



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

Ordinance No. 30  
Series of 2021

*Rhichie Brown*

**AN ORDINANCE PROHIBITING THE MISUSE AND UNDUE OR UNAUTHORIZED SALE OR TRANSFER OF CORONAVIRUS 2019 VACCINES OR VACCINATION SLOTS, AS WELL AS THE TAMPERING AND/OR FORGING OF AUTHENTIC VACCINATION CARDS, THE PRESENTATION OF THESE CARDS, AND OTHER FRAUDS IN RELATION TO CORONAVIRUS 2019 VACCINES, AND IMPOSING THE APPROPRIATE PENALTIES THEREIN.**

*Author*

**Authored by:** Councilors Rosalio D. Martires and Rhichie Gerard T. Brown  
**Co-Authored by:** Councilors Ferdinand A. Avis, Regino S. Balderrama, Orlando R. Benito, Mario C. Concepcion, Jr., Corazon M. Raymundo, Gregorio P. Rupisan Jr., Reynaldo R. San Buenaventura III, Editha C. Santiago, Wilfredo F. Sityar, LIGA Pres. Rigor J. Enriquez and SK Fed. President Georgia Lynne P. Clemente

*Walderrama*

**WHEREAS**, Section 16 of Republic Act No. 7160 or the Local Government Code of 1991, provides that the local government unit may implement measures necessary for the protection of its citizens, to wit: Every local government unit shall exercise 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. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, the preservation and enrichment of culture, promote health and safety, enhance the right of the people to a balanced ecology, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants.

*Author*

**WHEREAS**, Section 12 of Republic Act No. 115251 or the COVID-19 Vaccination Program Act of 2021, states that, subject to the provisions of the Data Privacy Act of 2012, the Department of Health (DOH) shall issue a vaccine card to all persons vaccinated, and, to fast-track the process, the DOH may delegate the processing and issuance of vaccine cards to LGUs and private entities, subject to guidelines to be promulgated by the DOH. It is further stated in the same section that no fees shall be collected for the issuance, amendment, or replacement of a vaccine card, and that the falsification of a vaccine card shall be punishable under Act No. 3185, as amended, otherwise known as "The Revised Penal Code."

**WHEREAS**, Section 5 of Republic Act No. 115251 states that private entities may procure COVID-19 vaccines only in cooperation with the Department of Health and the National Task Force through a multi-party agreement, which shall include the DOH and the relevant supplier of COVID-19 vaccine.



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

Ordinance No. 30  
Series of 2021

-page 2-

AN ORDINANCE PROHIBITING THE MISUSE AND UNDUE OR UNAUTHORIZED SALE OR TRANSFER OF CORONAVIRUS 2019 VACCINES OR VACCINATION SLOTS, AS WELL AS THE TAMPERING AND/OR FORGING OF AUTHENTIC VACCINATION CARDS, THE PRESENTATION OF THESE CARDS, AND OTHER FRAUDS IN RELATION TO CORONAVIRUS 2019 VACCINES, AND IMPOSING THE APPROPRIATE PENALTIES THEREIN.

**WHEREAS**, Resolution No. 124-B of the Inter-Agency Task Force for the Management of Emerging Infectious Diseases (IATF-MEID) provides that local government units may opt to require fully vaccinated individuals to present their vaccination cards prior to entry in their borders, in lieu of a negative RT-PCR test result.

**WHEREAS**, the Department of the Interior and Local Government issued an Advisory dated July 16, 2021 with the subject Authenticity of Vaccination Cards, stating the need thus to ensure the authenticity of vaccination cards carried by entrants, and interzonal travelers, so as to guarantee that these individuals are indeed protected from and are not carriers of COVID-19. Further, it was stated in the Advisory that all local government units are enjoined to, among others, enact an ordinance providing for penalties for those who tamper or forge authentic vaccination cards, as well as those who present the same.

**WHEREAS**, such frauds and misuse are likewise penalized under the Revised Penal Code, Section 172 or Falsification by private individuals and use of falsified documents, Section 174 or False medical Certificates, false certification of merits or services, etc, Section 175 or the use of false certificates;

**WHEREAS**, under Republic Act No. 11332 or the Mandatory Reporting of Notifiable Diseases and Health Events of Public Health Concern Act, according to the Department of Health, the falsifying of COVID-19 test results is a punishable crime with penalties of P20,000 but not more than P50,000 or imprisonment of not less than one month but not more than six months, or both fine and imprisonment, at the discretion of the court. *Further*, under Section 1-B of RA 11332, "tampering of records relating to notifiable diseases or health events of public health concern, which includes official medical test results or medical certificates, or such other documents and records issued by public health authorities" is punishable by law;

**WHEREAS**, in an Advisory dated July 16, 2021, the Department of the Interior and Local Government (DILG) issued an Advisory with the subject Vaccine-For-Sale Schemes enjoining all local government units to enact ordinances providing for penalties to those who, without authority, sell vaccines owned or donated to the government, as well as mete out penalties to those who provide or promise to provide vaccination slots or schedules in exchange for valuable consideration; and Further, in a separate Advisory dated the same day with the subject Authenticity of Vaccination Cards, the DILG enjoined local government units to enact an ordinance providing for penalties for those who tamper or forge authentic vaccination cards as well as those who present the same;



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

Ordinance No. 30  
Series of 2021

-page 3-

AN ORDINANCE PROHIBITING THE MISUSE AND UNDUE OR UNAUTHORIZED SALE OR TRANSFER OF CORONAVIRUS 2019 VACCINES OR VACCINATION SLOTS, AS WELL AS THE TAMPERING AND/OR FORGING OF AUTHENTIC VACCINATION CARDS, THE PRESENTATION OF THESE CARDS, AND OTHER FRAUDS IN RELATION TO CORONAVIRUS 2019 VACCINES, AND IMPOSING THE APPROPRIATE PENALTIES THEREIN.

**WHEREAS**, it is incumbent on the City Government to monitor and properly penalize the abusive and fraudulent practices attendant to the vaccination processes, and to ensure that these are not proliferated especially during the pandemic.

**NOW, THEREFORE**, be it **ORDAINED** as it is **ORDAINED** by the Sangguniang Panlungsod ng Pasig, in session duly assembled, the following:

**SECTION 1. PURPOSE.** – The purpose of this Ordinance is to state the prohibited acts and penalties in relation to the CoronaVirus 2019 vaccines, vaccination slots, and the vaccination card. For purposes of this ordinance, a *vaccination card* shall pertain to any card issued by the local government unit, medical institution, or any other duly-authorized entity which contains relevant information concerning an individual's inoculation status with a COVID-19 vaccine.

**SECTION 2. PROHIBITED ACTS.** – The following acts shall be penalized under this Ordinance:

- (a) Counterfeiting, forging, altering, or imitating a vaccination card, or any information, signature, seal, or feature of the same.
- (b) Misrepresenting any information requested by any person in authority, said authority conferred by law or designated, in relation to the COVID-19 vaccine, including the information indicated in the vaccine card.
- (c) Sale, advertisement, distribution, solicitation, transfer, or administration of COVID-19 vaccinations, regardless of whether or not the same is done with the intent to profit, if these acts are committed without any authorization or permit issued by the Food and Drug Administration or its equivalent, and/or without any authorization issued by the City Government of Pasig.
- (d) Purchasing or receiving of COVID-19 vaccines from a private individual without any authority or permit issued by the Food and Drug Administration or its equivalent. It shall likewise be prohibited to purchase COVID-19 vaccines from any government official/employee without any authority or permit.



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

Ordinance No. 30  
Series of 2021

-page 4-

AN ORDINANCE PROHIBITING THE MISUSE AND UNDUE OR UNAUTHORIZED SALE OR TRANSFER OF CORONAVIRUS 2019 VACCINES OR VACCINATION SLOTS, AS WELL AS THE TAMPERING AND/OR FORGING OF AUTHENTIC VACCINATION CARDS, THE PRESENTATION OF THESE CARDS, AND OTHER FRAUDS IN RELATION TO CORONAVIRUS 2019 VACCINES, AND IMPOSING THE APPROPRIATE PENALTIES THEREIN.

- (e) Sale, advertisement, distribution, solicitation, or administration of COVID-19 vaccines which are fake or which have been modified or altered without authority to do so.
- (f) Sale or transfer of COVID-19 vaccination slot/s originally reserved to the person applying for the same, to others for the purpose of substituting someone other than the original applicant without authority except in humanitarian cases to be authenticated by the reviewing authority including but not limited to the Pasig City Government City Health Department.
- (g) Purchasing or knowingly receiving COVID-19 vaccination slot/s from a private individual or a government official/employee, without any authority from the latter entities.
- (h) Tampering of existing or forging of authentic vaccination cards, as well as those who knowingly present the same, except for modification or the addition of additional protection for the card, including but not limited to laminating the same, etc, as long as the information present is not altered in any way.
- (i) Misrepresentation of vaccination status for purposes of receiving any benefit, including a fully-vaccinated individual purporting him or herself to be unvaccinated for any reason.
- (j) Commission of any fraud or deceit in relation to the COVID-19 vaccination program of either the national or local government.

**SECTION 3. PENALTY/IES FOR VIOLATION.** – Any person/s caught in violation of Section 2 hereof shall be fined with Five Thousand Pesos (Php 5,000.00) and imprisonment not exceeding six (6) months.

If the violation is committed by a corporation or other juridical entity, the directors, officers, employees, or other officers thereof responsible for the violation shall be charged and penalized.

In addition thereto, the business license issued to the said persons, organizations, corporations shall be immediately revoked and cancelled.

The penalties described in this Section are without prejudice to the filing of any appropriate administrative, civil, or criminal charges under any applicable law, by the concerned agencies, national, or local.



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

Ordinance No. 30  
Series of 2021

-page 5-

AN ORDINANCE PROHIBITING THE MISUSE AND UNDUE OR UNAUTHORIZED SALE OR TRANSFER OF CORONAVIRUS 2019 VACCINES OR VACCINATION SLOTS, AS WELL AS THE TAMPERING AND/OR FORGING OF AUTHENTIC VACCINATION CARDS, THE PRESENTATION OF THESE CARDS, AND OTHER FRAUDS IN RELATION TO CORONAVIRUS 2019 VACCINES, AND IMPOSING THE APPROPRIATE PENALTIES THEREIN.

**SECTION 4. ENFORCEMENT.** – The City Health Department, the Business Permit and Licensing Office, the Peace and Order Department, the City Legal Officer, the Philippine National Police – Pasig City Police Headquarters, and/or the Punong Barangays of Pasig City, shall ensure the effective and efficient implementation of this Ordinance. Further, appropriate charge/s shall be immediately filed against the violator/s of this Ordinance.

**SECTION 5. SEPARABILITY CLAUSE.** Should any article, section or regulation of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole, or any portion thereof other than the article, section or regulation so declared to be unconstitutional or invalid.

**SECTION 6. REPEALING CLAUSE.** All ordinances or portions of ordinances in conflict with this Ordinance, or inconsistent with the regulations of this Ordinance, are hereby repealed to the extent necessary to give this Ordinance full force and effect.

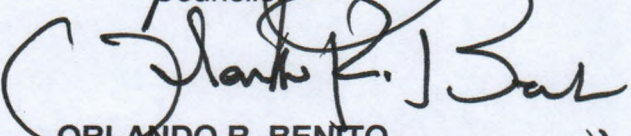
**SECTION 7. EFFECTIVITY CLAUSE.** This Ordinance shall take effect immediately upon its approval.

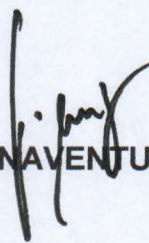
APPROVED this 19th day of August 2021 in Pasig City.

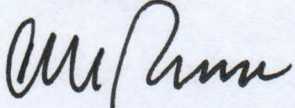
  
FERDINAND A. AVIS  
Councilor

  
MARIO C. CONCEPCION, JR.  
Councilor

  
GREGORIO P. RUPISAN JR.  
Councilor

  
ORLANDO R. BENITO  
Councilor

  
REYNALDO R. SAN BUENAVENTURA III  
Councilor

  
CORAZON M. RAYMUNDO  
Councilor



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

Ordinance No. 30  
Series of 2021

-page 6-

AN ORDINANCE PROHIBITING THE MISUSE AND UNDUE OR UNAUTHORIZED SALE OR TRANSFER OF CORONAVIRUS 2019 VACCINES OR VACCINATION SLOTS, AS WELL AS THE TAMPERING AND/OR FORGING OF AUTHENTIC VACCINATION CARDS, THE PRESENTATION OF THESE CARDS, AND OTHER FRAUDS IN RELATION TO CORONAVIRUS 2019 VACCINES, AND IMPOSING THE APPROPRIATE PENALTIES THEREIN.

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**REGINO S. BALDERRAMA**  
Councilor

*[Handwritten signature]*  
**WILFREDO F. SITYAR**  
Councilor

*[Handwritten signature]*  
**EDITA C. SANTIAGO**  
Councilor

*[Handwritten signature]*  
**RIGOR J. ENRIQUEZ**  
LISA President

*[Handwritten signature]*  
**GEORGIA LYNNE P. CLEMENTE**  
SK Fed. President

*[Handwritten signature]*  
**RHICHIE GERARD T. BROWN**  
Councilor  
Minority Floor Leader

*[Handwritten signature]*  
**ROSALIO D. MARTIRES**  
Councilor  
Majority Floor Leader

*[Handwritten signature: Frank R. Bank]*



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

Ordinance No. 30  
Series of 2021

-page 7-

AN ORDINANCE PROHIBITING THE MISUSE AND UNDUE OR UNAUTHORIZED SALE OR TRANSFER OF CORONAVIRUS 2019 VACCINES OR VACCINATION SLOTS, AS WELL AS THE TAMPERING AND/OR FORGING OF AUTHENTIC VACCINATION CARDS, THE PRESENTATION OF THESE CARDS, AND OTHER FRAUDS IN RELATION TO CORONAVIRUS 2019 VACCINES, AND IMPOSING THE APPROPRIATE PENALTIES THEREIN.

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LUNGSOD NG

Attested by: *[Signature]*  
**IYO CHRISTIAN C. BERNARDO**  
City Vice-Mayor  
Presiding Officer

APPROVED: *[Signature]*  
**VICTOR MA. REGIS N. SOTTO**  
City Mayor

UMAAGOS ANG PAG-ASA

Attested by: *[Signature]*  
**LOIDA U. VILLANUEVA**  
Acting City Council Secretary

*Large handwritten signature on the left side.*

*Handwritten signature below the Acting City Council Secretary.*

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