



Republic of the Philippines  
**SANGGUNIANG PANGLUNGSOD**  
City Government of Pasig

Ordinance No. 64  
Series of 2017

**AN ORDINANCE MANDATING ALL PUBLIC AND PRIVATE PREPARATORY, ELEMENTARY AND SECONDARY SCHOOLS TO PROMOTE HEALTHY FOOD AND BEVERAGES, PROHIBITING THE SALE AND/OR PROMOTION OF ALL UNHEALTHY FOOD AND BEVERAGES INSIDE SCHOOL GATES AND WITHIN 50 METER OF THE SCHOOLS GATE AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.**

Authored By: Councilors Rosalio D. Martires and Corazon M. Raymundo  
Co-Authored By: Councilors Rodrigo B. Asilo, Ferdinand A. Avis, Regino S. Balderrama, Orlando R. Benito, Rhichie Gerard T. Brown, Mario C. Concepcion, Jr., Gregorio P. Rupisan, Jr., Alejandro E. Santiago, Wilfredo F. Sityar, Victor Ma. Regis N. Sotto, and LIGA Pres. Celestino U. Chua

**WHEREAS**, the 1987 Philippine Constitution provides that the State shall protect and promote the right to health of the people and instill health consciousness among them.

**WHEREAS**, pursuant to Section 16, R.A. 7060 otherwise known as the Local Government Code of the Philippines of 1991, local government units shall ensure and support among other things xxx promote health and safety xxx and preserve the comfort and convenience of their inhabitants.

**WHEREAS**, the World Health Organization (WHO) on June 2016 called upon countries to restrict the sale and marketing of unhealthy food products defined to be those which are high in sugar, salt and fats and increase the availability and accessibility of healthy options.

**WHEREAS**, the Department of Education (DepEd) issued Memorandum Order No. 8, S2007 and Memorandum Order No. 13, S2017 providing the Policy and Guidelines on Healthy Food and Beverage Choices in Schools and in DepEd offices.

**WHEREAS**, the City Government of Pasig is genuinely concerned and is committed to the promotion of the health of its constituents, most especially children and those attending schools and recognizes the important role of proper nutrition particularly in food eating habits as these are nurtured from childhood;

**WHEREAS**, the City Government of Pasig regularly conducts its own Tsibug Pampalusog Program in all public schools to address malnutrition among the schoolchildren;

**WHEREAS**, there is an absolute need to promote healthy food to all schoolchildren and students in all private and public preparatory, elementary and secondary schools within Pasig City by prohibiting the promotion, sale, distribution, and bringing of unhealthy foods and drinks within the school premises and their immediate environment;

*M. P. Asilo*

*Corazon M. Raymundo*

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*Rosalio D. Martires*  
*Corazon M. Raymundo*

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NOW THEREFORE, BE IT ORDAINED AS IT IS HEREBY ORDAINED BY THE SANGGUNIANG PANLUNGSOD of the CITY GOVERNMENT OF PASIG, in session duly assembled that:

**SECTION 1: TITLE -** This ordinance shall be known as the "PASIG CITY HEALTHY FOOD AND BEVERAGES ORDINANCE OF 2017".

**SECTION 2. SCOPE-** The promotion of healthy food and beverages shall cover all public and private preparatory, elementary and secondary schools within the jurisdiction of Pasig City. The prohibition of selling unhealthy food items applies to all school canteens and to all commercial establishments and vendors within a 50-meter distance from the school gates.

**Section 3. DEFINITION OF TERMS -** For purposes of this Ordinance, the following terms are herein defined:

1. Promotion - includes the giving of samples, marketing, advertising, sponsoring of unhealthy food and beverages to schoolchildren as a mode of promoting or encouraging the buying thereof,
2. Sale - any transaction between the school canteen, any vendor outside the school premises and the schoolchildren where money is exchanged for the goods, food or drinks as described herein;
3. Healthy food - food items like fruits, legumes, vegetables, whole grains, and nuts and/or those food items in the Green Category of the DepEd memorandum Order No. 13, S2017;
4. Unhealthy food - food items that are high in sugar, salt and saturated fats and/or those food items in the Red Category of the DepEd Memorandum. This shall include junk foods and sugary drinks and beverages.
5. Fortified food - foods to which extra nutrients have been added. For example, milk fortified with Vit. D, breakfast cereal fortified with iron;
6. Junk Food - foods that are not made of natural ingredients or those that are not fortified food products. This also includes foods that are low in nutritional content and high in calories, salt and fats such as but not limited to "sitsirya", instant noodles, street foods and those that shall be determined as such by the proper Committee.
7. Street Food - ready to eat food or drink sold by a hawker or vendor in a street or other public place such as the market or fair. It is often sold from a portable food booth, food cart or food truck and meant for immediate consumption. Most street foods are classed as both finger food and fast food and are cheaper on average than restaurant meals.

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8. Sugary Drinks/ Beverages – drinks that are carbon-based or with carbon dioxide gas and/or categorized as soft drinks, sugar-based, synthetic or artificially flavored juices with high sugar content. This includes drinks such as but not limited to “palamig”, soda, energy drink, fruit punches, and those that shall be determined by the Joint Task Force.
9. School Canteen – refers to one of the ancillary services in the school system that sells food items to the pupils/students and serves as a support mechanism in the effort to eliminate malnutrition concerns of the school. A school canteen can either be school managed, teachers’ cooperative-managed or by a concessionaire.
10. Vendors – the school canteens, individuals, sari-sari stores with or without license/permits to sell and ambulant vendors promoting and/or selling unhealthy food and drinks inside school premises and within the prohibited 50-meter distance from the perimeter of the school;
11. Premises – includes inside and outside of the school within Fifty Meters (50m) distance of the school gate.
12. Perimeter – shall be measured from any part of the fence and/or boundary of the school;
13. Preparatory School – shall include day care, kindergarten, nursery and similar school level.
14. Main gate of school – this shall refer to the school gates as provision for the entry and exit of students.

**SECTION 4. PROHIBITED ACT** – It is unlawful for any person or entity within the premises as defined herein to sell or promote unhealthy food and drinks to all pupils/students covered by this ordinance, including, but not limited to “sitsirya” or junk foods or those that are low in nutritional content and high in calories, salt and fats, instant noodles, street foods, and soft drinks, artificial juices, “palamig”, energy drinks, fruit punches and other sugary drinks.

**SECTION 5. GRACE PERIOD** – The concerned school canteens, store owners and operators, vendors engaged in the selling of unhealthy food and drinks shall have sixty (60) days from the issuance of the Implementing Rules and Regulations of this ordinance to prepare and to completely comply with this Ordinance. During sixty days (60), the proper committee will conduct extensive information dissemination on prohibited food and beverage on this Ordinance.

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**SECTION 6. IMPLEMENTING RULES AND REGULATIONS** – Within thirty (30) days from the approval of this ordinance, the proper Committee shall formulate the Implementing Rules and Regulations of this Ordinance.

**SECTION 7. PENALTY CLAUSE** – Any person found violating the provisions of this ordinance shall be imposed a fine of:


- |                |   |  |
|----------------|---|--|
| First offense  | - | Written warning  |
| Second offense | - | Fine of P2,500.00  |
| Third offense  | - | Fine of P5,000.00 and suspension of Business Permit and Confiscation of the Prohibited Goods |

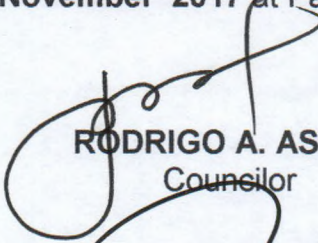
**Section 8. REPEALING CLAUSE.** All previous ordinances, rules and regulations or parts thereof which are inconsistent with the foregoing and hereby modified, amended, or repealed accordingly.

**Section 9. SEPARABILITY CLAUSE.** If any part of the provisions of this Ordinance is held unconstitutional or invalid, other parts or provisions thereof which are not affected shall continue to remain in full force and effect.

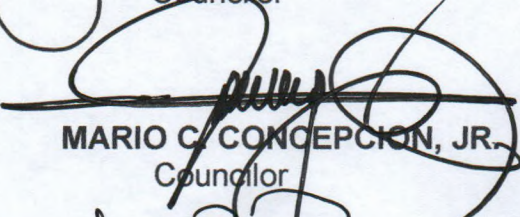
**Section 10. EFFECTIVITY CLAUSE.** This Ordinance shall become effective fifteen (15) days following the completion of its publication in the local newspaper of general circulation within the City and Pasig City Bulletin Board.

APPROVED, this 23rd day of **November 2017** at Pasig City.

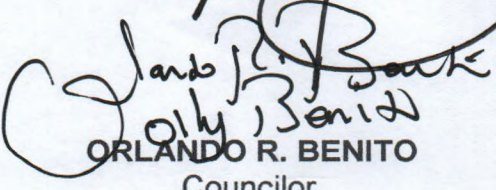
  
**VICTOR MA. REGIS N. SOTTO**  
Councilor

  
**RODRIGO A. ASILO**  
Councilor

  
**GREGORIO P. RUPISAN JR.**  
Councilor

  
**MARIO C. CONCEPCION, JR.**  
Councilor

  
**RHICHIE GERARD T. BROWN**  
Councilor

  
**ORLANDO R. BENITO**  
Councilor





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**ALEJANDRO E. SANTIAGO**  
Councilor

**CORAZON M. RAYMUNDO**  
Councilor

**REGINO S. BALDERRAMA**  
Councilor

**ROSALIO D. MARTIRES**  
Councilor

**CELESTINO U. CHUA**  
LIGA President



**FERDINAND A. AVIS**  
Councilor  
Minority Floor Leader

**WILFREDO F. SITYAR**  
Councilor  
Majority Floor Leader





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Attested by:

*Iyo Christian C. Bernardo*  
**IYO CHRISTIAN C. BERNARDO**  
City Vice-Mayor  
Presiding Officer

APPROVED:

*Robert C. Eusebio*  
**ROBERT C. EUSEBIO**  
City Mayor

Attested by:

*Reynaldo R. San Buenaventura III*  
**REYNALDO R. SAN BUENAVENTURA III**  
Acting City Council Secretary

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