



# Sangguniang Panlalawigan

BATAAN CAPITOL, BALANGA CITY



## EXCERPT FROM THE MINUTES OF THE 28<sup>TH</sup> REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN OF BATAAN ON JANUARY 30, 2023 HELD AT THE SESSION HALL, THE BUNKER, CAPITOL COMPOUND, BALANGA CITY, BATAAN

**PRESENT:**

Hon. Ma. Cristina M. Garcia, Vice Governor and Presiding Officer

**FIRST DISTRICT:**

Hon. Antonino B. Roman III, J.D., LL.M., Board Member  
Hon. Benjamin C. Serrano, Jr., Board Member  
Hon. Jomar L. Gaza J.D., Board Member

**SECOND DISTRICT:**

Hon. Maria Margarita R. Roque, Board Member  
Hon. Manuel N. Beltran, Board Member  
Hon. Noel Joseph L. Valdecañas, Board Member

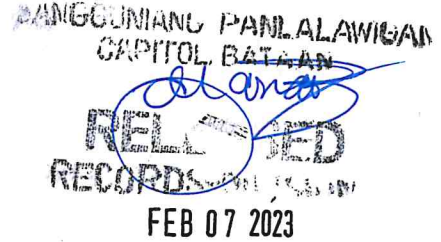
**THIRD DISTRICT:**

Hon. Romano L. Del Rosario, Board Member  
Hon. Jorge S. Estanislao, M.D., Board Member  
Hon. Angelito M. Sunga, Board Member  
Hon. Roman Harold R. Espeleta, Board Member

Hon. Jovy Z. Banzon, Board Member (PCL President)  
Hon. Doroteo M. Austria, Board Member (FABC President)  
Hon. Precious D. Manuel, Board Member (SKF President)

**ABSENT:**

None



### PROVINCIAL ORDINANCE NO. 02 Series of 2023

### AN ORDINANCE CREATING THE HEALTH PROMOTION BOARD OF THE PROVINCE OF BATAAN.

**AUTHORED BY:**  
HON. JOMAR L. GAZA J.D.

**SPONSORED BY:**  
HON. JORGE S. ESTANISLAO, M.D.  
HON. JOMAR L. GAZA J.D.

**WHEREAS,** Section 15 of the 1987 Constitution of the Republic of the Philippines provides that the State shall protect and promote the right to health of the people and instill health consciousness among them;

**WHEREAS,** under Section 16 of Republic Act No. 7160, or the Local Government Code of 1991, it is the responsibility of Local Government Units (LGU) to "promote the health and safety" of their inhabitants;

*Jose Enrique S. Garcia III*  
JOSE ENRIQUE S. GARCIA III  
Provincial Governor

**"EXCELLENT PUBLIC SERVICE TOWARDS A BETTER QUALITY OF LIFE FOR ALL"**

**WHEREAS,** the LGUs are also directed to enact stricter ordinances that strengthen and broaden existing health policies, the laws to the contrary notwithstanding, and implement effective programs that promote health literacy and healthy lifestyle among their constituencies to advance population health and individual wellbeing, reduce the prevalence of non-communicable diseases and their risk factors, particularly tobacco and alcohol use, lower the incidence of new infectious diseases, address mental health issues and improve health indicators, as provided in Section 30 of Republic Act No. 11223, also known as the "Universal Health Care Act";

**WHEREAS,** the cultivation of awareness in the value of health and well-being through the creation of a conducive environment and implementation of programs supportive of the pursuit of healthy lives, is one of the important foundations of a stable and progressive constituency;

**WHEREAS,** even Republic Act No. 11292 or "The Seal of Good Local Governance Act of 2019" recognizes the importance of health and wellbeing by including as one of the criteria for the award of the Seal of Good Local Governance (SGLG) the LGU's capability to effectively implement and deliver health services and information systems as well as pursue evidenced-based health promotion and protection policies scientifically proven and accepted to advance population health and individual wellbeing, reduce the prevalence of non-communicable diseases and its risk factors, lower the incidence of new infectious diseases, address mental health issues and improve health status throughout the life course;

**WHEREAS,** towards this end, there is a need for the creation and establishment of a Provincial Health Promotion Board, which will come up and implement priority policies and programs on health promotion;


**NOW THEREFORE, BE IT ORDAINED, BY THE SANGGUNIANG PANLALAWIGAN IN SESSION DULY ASSEMBLED:**

**SECTION 1. Title.** - This Ordinance shall be known as the "Bataan Health Promotion Board Ordinance".

**Section 2. Declaration of Policy.** - It is the policy of the Provincial Government of Bataan (PGB) to protect and promote the right to health of Bataños and instill health consciousness among them, with the end in view of safeguarding public health and ensuring the physical well-being of all its constituents.

**Section 3. Creation and Membership of the Health Promotion Board.** - A Provincial Health Promotion Board (hereinafter referred to as the "Board") is hereby created. The Board shall be composed of the following:

Chair	Provincial Governor
Members	The Chair of the Committee on Health of the Sangguniang Panlalawigan
	The Provincial Health Officer
	The Provincial Treasurer
	The Provincial Budget Officer
	The Provincial Accountant

  
JOSE ENRIQUE S. GARCIA III  
Provincial Governor

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Garcia

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	The Provincial Social Welfare and Development Officer
	Four (4) other members to be chosen and appointed by the Provincial Governor, preferably with expertise and experience in health promotion, community development, mass communications, education and sports, who will have a term of two (2) years subject to reappointment, provided that no one may serve for more than two (2) consecutive terms.

**Section 4. Powers and Functions.** – The Board shall have the following powers and functions:

- a. Develop a comprehensive Health Promotion Plan for the guidance and implementation by the 12 Municipal/City Health Promotion Boards;
- b. Provide other relevant policy directions to the 12 Municipal/City Health Promotion Boards;
- c. Formulate, identify, establish, sustain and execute priority programs, projects and activities related to the promotion of good health, safety or the prevention and early detection of diseases for implementation province-wide, without prejudice to independent and separate programs and projects which the 12 Municipal/City Health Promotion Boards may come-up with and implement within their respective jurisdiction;
- d. Function as the "umbrella body" for purposes of coordinating and synergizing the efforts and resources of the 12 Municipal/City Health Promotion Boards in the province;
- e. Raise funds and accept sponsorships, subject to applicable laws, rules and regulations, and the limitations provided under this Ordinance, which will be utilized exclusively for the programs and projects of the Board;
- f. Provide recommendations to the Sangguniang Panlalawigan on relevant policies and ordinances necessary to achieve the objectives of this Ordinance;
- g. Undertake all acts necessary in the performance of its functions or achievement of its objectives or those of this Ordinance, without prejudice to relevant laws, rules and regulations.

**Section 5. Provincial Health Promotion Board Secretariat.** – A Secretariat for the Board is hereby created. The Board shall determine the composition thereof, including the details of the staff complement, their respective functions and their qualifications, all subject to civil service laws, rules and regulations. Until such time that this Secretariat is fully established, the Provincial Health Office shall undertake the functions thereof. The Secretariat shall have the following functions:

- a. Attend to the day to day operations of the Board;
- b. Conduct research, including data collection and health surveys, to gather information necessary to guide the Board in determining the policy directions on health promotion;

  
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- c. Create health promotion program designs and plans in line with priority agenda defined by the Board;
- d. Implement health promotion policies and programs as approved by the Board;
- e. Develop health advocacy materials for mass dissemination;
- f. Facilitate applications for funding from community-based organizations for health promotion initiatives, subject to the approval of the Board;
- g. Perform liaison and coordination works with and among the 12 Municipal/City Health Promotion Boards;
- h. Perform other tasks as determined by the Board for the fulfillment of the aims of this Ordinance.

**Section 6. Periodic Review of Implementation.** - There shall be a periodic review of the implementation of this Ordinance, preferably at least once a year. The same shall entail the conduct of a research, data collection from relevant sources including from various government agencies, utilization of health statistics, and analysis thereof. For this purpose, a third-party Monitoring Team will be engaged by the Board to evaluate the implementation of the Board's programs, projects and activities. This will be accomplished in collaboration with the Community Health Team (CHT), Barangay Health Workers (BHW), and other health care workers.

**Section 7. Role of Civil Society Organizations (CSO).** - CSOs shall be encouraged to take active participation in planning and implementation of health promotion projects, programs and activities. These civil society organizations should be accredited by the PGB and should come from the following sectors: Medical Societies; Civic Groups; Special Advocacy or Support Groups; Gender based Organization; Religious/Faith based Groups; Professional Organizations; and Academe.

**Section 8. Interests in Conflict with Health.** - Pursuant to Joint-Memorandum Circular No. 2010 - 01 of the Department of Health and the Civil Service Commission, entities having interests in conflict with health shall not be considered as stakeholders under this Ordinance. Given this, no donations/grants/sponsorships from, or partnerships/collaborations with these entities shall be solicited or accepted, directly or indirectly.

Entities having interests in conflict with health shall include but not limited to corporations, organizations, associations and individuals who work for or in behalf of the tobacco and liquor/alcohol industries, and similar enterprises.

**Section 9. Appropriation.** - The amount necessary to implement the objectives of this Ordinance shall be sourced from the following:

- a. Appropriations which may be allocated through the Annual Appropriation Ordinance and/or Supplemental Appropriation Ordinances, as may be necessary, such as but not limited to the Gender and Development Fund;
- b. Donations or grants;
- c. Proceeds of fund-raising activities;

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- d. Those resulting from Public-Private partnerships;
- e. Other sources as may subsequently be determined by the Board.

The PGB shall establish a trust fund account, which shall be managed by Board. The same shall hold funds derived from letters (b) to (e) of the preceding paragraph.

**Section 10. Implementing Rules and Regulations.** – The Board shall formulate and promulgate such rules and regulations as are necessary to ensure the effective implementation of this Ordinance.

**Section 11. Separability Clause.** – If, for any reason, any part or provision of this Ordinance is declared invalid or unconstitutional, the remaining parts or provisions not affected shall remain in full force and effect.

**Section 12. Repealing Clause.** – All ordinances, resolutions, local executive orders or administrative regulations which are inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

**Section 13. Effectivity.** – This Ordinance shall take effect after compliance with the relevant provisions of the Local Government Code on posting and publication.

UNANIMOUSLY ENACTED this 30<sup>th</sup> day of January 2023.

**I HEREBY CERTIFY** to the correctness of the foregoing ordinance.



ATTY. MARK LORENZ C. QUEZON  
Secretary to the Sangguniang Panlalawigan



ANTONINO B. ROMAN III, J.D., LL.M  
Board Member



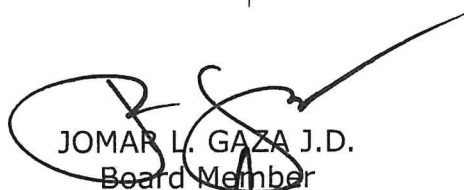
MARIA MARGARITA R. ROQUE  
Board Member



BENJAMIN C. SERRANO, JR.  
Board Member



MANUEL N. BELTRAN  
Board Member



JOMAR L. GAZA J.D.  
Board Member



NOEL JOSEPH L. VALDECAÑAS  
Board Member



ROMANO L. DEL ROSARIO  
Board Member



ANGELITO M. SUNGA  
Board Member



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Board Member

  
ROMAN HAROLD R. ESPELETA  
Board Member


  
JOVY Z. BANZON  
Board Member  
(PCL President)

  
DOROTEO M. AUSTRIA  
Board Member  
(FABC President)

ATTESTED:

  
MA. CRISTINA M. GARCIA  
Vice Governor & Presiding Officer

APPROVED:

  
JOSE ENRIQUE S. GARCIA III  
Provincial Governor  
Date: 02-07-2023

