



Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City Government of Pasig

Resolution No. 236-11
Series of 2023

A RESOLUTION AMENDING RESOLUTION NO. 111, SERIES OF 2018, ENTITLED, "RESOLUTION APPROVING THE IMPLEMENTING RULES AND REGULATIONS OF ORDINANCE NO. 04, SERIES OF 2017 OTHERWISE KNOWN AS 'AN ORDINANCE PROHIBITING HOME BIRTHS IN PASIG CITY, PROHIBITING TRADITIONAL BIRTH ATTENDANTS TO DELIVER NEWBORNS AND REQUIRING ALL PROFESSIONAL HEALTH PRACTITIONERS TO DELIVER NEWBORNS ONLY IN HEALTH FACILITIES AND PROVIDING PENALTIES FOR VIOLATION THEREOF.'"

Author: **Councilor Roderick Mario U. Gonzales**

WHEREAS, in Ordinance No. 4, Series of 2017, the Sangguniang Panlungsod prohibited home births in Pasig City, enjoined Traditional Birth Attendants or "hilots" from accepting or assisting the delivery of pregnant of women in their homes, and required all professional health practitioners to deliver newborns in licensed health facilities;

WHEREAS, in Resolution No. 111, Series of 2018, the Sangguniang Panlungsod approved the Implementing Rules and Regulations (IRR) of the said Ordinance;

WHEREAS, Section 15 of Resolution No. 111, Series of 2018, provides for the imposition of penalties to any person found to be in violation of the said IRR, which includes the filing of administrative cases before the Professional Regulation Commission (PRC);

WHEREAS, maternal morbidity and mortality rates continue to increase due to unregulated home births in the City despite the enactment and approval of the aforementioned Ordinance and its IRR;

WHEREAS, upon recommendation of the City Health Department through its Coordinate Designate of the National Safe Motherhood Program, the Sangguniang Panlungsod deemed it necessary to revise the IRR to ensure that Traditional Birth Attendants or "Hilots" are effectively prevented from providing restricted services, and strictly implement the sanctions through the formulation of a reporting mechanism to the PRC;

WHEREAS, further streamlining the guidelines of Ordinance No. 4, Series of 2017 shall aid the improvement of overall health outcomes in the City by curbing maternal morbidity and mortality rates;





Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City Government of Pasig

Resolution No. 236-11
Series of 2023

-page 2-

A RESOLUTION AMENDING RESOLUTION NO. 111, SERIES OF 2018, ENTITLED, "RESOLUTION APPROVING THE IMPLEMENTING RULES AND REGULATIONS OF ORDINANCE NO. 04, SERIES OF 2017 OTHERWISE KNOWN AS 'AN ORDINANCE PROHIBITING HOME BIRTHS IN PASIG CITY, PROHIBITING TRADITIONAL BIRTH ATTENDANTS TO DELIVER NEWBORNS AND REQUIRING ALL PROFESSIONAL HEALTH PRACTITIONERS TO DELIVER NEWBORNS ONLY IN HEALTH FACILITIES AND PROVIDING PENALTIES FOR VIOLATION THEREOF.'"

M. P. M.

NOW, THEREFORE, on a motion duly seconded, the Sangguniang Panlungsod resolves, as it is hereby resolved, to amend Resolution No. 111, Series of 2018, entitled "Resolution Approving The Implementing Rules And Regulations Of Ordinance No. 04, Series Of 2017 Otherwise Known As 'An Ordinance Prohibiting Home Births In Pasig City, Prohibiting Traditional Birth Attendants To Deliver Newborns And Requiring All Professional Health Practitioners To Deliver Newborns Only In Health Facilities And Providing Penalties For Violation Thereof'", as follows:

Ma. Shereena

1. RULE I, SECTION 3. – Rule I, Section 3 is hereby amended and shall now read as follows:

"Section 3. Scope and Application. – The provisions of this IRR shall apply to Traditional Birth Attendants and Skilled Health Professionals attending to pregnant women giving birth within the territorial jurisdiction of Pasig City. Further, this IRR shall cover all acts attending to the birth of pregnant women including non-Pasig residents who shall give birth within the City."

2. RULE II, SECTION 5.3. – Rule II, Section 5.3 is hereby amended and shall now read as follows:

"Section 5.3. – The pregnant mother has the right to choose any DOH-licensed birthing facility to deliver her and be assisted by a skilled health professional provided the present pregnancy has no complications that will not require special or higher-level hospital care. Should the pregnancy need a higher level of hospital care, it is the responsibility of the skilled health professional to refer the patient for immediate tertiary care."

3. RULE II, SECTION 6. – Rule II, Section 6 is hereby amended and shall now read as follows:

"Section 6. Objective. – These rules shall pursue the objective of providing and implementing various health reforms aimed at rapidly reducing maternal and neonatal mortality. This will enable mothers and babies to have adequate medical care with the presence of a skilled health professional, emergency obstetric care, and access to reproductive health services."





Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City Government of Pasig

Resolution No. 236-11
Series of 2023

-page 3-

A RESOLUTION AMENDING RESOLUTION NO. 111, SERIES OF 2018, ENTITLED, "RESOLUTION APPROVING THE IMPLEMENTING RULES AND REGULATIONS OF ORDINANCE NO. 04, SERIES OF 2017 OTHERWISE KNOWN AS 'AN ORDINANCE PROHIBITING HOME BIRTHS IN PASIG CITY, PROHIBITING TRADITIONAL BIRTH ATTENDANTS TO DELIVER NEWBORNS AND REQUIRING ALL PROFESSIONAL HEALTH PRACTITIONERS TO DELIVER NEWBORNS ONLY IN HEALTH FACILITIES AND PROVIDING PENALTIES FOR VIOLATION THEREOF.'"

4. RULE III, SECTION 7. – Rule III, Section 7 is hereby amended and shall now read as follows:

“Section 7. Definition of Terms. – For the purpose of these Implementing Rules and Regulations, the following words and phrases shall have the following meanings:

- a. **Essential Intrapartum and Newborn Care** shall refer to a package of evidence-based practices recommended by the Department of Health (DOH), Philippine Health Insurance Corporation (PhilHealth), and the World Health Organization (WHO) as the standard of care in all births by skilled health professionals in all government and private settings.
- b. **Health Facility** shall mean hospital, health clinic, health infirmary, health center, lying-in clinics, birthing home with obstetrical and pediatric services whether public or private, accredited by the Department of Health. It likewise refers to birth facilities given the License to Operate by the Department of Health, provided that these facilities are also compliant with the Zoning Ordinance and requirements by the Business Permit and Licensing Department (BPLD), Environment Protection and Waste Management Department (EPWMD), and the Department of Environment and Natural Resources.
- c. **Home Birth** shall refer to the practice of giving birth at an individual’s habitual place of residence or other places that are not licensed health facilities.
- d. **Imminent Delivery** shall mean a fully dilated cervix, precipitate labor, or ruptured membranes leading to rapid cervical dilatation and frequent uterine contractions.
- e. **Skilled Health Professionals** refers to providers such as midwives, doctors, or nurses who were educated, licensed, and trained to proficiency in the skills needed to manage pregnancies, childbirth, and the immediate newborn period, and in the identification, management, and referral of complications in mothers and newborns.





Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City Government of Pasig

Resolution No. 236-11
Series of 2023

-page 4-

A RESOLUTION AMENDING RESOLUTION NO. 111, SERIES OF 2018, ENTITLED, "RESOLUTION APPROVING THE IMPLEMENTING RULES AND REGULATIONS OF ORDINANCE NO. 04, SERIES OF 2017 OTHERWISE KNOWN AS 'AN ORDINANCE PROHIBITING HOME BIRTHS IN PASIG CITY, PROHIBITING TRADITIONAL BIRTH ATTENDANTS TO DELIVER NEWBORNS AND REQUIRING ALL PROFESSIONAL HEALTH PRACTITIONERS TO DELIVER NEWBORNS ONLY IN HEALTH FACILITIES AND PROVIDING PENALTIES FOR VIOLATION THEREOF.'"

[Handwritten signature]

- f. **Traditional Birth Attendant (TBA) or "Hilot"** refers to a birth attendant or any person who is unskilled or not formally trained to proficiency of the skills needed to manage normal pregnancies and in assisting childbirth."

[Handwritten signature]
[Handwritten signature]

5. RULE IV, SECTION 8. – Rule IV, Section 8 is hereby amended and shall now read as follows:

"Section 8. Prohibited Act. – Home birth is prohibited within the territorial jurisdiction of Pasig City. Traditional birth attendants are enjoined from accepting or assisting the delivery of pregnant women whether at home or in a Health Facility or Licensed Health Facility, or anywhere outside a Health Facility or Licensed Health Facility. Skilled Health Professionals are required to deliver babies in a Health Facility or Licensed Health Facility only. They are prohibited from delivering babies at home.

All deliveries of pregnant women shall be exclusively referred to a Health Facility or Licensed Health Facility, and handled by a Skilled Health Professional, provided that the city or barangay shall endeavor to provide or facilitate assistance with transportation in cases of emergency.

Home births are allowed if unavoidable, such as when giving birth is imminent and the following exceptional circumstances are present:

- (a) Immediate transport to the health facility is not possible and there is a skilled health professional present or Pasig Emergency Unit (PEU) is on its way; and
- (b) In case of calamity or disaster

Provided, that the mother shall be referred to a Health Facility or Licensed Health Facility as soon as transportation is available, within thirty (30) minutes of vaginal birth. If calamity or disaster is present, the mother shall be referred as soon as transportation is available, not later than four (4) hours after vaginal birth, provided the patient has stable vital signs after giving birth."

[Handwritten signature]

[Handwritten signature]

[Handwritten signature]

[Handwritten signature]

[Handwritten signature]
[Handwritten signature]

[Handwritten signature]

[Handwritten signature]





Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City Government of Pasig

Resolution No. 236-11
Series of 2023

-page 5-

A RESOLUTION AMENDING RESOLUTION NO. 111, SERIES OF 2018, ENTITLED, "RESOLUTION APPROVING THE IMPLEMENTING RULES AND REGULATIONS OF ORDINANCE NO. 04, SERIES OF 2017 OTHERWISE KNOWN AS 'AN ORDINANCE PROHIBITING HOME BIRTHS IN PASIG CITY, PROHIBITING TRADITIONAL BIRTH ATTENDANTS TO DELIVER NEWBORNS AND REQUIRING ALL PROFESSIONAL HEALTH PRACTITIONERS TO DELIVER NEWBORNS ONLY IN HEALTH FACILITIES AND PROVIDING PENALTIES FOR VIOLATION THEREOF.'"

Amf

6. RULE IV, SECTION 9. – Rule IV, Section 9 is hereby amended and shall now read as follows:

"Section 9. Mandatory Duty of Skilled Health Professionals and TBAs. – All Skilled Health Professionals and TBAs are directed to refer pregnant women to public and private Health Facilities or Licensed Health Facilities in Pasig City. In addition, they may also refer to any nearby Health Facility or Licensed Health Facility chosen by the pregnant woman. Referral shall be made when the pregnant woman is about to seek the service of a birth attendant related to the delivery of the baby."

7. RULE IV, SECTION 10. – Rule IV, Section 10 is hereby amended and shall now read as follows:

"Section 10. Livelihood Program for TBAs. – The Pasig City Health Department in coordination with the Livelihood Training Center, Public Employment Service Office (PESO), and other appropriate local and national government agencies (NGAs), shall provide general trainings on livelihood and alternative sources of income to the TBAs. The PCHD shall also provide training for TBAs to become barangay health workers, making them part of the formal health center, consistent with the national Maternal, Newborn, Child Health and Nutrition (MHCHN) Strategy."

8. RULE V, SECTION 11. – Rule V, Section 11 is hereby amended and shall now read as follows:

"Section 11. Surveillance, Monitoring, and Implementing Team. – A Surveillance, Monitoring, and Implementing Team (SMIT) is hereby constituted and created with the following duties:

- a. The SMIT is tasked to monitor TBAs in the community and report TBAs and Skilled Health Professionals who do not comply with the Ordinance and these Rules. In this responsibility, the Pasig Health Aides (PHAs) are tasked to assist in monitoring home deliveries and identifying TBAs in the community. Bantay Pasig Division will apprehend violators as reviewed and reported by the SMIT;





Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City Government of Pasig

Resolution No. 236-11
Series of 2023

-page 6-

A RESOLUTION AMENDING RESOLUTION NO. 111, SERIES OF 2018, ENTITLED, "RESOLUTION APPROVING THE IMPLEMENTING RULES AND REGULATIONS OF ORDINANCE NO. 04, SERIES OF 2017 OTHERWISE KNOWN AS 'AN ORDINANCE PROHIBITING HOME BIRTHS IN PASIG CITY, PROHIBITING TRADITIONAL BIRTH ATTENDANTS TO DELIVER NEWBORNS AND REQUIRING ALL PROFESSIONAL HEALTH PRACTITIONERS TO DELIVER NEWBORNS ONLY IN HEALTH FACILITIES AND PROVIDING PENALTIES FOR VIOLATION THEREOF.'"

- Am...*
- Ma...*
- b. The SMIT prepares reports and recommendations to further improve policies for the implementation of the Ordinance. With the approval of the City Mayor, the SMIT shall also have the power to recommend amendments or revisions to the Ordinance;
 - c. The SMIT, in coordination with the Pasig City Health Department, shall spearhead educational awareness campaigns on facility-based deliveries and the dangers of home-based deliveries, encourage prenatal and postnatal checkups of expectant and postpartum mothers, and disseminate available services of health facilities to the public; and
 - d. The SMIT creates and maintains a database that will monitor all home deliveries and corresponding birth attendants from the Local Civil Registry as well as the number of violations incurred by birth attendants."
- ...*

9. RULE V, SECTION 12. – Rule V, Section 12 is hereby amended and shall now read as follows:

"Section 12. Composition of SMIT. – The SMIT shall be composed of the following:

- Chairperson:** City Health Officer
- Vice Chairperson:** Coordinator Designate, National Safe Motherhood Program
- Program Members:** Representative, City Health and Sanitation Section;
- Representative, City Civil Registry Department;
- Representative, City Legal Office;
- Representative, Business Permit and Licensing Department;
- ...*





Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City Government of Pasig

Resolution No. 236-11
Series of 2023

-page 7-

A RESOLUTION AMENDING RESOLUTION NO. 111, SERIES OF 2018, ENTITLED, "RESOLUTION APPROVING THE IMPLEMENTING RULES AND REGULATIONS OF ORDINANCE NO. 04, SERIES OF 2017 OTHERWISE KNOWN AS 'AN ORDINANCE PROHIBITING HOME BIRTHS IN PASIG CITY, PROHIBITING TRADITIONAL BIRTH ATTENDANTS TO DELIVER NEWBORNS AND REQUIRING ALL PROFESSIONAL HEALTH PRACTITIONERS TO DELIVER NEWBORNS ONLY IN HEALTH FACILITIES AND PROVIDING PENALTIES FOR VIOLATION THEREOF.'"

[Handwritten signature]

Representative, Bantay Pasig Division;

Representative, Barangay Health Management; and

Representative, Non-Government Organization based in Pasig City.

[Handwritten signature]
[Handwritten signature]

[Handwritten signature]

The SMIT constituted herein may convene on a regular monthly basis by the Chairman of the Committee on Health, Sanitation, and Nutrition at his instance or upon the recommendation of any member of the SMIT."

10. RULE VI, SECTION 14. – Rule VI, Section 14 is hereby amended and shall now read as follows:

"Section 14. Persons Liable. – The following persons are liable under the Ordinance and these Rules:

- a. TBAs who shall assist in the delivery of a baby at home, in a Health Facility or Licensed Health Facility, or anywhere outside any Health Facility or Licensed Health Facility, within Pasig City, including any person who shall assist, conspire, and/or work for/with the TBAs;
- b. Any Skilled Health Professional who shall,
 - 1. Knowingly allow, abet, or assist in-home delivery, or
 - 2. Knowingly attend a delivery of a pregnant woman in a facility not accredited or licensed by the Department of Health; and
- c. Barangay official or staff on duty in charge of transportation who will fail to provide or facilitate assistance in bringing the pregnant or postpartum mother to the licensed birthing facility in cases of emergency."

11. RULE VI, SECTION 15. – Rule VI, Section 15 is hereby amended and shall now read as follows:

[Handwritten signature]
[Handwritten signature]

[Handwritten signature]
[Handwritten signature]

[Handwritten signature]

[Handwritten signature]





Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City Government of Pasig

Resolution No. 236-11
Series of 2023

-page 9-

A RESOLUTION AMENDING RESOLUTION NO. 111, SERIES OF 2018, ENTITLED, "RESOLUTION APPROVING THE IMPLEMENTING RULES AND REGULATIONS OF ORDINANCE NO. 04, SERIES OF 2017 OTHERWISE KNOWN AS 'AN ORDINANCE PROHIBITING HOME BIRTHS IN PASIG CITY, PROHIBITING TRADITIONAL BIRTH ATTENDANTS TO DELIVER NEWBORNS AND REQUIRING ALL PROFESSIONAL HEALTH PRACTITIONERS TO DELIVER NEWBORNS ONLY IN HEALTH FACILITIES AND PROVIDING PENALTIES FOR VIOLATION THEREOF.'"

"Section 15. Penalties. – Any person who shall violate any provision of the Ordinance and these Rules shall be meted a penalty of:

1 st Offense	Five Thousand Pesos (Php5,000.00) and a warning
2 nd Offense	Five Thousand Pesos (Php5,000.00) and fifteen (15) days community service
3 rd Offense and thereafter	Five Thousand Pesos (Php5,000.00) and one (1) year imprisonment

Pending the action filed against the violator, the Pasig City Health Department shall report all cases involving Skilled Health Professionals to the Professional Regulation Commission (PRC) for appropriate administrative sanctions, and to the City Prosecutor's Office for illegal practice of medicine under existing laws; and all cases involving TBA or Hilot to the City Prosecutor's Office for illegal practice of medicine. Violations committed by any barangay official or staff shall be reported to SMIT for appropriate sanctions.

The Pasig City Health Department shall report these cases to the PRC and the City Prosecutor's Office as follows:

1. Written report must have the following details:
 - a. Name of violator;
 - b. Date and time of violation;
 - c. Address where the violation took place;
 - d. Summary of the violation; and
 - e. Name of the complainant;
2. SMIT will be informed once a report is submitted. Copies will be given to the team for review and investigation within two weeks to a month pending results;
3. SMIT will meet to discuss results of investigation and decide on an action plan;
4. Peace and Order Department Bantay Pasig Division will be activated to apprehend violators; and





Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City Government of Pasig

Resolution No. 236-11
Series of 2023

-page 9-

A RESOLUTION AMENDING RESOLUTION NO. 111, SERIES OF 2018, ENTITLED, "RESOLUTION APPROVING THE IMPLEMENTING RULES AND REGULATIONS OF ORDINANCE NO. 04, SERIES OF 2017 OTHERWISE KNOWN AS 'AN ORDINANCE PROHIBITING HOME BIRTHS IN PASIG CITY, PROHIBITING TRADITIONAL BIRTH ATTENDANTS TO DELIVER NEWBORNS AND REQUIRING ALL PROFESSIONAL HEALTH PRACTITIONERS TO DELIVER NEWBORNS ONLY IN HEALTH FACILITIES AND PROVIDING PENALTIES FOR VIOLATION THEREOF.'"

5. SMIT will submit results of investigation with its proposed action plan to the City Prosecutor's Office and PRC."

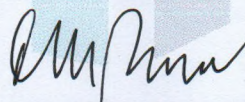
RESOLVED, FURTHER, that a copy of the revised Implementing Rules and Regulations shall form an integral part of this Resolution;

RESOLVED, FURTHERMORE, any Resolutions or issuances which are inconsistent or contrary to the provisions of this Resolution are hereby amended or repealed accordingly;

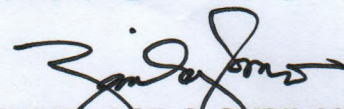
RESOLVED, FINALLY, that the Secretary of the Sangguniang Panlungsod furnish all concerned agencies and/or offices with copies of this Resolution and the amended Implementing Rules and Regulations, as duly adopted and approved by the Sangguniang Panlungsod.

APPROVED, this 13th day of **November 2023** at Pasig City.



HON. RAYMUND FRANCIS S. RUSTIA
City Councilor



HON. CORAZON M. RAYMUNDO
City Councilor


HON. SIMON GERARD R. TANTOCO
City Councilor

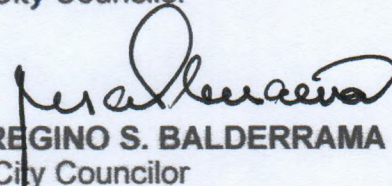

HON. SYVEL ASILO GUPILAN
City Councilor

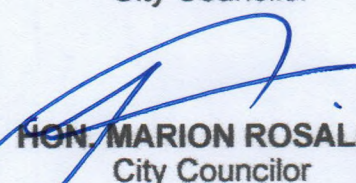

HON. PAUL ROMAN C. SANTIAGO
City Councilor


HON. NOEL L. AGUSTIN
City Councilor


HON. RODERICK MARIO U. GONZALES
City Councilor

HON. QUIN A. CRUZ
City Councilor


HON. REGINO S. BALDERRAMA
City Councilor


HON. MARION ROSALIO M. MARTIRES
City Councilor





Republic of the Philippines
SANGGUNIANG PANLUNGSOD
City Government of Pasig

Resolution No. 236-11
Series of 2023

-page 10-

A RESOLUTION AMENDING RESOLUTION NO. 111, SERIES OF 2018, ENTITLED, "RESOLUTION APPROVING THE IMPLEMENTING RULES AND REGULATIONS OF ORDINANCE NO. 04, SERIES OF 2017 OTHERWISE KNOWN AS 'AN ORDINANCE PROHIBITING HOME BIRTHS IN PASIG CITY, PROHIBITING TRADITIONAL BIRTH ATTENDANTS TO DELIVER NEWBORNS AND REQUIRING ALL PROFESSIONAL HEALTH PRACTITIONERS TO DELIVER NEWBORNS ONLY IN HEALTH FACILITIES AND PROVIDING PENALTIES FOR VIOLATION THEREOF.'"

mfam

LUNGSOD NG

HON. RIGOR J. ENRIQUEZ
LIGA President

HON. GEORGIA LYNNE P. CLEMENTE
SK Fed. President

[Signature]
HON. MARIA LUISA "ANGELU" M. DE LEON
City Councilor
Minority Floor Leader

[Signature]
HON. MARK GIL M. DELOS SANTOS
City Councilor
Majority Floor Leader

UMAAGOS ANG PAG-ASA

Attested by:

[Signature]
HON. ROBERT VINCENT JUDE B. JAWORSKI, JR.
City Vice-Mayor
Presiding Officer

APPROVED:

[Signature]
HON. VICTOR MA REGIS N. SOTTO
City Mayor

Attested by:

[Signature]
ATTY. NICOLO JOEL B. GUTIERREZ
Acting City Council Secretary

[Signature]

