



Republic of the Philippines  
Province of Aklan  
MUNICIPALITY OF MALAY

*Office of the Mayor*

**Executive Order No. 15**  
Series of 2020

**AN EXECUTIVE ORDER RESTRICTING THE MOVEMENT OF PERSONS, REGULATING COMMERCE AND THE ENTRY OF GOODS EITHER BY AIR, SEA AND LAND WITHIN THE TERRITORIAL JURISDICTION OF THE MUNICIPALITY OF MALAY, AND IMPOSING MEDICAL PROTOCOLS TO CONTAIN THE SPREAD OF THE COVID-19 PANDEMIC.**

**WHEREAS**, Proclamation No. 922 was promulgated by President Rodrigo R. Duterte declaring the country in a State of Public Health Emergency due to the rapid increase of COVID-19 confirmed cases;

**WHEREAS**, despite government interventions, these number of confirmed cases of COVID-19 continues to rise, and this prompted the National Government to further declare the Philippines under a State of Calamity under Proclamation No. 929;

**WHEREAS**, given that paramount concern now is the health and well-being of Malaynons, the Local Government Unit must put up the necessary measures to contain the spread of COVID-19 in the Municipality of Malay;

**WHEREAS**, Republic Act No. 11332 declared a state policy to protect and promote the right to health of the people and shall endeavor to protect the people from public health threats, as well as the recognition that epidemics and other public health emergencies as threats to public health and national security, which can undermine the social, economic and political functions of the State;

**WHEREAS**, with the issuance of Executive Order No. 019, as amended, of the Provincial Governor of Aklan Florencio T. Miraflores restricting the movement of the people and regulating the entry of goods as well as mandating social distancing measures, adherence thereto must be made in the Municipality of Malay;

**WHEREAS**, with the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare of this Municipality and its people, the Local Government Unit of Malay shall improve public morals, preserve the comfort and convenience of its inhabitants, and at this juncture, protect and promote the health and safety of the Malaynons;

**NOW, THEREFORE, I, FROLIBAR S. BAUTISTA**, Acting Municipal Mayor of the Municipality of Malay, by virtue of the powers vested in me by law, do hereby promulgate this Executive Order:

**SECTION 1. STRICT ADHERENCE TO EXECUTIVE ORDER 019, AS AMENDED.** The Local Government Unit of Malay shall strictly adhere and implement E.O. No. 19, as amended, provided as follows:

- a) Restriction as to the Entry of Persons (Section 1)
- b) Non-Restriction of Travel outside the Province (Section 2)
- c) Dispensation of Medicines (Section 3)
- d) Suspension of Classes (Section 4)
- e) Mass Gatherings (Section 5)
- f) Working Arrangements (Section 6), and
- g) Enforcement (Section 7)

**SECTION 2. IMPOSITION OF CURFEW.** Section 6 of Executive Order No. 14 on the imposition of curfew is hereby enhanced to the effect that while the curfew ongoing, all persons within the territorial jurisdiction of the Municipality of Malay are prohibited from going in and out of their residence, place of abode and/or to roam around, or to loiter in the streets, wander or stay in all PUBLIC PLACES, singly or in group.

The following persons, however, are exempted from the effects of the curfew:

- a) Elected officials of the LGU who are rendering 24/7 functions, and government officials and employees performing essential or emergency functions;
- b) Those individuals who are going to work or by the nature of his/her work is required to render night duty;
- c) Those individuals returning from her/his place of work;
- d) Personnel of public utilities, such as, electric, cable, water, and telecommunication but with the respective Identifications/credentials;
- e) Personnel of the Municipal Solid Waste Management and garbage collectors, including individuals disposing garbage at nearest collection points;
- f) Those individuals whose condition requires immediate medical attention, or needs to purchase emergency medicines;
- g) Health workers and personnel in the actual performance of their duties and functions;
- h) Those individuals who are only in transit, or passing through and without making any stopovers within the territorial jurisdiction of Malay;
- i) In some cases, those individuals who are attending or experiencing emergency conditions which requires immediate action to prevent the loss of life or limb;
- j) Other individuals or persons who for some justifiable reasons and purpose are required in places as may be determined and allowed by the Municipal Mayor.

**SECTION 3. PUBLIC UTILITY VEHICLES. SOCIAL DISTANCING.** Public Utility Tricycles and E-trikes, Buses, Vans, and Jeepneys are hereby mandated to strictly and heavily observe social distancing measures. Their respective company/cooperative shall arrange the needed social distancing (one seat apart, etc.)

Non-observance of the social distancing protocol by these PUVs shall not be allowed to leave their respective terminals.

**SECTION 4. MARKET DAY REGULATION.** Ambulant vendors (bolante), vendors, sellers during market day is hereby regulated to sell only essential goods and commodities, such as, but not limited to food, fuel, medicines, animal food, medical supplies, medical equipment, and agricultural products. In no case shall used-garments/clothings or “ukay-ukay” be allowed.

All vendors herein and their customers shall strictly observe social distancing, and must wear protective gears/masks.

**SECTION 5. PARENTS AND THEIR CHILDREN. STUDENTS/PUPILS. GROUP ACTIVITIES. INDIVIDUALS.** All parents and guardians of students/pupils whose classes were suspended are instructed to strictly observe this EO and to strictly enjoin their children to STAY HOME, avoid strolling, loitering, malling, keep off public places, plazas, basketball courts, markets, sari-sari stores, computer shops and the like.

All minors, elderlies, and those who pregnant are mandated to STAY AT HOME, except during emergencies.

Group recreational activities as well as beach activities shall not be allowed.

Swimmers along beaches of the Municipality shall observe social distancing.

Barangay Local Government Units within the Municipality of Malay are hereby ordered to adhere to and implement this specific section within their locality.

**SECTION 6. FASTFOOD CHAINS, RESTAURANTS AND OTHER FOOD ESTABLISHMENTS.** All fast food chains, restaurants and other food-serving establishments are enjoined to observe strict social distancing in their seating arrangements. They are advised to take orders on take-out

only transactions and through delivery to minimize the close gathering and influx of customers, and the movement of persons in the Municipality.

**SECTION 7. ROUTINE CLEANING/DISINFECTING OF ESTABLISHMENT/OFFICE PREMISES. PUBLIC AND PRIVATE TRANSPORTATIONS.** All establishments and offices, including the LGU building and its facilities, are mandated to strictly observe social distancing and to strictly conduct routine flushing, cleaning and disinfecting of their premises, such as, but not limited to, doorknobs, handrails, stairs, and all other frequently touched surfaces at least twice a day or as frequently as necessary. Public and private transportations are also mandated to observe the herein required cleaning and disinfecting.

Public and Private Offices/Establishments are hereby required to sanitize the hands of their clients as well as checking their temperature before entering their building.

Wellness centers such as, but not limited to parlors, gyms, and barber shops and entertainment centers such as gaming hubs, computer shops/internet cafes operating within the jurisdiction of the Municipality of Malay are hereby ordered to temporarily stop operation until further notice.

Barangay Local Government Units within the Municipality of Malay are hereby ordered to adhere to and implement this specific section within their locality.

**SECTION 8. PERSON UNDER MONITORING (PUM).** All persons coming from areas (within and outside the Philippines) with confirmed cases of COVID-19 without signs and symptoms will be labelled as a Person Under Monitoring (PUM).

a) **PUM - Residents**

Residents of Malay who came from municipalities, cities, provinces, and countries with confirmed cases of COVID-19 without signs and symptoms shall undergo a mandatory Home Quarantine in their respective homes in Malay for 14 days.

b) **PUM – Workers**

Any person who works at any establishment in the municipality who came from municipalities, cities, provinces, and countries with confirmed cases of COVID-19 without signs and symptoms shall undergo a mandatory Home Quarantine in their respective lodging/boarding houses in Malay for 14 days.

All PUMs shall undergo HOME QUARANTINE for 14 days upon their arrival to the Municipality of Malay and shall be accounted for by the Municipal Health Office thru the Barangay Health Emergency Response Teams (BHERTs) and the Hotel/Resort/Lodging House Owners.

The Home Quarantine shall commence on the day the PUM arrived in the Municipality of Malay and shall end on the 14th day from the day of their arrival.

The PUM who shall complete the 14-day quarantine will be given a Quarantine Completion Certificate signed by the Municipal Health Officer (MHO) after a validation with the nurse or midwife assigned to the BHERT or establishments where the PUM resides or stays. An original signature of the MHO and an original countersign of the nurse or midwife should appear on the certificate as a proof of original copy of the certificate. Absence of these features signify a fake document.

**SECTION 9. HOME QUARANTINE.** PUM Residents and Workers shall be monitored by the BHERTs where the PUM resides.

Anyone who is assigned to monitor the PUM shall undergo orientation regarding COVID-19 and how to properly monitor a PUM to be conducted by the Municipal Health Office.

All PUMs shall be monitored for fever, cough, cold, difficulty of breathing, and/or diarrhea, twice a day, for 14 days.

Any PUM who would manifest fever, cough, cold, difficulty of breathing, diarrhea, and/or any other signs/symptoms shall be referred to Municipal Health Office and/or to the Malay Municipal Hospital (Mainland Malay) or Ciriaco S. Tirol Hospital (Boracay Island) by the PUM himself/herself, relative, BHERT, Hotel/Resort/Lodging House Owners, and/or anyone assigned by the Task Force following the protocol on referral.

**SECTION 10. PERSON UNDER INVESTIGATION (PUI).** PUIs are those PUMs with FEVER (38°C and above) AND/OR with COUGH and/or COLDS.

1. **ADMITTED** (Admitted in the Hospital) may be one of the following:

- a. Those with Mild Manifestations AND with Other Illness (Co-morbidity);
- b. Those with Mild Manifestations AND elderly
- c. Those with Severe Manifestations

These PUIs are for confirmation (laboratory testing) and shall be referred to Dr. Rafael S. Tumbokon Hospital (DRSTMH) for further management.

2. **OUTPATIENT** (On Strict Home Quarantine or in a Barangay Isolation Unit) are those PUMs with Mild Manifestations WITHOUT Other Illness and/or Non-elderly.

A MILD PUI (as assessed and managed by the hospitals) who shall be put into Strict Home Quarantine or Barangay Isolation Unit shall be strictly monitored by BHERTs, Hotel/Resort/Lodging House Owners, and/or anyone assigned by the Task Force for Strict Monitoring.

The Malay Municipal Hospital and Ciriaco S. Tirol Hospital shall have the responsibility to refer Severe Person Under Investigation (PUI) to Dr. Rafael S. Tumbokon Hospital (DRSTMH) for further management.

All symptomatic PUMs or labelled as PUI shall always wear a surgical mask.

Any person who shall refer a PUI should wear a mask, maintain a social distance, and must not touch the PUI or any of his/her belongings (as necessary). If the person should touch the PUI, he/she should wear gloves and other Personal Protective Equipment as needs arise and shall do disinfection protocols.

**SECTION 11. TOURISTS ALREADY IN THE MUNICIPALITY PRIOR TO THE EFFECTIVITY OF THE ORDER.** Those tourists/visitors who are stranded in the Municipality of Malay prior to the effectivity of Executive Order No. 014 shall be assisted and spearheaded by their accommodating hotel/lodging houses in coordinating with the Department of Tourism for the arrangement of their departure from the Municipality. These accommodating establishments shall likewise coordinate with the Municipal Health Office.

**SECTION 12. PERSONAL PROTECTIVE EQUIPMENT (PPE) and LOGISTICS.** The following logistics/supplies shall be prepared and procured by the MHO, BHERTs, Hotel/Resort/Lodging House Owners for PUM/PUI Monitoring:

1. Non-Contact Thermometer
2. Surgical Mask (Disposable)
3. Examining Gloves (Disposable)
4. Disinfectants (e.g. Alcohol, Sanitizers, etc)
5. Recording and Reporting Forms
6. Food Supplements
7. Other supplies necessary for the operations

Additional logistical support may be provided by the Task Force

**SECTION 13. RECORDING and REPORTING.** The daily status of the PUM shall be reported by the PUM himself/herself, relative, BHERT, Hotel/Resort/Lodging House Owners, and/or anyone assigned by the Task Force to the Municipal Health Office for recording, monitoring, and validation.

Daily reporting of PUMs and their status shall be recorded and reported based on the guidelines set by the Department of Health and/or the Inter-Agency Task Force against COVID-19 of Malay.

Any issues/concerns regarding PUMs and other matters related to COVID-19 shall be reported to the Task Force and shall be dealt with properly.

Any records and reports related to PUMs/PUIs and other COVID-Related Information should be verified and validated by the MHO in coordination with the Task Force before the issuance of any data. MHO shall also coordinate with Provincial, Regional, and/or National Epidemiology and Surveillance Unit for verification and validation.

**SECTION 14. OTHER RELATED PROTOCOLS.** Any PUM (especially the tourists still within the Municipality) who cannot complete the 14-day quarantine due to some valid reasons (as approved by the task force) shall be provided with Medical Clearance by the MHO or any physician.

No Quarantine Completion Certificate shall be issued to any PUM/PUI who did not follow the Quarantine Protocols.

No PUM/PUI shall be allowed to travel unless he/she has been subjected to medical clearance and/or quarantine protocols.

Any person or team who shall be tasked to monitor the PUMs or Mild PUIs shall observed PROPER HAND HYGIENE, SOCIAL DISTANCING, and NO TOUCH (Do not touch PUM/PUI and their belongings) PROTOCOLS.

In case that the PUM or PUI needs assistance in his/her daily living or other important matters, the BHERTs, Hotel/Resort/Lodging House Owners shall coordinate with other agencies (Social Welfare, Tourism, Health, Safety and Security, Legal, etc) appropriately.

The Barangay Local Government Unit and the Philippine National Police and other enforcement agencies are hereby called upon to enforce the mandates of national and local laws related COVID-19.

The guidelines related to PUM/PUI are subjected to any changes as maybe deemed necessary.

**SECTION 15. MUNICIPAL CHECKPOINTS. ENFORCEMENT.** The Malay PNP and its members, members of the MAP, MTRO Enforcers, and Barangay Tanods are hereby mandated to establish or put up random checkpoints on all entry and exit points of the territorial jurisdiction of the Municipality of Malay to monitor and strictly implement the provisions of this Executive Order.

All other enforcers, such as the MAP, MTRO Enforcers, LGU Securities, and Beach Guards shall strictly implement social distancing required under this Executive Order at all times.

**SECTION 16. PENAL CLAUSE.** Any person or persons, whether natural or juridical, who cause danger to public health and safety of inhabitants, violate or fail to observe or abide by guidelines and measures, as well as the mandates and protocols of this Executive Order, that of the Province, and any other relevant laws or rules, issuances or protocols issued by the Local Government or National Government in relation to the COVID-19 pandemic, shall face appropriate administrative and criminal charges.

Further, violation of the herein mentioned Executive Orders and protocols may be charged for violation of the following:

- a) Section 9 (e) in relation to Section 10 of R.A. 11332 (*Mandatory Reporting of Notifiable Diseases and Health Events of Public Health Concern Act*), and
- b) Article 151 of the Revised Penal Code (*Resistance and disobedience to a person in authority or the agents of such person*)

Furthermore, failure of the PUMs/PUIs to disclose their travel history and/or current/past illnesses shall likewise be subjected to the penalties under R.A. 11332.

Failure of the PUMs/PUIs to follow the Quarantine Protocols shall be subjected to the penalties under R.A. 9271 or the Quarantine Act of 2004.

Any person who is found to be an accomplice or an accessory to the failure of disclosing the travel and health history of any suspected person shall be held liable for violation hereof.

The Chairperson of the BHERT, the owner of the hotel/resort, or the owner of the lodging/boarding house shall be held accountable for the failure to identify any PUM/PUIs.

**SECTION 17. HARMONIZATION WITH EO 014.** The provisions of this EO shall be harmonized with the provisions EO 014, series of 2020 to avoid conflict thereof.

**SECTION 18. EFFECTIVITY.** This Executive Order shall take effect immediately and continue to be in full force and effect unless otherwise lifted.

**SO ORDERED.**

Done this 21st day of March, 2020, at the Municipality of Malay, Province of Aklan.

  
**FROLIBAR S. BAUTISTA**  
Acting Municipal Mayor