION 24. - **SANITARY PERMIT PROCUREMENT. MANDATORY.** No person(s), entity, commercial, industrial, institutional and recreational establishments operating in Municipality, shall operate for public patronage any business or enterprise without first securing a sanitary permit from the Municipality Health Office of Malay. Renewal of sanitary permit shall be in an annual basis, and shall be a pre-requisite to the issuance of the business permit and license to operate by the BPLO. Sanitary Permits issued by the MHO shall be posted in a conspicuous place within the establishment for complete and clear public visibility.

SECTION 25. - **COVERAGE OF SANITARY PERMIT.** - Owners/operators of the following business required to secure Sanitary Permit from the Municipal Health Office:

- a) All food establishments, restaurants, coffee shops, eateries, groceries and the like food-catering establishments where food or drinks are sold and served.
- b) Water haulers, water plants, retail/refilling stations and ice plants.
- c) Public and private markets, mini-markets, flea markets, (talipapas), and all its individual stalls.
- d) Abattoirs, meat poultry, and aquatic food shops and outlets.
- e) Public Laundry.
- f) Public and private schools.
- g) Manufacturing plants and factories and their sub-contractors.
- h) Public Swimming pools bathing places, resorts and rest/recreational areas.
- i) Terminals of passenger buses, passenger jeepneys, and tricycle.
- j) Gasoline service stations, garage repair shops, vulcanizing shops.
- k) Dancing schools and physical fitness clubs or sports gyms.
- l) Bars, night spots, karaoke bars, and computer shops.
- m) Tonsorial and beauty establishments, massage clinics, sauna baths.

- n) Hotels, apartelles, lodging/boarding houses, condominiums and tenement houses.
- o) Pest Control businesses and septic tank cleaners.
- p) Trades and occupations.
- q) Buildings and its individual offices.
- r) Individual stalls of any nature, whether operating under an event organizer or not
- s) Bazaars, "Tiangges," dry goods flea markets
- t) Carnival, fairs and other business recreational places
- u) Movie houses, bingo houses, and lotto outlets
- v) Other businesses that cater services for a fee, those that sell foodstuff to the public and/or those that require business license and permit to operate from the BPLO
- w) Ambulant vendors (not sidewalk vendors) who are registered with the Office of the Malay Public Administrator.

SECTION 26. - **ADDITIONAL REGULATIONS. FOOD HANDLER. AMBULANT VENDORS.** Ambulant vendors who are food handlers shall be subject to the following additional regulations:

- a) They shall undergo medical and health examination to be conducted by the Municipal Health Office of Malay.
- b) They shall possess the required health certificate
- c) They shall secure business permit and license to operate issued by the BPLO
- d) The food they shall be selling, as well, as the containers thereof shall be tested anytime by sanitary inspectors to ensure their germ free and safety condition; and
- e) The food sell shall not include raw poultry, pork, beef, seafood and other similar foodstuff.

CHAPTER V HEALTH CERTIFICATES

SECTION 27. - **HEALTH CERTIFICATE. REQUIREMENTS. MANDATORY.** No person, whether a food or non food handler, shall be employed in any food establishment, food processing/manufacturing plants, bakeries and other outlets or establishments of the like without a Health Certificate issued by the MHO. The HealthCertificates shall be issued only to food handlers after the required physical and medical examination which include chest X-ray and immunization. They shall also under go food-handling seminar and training and occupational safety, prior to issuance of the health certificate.

SECTION 28. - **MANDATORY SANITARY PRACTICES OF FOOD HANDLERS WHILE AT WORK.** Food handlers are strictly required to observe the following sanitary practices:

- a) Wear clean working garments. The cook shall wear prescribed head caps while a male or employee shall wear a head cap or hairnet.
- b) Observe good personal hygiene that includes daily bath, clean well-kept hair, and trimmed nails.
- c) Wash hands thoroughly with soap and water and dry them with a clean or disposable towel or by a suitable hand-drying device before working, especially, after visiting toilet.

CHAPTER VI
FOOD QUALITY AND PROTECTION

SECTION 29. - **FOOD QUALITY AND PROTECTION.** To ensure that the food quality is maintained and the consumers are well protected from hazardous foods, the following shall be strictly observed:

- a) Meats poultry and meat products, fish and other aquatic products shall be procured from sources under sanitary or veterinary supervision.
- b) No meat products, fish, vegetables or other food items shall be procured from sources or areas known to have been affected or contaminated by radioactivity or radioactivity fall out.
- c) Milk and fluid products shall be obtained from sources under sanitary or veterinary supervision and the same shall be sterilized, pasteurized or otherwise heated.
- d) Packed and repacked foods must be properly labeled.

SECTION 30. - **VERMIN ABATEMENT AND PROTECTION.** Owners, operators and/or management of establishments shall put in place and maintain an effective vermin abatement program within its area of operation.

SECTION 31. - **DISPOSAL OF WASTE FOOD AND REFUSE.** In disposing, garbage and refuse, the following requirements shall be strictly observed:

- a) Food preparation areas should have storage containers for refuse and discards and the same shall be located away from food handling operations.
- b) Storage containers for refuse shall be tightly covered at all times and shall be protected against vermin infestation.
- c) Used cooking oil shall not be disposed in the sink, drainage, or into any body of water. Used cooking oil shall be place in separate refuse containers.
- d) There shall be separate containers or receptacles for food wastes and for non-biodegradable wastes.
- e) Storage spaces for refuse containers shall be regularly cleaned thoroughly with detergent.

SECTION 32. - **GROCERIES. SARI-SARI STORE. PROTECTION. CONTAMINATION.** No grocery or sari-sari store shall be established within the distance of twenty five (25) meters from any source of contamination.

SECTION 33. - **ICE PLANTS. PROTECTION. CONTAMINATION.** Only potable water shall be used in the manufacture of ice. In storing and transporting ice intended for public sale and consumption, precautionary measures shall be taken to protect the ice from sources of contamination.

CHAPTER VII**PUBLIC MARKETS, PRIVATE MARKETS, MINI-MARKETS,
FLEA MARKETS (TALIPAPA) AND ABATTOIRS**

SECTION 34. - SANITARY PERMIT. PUBLIC AND PRIVATE MARKETS. MINI-MARKETS. FLEA MARKETS (TALIPAPAS). ABATTOIRS. All owners of individual stall of public markets, private markets, mini-markets, flea markets (talipapa) shall secure a Sanitary Permit from the Municipal Health Office of Malay, as well as, abattoirs operating in this municipality. The said Sanitary Permit shall be displayed conspicuously in the stall in complete public view.

SECTION 35. VENDORS IN MARKETS. ABATTOIR BUTCHERS/WORKERS. REGULATORY POLICIES. All vendors in public markets, private markets, mini-markets, flea markets (talipapa) and abattoirs, as well, shall observe the following:

- a) Procurement of Health Certificate issued by the Municipal Health Office of Malay;
- b) Wearing of proper attire, if possible uniform, with apron, to insure the sanitation and hygiene condition of the food staff being offered for sale.

SECTION 36. - PUBLIC AND PRIVATE MARKETS, MINI-MARKETS, FLEA MARKETS (TALIPAPA) AND ABATTOIRS. REGULATING POLICIES. FACILITIES. Public and private markets, mini-markets, flea markets and abattoirs shall strictly observe the following policies on foodstuff selling:

- a) All meat, poultry/meat products, fish and other aquatic foods shall be subject to veterinary inspection by the Office of Municipal Agriculture of Malay before they can be offered for sale;
- b) Meat or poultry slaughtered, fish and aquatic foods caught, and vegetable harvested in radioactive zones, as well as, in areas contaminated by toxic substances or high in mercury count, as determined by the Municipal Health Authorities, are prohibited to be sold, and shall therefore be condemned, confiscated for outright disposal;
- c) The use of deceiving lamps or lights in all meet markets is prohibited.
- d) Selling or vending through mobile stores within the Malay Public Market Zone is strictly prohibited;

SECTION 37. - TRANSPORT. MEAT AND MEAT PRODUCTS. Vehicles used in transporting meat/meat products shall be equipped with an apparatus/gadget or appropriate refrigerated storage where carcasses or slabs of meat products shall be hooked and hanged to ensure their sanitary condition while in transport.

SECTION 38. - WASTE WATER DISPOSAL. SEPTIC TANK. All wet markets that sell fish, and other raw aquatic products in public and private markets, mini-markets, and flea markets (talipapas) are required to install septic tank or use acceptable waste water disposal system.

CHAPTER VIII**SCHOOL SANITATION AND HEALTH SERVICES**

SECTION 39. - ANNUAL PHYSICAL, MEDICAL, DENTAL CHECK-UP. TEACHERS AND NON-TEACHING STAFF. All teaching and non-teaching personnel of public or private schools shall undergo an annual physical, medical and dental

check-up. The MHO shall conduct the check-up for public school teachers and personnel. Private schools may designate their hospital or clinic for their teachers and personnel.

SECTION 40. - PHYSICAL ENVIRONMENT. SCHOOLS. In the design and establishment of schools, the following factors shall be considered:

- a) School sites shall be distant from all sources of health nuisances and pollution;
- b) School grounds must be provided with garbage cans or receptacles for proper waste and garbage disposal in order to maintain and preserve a healthy environmental atmosphere;
- c) School building shall be adequately lighted and ventilated and must be free from any forms of pests;
- d) Proper abatement program for vermin control;
- e) Compliance with the threshold limits and value of hazards and occupational health, safety and sanitary regulations;
- f) Provision of separate and conveniently located toilet facilities and hand wash facilities for both parties;
- g) Availability of occupational health services and emergency preparedness program;
- h) Provision of restrooms and mess halls for employees/workers and maintenance of the same in a clean and sanitary condition. Mess hall food handlers must possess health certificates issued by MHO;
- i) All places of employment and workrooms, including machinery and equipment must be kept clean and sanitary;
- j) All other sanitary requirements prescribed under this Code, for as long as they are applicable to the industrial establishment, shall likewise apply.

CHAPTER ix

PUBLIC SWIMMING POOLS AND BATHING PLACES

SECTION 41. - CRITERIA AND STANDARDS. SWIMMING POOLS AND BATHING PLACES. The following criteria and standards for swimming pools and bathing places shall be strictly observed.

- a) To prevent pollution of waters and facilitate sanitation maintenance, a sanitary structural set up must be in place;
- b) Presence of Sanitary Structural Standards for appurtenances, such as toilets, shower baths and dressing rooms;
- c) Installations of covered garbage receptacles in the premises;
- d) Presence of methods and systems of determining the sanitary quality of water, particularly that which is used in swimming pools;
- e) Waste water disposal shall be in accordance with the clean water act;
- f) Presence of criteria to be used in the limitation of swimming or bathing loads of swimming pools in accordance with the type of water treatment applied.

SECTION 42 - PROTECTION OF CUSTOMERS. SWIMMING POOLS AND PUBLIC BATHING AREAS. To protect the health and safety of persons, the following policies shall be strictly observed:

- a) Institution of correct sanitary practices for persons swimming or bathing to prevent the transmission of communicable diseases.
- b) Implementation of correct sanitary procedures of personnel working in those places to maintain their adequate sanitation and cleanliness of accessories used by customers;
- c) Posting of conspicuous signs to warn the public of the presence of artificial or natural hazards.
- d) Disallowing individuals with skin diseases to dip or swim in the pool.
- e) Presence of adequate number of competent lifeguard trained for life - saving and artificial resuscitation available during swimming periods.
- f) Lifesaving equipment equipped shall be mounted in a conspicuous places, distributed around swimming pool decks, at lifeguard chairs readily accessible, its function plainly marked, and kept in good repair and ready condition.

**CHAPTER X
CARNIVALS AND FAIRS**

SECTION 43. - CRITERIA AND STANDARDS. CARNIVALS AND FAIRS. Carnivals and Fair shall strictly observe the following criteria and standards in the operation of the same:

- a) Installation of adequate portable toilets and provision of water facilities;
- b) Installation of covered garbage receptacle in strategic places;
- c) Regular implementation of vermin control program;
- d) Carnival/fair grounds shall be maintained clean at all times, free from litter and accumulated rubbish. Presence of proper garbage disposal system.
- e) Sale of foodstuff in these facilities shall be in conformity with the applicable provisions of this Code;
- f) Sleeping, bathing and cooking on the open grounds of carnivals and fairs shall be strictly prohibited.
- g) Posting of signage's, on conspicuous places, warning the public of the presence of artificial or natural hazards.
- h) Other requisites and requirements, as prescribed by the Office of the Municipal Engineer and the MHO shall likewise be strictly observed.

CHAPTER XI
TRANSPORT TERMINAL, BUS/JEEPNEY STOPS
AND SERVICE STATIONS

SECTION 44. - **TRANSPORT TERMINALS. OPERATION POLICIES.** Transport terminals shall observe the following rules and regulations:

- a) Provision of sanitary facilities for the convenience and personal necessities of the traveling public;
- b) Provision of ample area to prevent overcrowding of passengers;
- c) Provision of restrooms, urinals, separate toilets for men and women and other related amenities such as wash basin, soap and detergent;
- d) Waiting areas must be adequately ventilated and well lighted with adequate sitting facilities;
- e) Installation of well covered garbage receptacles for refuse and litters;
- f) Sale of foodstuff on terminals shall be in conformity with the provision of this code;
- g) All sanitary requirements provided by this Code, for as long as they are applicable to passengers terminate, stops and stations, shall likewise be applicable.

CHAPTER XII
CAMP AND PICNIC GROUNDS

SECTION 45. - **CAMPS AND PICNIC GROUNDS. SANITARY PERMIT. OPERATION POLICIES.** No camps and picnic grounds shall be open for public patronage without a sanitary permit issued by the MHO. The following provisions shall apply to these establishments:

- a) Camp and picnic ground sites shall not be subject to flooding, must be well drained, distant from any source of nuisances and will not endanger sources of any public water supply.
- b) Camp and picnic houses shall be provided with adequate lighting, ventilation and sanitary facilities.
- c) Adequate and safe drinking water shall be available at all times.
- d) The storage, food preparation and serving shall be in accordance with the provisions of this Code.
- e) Sewage disposal shall likewise be in accordance with the provisions of this Code.
- f) Garbage/refuse cans with tight-fitting covers shall be provided at strategic places at the picnic grounds, and regular collection service shall be maintained.
- g) Vermin control program shall be made regularly.
- h) Camp and picnic grounds shall be maintained clean at all times, free from litter and accumulated rubbish.

- i) All sanitary laws required under this Code, for as long as they are applicable to the herein camps and picnic grounds, shall be provided and implemented.

CHAPTER XIII
DANCING SCHOOLS, DANCING HALLS, PHYSICAL FITNESS
AND SPORTS GYMNASIUM

SECTION 46. - **DANCING SCHOOLS, DANCING HALLS, PHYSICAL FITNESS AND SPORTS GYMNASIUM. REGULATORY POLICIES.** All applicable provisions of Chapter XI of Presidential Decree No. 856, otherwise known as the Code on Sanitation of the Philippines are hereby adopted under this Chapter.

CHAPTER XIV
NIGHT SPOTS, KARAOKE BARS AND HOUSES

SECTION 47. - **NIGHTSPOTS, KARAOKE BARS/HOUSES. REGULATORY POLICIES.** Night spots and karaoke bars/houses shall strictly observe the following regulatory policies:

- a) Patrons of these establishments should be provided with adequate water and toilet facilities.
- b) Employees, such as cooks, waiters, waitresses, bartenders and other food handlers, are required to secure the required health certificate from the Municipal Health Office.
- c) No minors shall be allowed to work in these establishments.
- d) The storage of food and drinks shall be in accordance with the provisions of this Code.
- e) All other sanitary requirements applicable to their establishments provided by this Code shall likewise apply.

CHAPTER XV
TONSORIAL AND BEAUTY ESTABLISHMENTS

SECTION 48. - **TONSORIAL AND BEAUTY ESTABLISHMENTS. REGULATORY POLICIES.** The following regulatory policies shall strictly be observed:

- a) All employees of these establishments are required to secure health certificates from the Municipal Health Office of Malay.
- b) These establishments are required to have garbage receptacles to be collected and disposed of regularly.
- c) The premises shall be kept and maintained clean and sanitary at all times.
- d) All sanitary requirements require under this Code, for as long as they are applicable to the herein establishments, shall be provided and implemented.

SECTION 49. - **TONSORIAL AND BEAUTY ESTABLISHMENTS. CORRECT SANITARY PRACTICES. STAFF AND PERSONNEL.** Staff and personnel shall strictly observe the following correct sanitary practices.

- a) Working personnel shall wash their hands thoroughly with soap and water before servicing customers.
- b) They shall wear clean working garments.
- c) Smoking or eating shall be prohibited while working.
- d) Tools/implements of their trade shall be cleaned and disinfected before and after their use.
- e) Customers shall be supplied with clean and fresh towels, crapes and other necessary linens.
- f) Precautionary measures shall be observed to prevent transmission of disease, especially on customers showing any form of skin infirmity or dermatoses.

CHAPTER XVI

MESSAGE PARLORS, PHYSICAL THERAPY CLINICS AND SAUNA BATH ESTABLISHMENTS

SECTION 50. - **SANITARY REQUIREMENT.** Massage Parlors, physical therapy clinics and sauna bath establishments shall observe strictly the following sanitary requirements;

- a) All masseurs, masseuse and employees of these establishments are required to secure health certificates from the Municipal Health Office of Malay.
- b) These establishments are required to have garbage receptacles to be collected and disposed of regularly.
- c) The premises shall be kept and maintained clean and sanitary at all times.
- d) All sanitary requirements required under this Code, for as long as they are applicable to the herein establishments, shall be provided and implemented.

SECTION 51. - **CORRECT SANITARY PRACTICES. PERSONNEL.** All personnel of massage parlors, physical therapy clinics and sauna bath establishments shall strictly observe the following correct sanitary practices in the exercise of their respective occupation:

- a) Working personnel shall wash their hands thoroughly with soap and water before servicing customers.
- b) They shall wear clean working garments.
- c) Smoking or eating shall be prohibited while working.
- d) Tools/implements of their trade shall be cleaned and disinfected before and after their use.
- e) Customers shall be supplied with clean and fresh towels, crapes and other necessary lines.
- f) Precautionary measures shall be observed to prevent transmission of disease, especially on customers showing any form of skin infirmity or dermatoses.

SECTION 52. - **THERAPISTS. DOH CERTIFICATES.** All practicing therapists must be a holder of a Certificate of Accreditation from the Committee of Examiners for Massage Therapists from DOH. No person is authorized to practice massage profession in the Municipality of Malay without holding a valid certificate of registration issued by the Committee and approved by the Secretary of Health starting January 2015 (approved Administrative Order No. 2010 - 0034 dated December 1, 2010)

CHAPTER XVII

HOTELS, CONDOMINIUM, APARTMENTS AND BOARDING HOUSES/DORMITORIES

SECTION 53. - **GENERAL POLICIES. HOTELS, CONDOMINIUMS, APARTMENTS AND BOARDING HOUSES/DORMITORIES.** Management and/or operators of the above-stated establishments are strictly required to comply with the following general operational policies:

- a) Any extension or structural expansion of the aforecited establishments shall require the issuance of Sanitary Permit before operation of the same;
- b) All establishments shall provide their patrons with adequate water supply, toilet facilities, as prescribed under this Code.
- c) Establishments and their premises shall always be kept clean and in good sanitary condition.
- d) For establishments within house food services, preparation and serving food to customers shall be in accordance with the provisions of this code and other related municipal legislations, and customers thereof shall be provided with clean and sanitized amenities.
- e) All establishments shall designate facilities for refuse disposal.
- f) Animals, fowls and pets shall be housed in appropriate kennels or cages separate from living quarters.
- g) No person shall be employed in the establishments without first procuring a health certificate from the Municipal Health Office of Malay.

SECTION 54. - **SPECIFIC REGULATORY POLICIES. BOARDING HOUSES/DORMITORIES.** All boarding houses, bed spaces and dormitories shall strictly observe the following regulatory policies:

- a) Any extension or additional construction in an establishment shall require a sanitary permit before it could be operated.
- b) All establishments shall provide their patrons with adequate water supply, toilet facilities, as prescribed under this Code.
- c) A fire exit shall be provided, location of such must be accessible from the various points of occupancy by way of unhampered passage way/s with a width of no less than one (1) meter of space;
- d) For hotels, the storage, preparation and serving foods to customers shall be in accordance with the provisions of this Code, and customers thereof shall be provided with clean and sanitized amenities.
- e) All establishments shall designate facilities for refuse disposal.

- f) Animals, fowls and pets shall be housed in appropriate kennels or cages separate from living quarters.
- g) No person shall be employed in the establishments without first procuring a health certificate from the Municipal Health Office of Malay.

CHAPTER XIII

VERMIN CONTROL AND FUMIGATION

SECTION 55. - **VERMIN ABATEMENT PROGRAM. FUMIGATION ACTIVITY. MHO CLEARANCE.** All nature procedures and frequencies of vermin abatement and fumigation activities within the municipal jurisdiction of Malay shall secure clearance from the Municipal Health Office of Malay before implementation of the same.

SECTION 56. - **PEST APPLICANTS/SPECIALISTS.** Pest applications/specialists shall strictly observe the following regulatory policies:

- a) Corresponding Sanitary Permit from the Municipal Health Office of LGU Malay must be secured before the conduct of any fumigation and/or thermal insecticidal fumigation activities with this jurisdiction;
- b) Conduct of inspection of the pest treatment done and if found satisfactory an approved Certificate of Completion shall be issued by the MHO;
- c) Registration and accreditation by the MHO of LGU-Malay, upon payment of prescribed fees must be complied to all pest applicators, juridical or natural, before engaging in any pest control activities within the jurisdiction.

CHAPTER XIX

SEWAGE AND REFUSE COLLECTION AND DISPOSAL

SECTION 57. - **SEWAGE COLLECTION AND DISPOSALS.** Sewage collection and disposal and the drainage systems thereof shall be in accordance with the provisions of Chapter XVII of Presidential Decree No. 856 or the Code on Sanitation of the Philippines, the National Building Code of the Philippines, and LGU-Malay Municipal Ordinance No. 307, series of 2012, An ordinance requiring residential and commercial buildings in Boracay to connect with the existing sewerage system.

SECTION 58. - **SANITARY TOILET FACILITIES. MANDATORY.** All homes, establishments and quarters, including those in resettlement sites shall have adequate sanitary toilet facilities.

SECTION 59. - **GARBAGE AND REFUSE DISPOSAL.** Improper disposal of garbage and/or refuse is strictly prohibited. In view thereof provisions of Municipal Ordinance Numbers 56, series of 1992; 72, series of 1994; 84, series of 1995; 86, series of 1995; 185, series of 2003 and 311, series of 2012 are hereby adopted as integral part of this Code.

SECTION 60. - **PRIVATE REFUSE COLLECTION SERVICE. SANITARY PERMIT.** No person, firm or corporation, private agency or institution shall operate or manage a refuse collection services, refuse disposal areas and facilities, swill collection and junk dealership without a Sanitary Permit issued by the Municipal Health Office of Malay.

SECTION 61. - **JUNK SHOP OPERATION. REGULATORY POLICIES.** Junk shop operators, prior to its operation within the municipal jurisdiction of LGU-Malay, must secure a Sanitary Clearance from the Municipal Health Office and the name will serve as one of the pre-requisite documents in securing a Mayor's Permit to operate.

CHAPTER XX

NUISANCES, OFFENSIVE TRADES AND OCCUPATION

SECTION 62. - **UNATTENDED IDLE LOT.** Untended and/or unattended properties and/or idle lots within the Municipality, which can be habitat for vermin and other carrying insects, shall be subject to clean-up by the Local Government the cost of which shall be chargeable against the lot owner.

SECTION 63. - **PIGGERY AND RANGED POULTRY. PROHIBITION.** Piggery of whatever nature, and ranged poultry raising are strictly prohibited in the entire Island of Boracay.

SECTION 64. - **NOISE MAKING REVETRIES DRINKING SPREES.** All applicable provisions under Chapter XIX (Nuisances and Offensive Trades and Occupations) of P.D. No. 856, otherwise known as the "Code on Sanitation of the Philippines, are hereby adopted under this Chapter.

SECTION 65. - **REMEDIAL MEASURES. NOISE MAKING REVETRIES DRINKING SPREES.** All nuisances mentioned in Chapter XIX of P.D. 856 and in this Code, which may jeopardize the health, safety and public safety of the community shall be acted upon by the Municipal Health Office of Malay, who shall prescribe appropriate remedial measures, or corrections or even removal of the specific nuisance. Upon declaration of such as a public health hazard, the Municipal Health Office, by the authority of the Local Chief Executive, shall effect a Cease and Desist Order, or any possible legal means or action to protect the health of the public.

CHAPTER XXI

ENVIRONMENTAL POLLUTION

SECTION 66. - **ENVIRONMENTAL POLLUTION. ABATEMENT.** For the purpose of this Code, the provisions, of Republic Act No. 3931, the rules and regulations of the National Water and Air Pollution Control Commission, which was promulgated in accordance with the provisions of Section 6 (a) 2 of the said Act, the provisions of Presidential Decree No. 480, the rules and regulations of the Radiation Health Office of the DOH, and all *local* ordinances relating to pollution, shall be adopted in this Code.

CHAPTER XXII

PORT, AIRPORT, VESSEL, AND AIRCRAFT SANITATION

SECTION 67. - **VESSEL SANITATION.** For the purpose of this Section, the Provision of Art. II of the Quarantine Regulations promulgated under Section 5 of Republic Act No. 123 shall be applied and enforce.

SECTION 68. - **AIRCRAFT SANITATION.** For the purpose of this Section, the requirements in the Guide to Hygiene and Sanitation in Aviation of the World Health Organization are adopted as part of this Code.

CHAPTER XXIII
DISPOSAL OF DEAD PERSONS

SECTION 69. - **DISPOSAL OF DEAD PERSONS.** The disposal and burial of dead persons for purposes of this Code, shall be governed by the provisions of Chapter XXI of Presidential Decree No. 856 or the Code on Sanitation of the Philippines and/or existing rules and regulations on the disposition of dead human bodies.

SECTION 70. - **BURIAL REQUIREMENTS.** The disposal, cremation and burial of dead persons shall be subject to the following requirements.

- a) No human remain shall be buried or cremated without a Certificate of Death duly issued by the Municipal Local Civil Registry of Malay.
- b) The Death Certificate must be signed, attested and issued by the attending by either a private or government physician.
- c) In case, where no physician is in attendance, the basis of the Certificate of Death shall be an affidavit duly executed by an informant stating the circumstances regarding the cause of death. For verification purposes, a Barangay Clearance shall be necessary.
- d) In case, where no physician is in attendance, the certificate of death shall be signed and issued by the Municipal Health Officer of Malay.
- e) The death shall be reported to the Municipal Health Office within Forty Eight (48) Hours after death and the Certificate of Death shall be forwarded within thirty (30) days to the Municipal Local Civil Registry Office of Malay for registration. Late reporting shall be accompanied by an affidavit duly notarized by a Notary Public.

SECTION 75. - **SHIPMENT OF REMAINS.** The shipment or transfer of remains of a dead person shall be covered by the following requirements:

- a) Death Certificate
- b) Transfer Permit shall be secured from the Local Health Authority of point of origin.
- c) The remains or cadaver must be properly embalmed.
- d) Transit Permit shall likewise be secured from all cities or municipalities will pass, if local ordinances of such places shall so require.
- e) Shipment of remains to and from abroad shall be governed by the rules regulations of the National Quarantine Office.

SECTION 71. - **MEDICO LEGAL CASES.** If the Municipal Health Officer issuing the Certificate of Death has reason(s) to believe or suspects that the cause of death was due to violence or crime, he shall notify immediately the concerned authorities of the Philippine National Police or the National Bureau of Investigation. Cause of deaths considered as medico legal cases are, but not limited to, stab wounds, gunshot wounds, suicide of any kind of strangulation or intake of poisonous substances, accidents resulting to death, or any other acts of violence inflicted upon a person that result death or sudden death of undetermined cause.

SECTION 72. - **DISINTERMENT OF REMAINS.** Disinterment of remains may be permitted within a shorter time, provided that the disinterment is requested by the Philippine National Police and the National Bureau of Investigation, or upon order of a judicial court, and shall be subject to the approval of the Regional for Health Office.

SECTION 73. - **RELEASE OF CADAVERS FROM HOSPITAL/CLINIC.** Hospitals or clinics shall be prohibited to release cadavers to funeral parlors or to any person, juridical or natural, without the expressed consent of the relatives of the deceased, and imposing penalty for violation thereof.

SECTION 74 - **UNEMBALMED CORPSE.** A dead body that was not embalmed has to be interred within Twenty four (24) hours after death, subject to the usual procedures and processes the Municipal Health Officer may deem necessary.

**CHAPTER XXIV
SCHEDULE OF SANITARY FEES**

SECTION 75. - **SCHEDULE OF SANITARY FEES.** The following schedules of fees are hereby prescribed under this code:

TYPE OF OFFENSE/VIOLATION		FINE/PENALTY
SEC. 13	* Sanitary Clearance Fee for every Refilled Water Delivery	₱ 200.00
SEC. 35	* Health Certificate Fee	230.00
SEC. 130 (c)	* Registration/Accreditation of Non-Malay Based Pest Applicators Annual Renewal of Registration & Accreditations.	5,000.00 3,000.00
	* Sanitary Permit Fees for All Types of Business	300.00

SANITARY INSPECTION FEE BASED ON THE AREA OCCUPIED BY THE ESTABLISHMENT:

Less than	23 sq.m.	₱ 300.00
25 sq.m. or more but less than	50 sq.m.	400.00
50 sq.m. or more but less than	100 sq.m.	500.00
100 sq.m. or more but less than	200 sq.m.	600.00
200 sq.m. or more but less than	500 sq.m.	700.00
500 sq.m. or more but less than	1,000 sq.m.	800.00
1,000 sq.m. or more but less than	1,500 sq.m.	900.00
1,500 sq.m. or more but less than	2,000 sq.m.	1,200.00
2,000 sq.m. or more but less than	3,000 sq.m.	1,500.00
3,000 sq.m and up		3,000.00

BURIAL, TRANSFER, ENTRANCE & EXHUMATION FEES

A. Burial Permit	- Private	₱ 500.00
	- Public	400.00
B. Transfer Permit	- Local to Local	300.00
	- Local to Abroad	700.00
C. Entrance Permit	- From Abroad	800.00
	- From Other LGUs	300.00

D. Exhumation Permit	-	Private Cemeteries	500.00
	-	Public Cemeteries	300.00
	-	With Special Permit	300.00
E. Reburial Permit	-	Private Cemeteries	300.00
	-	Public Cemeteries	300.00

CHAPTER XXV

SCHEDULE OF FINES AND PENALTIES

SECTION 76. - **SCHEDULE OF FINES AND PENALTIES.** The following schedule of fines and penalties are hereby imposed for violation of the provision of this Code:

TYPE OF OFFENSE/VIOLATION	FINE/PENALTY
• (Failure of Water Suppliers to Submit Water Samples	₱ 2,500.00
• Non-Display of Water Test Clearance Certificate	1,000.00
• Failure of Mobile Water Tank and Bulk of Water Delivery To Secure Sanitary Clearance	1,000.00
• No Sanitary Clearance from Local Health Office of the Water's Point of Origin (for Water Coming From outside of Malay	1,000.00
• Non-Possession of 40-hours Basic Certificates Course by Water Plant/Retail Water Station Operator and Failure to Secure	2,500.00
• Non-Possession of Health Certificates of Personnel of Retail Water and Refilling Station	2,500.00
• No Certificate of Registration From BFAD on Bottled Water	1,000.00
• Failure to Submit Water Samples of WaterSupply of Food-Serving and Food Processingestablishments	1,000.00
• Violation of Water Protection Measures	1,000.00
• Failure to Secure Sanitary Permit of All Establishments Covered by this Section	1,000.00
• Non-Registration with the Office of the Malay Public Market Administrator and Non-Compliance to Requirements	Confiscation of Mobile Store and Goods
• No Health Certificate	2,500.00
• No Business Permit & License To Operate	Confiscation of Mobile Store and Goods
• Selling Germ-Contaminated Foodstuff	1,000.00 Confiscation of foodstuff
• Selling Raw Poultry, Pork, Beef and Other Similar foodstuff	Confiscation of foodstuff
• Failure to post Sanitary Permit	1,000.00
• Non-Possession of Health Certificate of a Food Handler of Non-food Handler. Employees of Business or Commercial Establishments is Engage in Food Manufacturing/Production and Food Processing	2,500.00
• Non-Use of Hair Nets or Head Caps	200.00
• Wearing of Jewelries/Accessories	200.00
• No P-Traps on Kitchen Sinks, Wash Basins, Sewage, Aqueducts and Outlets for Waste Water	1,000.00
• No Connection to sewerage system	2,500.00

• No MHO Transport Permit in the Transport of Readily-Perishable Food and Food Products	1,000.00
• No sanitary Permit of Small Food Establishments and Food Servicing	Closure of Establishment
• No Sanitary permit of Delivery Vehicles in the Delivery of Foodstuffs	1,000.00
• Vending of ambulant Vendors on Public Places School and Religious Zones, major Thoroughfares and/or Sidewalks	1,000.00
• No Sanitary Permit on Stall in Public Markets, Private Market, Mini-Markets and Flea Markets (talipapas) and abattoirs	Closure of stall
• Wearing of Improper Attire by Market Vendors	500.00
• No Health Permit of Food handling Vendors	2,500.00
• Non-Veterinary Inspection of Meat, Poultry, Fresh Fishes and other aquatic Foods, Fruits, Vegetables and Raw/Cooked foods	2,000.00
• Use of Deceiving Lamp or Light	1,000.00
• Mobile Store Selling or Vending in the Malay Public Market	1,000.00 & Confiscation
• Non-Installation of Septic Tank or Acceptable Waste Water Disposal on Wet Markets.	1,000.00
• No Sanitary permit of Public Laundry	Closure
• No Sanitary permit of School or Educational Institution	Closure
• No Health Certificate of Non-Teaching personnel of School	2,500.00
• Non-Submission of Water Sample of School's Water Supply	1,000.00
• No Sanitary Permit of Industrial Establishments	Closure
• No Certificate of Potability of Drinking Water	1,000.00
• No Sanitary Permit of Swimming Pool and Bathing Places	Closure
• No Sanitary Permit of Carnivals or Fairs	Closure
• No Portable Toilets/Water Facilities of Carnivals/Fair	Revocation of Permit
• Sleeping, Bathing and Cooking on Carnivals/Fair Grounds	2,000.00
• No Sanitary Permit	Closure of Terminal
• No Garbage Cans or Receptacles for Refuse and Litters on Terminals	1,000.00
• No Sanitary Permit on Camps and Picnic Grounds	Closure
• No Adequate sewage disposal on Camps and Picnic Grounds	1,000.00
• No Garbage Receptacles or Refuse Cans in Camps and Picnic Grounds	1,000.00
• No Sanitary Permit of Dancing Schools, Dancing Halls, Physical Fitness and Sports Gymnasium	Closure
• No Sanitary Permit of Nightspot, Karaoke Bar, Beer House	Closure
• No adequate Water and Toilet Facilities	1,000.00
• No Health Certificate of Employees/Workers	2,500.00
• Allowing minors to Work in the Establishment	1,000.00
• No Sanitary Permit of Tonsorial and Beauty Establishment	Closure
• No Health Certificate of Employees	2,500.00
• No Garbage Receptacles in the Establishment	2,500.00
• No Sanitary Permit of Massage Parlor, Physical Therapy Clinic and Sauna Bath Establishment	Closure

• Masseurs, Masseuse and Employees have No Health Certificates	2,500.00
• No Garbage Receptacles in the Establishment	2,500.00
• No DOH Certificates of Physical Therapist	2,500.00
• No Sanitary Permit of Hotel, Condominium, Apartment and Boarding House	Closure
• No Sanitary Permit for Extension or additional Construction	1,000.00
• No Adequate Water Supply and Toilet	1,000.00
• No Health Certificate of Employees and Workers	2,500.00
• Non-Registration/Accreditation of Non-Malay Based Pest Control Applicator	2,500.00
• No Sanitary Permit of Private Refuse Collection Service	Closure
• No Health Certificate of Private Refuse Collector	2,500.00
• Urinating and Defecating in Public Places, dumping of garbage (Anti-littering Ordinance, MO# 311, s. 2012)	1,000.00
• Raising of Backyard Piggery in Boracay (M.O.# 257, S. 2008)	Confiscation of Animal
• Noise-making Revelries/Drinking Sprees.	2,500.00

For Violation of any of the Chapters of presidential Decree No. 856 otherwise known as the "Code on Sanitation of the Philippines, the PENAL PROVISIONS of the said Presidential Decree shall be imposed. The fines and penalties provided by laws and municipality of ordinances related to cleanliness, waste management, sanitation and hygiene are hereby adopted and prescribed under this Sanitation Code of Malay.

ENACTED. SEPTEMBER 9, 2009.

APPROVED. MARCH 27, 2012.

APPROVED. SP RESOLUTION NO. 2012-136, dtd. 5-23-12

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I HEREBY CERTIFY to the correctness of the afore-quoted Municipal Ordinance.

ATTESTED:


ROWEN T. AGUIREE
 SB Member
 Acting Presiding Officer


CONCORDIA S. ALCANTARA
 Secretary to the Sangguniang Bayan

APPROVED:


JOHN P. YAP
 Municipal Mayor