



Republic of the Philippines
Province of Aklan
MUNICIPALITY OF MALAY



Office of the Sangguniang Bayan

MUNICIPAL ORDINANCE NO. 224
Series of 2005

**AN ORDINANCE PROVIDING GUIDELINES IN THE OPERATION OF
WATER REFILLING STATIONS WITHIN THE JURISDICTION OF
LGU-MALAY AND PRESCRIBING FEES THEREOF.**

SECTION 1. - **RATIONALE.** Water refilling stations in Boracay increased in number in so short a time. For purposes of monitoring and ensuring the supply of safe drinking water to the patronizing public, this piece of legislation is hereby promulgated.

SECTION 2. - **WATER BOTTLING. PROHIBITION.** It shall be prohibited of any water refilling stations within the jurisdiction of LGU-Malay to engage in water bottling unless licensed to also engage in the same by the Bureau of Food and Drugs (BFAD).

SECTION 3. - **MAYOR'S PERMIT REQUIREMENT.** No water refilling station shall be permitted to operate within the jurisdiction of LGU-Malay without securing Mayor's Permit to operate.

SECTION 4. - **REGULAR WATER ANALYSIS REQUIREMENT.** It shall be mandatory of all water refilling stations within the jurisdiction of LGU-Malay to submit the same to a quarterly bacteriological examinations and a once every six (6) months physical and chemical analysis both of which shall be conducted by the Municipal Health Office (MHO) of LGU-Malay. Schedule of said examinations shall be made by Municipal Health Office (MHO) on a regular basis.

SECTION 5. - **FEES. WATER ANALYSIS.** For the conduct of the required water analysis requirements, LGU-Malay shall charge the following fees:

| | | |
|------------------------------------|-------|----------|
| For Bacteriological Examination | - - ₱ | 220.00 |
| For Physical and Chemical Analysis | - - | 1,173.00 |

SECTION 6. - **PRODUCT STANDARD.** Any water refilling stations that fail to comply with the product standards set by the appropriate government agency shall be automatically closed by LGU-Malay.

SECTION 7. - **ADDITIONAL REQUIREMENTS.** Refilling Stations shall also comply with the following:

- 1) Wearing of surgical gowns, gloves, masks, shoes and hairnet for personnel inside work areas is mandatory;
- 2) Foods and beverages are strictly prohibited inside the processing area;
- 3) Processing area must be air-conditioned;
- 4) Use of automated bottle washer is mandatory.

SECTION 8. - **PENALTIES.** Violation of any section of this ordinance shall suffer the following fines and/or penalties:

FOR VIOLATION OF SECTION 2 - on the first offense, a fine of TWO THOUSAND FIVE HUNDRED PESOS (₱2,500.00) and cessation of water bottling business. Should the violator continue to engage in the prohibited water bottling business despite the cessation order, closure of the water refilling station shall be imposed and cancellation of business permit by LGU-Malay.

FOR VIOLATION OF OTHER PROVISIONS - on the first offense, TWO THOUSAND FIVE HUNDRED PESOS (₱2,500.00) and subsequent offense, closure of business and cancellation of Mayor's Permit to operate within the Municipal jurisdiction of LGU-Malay and imprisonment of not less than ten [10] days but not more than twenty [20] days upon the discretion of the court.

SECTION 9. - **AMENDMENT.** All ordinances, rules and regulations, or parts thereof, provisions of which are in conflict with, or contrary to, the provisions of this ordinance are hereby repealed, amended, or modified accordingly.

SECTION 10. **DATE OF EFFECTIVITY.** This ordinance shall take effect upon its approval and proper publication.

ENACTED. JANUARY 5, 2005.

APPROVED. APRIL 14, 2005.

CERTIFIED TRUE COPY:


CONCORDIA S. ALCANTARA
Secretary to the Sangguniang Bayan

APPROVED. SP RESOLUTION NO. 05-224, dtd. 6-22-05

