



Republika ng Pilipinas

LUNGSOD NG MAKATI
SANGGUNIANG PANLUNGSOD OF MAKATI

PRESENT:

Vice Mayor	HON. MONIQUE YAZMIN MARIA Q. LAGDAMEO – Presiding Officer
Councilor	HON. DENNIS B. ALMARIO
Councilor	HON. MARIA DOLORES M. ARAYON
Councilor	HON. MARTIN JOHN PIO Q. ARENAS
Councilor	HON. SHIRLEY C. ASPILLAGA
Councilor	HON. BENEDICT B. BANIQUED
Councilor	HON. ARNOLD J. CRUZ
Councilor	HON. ISRAEL S. CRUZADO
Councilor	HON. VIRGILIO V. HILARIO, JR.
Councilor	HON. LUIS S. JAVIER, JR.
Councilor	HON. LEONARDO M. MAGPANTAY
Councilor	HON. ARMANDO P. PADILLA
Councilor	HON. TOSCA CAMILLE T. PUNO-RAMOS
Councilor	HON. RENE ANDREI Q. SAGUISAG, JR.
Councilor	HON. KRISTINA T. SAROSA
Councilor	HON. JOSE C. VILLENA IV
Councilor	HON. ANNA ALCINA M. YABUT
LnB President	HON. MARIBEL F. VITALES
SK President	HON. RODOLFO C. SAN PEDRO, JR.

ALSO IN ATTENDANCE:

Secretary to the Sanggunian ATTY. DINDO R. CERVANTES

=====

On motion presented by Hon. A.P. Padilla, which was duly seconded by all Members present, the Sangguniang Panlungsod of Makati approved City Ordinance No. 2019-A-102 on third and final reading.

CITY ORDINANCE NO. 2019-A-102

Authors: Hon. D.B. Almario, Hon. M.D.M. Arayon, Hon. M.J.P.Q. Arenas, Hon. B.B. Baniqued, Hon. A.J. Cruz, Hon. V.V. Hilario, Jr., Hon. L.S. Javier, Jr., Hon. A.P. Padilla, Hon. R.A.Q. Saguisag, Jr., Hon. K.T. Sarosa, Hon. J.C. Villena IV, Hon. A.A.M. Yabut and Hon. R.C. San Pedro, Jr.

Co-Authors: Hon. I.S. Cruzado, Hon. L.M. Magpantay, Hon. T.C.T. Puno-Ramos and Hon. M.F. Vitales

AN ORDINANCE ENACTING THE ENVIRONMENTAL HEALTH AND SANITATION CODE OF THE CITY OF MAKATI, SUBJECT TO EXISTING LAWS, RULES AND REGULATIONS.

WHEREAS, Section 15, Article II of the Constitution 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 the operative principles of decentralization and as provided by R.A. No. 7160, otherwise known as the Local Government Code of 1991, the capabilities of the local government units shall be employed to actively implement national programs and projects. Within their respective territorial jurisdictions, local government units shall ensure the support, among other things, the promotion of health and safety, and the preservation of comfort and convenience of their constituents”;

WHEREAS, there is also a need for the updating and codifying of sanitary laws to ensure that they keep up with the advanced and modern standards of environmental health and sanitation and provide a handy reference guide for their implementation and enforcement;

WHEREAS, the City Government of Makati, in consideration of the abovementioned mandates and the importance of having a healthful and hygienically clean environment, desires to ensure the protection and promotion of health among the Makatizens;

WHEREAS, in consideration of its utmost necessity, the Sangguniang Panlungsod deems it necessary to enact the Environmental Health and Sanitation Code of the City of Makati which will cover and govern the enforcement and implementation of all national laws, rules and regulations pertaining to environmental health and sanitation that are applicable for implementation and enforcement in the City.

NOW, THEREFORE, BE IT ENACTED, AS IT IS HEREBY ENACTED BY THE SANGGUNANG PANLUNGSOD OF MAKATI, METRO MANILA, BY VIRTUE OF THE POWERS VESTED IN IT BY LAW, IN SESSION ASSEMBLED, that:

Section 1. The “Environmental Health and Sanitation Code of the City of Makati”, which is hereto attached as Annex “A” and made an integral part hereof, is hereby approved.

Section 2. If for any reason/s, any part of this Ordinance is declared illegal or invalid, other parts or provisions not affected shall remain valid and in full force and effect.

Section 3. All ordinances, resolutions and executive orders which are inconsistent with any of the provisions of this Ordinance are hereby repealed or modified accordingly.

Section 4. Let copies of this Ordinance be furnished the Makati Health Department (MHD), Department of Environmental Services, Public Safety Department, Department of the Interior and Local Government-Makati City, Office of the Mayor, Office of the City Administrator, City Law Department and other departments, offices or agencies concerned for their information, guidance and reference.

Section 5. This Ordinance shall take effect immediately upon its approval.

ENACTED BY THE SANGGUNIANG PANLUNGSOD OF MAKATI, METRO MANILA,
in its Regular Session held on 9 December 2019.


HON. DENNIS B. ALMARIO


HON. LEONARDO M. MAGPANTAY


HON. MARIA DOLORES M. ARAYON


HON. ARMANDO P. PADILLA


HON. MARTIN JOHN PIO Q. ARENAS


HON. TOSCA CAMILLE T. PUNO-RAMOS


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HON. ISRAEL S. CRUZADO


HON. ANNA ALCINA M. YABUT

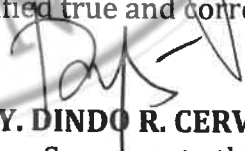

HON. VIRGILIO V. HILARIO, JR.


HON. MARIBEL F. VITALES
President, Liga ng mga Barangay

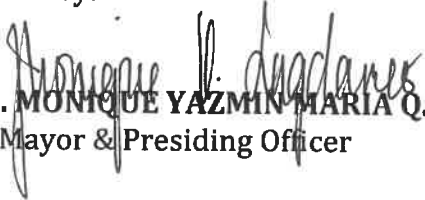

HON. LUIS S. JAVIER, JR.


HON. RODOLFO C. SAN PEDRO, JR.
President, Sangguniang Kabataan Federation


Certified true and correct by:


ATTY. DINDO R. CERVANTES
Secretary to the
Sangguniang Panlungsod

Attested by:


HON. MONIQUE YAZMIN MARIA Q. LAGDAMEO
Vice Mayor & Presiding Officer

Approved by:


HON. MAR-LEN ABIGAIL S. BINAY
City Mayor

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CITY ORDINANCE NO. 2019 – A – 102

**ORDINANCE ENACTING THE
ENVIRONMENTAL HEALTH AND SANITATION CODE OF THE CITY OF MAKATI**

BE IT ORDAINED, AS IT IS HEREBY ORDAINED by the SANGGUNIANG PANLUNGSOD of
The CITY OF MAKATI, in session duly assembled, that:

**CHAPTER I
GENERAL PROVISIONS**

Section 1: Title

This Ordinance shall be known as the **“ENVIRONMENTAL HEALTH AND SANITATION CODE OF THE CITY OF MAKATI”**

Section 2: Declaration of Principles and Policies

Pursuant to Section 15 of the Declaration of Principles and State Policies under Article II of the Constitution of the Philippines, the state shall protect and promote the right to health of the people and instill health consciousness among them. Under the operative principles of decentralization and as provided for under the Local Government Code of 1991, the capabilities of the local government units shall be employed to actively implement national programs and projects. Within the respective territorial jurisdictions, local government units shall ensure the support, among other things, the promotion of health and safety, and the preservation of comfort and convenience of their constituents.

In view of the above mandates and considering the importance of having a healthful and hygienically clean environment in ensuring the protection and promotion of health among the people, it is the objective of the City Government of Makati to put its residents in good health;

Similarly, there also arises the need for updating and codifying sanitary laws to ensure that they keep up with the advanced and modern standards of environmental health and sanitation and provide a handy reference guide for their implementation and enforcement;

Section 3: Coverage of this Code

3.1 Within the City of Makati, this Code shall cover and govern the enforcement and implementation of all national laws, rules and regulations pertaining to environmental health and sanitation that are applicable for implementation and enforcement in the City. These shall include **Presidential Decree No. 856**, otherwise known as the **“Code on Sanitation of the Philippines”**, Republic Act No. 110361 or the Mental Health Act of 2017, Republic Act 10611 or the **“Food Safety Act of 2013”**, Republic Act 8172 or the Act for Salt Iodization Nationwide (ASIN) Law, Republic Act 9211 known as the **“Tobacco Regulation Act”**, RA 9275 or the **“Philippine Clean Water Act”**, RA 8749 or the **“Philippine Clean Air Act”**, RA 6969 or the **“Toxic Substances and Hazardous and Nuclear Wastes Control Act of 1990”**, RA 9003 or the **“Ecological Solid Waste Management Act of 2000”**, PD 1586 or **“Establishing an Environmental Impact Statement System”**, RA 8289 or **“An Act to Strengthen the Promotion and Development of, and Assistance to Small and Medium Scale Enterprises”**, **PD 522** or the **“Code Prescribing Sanitation Requirements for the Operation of Establishments and Facilities for the Protection and Convenience of the Public”**, PD 1152 or the **“Environment Code of the Philippines”**, to name a few, and all other general and special laws, republic acts, ordinances, related circulars and guidelines, executive orders, administrative orders, memorandum, and regulatory policies enacted and issued for the promotion of sanitation and hygiene within the City of Makati.

Section 4: Meaning of Abbreviations

65 For brevity and purposes of this Ordinance, the following abbreviations and acronyms shall
66 mean:

- 67
- 68 (a) **FDA** - Food and Drugs Administration
69 (b) **BPLO** - Business Permit & Licensing Office
70 (c) **CHO** - City Health Office
71 (d) **MHD** - Makati Health Department
72 (e) **DOH** - Department of Health
73 (f) **UDD** - Urban Development Department
74 (g) **PD** - Presidential Decree
75 (h) **RA** - Republic Act
76 (i) **DENR** - Department of Environment and Natural Resources
77 (j) **EMB** - Environment Management Bureau
78 (k) **Dep-Ed** - Department of Education
79 (l) **NMIS** - National Meat Inspection Services
80 (m) **EHSD** - Environmental Health and Sanitation Division
81 (n) **SI** - Sanitary/Sanitation Inspector
82 (o) **IRR** - Implementing Rules and Regulations
83 (p) **FBO** - Food Business Operator
84 (q) **PNSDW** - Philippine National Standard for Drinking Water
85 (r) **WHO** - World Health Organization
86 (s) **OBO** - Office of the Building Official
87 (t) **DOLE** - Department of Labor and Employment
88 (u) **DA** - Department of Agriculture
89 (v) **BFAR** - Bureau of Fisheries and Aquatic Resources
90 (w) **SP** - Sanitary Permit
91 (x) **HC** - Health Certificate
92 (y) **FSRA** - Food Safety Regulation Agency
93 (z) **FSCO** - Food Safety Compliance Officer
94 (aa) **PCO** - Pollution Control Officer
95 (bb) **VSO** - Veterinary Services Office
96 (cc) **VIC** - Veterinary Inspection Certificate
97 (dd) **SMR** - Self-Monitoring Report
98 (ee) **CMR** - Compliance Monitoring Report
99 (ff) **CNC** - Certificate of Non-Compliance
100 (gg) **DP** - Discharge Permit
101 (hh) **ECC** - Environmental Compliance Certificate
102 (ii) **ECP** - Environmental Critical Project
103 (jj) **LTO** - License to Operate
104 (kk) **PTO** - Permit to Operate
105 (ll) **SSR/C** - Sanitation Standard Rating/Classification
106 (mm) **DES** - Department of Environment Services
107 (nn) **COA** - Certificate of Analysis
108 (oo) **VDRL** - Venereal Disease Research Laboratory
109 (pp) **TESDA** - Technical Education and Skills Development Authority

110
111 **Section 5: Definition of Terms (insert Section 133)**

112
113 For purposes of this Code, any of the words or terms used herein shall have the meaning
114 as follows:

- 115
- 116 (a) **APARTMENT** - a house or building containing a number of separate residential suites.
117 (same definition as in the PD 856)
118
- 119 (b) **BOARDING HOUSE** - a house or building where selected persons, for a fixed period of
120 time, are supplied with and charged for sleeping accommodations and/or meals.
121
- 122 (c) **BUSINESS ESTABLISHMENT** - shall refer to any business, commercial or of any nature or
123 concern, operating and conducting business within the City and required to secure
124 business permit and license to operate, sanitary permit and other permits or clearances
125 from any agency of the City Government of Makati.
126

- 127 (d) **CEASE AND DESIST ORDER** - an order issued by the Local Health Authority for the
128 immediate suspension of permit and stoppage of operation of a business
129 establishment which poses direct and indirect harm/hazard/injury to public health.
130
- 131 (e) **CITY** - shall refer to the City of Makati and its territorial jurisdiction.
132
- 133 (f) **CODE** - shall refer to this Code, "The ENVIRONMENTAL HEALTH AND SANITATION CODE
134 of THE CITY OF MAKATI.
135
- 136 (g) **CONDOMINIUM** - shall refer to a building with one or more storeys, composed of multi-
137 unit residential suites under joint ownership of occupants, each unit provided with
138 complete sanitary facilities and other amenities.
139
- 140 (h) **CONTAMINATED SOURCE** – meat products were sourced by the supplier/seller from a
141 polluted, fouled, and doubtful sources which consequently affects the health of the
142 consumers.
143
- 144 (i) **ENVIRONMENTAL HEALTH IMPACT ASSESSMENT (EHIA)** - a formal study used to predict
145 and determine the positive and negative consequences of developmental projects
146 and existing environmental conditions on public health. (same definition from PD 856,
147 Pollution of the Environment)
148
- 149 (j) **ENVIRONMENTAL HEALTH RISK ASSESSMENT (EHRA)** – the use of scientific methods and
150 information to define the probability and magnitude of potentially adverse health
151 effects which may result from exposure to hazardous materials, situations, and
152 conditions.
153
- 154 (k) **ENVIRONMENTAL HEALTH AND SANITATION CLEARANCE (EHSC)** – an official
155 authorization/permission/approval to proceed, issued by the City Health Office, after
156 a thorough assessment and evaluation of the situation and activities where the
157 concerned individual or company business operation may affect the health of the
158 public.(same definition from the Sewage and Septage Management System
159 Ordinance)
160
- 161 (l) **FOOD ESTABLISHMENT** - shall refer to an establishment that caters, serves, or sells food
162 and drinks to the public, like restaurants, food stalls, cafes, bistros, eateries, and the
163 likes. It will also include but not limited to water refilling stations, ice plants, markets,
164 abattoirs, cold storage, slaughter house, food and drinks vending machine.
165
- 166 (m) **HEALTH CERTIFICATE** - shall refer to a certification, issued by the City Health Office of
167 Makati to a person after passing the required physical, medical, laboratory
168 examinations and immunizations, seminars, including the DOLE requirements,
169 conducted by the CHO and other medical facilities accredited by the DOH.
170
- 171 (n) **HEALTH SAFETY AND MANAGEMENT PLAN (HSMP)** – a plan formulated based on the
172 Philippine National Framework and Guidelines for Environmental Health Impact
173 Assessment.
174
- 175 (o) **HOTEL** - shall refer to a building where transient guests are received and supplied with
176 and charged for meals, lodging and other services. It is a building, edifice or premises
177 or a completely independent part thereof, which is used for the regular reception of
178 transient guests, accommodation or lodging of travelers and tourists, and the
179 provisions of services incidental thereto for a fee.
180
- 181 (p) **HOUSEHOLDS** - shall refer to all domestic homes or abodes within Makati, occupied
182 primarily for residential purposes.
183
- 184 (q) **IMPERVIOUS MATERIAL** - shall refer to a hardware material that is impenetrable, not
185 capable of being damaged or tarnished, not affected by harsh elements of nature,
186 with plain and smooth surface that are durable and resistant to wear, water, corrosion.
187 Samples of impervious materials are stainless steel plates, ceramic tiles, formica sheets,
188 porcelain plates, marble slabs and the like smooth non-porous materials.
189

- 190 (r) **MASSAGE** - is a method wherein the superficial soft parts of the body are
 191 rubbed or stroked or kneaded for remedial or aesthetic or hygienic relief purposes.
 192 (same definition as in PD 856)
 193
- 194 (s) **MASSAGE CLINIC** - is an establishment equipped with necessary facilities for the
 195 practice of massage under the guidance of a registered/licensed masseur/therapist.
 196
- 197 (t) **MEAT HANDLER** – an individual or business that is directly engaged in receiving and/or
 198 storing, handling, preparing, packing, transporting and/or selling (wholesale and/or
 199 retail) of fully marked, labeled and wholesome meat and meat products, processed
 200 meat, poultry and/or aquatic products. Meat handlers shall include, but are not limited
 201 to, meat vendors, cooks, assistant cook, and kitchen crew.
 202
- 203 (u) **MEAT HANDLER’S LICENSE** – refers to the licensing of meat and aquatic food handlers,
 204 practicing their profession within the City to be issued by the City Veterinary Services
 205 Office. The meat handler’s license is renewable yearly and expires at the end of the
 206 calendar year.
 207
- 208 (v) **MEAT INSPECTION CERTIFICATE (MIC)** – an official certificate issued by the meat
 209 inspector or meat control officer who conducted the post-mortem inspection to certify
 210 that the carcass is fit for human consumption.
 211
- 212 (w) **NUISANCE** - refers to anything that is injurious, harmful or hazardous to health,
 213 endangers life, offends the senses or produces discomforts to the community.
 214
- 215 (x) **OFFENDING TRADES OR OCCUPATIONS** – shall refer to all man-made activities that
 216 create or cause nuisances.
 217
- 218 (y) **PHYSICAL THERAPY CLINIC** - is an establishment where physical therapy is administered
 219 to customers.
 220
- 221 (z) **PUBLIC PLACES** - means all places, fixed or mobile that are accessible or open to the
 222 public or places for collective use regardless of ownership or right to access, including
 223 but not limited to schools, workplaces, government and private facilities,
 224 establishments that provide food and drinks, accommodation, merchandise,
 225 professional services, entertainment or other services. It also includes outdoor spaces,
 226 open fields and enclosed areas where facilities are available for the public or where a
 227 crowd of people would gather or assemble, such as, but not limited to playgrounds,
 228 sports grounds or centers, church grounds, cemeteries, memorial parks, health/hospital
 229 compounds, transportation terminals, rest areas, markets, parks, plazas, resorts, roads,
 230 streets, walkways/sidewalks, entrance ways, waiting areas, and the like.
 231
- 232 (aa) **PUBLIC PLACES SANITATION** - shall include hotels, motels, dormitories, lodging and
 233 boarding houses, tenement houses, apartels, condominiums, libraries, museums,
 234 offices, malls, supermarkets, movie houses, and other similar institutions.
 235
- 236 (bb) **REPUTABLE SOURCE** – meat products were sourced by the supplier/seller from a
 237 credible source that have undergone pre and post-mortem examination certified by
 238 the NMIS or the Veterinary Services Office.
 239
- 240 (cc) **REPUTABLE TRAINING CENTER** – an established and well-respected service provider
 241 where people undergo knowledge and skills training for the improvement of work
 242 related to Food Hygiene and Safety in the food service industry.
 243
- 244 (dd) **REFUSE** - shall refer to an inclusive term of all solid waste products consisting of
 245 garbage, rubbish, litters, street sweepings, manure, carcass of dead animals, and
 246 industrial wastes, and the likes.
 247
- 248 (ee) **SANITARY** - free from contamination, filth or infection or dangers to health,
 249 unpolluted, clean, spick-and-span; relating to the conditions that affect hygiene and

250 health especially concerning clean food, potable drinking water, sewage facilities,
251 vermin-free establishments, and similar hygienic practices within the premises.

252
253 (ff) **SANITARY ORDER** - shall refer to a citation or document notifying an offender of a
254 particular infraction or violation of existing city ordinances/regulations on sanitation
255 which must be complied with and corrected immediately within a prescribed period
256 of time.

257
258 (gg) **SANITARY PERMIT** - is a printed document issued by the CHO to an individual or
259 establishment certifying that the latter, after sanitary inspection and/or submission of
260 required documents to operate, has complied with and passed all the requisites and
261 requirements of sanitation laws and regulations.

262
263 (hh) **SAUNA BATH ESTABLISHMENT** - is an establishment where costumers are exposed to
264 controlled steam which is generated by sprinkling water or steam-emitting systems.

265
266 (ii) **TEMPORARY / PROVISIONAL SANITARY PERMIT** - refers to a Permit that will be issued to
267 all establishments/ on initial
268 operation of the new company. All existing establishments which are still in the process
269 of complying with the Sanitary requirements, and have been issued a Permit, shall be
270 considered to possess a Temporary/Provisional Sanitary Permit, until such time that all
271 requisite are complied, inspection and evaluation of the establishment shall be
272 conducted for the issuance of such permit.

273
274 Temporary/Provisional Sanitary Permits shall be valid within three (3) months from the
275 date of issuance. This Permit is renewable after its expiration. All
276 establishments/services/activities/projects/programs/undertakings operating in less
277 than three (3) months shall also be issued a Temporary/Provisional Sanitary Permit, and
278 shall conform with the existing standards of operating said establishment.

279
280 (jj) **TONSORIAL AND BEAUTY ESTABLISHMENTS** - include barber shops, beauty parlors, hair-
281 dressing, nail spa/clinics establishment and figure slenderizing salons.

282
283 (kk) **TRANSFER PERMIT** – a Permit issued by the CHO-EHSD to a company operating within
284 the territorial and jurisdictional limits of Makati City which transfer/transport goods,
285 readily perishable food and non- perishable commodities other than food, in
286 commercial quantity intended for public consumption and use; and transfer/transport
287 of people/patient or cadaver, solid waste/garbage, medical/special waste, and
288 sewage/scum/wastewater from the point of origin to another town, city, province,
289 region.

290
291 (ll) **TRANSPORT PERMIT/DELIVERY PERMIT** - a Permit issued by the CHO-EHSD to all delivery
292 truck/van/bike/trike, mobile ambulances, funeral cars, armoured vehicles, garbage
293 trucks, medical waste haulers, sanitation/sewage and wastewater service vehicles, or
294 any conveyances of a company plying within the jurisdictional limits of Makati City and
295 transferring/transporting people or goods, readily perishable food or non-perishable
296 commodities other than food, and transport/transfer of a patient or cadaver from the
297 point of origin to another town, city, province, or region. All transporting/transferring
298 facilities shall be inspected and approved by the CHO-EHSD. The CHO-EHSD shall issue
299 an LTO-like sticker for each vehicle delivering people/patient, cadaver, goods or
300 product commodities within the City.

301
302 All transported food shall be protected from contamination. All readily perishable
303 foods shall be kept at 7 oC (45 oF) or below; or 60 oC(140 oF) or above during transport,
304 as the case maybe. (Note: specifications of the vehicles -IRR) Class 1, Class II, Class III.

305
306 Only accredited vehicles by the Veterinary Services Office shall be allowed to
307 transport/deliver meat, aquatic products within the City; and by the NMIS when the
308 destination is outside of the City pursuant to Administrative Order No.21, Series 2010
309 (City Ordinance 2011-018, Makati City Meat Inspection Code)

310

311 (mm) **VERMIN** - shall refer to a group of insects or small animals, such as flies, mosquitoes,
312 cockroaches, fleas, lice, bedbugs, mice, rats, and other pests and insects which are
313 vectors of diseases.

314
315 (nn) **VETERINARY INSPECTION CERTIFICATE** – refers to the certificate issued by the
316 Veterinary Services Office to all meat establishments which has complied with all the
317 requirements.

318
319 **Section 6: Authority of the City Health Officer**

320
321 **6.1** The City Health Officer shall administer health functions in areas under their jurisdiction
322 and enforce the provision of this Code and the Rules and Regulations promulgated by the City
323 Council and the Local Chief Executive.

324
325 **6.2** The City Health Office in the implementation and administration of this Ordinance shall
326 coordinate, cooperate, collaborate and complement with the different Departments of the City
327 Government, like the Urban Development Department, Office of the Building Official, Veterinary
328 Services Office, Business Permit and Licensing Office, Department of Environment Services, and
329 other local and national government agencies. This is to ensure efficiency and harmony in working
330 together and in order to properly and effectively enforce the provision of this Code.

331
332 **Section 7: Miscellaneous Provisions**

333
334 a. Delegation of power and assignment of duty – Whenever a power is granted
335 or a duty is assigned to any public health officer in this Code, the power maybe
336 exercised by a deputy or agent of the official pursuant to law, unless it is
337 expressly provided otherwise in this Code.

338
339 b. Mailing of Notices – unless otherwise expressly provided, any notice required to
340 be sent to any person by any provision of this Code, shall be sent through the
341 postal service. The affidavit of the official or employee who mailed the notice
342 is prima facie evidence that the notice was sent as prescribed herein.

343
344 c. Condemnation and confiscation/seizure of property – when any property is
345 officially condemned or confiscated or seized by government authorities in the
346 interest of public health, the owner hereof shall not be entitled to
347 compensation.

348
349
350 **CHAPTER II**
351 **SANITARY PERMIT**

352
353 **Section 8: Sanitary Permit**

354
355 **8.1** No person or entity shall operate for public patronage any establishment, food and
356 non-food company, or enterprise and all other business activities or undertaking without first
357 securing a Sanitary Permit from the Local Health Office all other activities. The permit shall be
358 suspended or revoked for violations of any of the provisions of these Rules and Regulations. This
359 Permit shall be issued upon the submission of the photocopy of the latest/current fiscal year's
360 Assessment Form from BPLO and Official Receipt from the License Division/Cashier, together with
361 the Sanitary Permit issued from the previous year. All establishments shall comply with all the
362 requirements stated thereto within three (3) months from issuance.

363
364 **8.2** A FINAL NOTICE advisory shall be stamped on the issued Sanitary Permit. Non-
365 submission within the allowable period of time to COMPLY shall mean automatic suspension of
366 Sanitary Permit to Operate the said establishment. All Sanitary Permit issued the previous year shall
367 be presented the following year to determine the COMPLIANCE of all establishments. The Penal
368 Provision of this Code shall be strictly applied.

369
370 **8.3** All newly established, newly constructed, newly renovated structures shall apply for a
371 Sanitary Permit and/or Clearance to Construct prior to the approval of building
372 permit/occupancy permit, to determine the proper usage of the facilities, health risk and hazards
373 it may pose to the public, and whether the EHIA/EHRA or the EHSC is applicable to the operation
374 of the business.

375
376 **8.4** Except otherwise provided, the City Health Officer or his duly authorized representative
377 shall conduct a sanitary inspection of all houses, accessories or buildings for rent or as soon as
378 circumstances require and all business establishments (commercial, industrial, institutional) in the
379 City of Makati in order to determine their adequacy of potable water supply, proper liquid
380 waste/wastewater discharge, appropriate lighting and ventilation, integrated vermin control,
381 correct management of solid waste, propriety of habitation, general hygiene and sanitary
382 conditions pursuant to the existing laws.
383

384 **8.5** Every permit shall cease to be in force upon revocation, surrender of same upon
385 closure of the business or discontinuance of the undertaking for which the permit was issued. The
386 business shall be deemed finally closed only upon payment of all taxes, charges and fees due
387 thereon.
388

389 **8.6** All other permits, clearances, accreditations, certifications, issuances, and the likes
390 issued by the CHO-EHSD shall expire every December 31 of the year it was issued. Renewal shall
391 be made immediately after its expiration, otherwise, all other valid and relevant laws, rules, and
392 regulations shall be applied against the establishments/companies.
393

394 **Section 9: Temporary/Provisional Sanitary Permit** 395

396 **9.1** This Permit shall be secured by all establishments on initial operation of the new
397 company. All existing establishments which are still in the process of complying with the Sanitary
398 requirements, and have been issued a Permit, shall be considered to possess a
399 Temporary/Provisional Sanitary Permit. Until such time that all requisites are complied, inspection
400 and evaluation of the establishment shall be conducted for the issuance of such permit.
401 Temporary/Provisional Sanitary Permits shall be valid within three (3) months from the date of
402 issuance.
403

404 **9.2** All establishments/services/activities/projects/programs/undertakings within Makati
405 City considered as temporary in nature or operating in less than three (3) months shall also secure
406 a Temporary/Provisional Sanitary Permit, to be evaluated by the Sanitary Officers/Inspectors and
407 shall conform with the existing standards of operating said establishment. These establishments
408 shall include, but not limited to the following: tiangges, bazaars, flea markets, baratillos, fairs,
409 carnivals, event management activities, special events, concerts, contests, sports fest, other
410 special festivals and festivities, charity events, product demos and promotions, constructions,
411 barracks, temporary shelters, evacuation centers, weekend markets, Sunday bazaars, food
412 trucks/cart, medical missions, soup kitchen, feeding caravan/program other similar services and
413 activities to name a few. Those operation which will exceed more than three (3) months shall
414 renew and request extension of the temporary/provisional sanitary permit issued.
415

416 **Section 10: Application for the Issuance/Renewal of Sanitary Permit** 417

418 **10.1** Application form for the issuance /renewal of Sanitary Permit shall be submitted to the
419 City Health Office, with the attached pertinent information and supporting documents upon
420 submission of the company's application. (Use of EHS Form No. 110, checklist of requirements for
421 all business categories)
422

423 **Section 11: Coverage of the Sanitary Permit** 424

425 **11.1** Owners/operators of the following businesses trades or activities whatever category
426 whether food or non-food establishments are required to secure Sanitary Permit from the City
427 Health Office, including but not limited to:
428

429 (a) All food establishments, restaurants, coffee shops, cafeteria, canteens, take out
430 counters, bistro, disco, carinderia, eateries, fast food, refreshment parlors, snack bars,
431 food carts/stalls, food kiosks, food trucks/vans, commissaries, food-catering
432 establishments, food manufacturers and the likes, where food or drinks are sold and
433 served
434

435 (b) Retail water system or water refilling stations, water peddlers or haulers, bulk water
436 suppliers, operators of water dispenser or vending machines, Ice plants
437

- 438 (c) Public and private markets, mini-markets, flea markets (talipapas), and all its individual
439 stalls, groceries, supermarkets, Abattoirs, slaughter house, meat, poultry, and aquatic
440 food shops and outlets
441
442 (d) Public laundry, dry cleaning, and similar establishments
443
444 (e) Public and private day care centers, tutorial/ enrichment/training schools, colleges
445 and universities, other places of learning
446
447 (f) Manufacturing plants and factories, construction companies, and their sub-
448 contractors
449
450 (g) Public and private swimming pools, bathing places, resorts
451
452 (h) All public utility vehicle terminals and vehicle queuing areas, waiting/service areas,
453 sheds
454
455 (i) All food and non-food delivery vehicles, (vans, motorbikes, multicabs, trucks,
456 pedicabs, bikes, etc.), mobile ambulances, funeral cars, armoured trucks, etc.
457
458 (j) Gasoline service stations, garage repair shops, vulcanizing shops,
459 car wash stations, and the likes.
460
461 (k) Dancing schools, physical fitness clubs, sports gyms/centers/clubs
462
463 (l) Bars, night spots, karaoke bars, ktv, cocktail and music lounges, clubs, adult
464 entertainment places
465
466 (m) Computer shops, internet shops, call centers, BPOs (business processing offices),
467 gaming rooms, web developers/ design, on line gaming, other IT services
468
469 (n) Tonsorial and beauty establishments, barber shops, nail and foot spa, massage clinics,
470 sauna baths, salons, SPAs, reflexology centers, therapeutic clinic, health and wellness
471 places
472
473 (o) Hotels, apartelles, dormitories, lodging/boarding houses, condominiums, drive-inns,
474 pension inns, townhomes, condotels, service hotels, and tenement houses, and other
475 places of habitation.
476
477 (p) Pest control businesses, sewage and wastewater service providers, garbage trucks,
478 special waste collection haulers, medical waste treaters/haulers, and similar services
479
480 (q) Buildings and its individual offices and tenants with business undertakings/activities
481
482 (r) Individual stalls of any nature, operating on a limited time, whether operating under
483 an event organizer or not, Bazaars, "tiangges," wet and dry goods flea markets,
484 weekend markets, Sunday bazaars, food trucks/carts, medical missions, soup kitchen,
485 feeding caravan/program
486
487 (s) Carnivals, fairs, concerts and other business recreational places
488
489 (t) Movie houses/theaters, amusement centers, billard/pool, bowling, golf, gymnasium/
490 coliseum/stadium/sports complex, tennis/pelota/badminton courts, shooting
491 galleries, rides, side show booths, circus, cockpit, casino, bingo houses, lotto outlets,
492 on line casino/games
493
494 (u) Other businesses that offer services for a fee, those that provide professional,
495 technical, administrative, and consultancy services to the public/client and/or those
496 that require business license and permit to operate from the BPLO
497
498 (v) Cold Storages, Food Processing Facilities and Other Industrial and Commercial
499 Establishments
500

- 501 (w) Other Food Establishments (Groceries or "Sari-sari Stores, Food Stuff Delivery, Dairy
 502 Products Store, Ambulant Food Vendors)
 503
 504 (x) Hospitals, Health and Wellness Centers, Medical and Dental Clinics, Diagnostic
 505 Laboratories, Maternity Clinics/Birthing Homes, Dialysis Center, Mental Health Care
 506 Facilities, all other medical facilities, funeral homes
 507
 508 (y) Veterinary clinics/hospitals, animal breeders, animal training facilities, pet hotels/spa
 509 and other animal holding facilities
 510
 511 (z) All other establishments not herein enumerated but conducting a business, trade, or
 512 activity within the territorial jurisdiction of the City of Makati
 513

514 **Section 12: Posting of Sanitary Permits**
 515

516 All Sanitary Permit and Temporary/Provisional Sanitary Permit issued by the CHO shall be
 517 posted in a conspicuous place within the establishment for complete and clear public visibility.
 518

519 **Section 13: Change of Ownership or Occupancy**
 520

521 Within fourteen (14) days after any change in the ownership or occupancy of any
 522 establishment, the new owner or occupant shall inform the CHO and to have such change noted
 523 in the records, as well as, on the permit certificate which he (the new owner) shall produce for the
 524 purpose. The BPLO, the OBO, and the License Division shall formally inform the CHO-EHSD on the
 525 retirement, change of ownership, change of address and usage of any establishment.
 526

527 **Section 14: Record of Permit Certificates**
 528

529 The CHO shall keep a record of all establishments issued with permits, as well as, all the
 530 renewals of the said permits. The record shall contain the following information:
 531

- 532 (a) Name and address of the holder of the permit who must be the actual occupant
 533 of the establishment;
 534 (b) Location of the establishment;
 535 (c) Purpose or purposes for which the permit is issued;
 536 (d) Date of issuance of the first permit and the dates of renewal thereof;
 537 (e) Every change of occupancy, usage and management of the establishment
 538 since the issuance of the first permit was issued; and
 539 (f) Conditions under which the past permit was issued or any renewal granted
 540 thereof.
 541

542 **Section 15: Fees**
 543

544 The fees payable on applications for permits and upon the issuances, renewal and noting
 545 of such certificates shall be in such amounts as the City Authority by resolution impose (reference:
 546 City Ordinance No. 2004-A-025 or the Revised Revenue Code of Makati City). The Sanitary Permit
 547 fees and charges shall be based on the following: (a) determination of the risk/hazard that the
 548 operation of the company/entity may pose injury or harm to the public and the community; (b)
 549 the Health and Sanitation services provided by the CHO-EHSD to support its operation; (c) the floor
 550 area occupied by the business establishment.
 551

552 **Section 16: Evaluation of Establishments and Accredited Service Providers**
 553

554 **16.1** It shall be the responsibility of the CHO to cause an inspection and evaluation of all
 555 establishment requiring a Sanitary Permit for its operation at least every three (3) months for food
 556 establishments and once a year for non-food establishments and shall cause as many additional
 557 inspection and evaluation to be made as are necessary for the enforcement of the provisions of
 558 these rules and regulations. The validity of the Sanitation Standard Rating/Classification shall only
 559 be good for three (3) months. To maintain same rating/classification throughout the year,
 560 inspection and evaluation shall be conducted twice (2x) within the succeeding three (3) months.
 561

562 **16.2** It is imperative and necessary that the **Food Safety Act of the Philippines** (2013) or the
 563 **Republic Act 10611, ASIN Law** or the **Republic Act 8172**, PD 856, PD 522, **Republic Act 110361** or
 564 **The Mental Health Act of 2017**, Tobacco Regulation Act, EO 26 of President Duterte, Revised Anti-

565 Smoking Ordinance of Makati City, The Philippine Clean Water Act, The Philippine Clean Air Act,
566 Makati Septage Management System Ordinance, Anti-Dengue Vector Ordinance, Solid Waste
567 Management Code of Makati, DOH/DENR/DOLE Regulations, Administrative/Executive Orders,
568 Memorandums, and all other applicable laws shall be used in the over-all evaluation of the
569 establishments.

570

571 **16.3** The evaluation rating of the establishment during random inspection shall not be
572 below fifty percent (50%). Failure of the company to pass the Sanitation Standards shall mean
573 automatic penalty and suspension of the Sanitary Permit to Operate and shall be issued
574 immediately, for the welfare and protection of the public.

575

576 **16.4** The CHO-EHSD shall strictly implement the regulation of no requirements and
577 compliance of the Sanitary Permit means automatic suspension of the Sanitary Permit to Operate
578 the establishment within the prescribed period of compliance of 90 days. The Management of the
579 establishment shall be responsible to submit annually, or as may be required as may be necessary,
580 all the Sanitary requirements to the CHO-EHSS. For any other reasons such as, change in personnel
581 handling the permits or lost of Sanitary Permit issued, and the likes, doesn't exempt the owner of
582 the establishment to comply. Misdeclarations like no operation, no employees & similar conditions,
583 which was found to be contradictory to the findings of the Sanitation Inspectors shall also mean
584 suspension of Sanitary Permit issued.

585

586 **16.5** Likewise, the CHO-EHSD shall accredit all service providers in the City. These service
587 providers shall submit their company profile, services provided, chemicals/equipment used,
588 clearances from the National Government, trainings from a reputable organizations, and all other
589 requirements that may be needed/demanded by the CHO. The said Accreditation shall be
590 renewed every year. Failure of the service providers to renew their Accreditation shall mean
591 forfeiture of their recognition from the CHO to be allowed to transact business in the City. The
592 CHO-EHSS shall regularly evaluate the performances, monitor the services, and inspect the
593 premises of these businesses for consideration of the renewal of Accreditation.

594

595 **16.6** The CHO-EHSD shall require all establishments to submit the annual or semi-annual
596 contract/memorandum of agreement between the Management of the company and the
597 service providers to determine whether these said service providers passed the Sanitation
598 Standards set by the CHO.

599

600 **Section 17: Environmental Health and Sanitation Hearing and Evaluation Committee**
601 **(EHSHEC)**

602

603 **17.1** The City Government shall create an Environmental Health and Sanitation Hearing
604 and Evaluation Committee which shall be tasked to address all issues and concerns relating to
605 health, hygiene and sanitation. The Committee shall be composed of the City Health Officer of
606 Makati as Chairman. The following members are composed of the Chairman of the Committee
607 on Environmental Health and Sanitation of the City Council of Makati, Office of the City Building
608 Official (OBO), Law Department, Department of Environmental Services (DES), and the Business
609 Permit and Licensing Office (BPLO).

610

611 **17.2** The Technical Working Group (TWG) shall be composed of the City Health Office
612 (CHO), Office of the Building Official (OBO), Department of Environmental Services (DES), and
613 other partners which may be deem needed to be included by the Chairman. (To be expounded
614 in the IRR)

615

616 **Section 18: Citation Ticket**

617

618 A notice issued by the Sanitary/Sanitation Inspector/Officer to report to the CHO for the
619 purpose of clarifying issues, undertake the necessary corrective measures to improve the
620 Sanitation conditions, and determining whether there are negligence/liability(ies) of the
621 operator/s, manager/s, and the staff.

622

623 **Section 19: Sanitary Order – Issuance**

624

625 Any establishment issued with a Sanitary Permit shall be regularly and periodically
626 inspected by the Sanitary/Sanitation Inspectors/Officers of the CHO. A violation of any provisions
627 of this code shall be subject to the issuance of Sanitary Order and the owner or operator of the

628 establishment shall immediately undertake corrective measures otherwise there will be imposition
629 of fine/s or penalty, as prescribed under this code.

630

631 **Section 20: Notice, Revocation, Summary Suspension of Sanitary Permit**

632

633 **20.1** If the holder of a Sanitary Permit has been found not complying with sanitary
634 requirements, the City Health Office shall send a notice requiring compliance within a certain
635 period of time as provided for in this code. The Health Officer may serve a second notice calling
636 the permit holder to show cause or reason for his non-compliance and why his permit should not
637 be revoked. If there is no compliance after two notices, the said permit to operate shall be
638 revoked.

639

640 **20.2** Whenever the City Health Officer finds that the unsanitary or unhealthy conditions in
641 the operation of the establishment constitute a substantial hazard and may pose danger to public
642 health, the permit shall be immediately suspended as stated in the provision of this code.

643

644 **Section 21: Appeals - Lifting of Suspension**

645

646 The person or entity to whom the suspension order was issued shall be afforded a hearing
647 as soon as possible. The suspension order may only be lifted upon compliance of the person or
648 entity to correct the violation and payments of fine(s)/penalty(ies).

649

650 **Section 22: Power of Entry**

651

652 **22.1** Pursuant to **Presidential Decree No. 856 Section 31, sub-paragraph (f)**, otherwise
653 known as, "The Code on Sanitation of the Philippines" and **Presidential Decree No. 522**, or the
654 "Code Prescribing Sanitation Requirements for the Operation of Establishments and Facilities for
655 the Protection and Convenience of the Public", a Sanitary/Sanitation Inspector/Officer or duly
656 authorized officer of the City Health Office, upon presentation of proper credentials may, at all
657 reasonable times, enter any premises engaged in the manufacture, preparation or packing of
658 any article of food for sale, or any premises used for any of the purposes referred to in this code
659 for the purpose of inspection or any other action necessary for administration/regulation of the
660 Environmental Health and Sanitation Code of the City of Makati.

661

662 **22.2** The Sanitary/Sanitation Inspector/Officer, may at all reasonable times, request or ask
663 assistance from the Philippine National Police (PNP), the Enforcers from the Barangay where the
664 establishment is located, Building Administrator, Security Guards, and from the City's Legal Team,
665 for the effective implementation and enforcement of this Code.

666

667 **Section 23: Inspection of Establishments**

668

669 **23.1** Random inspection shall be implemented to all establishments and facilities within
670 the jurisdiction of Makati City. A Mission Order shall be issued to the SI to conduct inspection,
671 investigation, evaluation and monitoring of establishments except for emergency cases. In the
672 same manner, any authorized personnel may be included in special cases. (i.e. Food
673 poisoning/intoxication, raid, disease surveillance, etc.)

674

675 **23.2** If a re-inspection shall be conducted, the Sanitation Inspector/Officer shall make
676 sure that the corrective measures were followed to the letter, otherwise, the SI shall recommend
677 to the CHO the suspension/revocation of the Sanitary Permit.

678

679 **Section 24: Confiscation, Destruction, Condemnation, Impounding, Auctioning**

680

681 **24.1** Any products, materials, articles, substances, commodities, and other items that
682 may be found or considered as harmful, injurious, posing hazards to the public and the
683 community shall be confiscated, sequestered, seized and take legal custody, destroyed, and
684 demolished, in favor of the City Government without prejudice to the parties concerned.

685

686 **24.2** All other equipment, devices, machines, instruments, tools or apparatus which
687 contributed to the deterioration of the environment and surroundings which cause great
688 impacts to the health of the public shall be automatically impounded and may be auctioned or
689 destroyed depending upon the decision of the City Government.

690

691 **24.3** When any property is officially condemned or seized by government authorities in
692 the interest of public health, the owner thereof shall not be entitled to compensation.
693

694 **24.4** The owner of the property, items, equipment, machines, and similar materials will be
695 informed in case of the destruction of properties.
696

697 **Section 25: Penalties**

698
699 **25.1** The following penalties shall be imposed for any violation of this Chapter:
700

701 First Offense: Fine of Three Thousand Pesos (PhP 3,000.00) and suspension of
702 Sanitary Permit
703

704 Second Offense: Fine of Four Thousand Pesos (PhP 4,000.00) and suspension of
705 Sanitary Permit
706

707 Third Offense: Fine of Five Thousand Pesos (Php 5,000.00), revocation of Sanitary
708 Permit and/or imprisonment upon conviction for a period not
709 exceeding six (6) months depending upon the discretion of the
710 court.
711

712 **25.2** If the offender is a corporation, partnership or any juridical person, the penalty
713 shall be imposed upon the responsible officers, as the case may
714 be, who participated in, or by their gross negligence, allowed the
715 commission of the crime. If the offender is a juridical person, the
716 court may suspend or revoke any of its rights under this ordinance.
717
718

719 **CHAPTER III** 720 **HEALTH CERTIFICATE**

721 **Section 26: Health Certificates**

722
723 **26.1** No person who exercise his/her profession, occupation, and/or calling, within the
724 jurisdictional limits of the City of Makati, whether working on a contractual, casual, temporary,
725 probationary, on-the-job training, interns or permanent basis, regardless of his/her position shall be
726 employed or be allowed to work without a health certificate issued by the City Health Officer. This
727 certificate shall be issued only after submitting the required physical and medical/laboratory
728 examinations, latest ID picture, including the DOLE requirements. Briefing shall be provided by the
729 local health officer prior to the issuance of the health certificate to the recipient. (reference: **City**
730 **Ordinance 2004-A-025** or the **Revised Revenue Code of Makati City**, PD 856, PD 522, and DOLE
731 Administrative Order)
732
733

734 **26.2** Sanitary Order shall be issued to all establishments that failed to process the
735 requirements of the Health Certificate paid during the renewal of permits. Likewise, penalty shall
736 be impose to establishment who failed to comply with the Sanitary Order.
737

738 **26.3** All the employees/staff/management applying for a Health Certificate shall be
739 required to attend/secure the following:
740

741 a) All food service personnel shall be required to attend a mandatory Food Handler's /
742 Food Hygiene and Safety Training/Seminar and **Hazard Analysis Critical Control Point**
743 (HACCP) for **Food Safety Compliance Officer (FSCO)**, to be conducted by the CHO or
744 an accredited, reputable Training Center. The guidelines and parameters for
745 accreditation of a Training Center include the copy of their Business Permit to check
746 the legitimacy of operation, certification from different organizations/agencies about
747 their services, profile of the company and their trainers, list of clients and feedback on
748 their services. (Other details will be included in the IRR)
749

750 b) Both food and non-food employees and management of the establishments shall also
751 be required to attend a brief orientation on the Rules and Regulations of the
752 Environmental Health and Sanitation (valid for one 1 year), including but not limited to
753 the smoking policy of the City, drug-free workplace policy, HIV-AIDS, hepa B policy,
754 primary mental health program, dengue prevention and control program, climate

755 change, and other health-related programs and policies of the City. Adoption of the
756 Food Safety Act, the DOLE regulations, the DOH and DENR administrative orders, and
757 other applicable policies shall be included in the orientation, whenever possible.
758

759 c) All food service personnel shall be required to submit Chest X ray result valid within six
760 (6) months, and Fecalalysis result valid within One (1) month, orientation/seminar, and
761 latest ID picture for health certificate issuance. The DOLE policies, the mental health
762 services & similar regulations shall also be adopted as additional control measures for
763 the protection of both the employer and employees.

764 d) All entertainment/bar/karaoke/club service personnel shall submit vaginal smear gram
765 staining result valid within Two (2) weeks, VDRL test result valid within Six (6) months,
766 HIV/AIDS education seminar valid within One (1) year, Chest X ray result within six (6)
767 months, EHS orientation/seminar, and latest ID pictures. The DOLE policies shall also be
768 adopted as additional control measures for the protection of both the employer and
769 employees.

770 e) All spa personnel/ therapist shall submit VDRL test result valid within Six (6) months, HIV/
771 AIDS education seminar valid within One (1) year, Chest X Ray result valid within six (6)
772 months, HIV/AIDS education seminar valid within one (1) year, EHS orientation/seminar,
773 latest ID pictures, and License Therapist issued by the DOH. The minimum requirements
774 is the training certification test conducted by TESDA. The DOLE policies shall also be
775 adopted as additional control measures for the protection of both the employer and
776 employees.

777 f) All personnel working in a workplace which need special examinations like visual acuity
778 and hearing capacity shall be required to these establishments. Periodic testing like
779 **Optometric Examinations** for BPOs, On-Line Gaming, Call Center, Web
780 Developers/Designers, other IT Service Providers and other similar business operations
781 to determine abnormalities of the eyes. Likewise, **Audiometric Examinations** for
782 Entertainment, Leisure and Gaming Centers; Video, Bingo and E-Games; Cinemas,
783 Concert Halls, Videoke KTV, Karaoke Bars, construction sites and other similar
784 establishments to detect hearing abnormalities. **Laryngeal Examinations** related to
785 vocal cord disorders may also be required.

786 g) Adoption of Republic Act No. 11036, otherwise known as the "Mental Health Act" of
787 2017 shall be included in the implementation of this Code to promote the well-being
788 of all employees working within the jurisdictional limit of Makati City.

789 h) The CHO-EHSS shall ensure that all medical providers extending their services within the
790 City of Makati have the proper credentials, valid licenses, updated permits/clearances
791 legitimately accredited/registered to the proper government agencies.

792 **26.4** The EHSS shall enjoin and encourage the support services of the Laboratory Section,
793 Social Hygiene Section, X-ray Unit, and other partner offices for the effective
794 implementation of this Code.

795
796 **Section 27: Imposition of Fees**
797

798 **27.1 Health Certificate.** All persons required by existing laws, rules and regulations to secure
799 health certificate from the City Health Office shall pay the annual fee, except otherwise stated.
800

801	(a) Food Service Personnel	----- Php 100.00
802	(b) Retail/Wholesale Service Personnel	----- Php 80.00
803	(c) Tourist Oriented Service Staff	----- Php 80.00
804	(d) Beauty/Tonsorial & Fitness Service Staff	----- Php 80.00
805	(e) Industrial/Manufacturing Service Workers	----- Php 80.00
806	(f) Customer Service Personnel	----- Php 80.00
807	(g) Entertainment Service Personnel	----- Php 120.00
808	(h) Spa/Massage Attendants/Therapists	----- Php 120.00
809	(i) Amusement & Recreational Service Personnel	----- Php 80.00
810	(j) Professional/Personal Service Personnel	----- Php 80.00
811	(k) Construction Service Workers	----- Php 80.00

812	(l) Finance Service Personnel	----- Php 80.00
813	(m) Publishing/Printing/Advertising/Media Service Personnel	----- Php 80.00
814	(n) Managerial Supervisory Personnel/Owner	----- Php 150.00
815	(o) Office Personnel & Staff	----- Php 80.00
816	(p) Medical Service Staff	----- Php 80.00
817	(q) Intelligence and Security Personnel	----- Php 80.00
818	(r) BPO/IT/Call Center Agents/Video Streamers/Gaming/	
819	On-Line Staff and other similar Positions	----- Php 100.00
820	(s) Other Service-Related Staff and all Other Workers not	
821	herein enumerated or mentioned	----- Php 80.00

822
823 NOTE: The proposed increase in fee for the following personnel are enumerated as follows:
824 for non-food handlers Php 80.00; for food handlers Php 100.00; BPO/IT personnel Php 100.00;
825 entertainment service personnel Php 120.00; and for executive/managerial/supervisory positions
826 Php 150.00

827
828
829 **27.2 Sanitary Permit Fees.** There shall be collected an annual Sanitary Permit fee from each
830 business establishment in the City of Makati in accordance with the following schedule:

831
832 a. Adult Entertainment Places which include, but not limited to, the following:

833		
834	1. Bars / night spots	..... Php 8,000.00
835	2. Karaoke bars / videoke / ktv / music bars / folkhouses	..... Php 8,000.00
836	3. Cocktail lounges	..... Php 8,000.00
837	4. Day and night clubs / cabarets	..... Php 8,000.00
838	5. Discos / discotheques	..... Php 6,000.00
839	6. Cockpit	..... Php 8,000.00
840	7. Shooting galleries	..... Php 8,000.00
841	8. Casino	..... Php 8,000.00
842	9. Bingo houses / lotto outlets	..... Php 4,000.00
843	10. All other adult entertainment establishments	..... Php 6,000.00

844
845 b. Amusement and Recreational Places which include, but not limited to, the following:

846		
847	1. Movie theaters / cinema houses	..... Php 4,000.00
848	2. Kids zones / cyber sports	..... Php 5,000.00
849	3. Video arcades / fun houses	..... Php 5,000.00
850	4. Billard / pool halls per table	..... Php 2,000.00
851	5. Bowling alleys / establishments	..... Php 2,000.00
852	6. Golf links / driving ranges / mini-golf links	..... Php 3,000.00
853	7. Polo grounds	..... Php 3,000.00
854	8. Gymnasium / coliseum / stadium / sports complex	..... Php 2,000.00
855	9. Tennis / pelota / badminton courts	..... Php 2,000.00
856	10. Rides	..... Php 3,000.00
857	11. Side show booths	..... Php 2,000.00
858	12. Circuses / carnivals	..... Php 3,000.00
859	13. Merry-go-rounds / roller coaster / ferries wheels / swings	..... Php 4,000.00
860	14. Concert halls	..... Php 3,000.00
861	15. Skating rinks	..... Php 3,000.00
862	16. All other amusement and recreational establishments	..... Php 3,000.00

863
864 c. Cemeteries, funeral and disposal of the dead person and animal cadavers which
865 include, but not limited to, the following:

866		
867	1. Cemeteries and memorial parks	..... Php 10,000.00
868	2. Public and private burial grounds / place of enshrinement	..... Php 10,000.00
869	3. Columbarium and crematoriums	..... Php 6,000.00
870	4. Funeral establishments (including chapel and parlor)	..... Php 8,000.00
871	5. Catacombs	..... Php 4,000.00
872	6. Morgues / niches	..... Php 6,000.00
873	7. Embalming establishments	..... Php 6,000.00
874	8. Medical and research institutions	..... Php 6,000.00
875	9. Animal holding facilities/veterinary clinics	..... Php 4,000.00

876	10. Animal breeders/training facilities/hotel/spa	.....	Php 4,000.00
877			
878			
879	d. Cold Storages which include, but not limited to, the following:		
880			
881	1. Blast freezers and chillers	.....	Php 5,000.00
882	2. Mega cold storage and cold rooms	.....	Php 5,000.00
883	3. Cold storage facilities / machineries	.....	Php 5,000.00
884	4. Refrigerated containers	.....	Php 5,000.00
885	5. Mobile refrigerated containers	.....	Php 5,000.00
886	6. Ice cream freezing tunnels / ice cream cold stores	.....	Php 5,000.00
887	7. Pharmaceutical grade cold storage	.....	Php 6,000.00
888	8. Specialized cold storage	.....	Php 5,000.00
889			
890	e. Commercial and Industrial Establishments which include, but not limited to, the		
891	following:		
892			
893	1. Manufacturer	.....	Php 8,000.00
894	2. Distributor of goods	.....	Php 5,000.00
895	3. Processing of raw materials	.....	Php 5,000.00
896	4. Large scale industries	.....	Php 8,000.00
897	5. Medium-scale industries	.....	Php 6,000.00
898	6. Hazardous workplace	.....	Php 10,000.00
899	7. Construction industries	.....	Php 10,000.00
900	8. Biological industries	.....	Php 10,000.00
901	9. Export / Import oriented manufacturing industry	.....	Php 8,000.00
902	10. PEZA – Philippine Economic Zone Authority and BOI – Board of Investment		
903	registered companies	.....	Php 8,000.00
904			
905	f. Construction / General Building Contractors which include, but not limited to, the		
906	following:		
907			
908	1. Class AAA	.....	Php 10,000.00
909	2. Class AA	.....	Php 9,000.00
910	3. Class A	.....	Php 8,000.00
911	4. Class B	.....	Php 7,000.00
912	5. Class C	.....	Php 6,000.00
913	6. Class D	.....	Php 5,000.00
914			
915	g. Dealers in Tobacco which include, but not limited to the following:		
916			
917	1. Retail tobacco dealers	.....	Php 5,000.00
918	2. Wholesale tobacco dealers	.....	Php 10,000.00
919			
920	h. Financial Institutions and Intermediaries which include, but not limited to, the following:		
921			
922	1. Banks	.....	Php 2,000.00
923	2. Non-bank financial intermediaries	.....	Php 1,500.00
924	3. Lending investors	.....	Php 1,500.00
925	4. Finance and investment companies	.....	Php 2,000.00
926	5. Investment house	.....	Php 2,000.00
927	6. Pawnshops / money shops	.....	Php 1,000.00
928	7. Insurance companies	.....	Php 2,000.00
929	8. Pre-need companies	.....	Php 2,000.00
930	9. Stock markets	.....	Php 2,000.00
931	10. Stock brokers and dealers	.....	Php 2,000.00
932	11. Foreign exchange dealer	.....	Php 2,000.00
933	12. Credit card	.....	Php 2,000.00
934	13. Other financial institutions	.....	Php 2,000.00
935			
936	i. Fitness Centers which include, but not limited to, the following:		
937			
938	1. Dancing schools / studios / dance halls	.....	Php 2,000.00
939	2. Physical fitness clubs	.....	Php 2,000.00

940	3. Sports gyms/centers	.....	Php 2,000.00
941	4. Yoga schools	.....	Php 2,000.00
942			
943	j. Food Delivery Vehicles which include, but not limited to, the following:		
944			
945	1. Food trucks	.....	Php 2,000.00
946	2. Food multi-cabs / vans	.....	Php 1,500.00
947	3. Pedicabs / motorbikes / bikes	.....	Php 1,000.00
948	4. Food carts / food containers	.....	Php 1,000.00
949	5. Food located in vessels and vehicles	.....	Php 1,000.00
950			
951	k. Food Establishments which include, but not limited to, the following:		
952			
953	1. Restaurants	.....	Php 6,000.00
954	2. Coffee shops / cafeteria	.....	Php 3,000.00
955	3. Canteens / carinderias / eateries	.....	Php 3,000.00
956	4. Refreshment parlors / snack bars / take out counters	.....	Php 4,000.00
957	5. Fast food	.....	Php 5,000.00
958	6. Food booths, counters and stalls / food kiosks	.....	Php 4,000.00
959	7. Self-service restaurants	.....	Php 5,000.00
960	8. Catering	.....	Php 5,000.00
961	9. Food manufacturers	.....	Php 8,000.00
962	10. Commissaries	.....	Php 8,000.00
963	11. Food – roasting of pigs and fowls	.....	Php 4,000.00
964	12. Bakery / bakeshops / bake house	.....	Php 5,000.00
965	13. Bread house and pastry shops	.....	Php 5,000.00
966	14. Savories and dairy products	.....	Php 5,000.00
967	15. Raw, cooked and processed food establishments	.....	Php 6,000.00
968	16. Wine, liquor and beverage shops	.....	Php 5,000.00
969	17. All other eating and drinking establishments	.....	Php 5,000.00
970			
971	l. General Merchandise (Retailers, repackers, wholesalers, dealers, importer and distributors) which include, but not limited to, the following:		
972			
973			
974	1. Flammable, combustible or explosive substances	.....	Php 10,000.00
975			
976	2. Non-flammable, non-combustible or non-explosive substances	.....	Php 8,000.00
977			
978			
979	3. Assorted non-perishable and dry goods, merchandise or articles	.....	Php 4,000.00
980			
981			
982	4. Consumable, perishable including refrigerated goods	.....	Php 6,000.00
983			
984	m. Information Technology (IT) which include, but not limited to, the following:		
985			
986	1. Software Development and Application	.....	Php 6,000.00
987			
988	1.1 Computer graphics / animation / design		
989	1.2 Programming and development of system software for business, media, e-commerce, education, entertainment and many others		
990			
991			
992	2. IT-Enabled Services	.....	Php 6,000.00
993			
994	2.1 Call centers / contact centers		
995	2.2 Data encoding		
996	2.3 Legal and medical transcribing and processing		
997	2.4 Directories (e.g. waze, TNCs – Transportation network Companies like Uber and Grab)		
998	2.5 Back-office operations		
999	2.6 Business processing outsourcing (BPOs)		
1000			
1001			
1002	3. Content development for the Internet	.....	Php 6,000.00
1003			

1004	4. Knowledge-Base and Computer Enabled Support Services	Php	6,000.00
1005			
1006	4.1 Engineering and Architectural design services		
1007	4.2 Consultancies		
1008			
1009	5. IT Support Services	.....	Php 6,000.00
1010			
1011	5.1 Research and Development (R&D) Centers		
1012	5.2 Incubation Centers		
1013	5.3 Educational / Training Institutions		
1014	5.4 Community Access Facilities		
1015	5.5 Internet Service Providers		
1016			
1017	6. On line casino / games / gaming rooms	.....	Php 8,000.00
1018	7. Video streaming	.....	Php 8,000.00
1019	8. Other IT related services	.....	Php 6,000.00
1020			
1021	n. Institution of Learnings which include, but not limited to, the following:		
1022		.....	Php 3,000.00
1023			
1024	1. Public and private schools		
1025	2. Colleges and Universities		
1026	3. Sectarian and non-sectarian schools		
1027	4. Seminaries or theological schools		
1028	5. Graduate schools		
1029	6. Review centers		
1030	7. Special Schools		
1031	8. Schools for persons with disabilities		
1032	9. Foreign schools		
1033	10. Technical / vocational schools		
1034	11. Special training or trade schools		
1035	12. Day care or child care centers		
1036	13. Nursery and kindergarten schools		
1037	15. Children's Institutions		
1038	16. Tutorial / Enrichment / Training centers		
1039	17. Other schools and similar institutions and facilities		
1040			
1041	o. Laundry Services which include, but not limited to, the following:	.....	Php 8,000.00
1042			
1043	1. Steam laundry		
1044	2. Public and private laundry		
1045	3. Dry Cleaning laundry		
1046	4. Laundromat		
1047	5. Community laundry area		
1048	6. Commercial Laundry		
1049	7. Linen-supply laundry		
1050	8. Diaper-supply laundry		
1051	9. Institutional establishments with laundry equipment and facilities		
1052			
1053	p. Lessors / Dwellings and spaces for rent which include, but not limited to, the following:		
1054			
1055	1. Real Estate Developers / Dealers	.....	Php 10,000.00
1056			
1057	2. Real Estate Commercial Buildings	.....	Php 8,000.00
1058			
1059	3. Hotels, per room / per function room accommodation		
1060			
1061	3.1 Hotel de luxe	.....	Php 500.00
1062	3.2 Hotel first class	.....	Php 400.00
1063	3.3 Hotel standard	.....	Php 300.00
1064	3.4 Hotel economy	.....	Php 200.00
1065	3.5 Service hotels	.....	Php 120.00
1066	3.6 Function room	.....	Php 2,000.00
1067			

1068	4. Apartelles, Apartments, condotels, lodging inns, pensions, drive-inns per room		
1069	accommodation	..... Php	120.00
1070			
1071	4.1 Inn / lodge		
1072	4.2 Cabin / cottage		
1073	4.3 Resorts / spa		
1074	4.4 Pension chores		
1075	4.5 Cabana		
1076	4.5 Hostel		
1077			
1078	5. Building, per office / residential space	..... Php	120.00
1079			
1080	6. Commercial apartments / condominiums, per space	..... Php	120.00
1081			
1082	7. Residential apartments / condominiums	..... Php	100.00
1083			
1084	8. Tenement houses	..... Php	60.00
1085			
1086	9. Dormitories, dormitels, lodging or boarding houses, per boarder		
1087	accommodation	..... Php	60.00
1088			
1089	10. Residential houses for rent, per house		
1090			
1091	10.1 With garage and/or swimming pools	..... Php	1,500.00
1092			
1093	10.2 Without garage and/or swimming pools	..... Php	800.00
1094			
1095	10.3 With rooms occupied by different tenants with common kitchen		
1096	and/or comfort facilities	..... Php	500.00
1097			
1098	q. Manufacturing Plants / Factories which include, but not limited to, the following:		
1099			
1100	1. Manufacturer of flammable, combustible or explosive products		
1101		..... Php	10,000.00
1102	2. Manufacturer of toxic, hazardous, poisonous substances	..... Php	10,000.00
1103	3. Manufacturer of pharmaceutical products	..... Php	8,000.00
1104	4. Manufacturer of food products	..... Php	8,000.00
1105	5. Manufacturer of perishable and refrigerated goods	..... Php	6,000.00
1106	6. Manufacturer of non-perishable and dry goods, merchandise or articles		
1107		..... Php	4,000.00
1108			
1109	r. Markets which include, but not limited to, the following:		
1110			
1111	1. Flea markets / satellite markets / "talipapa"	..... Php	2,000.00
1112	2. Mini-markets	..... Php	2,000.00
1113	3. Public and private markets and all its individual stalls	..... Php	5,000.00
1114	4. Wet and dry markets	..... Php	4,000.00
1115	5. Groceries and supermarkets	..... Php	4,000.00
1116	6. Food terminals	..... Php	4,000.00
1117	5. Meat and poultry shops	..... Php	3,000.00
1118	6. Aquatic food outlets	..... Php	3,000.00
1119	7. Trading posts	..... Php	3,000.00
1120	8. "Bagsakan", consignment and shipment of food products	Php	3,000.00
1121	9. Abattoirs / Slaughter houses	..... Php	10,000.00
1122	10. All other similar establishments	..... Php	3,000.00
1123			
1124	s. Massage Clinics which include, but not limited to, the following:	Php	4,000.00
1125			
1126	1. Slendering & Body Building Saloons		
1127	2. Massage and sauna bath clinics		
1128	3. Wellness SPAs		
1129	4. Reflexology centers		
1130	5. Therapeutic clinic		
1131	6. Acupuncture clinic		

1132	7. Chiropractic clinic	
1133	8. Synchrotherapy and physical therapy clinics	
1134		
1135	t. Medical Facilities which include, but not limited to, the following:	
1136		
1137	1. Private and public hospitals	..... Php 10,000.00
1138	2. Maternity/Birthing Homes/Lying in Clinic	..... Php 6,000.00
1139	3. Clinical and Diagnostic Laboratories	..... Php 6,000.00
1140	4. Dental Prosthetic Laboratories	..... Php 6,000.00
1141	5. Physical Therapy Clinics	..... Php 4,000.00
1142	6. Health Centers	..... Php 4,000.00
1143	7. Infirmaries	..... Php 6,000.00
1144	8. Veterinary and Animal Clinics	..... Php 4,000.00
1145	9. Alternative Medical Facilities	..... Php 6,000.00
1146	10. Dialysis Center	..... Php 10,000.00
1147	11. Biomedical Institutions	..... Php 10,000.00
1148	12. Research Center	..... Php 8,000.00
1149	13. Blood Banks and Blood Collection Services	..... Php 8,000.00
1150	14. Drug/HIV Testing Laboratories	..... Php 8,000.00
1151	15. Biotechnology Laboratory	..... Php 8,000.00
1152	16. Animal Research and Testing Center	..... Php 6,000.00
1153	17. Nuclear Medicine Laboratory	..... Php 8,000.00
1154	18. Drug Manufacturer	..... Php 10,000.00
1155	19. Drug Rehabilitation Centers	..... Php 8,000.00
1156	20. Mortuary and Autopsy Establishments	..... Php 6,000.00
1157	21. Ambulances and Emergency Care Units	..... Php 4,000.00
1158	22. Home Treatment	..... Php 4,000.00
1159	23. Water Testing Laboratory	..... Php 4,000.00
1160	24. Radiological Technology Institutions	..... Php 6,000.00
1161	25. Medical Technology Institutions	..... Php 6,000.00
1162	26. Nursing Homes	..... Php 4,000.00
1163	27. Training Centers for Embalmers	..... Php 6,000.00
1164	28. Medical and Dental Clinics	..... Php 4,000.00
1165		
1166	u. Offices which include, but not limited to, the following:	..... Php 2,000.00
1167		
1168	1. Administrative, executive and law offices	
1169	2. Regional, representative offices	
1170	3. All other offices	
1171		
1172	v. Parking Area which include, but not limited to, the following:	..... Php 4,000.00
1173		
1174	1. Open parking area	
1175	2. Enclosed parking area	
1176		
1177	w. Photostatic & blue printing services which include, but not limited to, the following:	..... Php 5,000.00
1178		
1179		
1180	1. Recopying machine services	
1181	2. Mimeographing services	
1182	3. Dyeing establishments	
1183	4. Painting shops	
1184		
1185	x. Printing services which include, but not limited to, the following:	..... Php 8,000.00
1186		
1187	1. Printing Press	
1188	2. Publishing	
1189		
1190	y. Services which include, but not limited to, the following:	..... Php 3,000.00
1191		
1192	1. Management services	
1193	2. Airline, booking, and ticketing services, travel agency	
1194	3. Maintenance	
1195	4. Consultancy	

- 1196 5. Courier and logistic support
 1197 6. Recruitment, manpower, human resource, and manning services
 1198 7. Marketing, promotion and advertising
 1199 8. Research and development
 1200 9. Design, photo, video services
 1201 10. Remittance, foreign exchange
 1202 11. Administrative and liaison services
 1203 12. Airconditioning services
 1204
 1205 z. Services with exposure to hazards which include, but not limited to, the following:
 1206 Php 10,000.00
 1207
 1208 1. Garbage storage, collection, treatment, and disposal services
 1209 2. Sewage and wastewater treatment service providers
 1210 3. Medical waste treaters / haulers
 1211 4. Washing and greasing motor vehicles service stations
 1212 5. Gasoline stations
 1213 6. Urban pest control service providers
 1214 7. Gas Installation system
 1215 8. Auto-motor repair shops
 1216 9. Carwash and vulcanizing services
 1217 10. Demolition and construction services / construction barracks
 1218
 1219 aa. Swimming Pools which include, but not limited to, the following: Php 6,000.00
 1220
 1221 1. Swimming or bathing places
 1222 2. Bathhouses
 1223 3. Recirculation swimming pools
 1224 4. Fill and draw swimming pools
 1225 5. Resorts
 1226
 1227 bb. Terminals which include, but not limited to, the following:
 1228
 1229 1. Service stations / gasoline stations (services for fuel, oil, water, air for tires,
 1230 greasing and repair) Php 10,000.00
 1231 2. Garage and terminals of public utility vehicles (PUVs) Php 2,000.00
 1232 3. Queuing areas Php 600.00
 1233 4. Bus stops / jeepney stops / PUV stops Php 600.00
 1234 5. Sheds / waiting areas / rest areas Php 600.00
 1235 6. Service facilities including washing bays, parking stations, repair stations
 1236 Php 10,000.00
 1237
 1238 cc. Tonsorial and Beauty Establishments which include, but not limited to, the following:
 1239 Php 3,000.00
 1240
 1241 1. Barber shops
 1242 2. Beauty salons
 1243 3. Cosmetic salons
 1244 4. Hair and hairdressing salons
 1245 5. Manicuring and pedicuring establishments
 1246 6. Tattooing and skin piercing shops
 1247 7. Figure slenderizing salons
 1248 8. Aerobic centers / clubs
 1249 9. Slimmer salons
 1250 10. Health and wellness centers
 1251 11. Facial, aesthetic and skin clinics
 1252 12. Dermatology clinics
 1253 13. Nail and foot spas
 1254 14. Nail sculpturing
 1255
 1256 dd. Utility Companies, which include, but not limited to, the following: Php 10,000.00
 1257
 1258 1. Water concessionaires
 1259 2. Water supply cooperatives

- 1260 3. Electric companies
- 1261 4. Telephone, telegraphs, teletypes and telecommunication companies
- 1262 5. Cable and wireless communication companies
- 1263 6. Liquefied petroleum gas (LPG) products and petroleum companies
- 1264
- 1265 ee. Warehouse which include, but not limited to, the following: Php 6,000.00
- 1266 1. Bodegas and warehouses
- 1267
- 1268
- 1269 ff. Water and Water Supply which include, but not limited to, the following:
- 1270 Php 7,000.00
- 1271 1. Retail water system or water refilling stations (WRS)
- 1272 2. Water peddlers or haulers
- 1273 3. Bulk water suppliers
- 1274 4. Operators of water dispensers or vending machines
- 1275 5. Ice plants
- 1276 6. Services for the installation of water system
- 1277

gg. All other establishments not herein enumerated but conducting a business, trade, or activity within the territorial jurisdiction of the City of Makati

- 1281 1. With an area of 2,000 sq. m. or more Php 4,000.00
- 1282 2. 1,000 or more but less than 2,000 sq. m. Php 3,500.00
- 1283 3. 500 or more but less than 1,000 sq. m. Php 3,000.00
- 1284 4. 200 or more but less than 500 sq. m. Php 2,500.00
- 1285 5. 100 or more but less than 200 sq. m. Php 2,000.00
- 1286 6. 50 or more but less than 100 sq. m. Php 1,500.00
- 1287 7. 25 or more but less than 50 sq. m. Php 1,000.00
- 1288 8. Less than 25 sq. m. Php 500.00
- 1289

- 1290 hh. Temporary/Provisional Sanitary Permit
- 1291 1. Payment for permanent Sanitary Permit ranges from Php 5,000.00
- 1292 to Php 10,000.00 Php 3,000.00
- 1293 2. Payment for permanent Sanitary Permit ranges Php 5,000.00
- 1294 Php 2,000.00
- 1295
- 1296

Section 28: Service Fees for Health Examination

The laboratory examination fees are as follows:

(a) Serology

- 1303 i. VDRL/RPR ----- Php 100.00
- 1304 ii. TPPA/TPHA ----- Php 200.00
- 1305 iii. HIV/AIDS Test (Screening) ----- PHp 500.00
- 1306 iv. Hepatitis B Surface Antigen Test ----- Php 300.00
- 1307

(b) Blood Chemistry

- 1310 i. Fasting Blood Sugar (FBS) ----- Php 150.00
- 1311 ii. Uric Acid (UA) ----- Php 150.00
- 1312 iii. Cholesterol ----- Php 150.00
- 1313 iv. Creatinine ----- Php 150.00
- 1314 v. Blood Urea Nitrogen (BUN) ----- Php 150.00
- 1315 vi. Triglyceride ----- Php 200.00
- 1316 vii. HDL ----- Php 150.00
- 1317 viii. HbA1c ----- Php 500.00
- 1318

(c) Hematology

- 1322 i. Complete Blood Count (CBC) ----- Php 100.00
- 1323 ii. Hemoglobin/Hematocrit ----- Php 50.00

1324	iii.	RBC/WBC	----- Php	50.00
1325	iv.	Platelet	----- Php	150.00
1326	v.	Blood Typing	----- Php	80.00
1327	vi.	Clotting Time/Bleeding Time	----- Php	50.00
1328	vii.	ESR	----- Php	50.00

1329
1330 (d) Clinical Microscopy

1331				
1332	i.	Routine Urinalysis	----- Php	50.00
1333	ii.	Pregnancy Test	----- Php	200.00

1334
1335 (e) Parasitology

1336				
1337	i.	Direct Fecal Smear	----- Php	50.00
1338	ii.	Occult Blood	----- Php	50.00

1339
1340 (f) Bacteriology

1341				
1342	i.	Vaginal/Urethral Smear (Gram Staining)	----- Php	50.00
1343	ii.	GC Culture and Sensitivity Test	----- Php	400.00
1344	iii.	GC Culture	----- Php	200.00

1345
1346 (g) Cytology

1347				
1348	i.	Pap Smear	----- Php	150.00

1349
1350 (h) Water Analysis

1351				
1352	i.	Bacteriological Analysis of Water	----- Php	300.00
1353	ii.	Heterotrophic Plate Count (HPC)	-----	Php
1354		300.00		

1355
1356 (i) Radiology

1357				
1358	i.	Routine Chest X Ray	-----	Php
1359		150.00		

1360				
1361	(j)	Drug Testing	----- Php	350.00

1362
1363
1364

1365 **CHAPTER IV**
1366 **ENVIRONMENTAL HEALTH AND SANITATION FEES**

1367
1368 (Based on the Makati Revised Revenue Code, City Ordinance 2004-A-025 with proposed
1369 minimal increase and revision in the Regulatory fees)

1370
1371 **Section 29: Environmental Health and Sanitation Fees**

1372
1373 **29.1** All fees related to Environmental Health and Sanitation shall be collected as follows.

- 1374
1375 1. Sanitation Inspection Fees
- | | | | | |
|------|----|--|-----|----------|
| 1376 | a. | For companies with capitalization of Php 50,000.00 to Php 1,000,000.00 | Php | 500.00 |
| 1377 | b. | For companies with capitalization of more than Php 1,000,000.00 | | |
| 1378 | | to Php 5,000,000.00 | | 1,000.00 |
| 1379 | c. | For companies with capitalization of more than Php 5,000,000.00 | | 2,000.00 |
- 1380
1381
- 1382 2. Annual Accreditation/Registration Fees 5,000.00
- 1383
- | | | |
|------|----|---|
| 1384 | a. | Water Laboratory |
| 1385 | b. | Pest Control |
| 1386 | c. | Clinics/Hospitals/Medical Facilities/Laboratories/and the likes |
| 1387 | d. | Training Centers |

1388	e. Toxic/Hazardous/Special Waste Collectors	
1389	f. Septage/Septic Tank Haulers	
1390	g. Other Service Providers which the CHO recognizes	
1391		
1392	3. Certificate of Water Potability	200.00
1393		
1394	4. Sanitation Standard Rating Sticker (to be included in the business assessment renewal)	500.00
1395		
1396	5. Designated Smoking Area (DSA) Sticker	500.00
1397		
1398	6. Annual Permit Fee for a Designated Smoking Area	
1399	a. Application/Filing Fee	5,000.00
1400	b. Processing/Approval Fee	5,000.00
1401	c. Inspection/Re-Inspection Fee	1,000.00
1402	d. Renewal Fee	5,000.00
1403		
1404	7. Annual Cell Site Permit	5,000.00
1405		
1406	a. Clearance to Construct a Cell Site	3,000.00
1407	b. Clearance to Operate a Cell Site	5,000.00
1408	c. Permit to Operate the Cell Site	5,000.00
1409		
1410	8. Any Certified True Copy Document to be issued by the	
1411	City Health Office	100.00
1412	a. Filing Fee for a compliant	100.00
1413	b. Re-print & Lost EHS permits / Documents / Certificates	300.00
1414		
1415	9. Seminar Fee	
1416		
1417	a. Food Handler's Class/Orientation	50.00
1418	b. CSW Seminar	50.00
1419	c. Orientation of the EHS Rules and Regulations	50.00
1420	d. Other Health Related Seminar	50.00
1421		
1422	10. Permit Fees for Cadaver Disposition	
1423		
1424	a. Burial Permit Fee	300.00
1425	b. Exhumation Permit Fee	300.00
1426	c. Transfer Permit Fee	500.00
1427	d. Entrance and Burial Fee	400.00
1428	e. Cremation Permit Fee	500.00
1429	f. Animal Cadavers Permit Fee (c/o Veterinary Services Office)	200.00
1430		
1431	11. Fees for Food Delivery Vehicles/Conveyances	
1432		
1433	a. Transfer Permit (annual payment)	
1434		
1435	a1. For establishments with capitalization of Php 50,000.00 to Php 1 million	
1436	Payment:	Php 1,000.00
1437		
1438	a2. For companies with capitalization of more than Php 1 million to Php 5 million	
1439	Payment	Php 2,000.00
1440		
1441	a3. For companies with capitalization of more than Php 5 million to Php 10 million	
1442	Payment	Php 3,000.00
1443		
1444	a4. For companies with capitalization of more than Php 10 M to Php 20 M	
1445	Payment	Php 4,000.00
1446		
1447	a5. For companies with capitalization of more than Php 20 million	
1448	Payment	Php 5,000.00
1449		
1450	b. Transport Permit (annual payment)	
1451		

1452	b1. Class IV - Specialized vehicles and conveyances (like garbage trucks, mobile ambulances, gasoline/fuel tanker, medical waste haulers, sludge and desludging tanks/trucks or carrier, live piggery/poultry/herds delivery trucks or vehicles, and the likes)	
1453		
1454		
1455		
1456	No. of Vehicles 1 to 5	3,000.00
1457	6 to 10	4,000.00
1458	More than 10	5,000.00
1459		
1460	b2. Class III - Large size vehicles (like trailer trucks, delivery trucks, food trucks, and the likes)	
1461		
1462	No. of Vehicles 1 to 5	1,000.00
1463	6 to 10	2,000.00
1464	More than 10	3,000.00
1465		
1466	b3. Class II - Medium size vehicles (like cars, mini-vans, pick-ups, SUVs, and the likes)	
1467	No. of Vehicles 1 to 5	750.00
1468	6 to 10	1,500.00
1469	More than 10	2,250.00
1470		
1471	b4. Class I - Small size two(2) or three(3) wheeled vehicles (like bikes, trikes, carts, & the likes)	
1472		
1473	No. of Vehicles 1 to 5	500.00
1474	6 to 10	1,000.00
1475	More than 10	1,500.00
1476		
1477	12. Environmental Health and Sanitation Clearance (EHSC)/	5,000.00
1478	Environmental Health Impact Assessment (EHIA)	
1479	a. Environmental Health & Sanitation Guarantee Bond	10,000.00
1480		
1481	13. Environmental Health Improvement Test	
1482	a. Glare, Illumination, General Lighting Standard Test	500.00
1483	b. Humidity, Hot and Cold Temperature, General Ventilation Test	500.00
1484	c. Contact Surfaces Test/Rapid Hygiene verification Test	800.00
1485	d. Noise/Vibration Test	3,000.00
1486	e. Odor Test	1,000.00
1487	f. Ambient Wastewater Test	3,000.00
1488	g. Ambient Air Pollution Test	3,000.00
1489		

1490 **29.2** The enumerated business establishments/services/activities shall secure an
 1491 Environmental Health and Sanitation Clearance (EHSC)/ Environmental Health Impact Assessment
 1492 (EHIA) from the CHO-EHSS. This list however does not limit the CHO-EHSSD to include others not
 1493 enumerated herein, for as long as the business operation shall fall under the classification of
 1494 hazardous/harmful to the health of the community as clearly established and determined by
 1495 proper authority.

- 1496
- 1497 ➤ commercial construction activities;
- 1498 ➤ funeral parlors, crematoriums, columbariums, cemeteries;
- 1499 ➤ hospitals, diagnostic laboratories, maternity clinics, birthing homes, other medical facilities and institutions;
- 1500 ➤ sewage and wastewater treatment facilities and its service providers;
- 1501 ➤ medical waste service providers;
- 1502 ➤ solid waste haulers/garbage contractors and similar service providers;
- 1503 ➤ gasoline service stations, repair shops, vulcanizing shops;
- 1504 ➤ manufacturing plants, factories;
- 1505 ➤ abattoirs/slaughter houses, flea markets (talipapa), public and private markets;
- 1506 ➤ laundry shops/ dry cleaning, car wash stations, and the likes;
- 1507 ➤ establishments with an existing Designated Smoking Area (DSA);
- 1508
- 1509

1510 The owner/operator/management shall submit to the CHO-EHSD, the complete list of
 1511 requirements that they need to comply, for the approval of their EHIA/EHSC, which will
 1512 be included in the IRR.

1513
 1514 **Section 30: Time of Payment**
 1515

1516 The fee imposed in Sections 27, 28, and 29 shall be paid to the City Treasurer upon
1517 application for a Sanitary Permit and Health Certificate before any business, occupation,
1518 profession, or calling can be lawfully begun or pursued by an individual or in cases where the
1519 business has already been established and that the renewal of business permits and licenses are
1520 concerned, the company may shoulder the amount incurred of each employee concerned and
1521 shall be exempt from all other requirements upon submission of a company medical certificate.
1522 The Individual Health Certificate so secured by such shall be renewed in the same instance and
1523 together with the renewal of business permits and licenses during the first twenty (20) days of
1524 January of every year.

1525
1526 **Section 31: Imposition of Penalties**
1527

1528 The following penalties shall be imposed for any violation of this Chapter.

1529 a. Employees without Health Certificate (to be shouldered by the employer)

- 1530
- | | | |
|------|-------------------|-----------------------|
| 1531 | 1. First Offense | Php 1,000.00 per head |
| 1532 | 2. Second Offense | Php 2,000.00 per head |
| 1533 | 3. Third Offense | Php 3,000.00 per head |

1534 b. CCAs, GROs, Commercial Sex Workers (CSW), Dancers, CLEOs without
1535 VD Clearances (to be shouldered by the employer)

- 1536
- | | | |
|------|-------------------|-----------------------|
| 1537 | 1. First Offense | Php 1,000.00 per head |
| 1538 | 2. Second Offense | Php 2,000.00 per head |
| 1539 | 3. Third Offense | Php 3,000.00 per head |

1540 c. Existing Establishment Not Compliant to the Requirements of the Sanitary
1541 Permit Issued

- 1542
- | | | |
|------|------------------|--|
| 1543 | 1. First Offense | Fine of Php 3,000.00 and suspension of Sanitary
1544 Permit or equivalent community service |
|------|------------------|--|

1545 [Note: List down all possible community service that the individual or
1546 company can do to satisfy the penalties incurred]

- 1547
- | | | |
|------|-------------------|--|
| 1548 | 2. Second Offense | Fine of Php 4,000.00 and suspension of Sanitary
1549 Permit and community service |
|------|-------------------|--|

- 1550
- | | | |
|------|------------------|---|
| 1551 | 3. Third Offense | Fine of Php 5,000.00, revocation of the issued
1552 Sanitary Permit, and/or imprisonment upon
1553 conviction not exceeding six (6) months depending
1554 upon the discretion of the court |
|------|------------------|---|

1555 d. Non-Posting of Sanitary Permit (whether Temporary or Permanent)

1556 Php 2,000.00

1557 e. Local Environmental Health and Sanitation Violations (for hazardous/harmful
1558 operation of the company, causing the deterioration of the environment and
1559 affecting the over-all health of the public and the community members)

- 1560
- | | | |
|------|-------------------|---|
| 1561 | 1. First Offense | Php 4,500.00, suspension of Sanitary Permit to
1562 Operate, confiscation of harmful materials/device/equipment; and
1563 community service per day for each day of non-compliance to the
1564 recommended corrective measures |
| 1565 | 2. Second Offense | Php 5,000.00, suspension of Sanitary Permit to
1566 Operate, confiscation of harmful materials/device/equipment; and
1567 community service per day for each day of non-compliance to the
1568 recommended corrective measures; and/or imprisonment upon
1569 |

- 1580 conviction for a period of six (6) months to one (1) year upon the
 1581 discretion of the court
 1582
- 1583 3. Third Offense Php 5,000.00, suspension of Sanitary Permit to Operate,
 1584 confiscation of harmful materials/device/equipment; and community
 1585 service per day for each day of non-compliance to the recommended
 1586 corrective measures; and/or imprisonment upon conviction for a period
 1587 of one (1) year to six (6) years upon the discretion of the court
 1588
- 1589 f. Failure to Conduct a Regular, Periodic or Monthly Water Analysis for Water
 1590 Refilling Stations, Food Establishments, Building with Tenants, Markets, Schools,
 1591 Ice Plant, Manufacturers & similar Establishments, Malls, Commercial
 1592 Establishments, Condominiums, Apartments.
 1593
- 1594 1. First Offense Php 3,000.00, stop operation until such time that the
 1595 WRS submitted the latest monthly result of the water analysis
 1596
- 1597 2. Second Offense Php 4,000.00, stop operation until such time that the
 1598 WRS submitted the latest monthly result of the water analysis
 1599
- 1600 3. Third Offense Php 5,000.00, revocation of the issued Sanitary Permit
 1601
- 1602 g. Violation of the Smoking Ordinance
 1603
- 1604 1. For Individual Violators
 1605
- 1606 1a. First Offense Php 1,000.00, attend counselling session and
 1607 community service for four (4) hours
 1608
- 1609 1b. Second Offense Php 2,000.00, attend comprehensive smoking
 1610 cessation session and community service for eight (8) hours
 1611
- 1612 1c. Third Offense Php 3,000.00, attend a comprehensive smoking
 1613 cessation session, community service for sixteen (16) hours, and/or
 1614 imprisonment of not less than three (3) days but not more than six (6)
 1615 days depending upon the discretion of the court.
 1616
- 1617 2. For Company Violators
 1618
- 1619 2a. First Offense Fine of Php3,000.00, suspension of the Sanitary
 1620 Permit issued, and community service per day for each day of non-
 1621 compliance
 1622
- 1623 2b. Second Offense Fine of Php4,000.00, suspension of the Sanitary
 1624 Permit Issued, and community service per day for each day of non-
 1625 compliance
 1626
- 1627 2c. Third Offense Fine of Php5,000.00, revocation of the Sanitary
 1628 Permit Issued, and/or imprisonment upon conviction for a period not
 1629 exceeding six (6) months upon the discretion of the court
 1630
- 1631 h. Sanctions, Punitive and Penal Actions Against the Company or Individual.
 1632
- 1633 1. Any person or entity who disobey, refuse, omit or neglect to comply
 1634 any of the provisions of this code Php5,000.00
 1635
- 1636 2. Any person or entity who interfere with or hinder, or oppose any
 1637 officer, agent or member of the MHD-EHSD in the performance of their
 1638 duty. Php5,000.00
 1639
- 1640 3. Anybody who tear down, mutilate, deface or alter any placard or
 1641 notice affixed to the premises in the enforcement of this code
 1642 Php5,000.00
 1643
- 1644 4. Clearance for the lifting of the closure Order Php5,000.00
 1645
- 1646 5. Any Sanitation Clearance to be issued by the MHD-EHSD for the
 1647 continued operation of the company Php3,000.00
 1648

**CHAPTER V
WATER AND WATER SUPPLY**

Section 32: Declaration of Policy

It is the policy of the City Government of Makati to promote and protect the health of the people; to maintain an effective Water Regulatory System; and to provide the City population with safe, clean, potable and high quality drinking water.

Section 33: Sanitary Permit to Operate

33.1 All Water Refilling Stations (WRS), Water Concessionaires, Water Supplier/Provider, and other establishments, corporations and associations providing drinking water for public consumption, operating within the jurisdiction of Makati City shall secure the necessary Sanitary Permit to operate, and health certificate of workers. The Water Safety Plan (WSP) as provided for in the **DOH AO No. 2014-0027** and **2017-006** shall form part of the requirements for all drinking water supply service providers. The owners/operators shall be required to attend Seminars conducted by the DOH and DOH Certified Training Institutions.

33.2 All Water Refilling Stations shall be prohibited from using deep well as source of their water supply.

Section 34: Types of Water Test for Drinking Water

All WRS, water haulers, bulk water supplier, ice plants, food business operators, malls, buildings, hotels, condominiums, apartelles, boarding houses, apartments, lodging houses, institutions, schools and universities, commercial establishments, townhouses, subdivisions, corporations and all other similar entities, shall be required to submit its product water for monthly testing and analysis to the Makati Health Department Water Laboratory and other DOH and MHD accredited water laboratories. The frequency of testing are as stated:

Microbiological/Bacteriological Examination – monthly
Heterotrophic Plate Count (HPC) [DOH-accredited laboratories] – monthly
Physical and Chemical Examination Test (DOH-accredited laboratories) – every six months

Section 35: Water Sampling Collection and Examination

35.1 All retail water system/water refilling stations (WRS), water haulers, bulk water supplier, ice plants, food business operators, malls, buildings, hotels, condominiums, apartelles, boarding houses, apartments, lodging houses, institutions, schools and universities, commercial establishments, townhouses, subdivisions, corporations and all other establishments, corporations or associations providing drinking water for public consumption are required to submit to the City Health Office (CHO) or its duly authorized representative (Sanitation Inspector) for inspection, monitoring and monthly on-site water specimen extraction/collection for laboratory analysis to see to it that they regularly comply to the Sanitation requirements for a safe, clean and potable water provision as mandated in the PNSDW or the Philippine National Standard for Drinking Water, PD 856 or the Sanitation Code of the Philippines, PD 1096 or the Water Supply Provisions of the National Building Code, PD 1067 or the Water Code of the Philippines, PD 7160 or the Water Supply Provisions of the Local Government Code IRR, City Ordinance No. 2009-023 known as the Sustainable Ground Water Utilization Ordinance, City Ordinance No. 98-032, otherwise known as An Ordinance Regulating All Retail Water System, WRS, Water Service Provider and Supplier within Makati City, and all other pertinent rules and regulations.

35.2 Monthly water analysis shall be required to all food establishments. For all high rise structures, malls, commercial establishments, institutions, and similar business operations, a minimum of five (5) water samples shall be submitted to the CHO and additional sample for every four (4) floors of the total height of the building; For all non-food tenants, unit owners, stall holders, and the likes with an area of more than 300 square meter shall also submit the required water analysis sampled from its unit. (The details of frequency and location of sampling points for all other establishments shall be included in the IRR of this Code).

35.3 All water samples to be examined in any water laboratory shall only be collected by a Registered/Certified Water Sampler.

1707 **35.4** The EHSD shall enjoin and encourage the support services of the City Water Laboratory
1708 Unit and other partner offices for the effective implementation of this Code.
1709

1710 **Section 36: Local Drinking Water Monitoring Committee (LDWMC)**
1711

1712 **36.1** The City Government shall create a Makati Drinking Water Monitoring Committee
1713 which shall be tasked to conduct surveillance programs to oversee the operation of water
1714 systems, volume and quality of water produce and distributed by drinking water haulers and
1715 distributors. The Committee shall be composed of the City Health Officer of Makati as Co-
1716 Chairman to the Local Chief Executive; the following members are composed of the Chairman
1717 of the Committee on Environmental Health and Sanitation of the City Council of Makati, Office
1718 of the City Building Official or the OBO, Water Concessionaires, representative from Water source
1719 supplier/operator/owner other than the concessionaire, and a representative from a health-
1720 sanitation concerned non-government organization (NGO).
1721

1722 **36.2** One of the major function of the LDWMC shall be the screening of the submitted Water
1723 Safety Plan (WSP).
1724

1725 **36.3** Another function is the pronouncement and advisory regarding the status of water
1726 supply.

1727 NOTE: (IRR) Water Safety Plan to be endorsed to CHD for approval
1728

1729 **Section 37: Ice Plant**
1730

1731 **37.1 Requirements in Securing a Sanitary Permit.** The following requirements must be
1732 complied before the Sanitary Permit shall be granted:

- 1733 (a) Only safe and potable water shall be used in the manufacture of ice.
1734 (b) In storing and transporting of ice intended for public consumption, precautionary
1735 measures shall be taken to protect the ice from sources of contamination.
1736 (c) Ice contaminated with sand, dirt, cinders, lint, or other foreign substance shall not be
1737 sold or offered for sale for human consumption.
1738 (d) An ice plant operator shall provide sanitary hand washing and toilet facilities for the
1739 employees of the plant.
1740

1741 **Section 38: Examination of Ice**
1742

1743 Manufacturers and establishments using ice shall submit
1744 Microbiological and HPC examination result to the City Health Office every month. All other water
1745 test, like the Physico-Chemical examination, shall be conducted and follow the PNSDW Standards.
1746

1747 **Section 39: Delivery Trucks/Vehicles for Ice/Bottled and Retail Water**
1748

1749 All delivery vehicles for water and ice shall conform to the DOH and DENR standards and
1750 of this Code.
1751

1752 **Section 40: Certificate of Water Potability**
1753

1754 **40.1** All buildings/establishments like WRS, water haulers, bulk water supplier, ice plants,
1755 food business operators, malls, hotels, condominiums, apartments, lodging houses, institutions,
1756 schools & universities, commercial entities shall secure Certificate of Water Potability to the CHO.
1757 No Occupancy Permit and Annual Inspection Certificate of the Office of the Building Official shall
1758 be released and issued without the Certificate of Water Potability as embodied in the National
1759 Building Code and Plumbing Code. The certificate of Water Potability shall be issued quarterly
1760 based on the submitted monthly water analysis.
1761

1762 **40.2** Sanitary Order shall be issued to all establishments inspected that failed to process the
1763 requirements of Certificate of Water Potability paid during the renewal of permits. Likewise,
1764 penalty shall be impose to establishment who failed to comply with the Sanitary Order.
1765

1766 **40.3** All establishments that failed to comply with the existing requirements of this section
1767 shall be penalized within two (2) months as prescribed by the law. If the establishment failed to
1768 settle the necessary penalty within the prescribed period, it shall be recorded in the COMPLIANCE

1769 RECORD, that said company did not comply and violated this section of the ordinance. Upon
1770 renewal of their Permit, their Sanitary Permit will not be issued until they have complied. Proper
1771 indorsement to the Business Permit and Licensing Office (BPLO) shall be followed for proper
1772 notation of the violation.

1773

1774 **Section 41: Regulatory Fee**

1775

1776 To sustain the implementation of this Chapter, the following regulatory fee shall be
1777 promulgated:

1778

1779 For Water Refilling Stations and other Establishments - Php 300.00 (for Bacteriological
1780 Examination); Php 300.00 (for HPC Examination)

1781

1782 **Section 42: Personnel of Ice Plants, Retail and Refilling Water Stations, and Water Service**
1783 **Providers**

1784

1785 All personnel of ice plants, retail water and refilling stations, and all water service providers,
1786 including those operating water-vending machines and dispensers shall secure health certificate
1787 from the Makati City Health Office.

1788

1789 **Section 43: Bottled Drinking Water - FDA Registration**

1790

1791 No bottled drinking water shall be distributed and sold without a certificate of registration
1792 from the FDA. Products produced in food processing facilities that contain water or uses water in
1793 its production shall be approved by the FDA.

1794

1795 **Section 44: Water Supply of Food Serving Establishments**

1796

1797 Food serving establishments are prohibited to serve drinking water from deep well. Food
1798 establishments shall be required to serve adequate, safe and potable water for drinking purposes.
1799 All bottled drinking water served to the consuming public shall have a Certificate of Registration
1800 from the FDA.

1801

1802 **Section 45: Other Water Protection Measures**

1803

1804 To protect drinking water supply from contamination, the following measures shall be
1805 observed:

1806

1807 (a) Washing clothes or bathing within a 25-meter radius from any well;

1808

1809 (b) No artesian well, deep or shallow, shall be constructed within 25 meters from any
1810 source of pollution;

1811

1812 (c) No septic tank shall be placed or constructed within 25 meters from any well, spring,
1813 cistern or other sources of drinking water, or not less than 1.5 meters from any water
1814 service line, or not less than 3.0 meters away from a water main.

1815

1816 (d) No radioactive sources or materials shall be stored within a radius of 25 meters from
1817 any well or source of drinking water, unless the radioactive source or material is
1818 enclosed by proper shielding;

1819

1820 (e) No person in charge in the management of a public water supply system shall permit
1821 any physical connection between its distribution system and that of any other water
1822 supply, unless the latter is regularly examined as regards to its quality, safety and
1823 potability; and

1824

1825 (f) The installation of booster pumps direct from the water distribution line of water supply
1826 system shall be prohibited.

1827

1828 **Section 46: Deepwell Extraction**

1829

1830 For the purpose of this Section, the City Ordinance No. 2009-023 otherwise known as the
1831 Makati City Sustainable Ground Water Utilization Ordinance will be adopted for implementation.
1832 Other related deepwell regulation as applicable may also be used in this section.

1833 **Section 47: Applicability Clause**

1834
1835 The pertinent provisions of existing laws, Republic Acts, Presidential Decrees, and other
1836 ordinances shall govern all other matters relating to the imposition or regulation provided in this
1837 Code.

1838
1839 **Section 48: Penalties**

1840
1841 **48.1** Any person found violating any provision of this Chapter shall be imposed with the
1842 following penalties:

1843
1844 First Infraction: Php 3,000.00 Fine, suspension of Sanitary Permit, or
1845 equivalent community service

1846
1847 Second Infraction: Php 4,000.00 Fine, suspension of Sanitary Permit, and
1848 community service

1849
1850 Third Infraction: Php 5,000.00 Fine, revocation of Sanitary Permit, and/or
1851 imprisonment upon conviction for a period not exceeding
1852 six (6) months depending upon the discretion of the court.

1853
1854 **48.2** Failure to conform with the standards of the water testing shall be subject to a Cease
1855 and Desist Order of the City Health Office which shall be lifted only after compliance with all the
1856 tests. The Cease and Desist Order (CDO) will remain enforce until such time that the
1857 owner/operator/management will conduct and comply with all the water testing required by the
1858 City Health Office (CHO).

1859
1860
1861 **CHAPTER VI**
1862 **FOOD ESTABLISHMENTS AND PUBLIC PLACES SANITATION REQUIREMENTS**

1863
1864 **Section 49: General Provisions**

1865
1866 For the purpose of strengthening the Food Safety Regulatory System in the City, to protect
1867 the consumer's health, facilitate market access of local foods and food products, and safeguard
1868 the public from any harm or injury in the operation of all business firms, companies, enterprises,
1869 institutions, and organizations within the City, this Chapter shall incorporate and adopt **RA 10611**
1870 or the "**Food Safety Act of 2013**", **PD 856** or the "**Code on Sanitation of the Philippines**", **PD 522** or
1871 the "**Code Prescribing Sanitation Requirements for the Operation of Establishments and Facilities**
1872 **for the Protection and Convenience of the Public**", **ASIN Law**, Republic Act 9211 known as the
1873 "**Tobacco Regulation Act**", EO 26 of 2017 or the "**Nationwide Smoking Ban on all Public Places**",
1874 RA 9275 or the "**Philippine Clean Water Act**", RA 8749 or the "**Philippine Clean Air Act**", RA 6969 or
1875 the "**Toxic Substances and Hazardous and Nuclear Wastes Control Act of 1990**", RA 9003 or the
1876 "**Ecological Solid Waste Management Act**", PD 1586 known as "**Establishing an Environment**
1877 **Impact Statement System** Including Other Environmental Management Related Measures and for
1878 other Purposes", RA 8289 "**An Act to Strengthen the Promotion and Development of, and**
1879 **Assistance to Small and Medium Scale Enterprises**", PD 1152 or the "Environment Code of the
1880 Philippines", or the World Health Organization's standards, and other related policies, ordinances,
1881 laws, rules, and regulations in the operation of all food business industries and other public places
1882 establishments.

1883
1884 **Section 50: Inspection/Evaluation Prior to the Issuance of Occupancy Permit**

1885
1886 **50.1** It shall be required by the CHO, that a separate application, inspection and
1887 evaluation of all establishments (new applicants for business, newly renovated, and similar
1888 undertakings) shall be conducted prior to the release and processing of the occupancy permit
1889 being issued by the Office of the Building Official. (One stop shop processing of new business
1890 establishment). All inspectors from the Office of the Building Official, Makati Health Department,
1891 Urban Development Department, Business Permit and Licensing Office shall inspect the place on
1892 the date scheduled by all offices.

1893
1894 **50.2** Upon application to the respective offices of the OBO, BPLO, and the UDD, these
1895 offices shall inform the MHD that a new applicant for all business operation is being process in their
1896 office.

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Section 51: Structures for Storage, Preparation, Handling or Sales of any Food Article

No person shall use any kitchen room or place for or in connection with the preparation, storage, handling or sale of any food article other than its intended use.

- (a) Which is at any time used/or in direct communication with or adjacent to a sleeping quarter or toilet;
- (b) Where any animal is kept;
- (c) Which is or has been used for any other purpose which would likely contaminate the food or adversely affect its wholesomeness or cleanliness;
- (d) Which is not used exclusively for the purpose;
- (e) Which do not have ample supply of clean potable water;
Provided, that in the department stores or multi-purpose business establishments, food may be manufactured, prepared, cooked, stored or sold only in the area set aside exclusively for said purpose or activity, and for which a sanitary permit has been issued.

Section 52: Floors

No Sanitary Permit shall be issued to any premises to be used for the preparation, handling and sale of food unless the flooring is in accordance with the National Building Code, Plumbing Code, Sanitation Code as inspected and approved by the Office of the Building Official and the City Health Office, respectively, and any of the following requirements:

- (a) Constructed of concrete or other impervious and easily cleaned material that is resistant to wear and tear, corrosion and shall be adequately graded and drained;
- (b) Constructed of wood with dovetail or tongue and groove floor boards laid on a firm foundation and clamped tightly;
- (c) Constructed with laid covered linoleum, smooth surfaced rubber tiles or similar material permanently fixed to the floor with cement or like adhesive; or
- (d) Carpets or other floor covering in those parts of the premises where such carpets can be satisfactorily cleaned or maintained.

Section 53: Walls

No Sanitary Permit shall be issued to any premises for the purposes first and above cited, unless the walls are constructed in accordance with the National Building Code, Plumbing Code, Sanitation Code as inspected and approved by the Office of the Building Official and the City Health Office, respectively, and any of the following requirements:

- (a) The internal surface of walls shall have a smooth, even, non-absorbent surface capable of being readily cleaned without damage to the surface and constructed with dust-proof materials;
- (b) Walls that are subject of getting wet or splashing shall be constructed of impervious, non-absorbent materials;
- (c) Walls constructed of bamboo, "sawali." Or other wooden materials shall be varnished or painted for a dust-proof smooth surface finish.
- (d) The internal walls shall be painted with colors or treated with such wall finish.

Section 54: Lighting

54.1 The general standards of illumination shall be observed in lighting the establishment or any premises thereof. The lighting should be made in such a way that it would not deter or obstruct electrical inspection and would not affect cleaning chores. All lighting installation shall be inspected and approved by the Bureau of Fire Protection, Department of Labor and

1961 Employment- Occupational Health and Safety, Office of the Building Official-Electrical Section,
1962 and the CHO's Environmental Health and Sanitation Section. The acceptable illumination and
1963 glare shall be based on PD 856 and WHO standards.
1964

1965 **54.2** The Sanitation Inspectors shall from time to time conduct, a minimum of twice (2x) a
1966 year monitoring, the **test measurements of glare, illumination, and other general lighting standards**
1967 to identify and determine whether each work area in the premises of the establishments will pose
1968 health hazards to the workers and the general public. The CHO-EHSD shall charge appropriate
1969 fee to the test measurements that will be conducted within the establishments.
1970

1971 **Section 55: Ventilation**

1972

1973 **55.1** Ventilation shall be provided which shall be effective and suitable to maintain
1974 comfortable temperature condition. Mechanical ventilation, canopies, air ducts, fans and other
1975 air-ventilating appliances may be installed, subject to the written approval of Bureau of Fire
1976 Protection, Department of Labor and Employment- Occupational Health and Safety, Office of
1977 the Building Official- Mechanical Section, and the CHO's Environmental Health and Sanitation
1978 Section. The acceptable hotness/coolness temperature shall be based on PD 856 and WHO
1979 standards.
1980

1981 **55.2** The Sanitation Inspectors shall from time to time conduct, a minimum of twice (2x) a
1982 year monitoring, the **test measurements of humidity, cold and hot temperature, and other general**
1983 **ventilation standards** to identify and determine whether each work area in the premises of the
1984 establishments will pose health hazards to the workers and the general public. The CHO-EHSD shall
1985 charge appropriate fee to the test measurements that will be conducted within the
1986 establishments.
1987

1988 **Section 56: Floor Space**

1989

1990 There shall be sufficient floor space to enable every person working in the establishment
1991 to carry out his duties efficiently and to permit easy access for cleaning. Working spaces, aisles, or
1992 passageways and areas to which customers have access shall be unobstructed and sufficient to
1993 permit convenient movement of employees and customers without contamination of food by
1994 clothing or personal contact.
1995

1996 **Section 57: Service Spaces**

1997

1998 **57.1** Spaces for food service shall not be used as living or sleeping quarters. Clothing or
1999 personal effects shall be kept away therefrom and no animal or live fowls shall be allowed in such
2000 spaces. Persons not directly connected with food preparation and serving shall not be allowed
2001 nor handle any food preparation. Other service spaces shall conform to the standards set by this
2002 Code.
2003

2004 **57.2** The Sanitation Inspectors shall from time to time conduct, a minimum of twice (2x) a
2005 year monitoring, the **test measurements of contact surfaces and other service spaces**, to identify
2006 and determine whether each work area in the premises of the establishment will pose health
2007 hazards to the workers and the general public. The CHO-EHSD shall charge appropriate fee to the
2008 test measurements that will be conducted within the establishment. At least three (3) sample
2009 locations of the work area for contact surfaces and service spaces shall be tested and conducted
2010 within the said premises.
2011

2012 **57.3** The owner/administrator/management of all establishments shall oversee, supervise,
2013 and carry out general cleaning, sanitizing, disinfecting, misting, vaporizing activities, and other
2014 similar operations that will ensure the prevention and control of harmful microorganisms, germs,
2015 bacteria, virus, and other agents present within the premises, that may cause sickness/illness to
2016 the general public. These activities shall be regulated by the CHO-EHSD.
2017

2018 **57.3.a** The owner/administrator/management of all establishments shall established a
2019 regular **Cleaning Schedule and Sanitation Program** with supporting monitoring record.
2020

2021 **57.4** Permit for the use of any Designated Smoking Area (DSA) within the establishment,
2022 whether enclosed or open space, shall be applied to and approved by the City Health Office
2023 (CHO), before using the DSA. All DSAs shall follow the latest standards, guidelines, and policies
2024 approved by the National Government and the Local Government. (Reference: Executive Order

2025 No. 26 of Pres. Duterte, RA 9211, City Ordinance 2002-090, Revised Anti-Smoking Ordinance,
2026 Smoke-Free Policy of the WHO and the DOH).

2027
2028 **57.5** The Owner/Administrator/Managers of the establishment with an approved
2029 Designated Smoking Area (DSA) shall provide and install an **odor/chemical absorbent**
2030 **device/equipment/materials** which will eliminate and suck up toxic/hazardous chemical
2031 elements left behind after smoking which lingered and persisted inside the DSA.

2032
2033 **57.6** All establishments which were able to secure an **extended privilege** for an approved
2034 Designated Smoking Area (DSA), shall mandatorily include a program on anti-smoking. The
2035 owner/administrator/managers shall allow for inclusion in their corporate social responsibility (CSR)
2036 protection of the public against exposure to second hand smoke, posting or installation of graphic
2037 health warnings on the effects of smoking to the public, and other similar initiatives. The CSR
2038 program shall be submitted in written form and fully notarized, to the CHO-EHSD for monitoring
2039 purposes and strict implementation. For establishments without DSA, these establishments shall
2040 post or install a "NO SMOKING" signage in their premises.

2041 **Section 58: Wash Hand Basin**

2042
2043 **58.1** Wash hand basins shall be installed under the specifications prescribed by the
2044 National Plumbing Code and the Sanitation Code of the Philippines. No wash basin shall be
2045 installed adjacent to places of food preparation. Wash basin shall be installed, as near as
2046 practicable, to toilet facilities. Wash basin shall have adequate supply of liquid soap and clean
2047 and sanitized towels/disposable towels, and shall, at all times, be maintained in good and clean
2048 condition. Wash basins water outlets shall install with P-Traps. The number of wash hand basins shall
2049 be in accordance with the requirements of Sanitation Code of the Philippines or P.D. 856,
2050 Plumbing Code and the National Building Code as inspected and approved by the City Health
2051 Office and the Office of the Building Official.

2052
2053 **58.2** Specially designed faucets made of stainless/brass and other acceptable/approved
2054 materials shall be installed to minimize/avoid hand contact recontamination.

2055 **Section 59: Toilets/Rooms**

2056
2057 Adequate and clean toilets or comfort rooms for male and female customers and
2058 personnel shall be provided in properly located areas and shall be provided with sufficient water
2059 supply. The rooms shall have wash basins with liquid soap/detergent, single-service tissue paper or
2060 cloth towel dispenser, or a regularly sanitized hand drying device. The toilet rooms shall not be
2061 open directly into spaces where food is prepared, stored or served. The number of toilets shall be
2062 in accordance with the requirements of P.D. 856. All toiletries shall have passed the FDA's approval
2063 and WHO's standards. Toilet rooms shall be designed in accordance with the PD 856 standards.

2064 **Section 60: Change Rooms/Lockers**

2065
2066 There shall be provided adequate and suitable lockers and other facilities for storage of
2067 personnel clothing and belongings. Such facilities shall not be situated so as to contaminate food
2068 through contact by clothing.

2069 **Section 61: Outlets of Waste Water**

2070
2071 All kitchen sinks, wash basins, sewage, aqueducts and outlets for waste water of
2072 restaurants, eateries and food catering industry, and all public places establishments shall be
2073 required to install grease traps, oil and water separator, clarifier, and/or P-Traps for filtration
2074 purposes, and whichever is applicable in accordance with PD 856, RA 9275, Plumbing Code, the
2075 National Building Code, and Septage Management System Ordinance and in coordination with
2076 the Task Force Makati Waterways and other stakeholders. Whenever applicable, a Discharge
2077 Permit and installation of a pre-treatment & waste water treatment facility shall be required.

2078 **Section 62: Separation of Solid Waste from Liquid Wastes**

2079
2080 Solid wastes must be separated from liquid wastes. Solid wastes shall be segregated into
2081 biodegradable and non-biodegradable and shall be placed into separate plastic bags or
2082

2087 containers. Used cooking oil shall not be disposed in any sink or outlet, but shall be poured or put
2088 in a separate container to await collection of an accredited service hauler provider. All
2089 establishments shall install grease trap right after the sink. It shall follow the rules and regulations
2090 of the Septage Management System Ordinance of Makati, PD 856, RA 9003 and all other
2091 applicable laws, and in coordination with the Task Force Makati Waterways and other
2092 stakeholders.

2093

2094 **Section 63: Septic Tank Requirements**

2095

2096 There shall be an airtight two (2)-chambered (or three (3) chambered, as the case may
2097 be) septic tank, designed and built in accordance with the requirements of the Code Sanitation
2098 National Building Code and the Plumbing Code of the Philippines, to where waste water and
2099 liquid wastes shall be discharged. It shall also passed the requirements of the Septage
2100 Management System Ordinance of Makati and the DENR's effluent standards, and in
2101 coordination with the Task Force Makati Waterways and other stakeholders.

2102

2103 **Section 64: Equipment of Food Establishments**

2104

2105 Equipment of food establishments shall be designed, fabricated and installed so that
2106 cleaning is easy and that they do not pose a health risk. This equipment should meet the following
2107 requirements:

2108

2109 (a) All equipment/devices/instruments/materials used within the premises of the food
2110 establishments shall be required to submit certificate of product approval/standards,
2111 Clearance/License whichever is applicable.

2112

2113 (b) Lead-soldered containers and cadmium-lined tubing or piping and fixtures shall not be
2114 used;

2115

2116 (c) Surfaces of equipment that come into contact with food or drinks shall be constructed
2117 of impervious, non-corrosive, non-toxic, chip-resistant, durable and can be easily cleaned;

2118

2119 (d) Sliding doors or cabinets shall be removable for easy cleaning; and

2120

2121 (e) Food carts used in serving foods shall always be kept in clean sanitary condition.

2122

2123 **Section 65: Utensils and Dish Wares**

2124

2125 Utensils and Dish Wares should likewise be durable, non-corrosive and smoothly-surfaced
2126 for easy cleaning. After use, they shall be scraped and pre-rinsed to remove food particles. As
2127 much as possible, they shall be thoroughly cleansed in warm water at 120 deg. F (49 deg. C) with
2128 soap or liquid detergent. Sanitizing procedures of utensils and dish wares shall be practiced within
2129 the establishment.

2130

2131 **Section 66: Bactericidal Treatment**

2132

2133 Eating and Drinking utensils, dish wares and equipment, after being thoroughly cleansed,
2134 shall be subjected to one of the following bactericidal treatments;

2135

2136 (a) Immersion for at least half a minute (30 seconds) in clean hot water at a temperature
2137 of at least 170 Deg. F (77 Deg. C);

2138

2139 (b) Immersion for at least one minute in a lukewarm chlorine solution 50 ppm; or

2140

2141 (c) Exposure to a steam cabinet at a temperature of at least 170 Deg. F (77 Deg. C) for at
2142 least 15 minutes, or at temperature of 200 Deg. F (93 deg. C) for at least 5 minutes.

2143

2144 (d) By any other method approved by the city health authority and the WHO.

2145

2146 **Section 67: Handling of Washed Utensils and Dish Wares**

2147

2148 Washed utensils and dish wares shall be drained dry in wire racks or perforated durable
2149 trays without use of drying clothes, or shall be stored in self-draining position to permit readily air-
drying. Drying clothes should always be clean and changed frequently.

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Section 68: Storage of Washed Utensils and Dish Wares

In storing washed utensils and dish wares the following shall be observed:

- (a) They shall be stored in a clean and dry place adequately protected against vermin and other source of contamination;
- (b) Cups, bowls and drinking glasses shall be inverted while on storage; Drinking containers, cups and bowls whether plastics or glasses shall not be stacked up together to avoid contact surface contamination.
- (c) Storage racks, trays and shelves shall be made of materials that are impervious, non-corrosive, non-toxic, chip-resistant, smooth and durable; and
- (d) Storage drawers shall be made of the same materials as under (C) and shall be kept clean at all times. Felt or other porous-surfaced materials shall not be acceptable, but the use of clean and removal towels for drawer lining is acceptable.

Section 69: Quality and Protection of Food

69.1 All foods must be obtained from approved and reputable sources. The Food Business Operators (FBOs) shall secure a **Veterinary Inspection Certificate** (VIC) from the Veterinary Service Office based on the Makati City Meat Inspection Code. In the same manner, the FBOs shall be responsible to implement the **Food Safety Act** and the regulations of the DOH, FDA, National Meat Inspection Service (NMIS), Department of Agriculture (DA), Bureau of Fisheries and Aquatic Resources (BFAR), and other Government Regulatory Agencies.

69.2 In this regard, the following requirements shall be observed:

- (a) Meats, poultry and meat products, fish and other aquatic goods shall be procured from a reputable sources under sanitary or veterinary supervision. All meat and poultry procured should be accompanied by a Meat Inspection Certificate (MIC). Imported frozen meat shall have a Certificate of Meat Inspection (COMI).
- (b) All meats and fish shall be properly stored, cleaned and cooked before serving.
- (c) No meat products, fish, vegetable or other staple foods shall be procured from contaminated sources or areas known to have been affected by radioactivity or radioactive fallout or any form of contamination, i.e. foot and mouth disease, avian bird flu, African Swine Flu (ASF), red tide or paralytic shellfish poisoning (PSP), "botcha" or double dead meat, formalin application, etc.
- (d) Milk and fluid products shall be obtained from sources approved by health authorities. The manufacturer and supplier of milk products shall conduct a scientific safety review that has been approved by the FDA. Milk obtained from other sources must be sterilized, pasteurized or otherwise heated.
- (e) Milk shall be stored in a refrigerator. Canned or package milk, other than dry milk powders shall be refrigerated after the container has been opened.
- (f) All perishable and potentially hazardous foods shall be stored at 45 Deg. F (7 Deg. C) or below.
- (g) Cooked food intended to be served hot shall be kept at a temperature not lower than 140 Deg. F (60 Deg. C).

- 2207 (h) **Cooking oil** used in frying foods shall **not be reused for more than twice**. The Sanitation
2208 Inspectors shall conduct the quality testing of cooking oil to determine whether the
2209 critical TPM values are reached. The establishment shall submit to the CHO a **Certificate**
2210 **of Disposal** through a contract, a MOA or **Memorandum of Agreement** between the
2211 establishment and the service provider for the **disposal of**
2212 **cooking oil**. Recycling of cooking oil to be used in food shall strictly be prohibited.
2213
- 2214 (h.1) All Food Business Operators (FBO) shall strictly follow the WHO and FDA's **rancidity**
2215 **standard for cooking oil**. The Sanitation Inspector shall regularly monitor the **quality of**
2216 **the cooking oil** in the food industry through the use of **rancidity meter** or the **free fatty**
2217 **acid meter**.
2218
- 2219 (i) Raw fruits and vegetables shall be thoroughly washed before they are used.
2220
- 2221 (j) Foods and water that have been contaminated or infested with flies and vermin and
2222 unfit for human consumption shall be discarded.
2223
- 2224 (k) Packed, prepacked, and ready to eat foods must undergo certification from FDA.
2225 Physico-chemical and microbiological analysis of food shall be required to the
2226 establishment which sells packed, prepacked and ready to eat foods. All other
2227 applicable tests shall be done depending on the food product ingredients.
2228
- 2229 (l) Periodic (Class A – quarterly inspection; Class B – every two months inspection; Class C
2230 – monthly inspection) and random monitoring to ensure the quality of foods being sold.
2231 Food testing of finished products (cooked foods) shall include physico-chemical and
2232 microbiological analysis; for raw food materials, packed and prepacked foods,
2233 **Certificate of Analysis (COA)** from supplier or distributor; for fruits and vegetables, **Letter**
2234 **of Guarantee** from the supplier; for raw meat and fish products, if locally supplied, **NMIS**
2235 **Certificate/Veterinary Inspection Certificate (VIC)**; and for imported meat and fish
2236 products, **Certificate of Meat Inspection (COMI)**. All these food testing shall be required
2237 to the Management of the establishment/business owner. At the same time, food
2238 sampling/testing shall be conducted randomly, regularly, and periodically, by the City
2239 Regulating Office/Implementor (it shall be the CHO together with the VSO) for the
2240 protection of the consuming public against food poisoning, food intoxication, and
2241 other food-related diseases.
2242
- 2243 (m) **Rapid hygiene verification testing** shall be undertaken by the CHO at the expense of
2244 the business establishment, depending upon the availability of supply. A minimum of
2245 quarterly testing shall be conducted by a fully trained Sanitation Officers/Inspectors
2246 with a fee per test. The fee shall be automatically collected during the renewal of the
2247 Sanitary Permit.
2248
- 2249 (n) The food testing laboratories whether government or private shall conform to the
2250 national and international standards. They shall seek and maintain accreditation to
2251 **ISO / IEC 17025**, the general requirements for the competence of testing and
2252 calibration laboratories, with international reference, for wider acceptance and
2253 capacity to deliver reliable results between countries, thereby improving international
2254 trade.
2255
- 2256 (o) Food testing that will be carried out by a third party laboratories shall be accredited
2257 by the CHO and the **Food Safety Regulatory Agency (FSRA)**.
2258
- 2259 (p) Regular and periodic evaluation of the Hygiene and Sanitation conditions (**Self-**
2260 **Monitoring Report** - SMRs) based on the existing DOH/WHO standards shall be
2261 conducted by the FBO's Food Safety Compliance Officer (FSCO) on a weekly and
2262 monthly basis or as frequent as possible depending on the need to monitor and

2263 evaluate. Establishments shall be required to submit this document to the CHO. In the
2264 same manner, the CHOs Sanitation Inspectors (SI) shall conduct their own parallel
2265 inspection, monitoring and evaluation of these establishments.

2266
2267 (q) Prohibition on the operation of unregulated and unmonitored ambulant vendors shall
2268 strictly be observed within the juridical area of the City of Makati.

2269
2270 (r) Sanitation Inspectors shall have defined skills on risk-based inspection and shall be
2271 regularly evaluated based on suitable procedures to verify their continuing
2272 competence.

2273
2274 (s) Sanitation Inspectors who will perform the duty of a Food Safety Inspector shall passed
2275 the **Test Certification Training Course** similar to that of the FSCO. The Sanitation
2276 Inspectors shall have work experience on Food Safety.

2277
2278 (t) Sanitation Inspectors must possess an impeccable traits, unquestionable integrity and
2279 a very good character that will make them cut above from the rest.

2280

2281 **Section 70: Vermin Abatement and Protection**

2282
2283 For the protection of public health, maintenance of quality food, and prevention of vermin
2284 infestation in all food business industries and public places establishments, the following vermin
2285 abatement program shall be implemented:

2286
2287 (a) Spaces where food and drinks are stored, prepared, served, and all other type of
2288 establishments shall be so constructed and maintained so as to avoid vermin breeding
2289 and harborage.

2290
2291 (b) All openings which connect spaces to the outer air shall be effectively protected with
2292 non-corrosive fine meshed-wire screen. Door screens shall be tight-fitting.

2293
2294 (c) The vermin abatement program shall be maintained in the establishment by their
2295 owners or operators/administrators. The **Integrated Vermin Control and Abatement**
2296 **Program** (IVCAP) of all establishments and the contract with the CHO's accredited
2297 pest control service providers shall be submitted to the CHO as part of the requirements
2298 in the issuance of Sanitary Permit. The Sanitation Inspectors of the Makati Health
2299 Department will monitor the effectivity and efficiency of the establishment's Integrated
2300 Vermin Control and Abatement Program (IVCAP).

2301
2302 (d) During pest control operations, all foodstuffs, utensils, food preparation and cleaning
2303 equipment shall be covered to protect them from toxic chemical substance.

2304
2305 (e) All establishments with an accredited pest control service provider shall be required to
2306 present the chemical use certification/approval from the FDA. Both the Food Business
2307 Operators and the Pest Control Operators shall be evaluated and scrutinized as to their
2308 collaborated efforts in the abatement of pest and vermin within the premises.

2309
2310 (f) Pest control operation must be done regularly at least twice a month. The pest control
2311 **locator map** must be fully **documented** and **recorded** (i.e. location of rat baits, rat
2312 traps, ovi-larvi traps, metal housing, etc.). The **trending report** will validate the **effectivity**
2313 of the pest control program being implemented in the establishment.

2314
2315 (g) A special program for the prevention and control of insect-vermin infestation, like
2316 **natural organic approach, sustainable environment-friendly strategy**, and similar
2317 initiative is highly encouraged to be implemented in the establishments with the
2318 support of the CHO-EHSS.

2319

2320 **Section 71: Food Protection**

2321
2322 The following requirements shall be observed by the establishments to ensure the
2323 protection of food and shall be monitored and inspected by the Sanitation Inspectors of the
2324 Makati Health Department:

- 2325
2326 (a) Toilet rooms shall not be open directly into spaces where food is prepared, stored or
2327 served. Were such toilet exist, the doors shall be tight-fitting and self-closing.
2328
2329 (b) Adequate hand washing facilities shall be provided within food preparation areas. The
2330 owner, manager and supervisor shall institute an **effective habit-forming handwashing**
2331 **program** for all the staff. The Sanitation Inspectors shall conduct a random testing of
2332 the staff's handwashing practices using the **UV light method**, the **glo-germ procedure**,
2333 and other similar techniques.
2334
2335 (c) Such facilities shall include soap or liquid detergent, single-service paper or cloth towel
2336 dispenser or drying device, and hot and cold running water. All toiletries must have
2337 passed the WHO and FDAs approval.
2338
2339 (d) To ensure the protection of food, the standards stated in the Sanitation Code of the
2340 Philippines, the Food Safety Act, and other applicable laws, rules, and regulations shall
2341 be followed in the implementation of this Code.
2342

2343 **Section 72: Disposal of Waste Food Refuse**

2344
2345 In disposing garbage and refuse, the following requirements shall be observed by the
2346 establishments and shall be monitored and inspected by the Sanitation Inspectors of the Makati
2347 Health Department with the assistance of the Plastic Monitoring Task Force and the Enforcers of
2348 the Solid Waste Management of the Department of Environment Services:

- 2349
2350 (a) Food preparation areas shall have storage cans/containers for refuse and discards
2351 which shall be located away from food handling operations.
2352
2353 (b) These cans/containers shall be so constructed and maintained for protection against
2354 vermin infection.
2355
2356 (c) Cans or plastic containers for refuse shall be tightly covered at all times.
2357
2358 (d) Holding bins may be used, provided they are constructed of impervious and readily-
2359 cleaned materials, and fitted with tight-fitting cover.
2360
2361 (e) Storage spaces for refuse containers shall be cleaned thoroughly and regularly with
2362 detergent.
2363
2364 (f) Used cooking oil shall not be directly disposed in the sink, drainage, or into any body
2365 of water. Used cooking oil shall be placed in separate containers.
2366
2367 (g) All establishments shall install a grease trap.
2368
2369 (h) A highly qualified, legitimate, and reputable service providers shall be
2370 hired/contracted by the FBOs to collect, treat, and dispose the said used cooking oil.
2371 The FBOs shall not let any person or scavenger collect the used cooking oil to be
2372 recycled and sold for public consumption.
2373
2374 (i) There shall be separate bins or receptacles for food wastes, one for biodegradable dry
2375 wastes and for non-biodegradable wastes.
2376

2377 (j) A special program for the **reduction/conversion of food waste**, recycling of garbage,
2378 and segregation/management of refuse and similar initiative is highly encouraged to
2379 be implemented in the establishments with the support of the involved Government
2380 Office.

2381
2382 **Section 73: Dry Storage of Non-Perishable Foods**

2383
2384 Non-perishable foods shall be stored in the following manner and shall be monitored and
2385 inspected by the Sanitation Inspectors of the Makati Health Department:

2386 (a) Designated space, lockers, cupboards, racks, shelves and containers shall be used for
2387 storage.

2388
2389 (b) All spaces, lockers, cupboards, and like containers shall be constructed of materials of
2390 the same quality as used for food preparation food serving operations.

2391
2392 (c) All containers shall be made of metal-fitted tight covers.

2393
2394 (d) All chemical substances and materials like insecticides must be so secured with locks
2395 and only inventory clerk storage personnel warehouseman or whoever is responsible
2396 for its security will hold the key for its lock.

2397
2398
2399 **Section 74: Refrigerated Storage of Perishable Foods**

2400 Perishable foods shall be stored in the following manner:

2401 (a) They shall be **kept at or below 45 deg. F (7 Deg. C)** except during preparation or when
2402 held for immediate serving after preparation.

2403 (b) When such foods are to be stored for extended periods, a temperature of **40 Deg. F (4**
2404 **Deg. C)** is recommended.

2405
2406 (c) Frozen foods, meat and fish, milk and milk products shall be stored on their
2407 recommended storage temperatures as prescribed by the City Health Office, DOH
2408 Standards on Food Sanitation, the FDA, the DA, and in compliance with the National
2409 Meat Inspection Service and Bureau of Fisheries and Aquatic Resources.

2410 (d) All stand-by refrigerators to be used when the main storage of frozen foods will be
2411 defrosted/cleaned, shall maintain the required temperature before transferring said
2412 frozen products to that stand-by refrigerators. All freezers shall be defrosted once it
2413 accumulated ¼ inch thickness of ice. All refrigerators shall be cleaned at least once a
2414 week or as frequent as possible depending on the need to clean it.

2415
2416 (e) The FBOs through their hired/designated FSCOs, shall maintain a daily-hourly record of
2417 the temperature of all perishable foods stored in the establishment's refrigerators.

2418
2419 (f) Fruits and vegetables shall be stored in cool rooms.

2420
2421 (g) All refrigerating compartments and refrigerators must be kept clean, free from odors,
2422 and stocking therein should permit adequate ventilation and cleaning.

2423
2424 (h) Small volume of readily disposable foods may still be stored only in the refrigerator,
2425 provided it must be separated, isolated, tightly packed, and properly marked with
2426 date to be collected and disposed by its supplier (minimum of one (1) week to dispose)

2427
2428 (i) Big volume of readily disposable foods awaiting its final disposal must be stored in a
2429 separate refrigerator, preferably a walk-in freezer, provided it must be separated,
2430

2434 isolated, tightly packed, and properly marked with date to be collected and disposed
2435 by its supplier (minimum of two (2) to weeks to dispose)

2436

2437 **Section 75: Food Servicing Operations**

2438

2439 Food servicing operations shall be in accordance with the following requirements and shall
2440 be monitored and inspected by the Sanitation Inspectors of the Makati Health Department:

2441

2442 (a) Hand contact with foods or drinks shall be avoided. Fingers shall not be used to serve
2443 butter, ice or similar items of food. Sugar and similar items shall be served in covered
2444 dispensers or containers or in packages wrapped for single service.

2445

2446 (b) The surfaces of containers and utensils, including glasses and table wares, which come
2447 in contact with food or drink shall not be handled.

2448

2449 (c) Disposable cups, plates, spoons and other single-service containers and utensils for sale
2450 must be in sanitary bags or cartons and removal there from shall not be made by
2451 fingers that contact their inner surface.

2452

2453 (d) Clean clothes, napkins, towel, utensils and other table wares shall be stored in clean
2454 places designated specifically for them. Soiled or used linens, towels, aprons, and the
2455 likes, bound for washing and laundering shall be stored in a closed bin or locker,
2456 suitably marked.

2457

2458 (e) Spoons, spatulas, dippers and scoops used intermittently for dispensing frozen desserts
2459 shall be kept in running water. They may be washed and stored in a dry place after
2460 each use.

2461

2462 (f) Constant-temperatures of bottles and other containers used for potable water and
2463 other beverages shall be kept clean and given effective bactericidal treatment
2464 before and after subsequent use.

2465

2466 **Section 76: Food Delivery Trucks, Transport Vehicles, Food Carts and Food Trucks**

2467

2468 (a) All delivery trucks, vans, food bikes, food trikes, food carts, food stalls, food trucks, and
2469 all transport vehicles for the delivery/selling of food stuff and other perishable
2470 items/products that will be used by the establishment shall always be kept clean,
2471 sanitary and free from contamination, and shall secure separate Sanitary Permit for
2472 each delivery trucks, vans, food bikes, food trikes, food carts, food stalls, food trucks,
2473 and all transport vehicles.

2474

2475 (b) The Local Health Office at the receiving point of deliveries may conduct inspection of
2476 the containers/vehicles and findings referred to the counterpart CHO. The CHO in its
2477 capacity as a regulatory agency, shall recommend to the FBO the rejection of the
2478 delivered food products, if said delivery trucks or transport vehicles does not conform
2479 to the standard set by the DOH, CHO, and other regulating body.

2480

2481 (c) The CHO shall require the owner of the delivery trucks, vans, food bikes, food trikes,
2482 food carts, food stalls, food trucks, and all transport vehicles to secure a **Transfer Permit**
2483 **and/or Transport Permit**, whichever is applicable, for their food products.

2484

2485 (d) The owner or the FBO, the President or the Manager of the company shall be
2486 responsible to require Transfer Permit and/or Transport Permit to all the food delivery
2487 vehicles which transport and transfer their food products to its intended destination.

2488

2489 (e) The CHO shall require the driver and his companions in the food transport vehicles to
2490 secure a Health Certificate. Likewise, the drivers and his companions in the meat
2491 transport vehicles are also required to secure a Meat Handler's License from the VSO.
2492

2493 **Section 77: Special Provisions on Other Food Related Establishment**
2494

2495 The following regulations shall apply to the following establishments:
2496

2497 (a) Groceries, Supermarkets, Minimarts, Sari-Sari Stores and other Retail Outlets and similar
2498 General Merchandise selling foods and other products shall be established with a
2499 distance of 25 meters from any source of contamination as defined in the IRR. All foods
2500 which require no further cooking before they are eaten shall be protected from all
2501 kinds of contamination.
2502

2503 (b) Bakeries, Bakeshops, Cakeshops and the likes. All baking materials such as flour, baking
2504 powder, creams, etc. shall be obtained from safe and approved sources. Safe and
2505 approved food sources ensure that the food served and sold by the retail food facilities
2506 is wholesome and upon verification the facility where the food is produced, prepared
2507 or processed meets or exceeds the standards of the responsible regulatory agency.
2508 The floor area of a baking room shall be not less than 9.30 sq. meter (100 sq. ft.) and in
2509 no case be less than 3.06 sq. meter (33 sq. ft.) for each person working thereat cleared
2510 of all furniture fittings and stored goods.
2511

2512 (c) Dairy Products Store. No dairy products store shall sell unwholesome milk that has not
2513 been pasteurized or otherwise sterilized, and duly certified by the BFAD/FDA and other
2514 regulating government body.
2515

2516 (d) Operations of Caterers, Commissaries and Catering Establishments including
2517 Centralized Kitchens or Bulk Food Preparations Establishments of Fast Foods and
2518 Restaurants. No person or entity shall operate a catering services establishments for
2519 public patronage without securing a Sanitary Permit, Health Certificate and other
2520 pertinent clearances or permits as maybe required by the CHO/MHD.
2521

2522 (e) Operations of Food Booths, Stalls, Carts, Tiangge's, Trade Fairs, and the likes. No person
2523 shall operate these establishments without securing a Temporary Sanitary Permit from
2524 the Local Health Office. All Temporary Sanitary Permit shall be valid only during the
2525 period of operation but in no case shall exceed 3 months.
2526

2527 (f) Food and Drinks vending machines (PD 856, IRR pages 58-59)
2528

2529 (g) Ambulant Food Vendors. They shall sell products allowed by the CHO upon securing a
2530 Temporary Sanitary Permit. These vendors may only vend their items in places
2531 permitted by the City Zoning Administration Division of the Urban Development
2532 Department, the City Business Permits and Licensing Office and/or the City
2533 Administrator's Office.
2534

2535 **Section 78: Food Safety Compliance Officer (FSCO), Hygienist, QA-QC Manager, Safety**
2536 **Inspector, Pollution Control Officer (PCO)**
2537

2538 (a) All establishments in the food service industry shall be required to have a **Food Safety**
2539 **Compliance Officer** (FSCO), or a Hygienist, or a QA-QC Manager, and/or a Safety
2540 Inspector, and/or a **Pollution Control Officer** (PCO), or its equivalent, whichever is
2541 applicable. These establishments shall also be required to secure a Veterinary
2542 Inspection Certificate (VIC).
2543

- 2544 (b) The hired/designated FSCO or its equivalent, shall preferably be a graduate of food-
 2545 related courses, including but not limited to, food technology, food and nutrition,
 2546 sanitary/chemical/industrial engineering, veterinary medicine, fisheries, agriculture,
 2547 animal science, microbiology, chemistry. (refer to Food Safety Act)
 2548
- 2549 (c) The hired/designated FSCO or its equivalent, shall have passed the prescribed **Test**
 2550 **Certification Training Course** conducted by the CHO, DOH, DA, or any recognized,
 2551 reputable and legitimate government/private Training Center. The FSCO or its
 2552 equivalent shall manage and control all related activities in the operation of their food
 2553 business company.
 2554
- 2555 (d) All FSCOs shall in no case handle more than two (2) establishments at a time. They shall
 2556 submit a **Comprehensive Food Safety Program** to the CHO as part of the requirements
 2557 for the issuance of Sanitary Permit. They shall be responsible for the submission of the
 2558 SMRs, food testing results, and other pertinent evaluation they conducted.
 2559
- 2560 (e) In case the FBO hire/designate a part time FSCO, the said FSCO shall only act as
 2561 Consultant to the FBO. The full responsibility of maintaining the hygiene and sanitation
 2562 of the establishment shall be under the owner or the FBO.
 2563
- 2564 (f) All buildings, commercial business entities, institutions, establishments shall be required
 2565 to have a **Pollution Control Officer (PCO)**, or its equivalent, whenever it is applicable.
 2566
- 2567 (g) The Pollution Control Officer (PCO) or its equivalent, shall have passed the required **Test**
 2568 **Certification Training Course** conducted by the DENR and its ACCREDITED third party
 2569 Training Center or any recognized, reputable and legitimate government/private
 2570 Training Center.
 2571
- 2572 (h) The PCOs shall regularly and periodically submit to the CHO-EHSS the **SMRs, CMRs** and
 2573 monitoring of the STPs/WTEs standard effluents of the building, commercial business
 2574 entity, institution, establishment to where they are assigned. They shall follow the
 2575 regulations stated in the **DENR-EMB Standards** like the RA 9275, RA 9003 and RA 6969,
 2576 the PD 856 IRRs and the Septage Management System Ordinance of the City. The
 2577 submitted documents will form part of the requirements for the issuance of Sanitary
 2578 Permit to these establishments whenever applicable.
 2579

2580 **Section 79: Local Food Safety Regulation Coordinating Board (LFSRCB)**
 2581

2582 There shall be a creation of a **Local Food Safety Regulation Coordinating Board** which shall
 2583 be tasked to conduct the over-all evaluation of the Food Sanitation, Hygiene and Safety Program
 2584 of all food establishments within Makati City. The LFSRCB shall regularly (quarterly or as frequent as
 2585 monthly depending on the Board's need and decision) meet and continuously update the
 2586 policies of the City in protecting the consuming public within its jurisdictional limit regarding the
 2587 cases of food-borne related diseases/illnesses. The Board shall provide full support in the
 2588 improvement of inspection, monitoring and surveillance of all food business operations within the
 2589 City. The Board shall also issue advisories concerning paralytic shellfish poisoning (red tide), foot
 2590 and mouth disease (FMD), avian flu (bird flu), African Swine Flu (ASF), double-dead meat (bocha),
 2591 used of formalin to enhance the food products, inadequate salt iodization monitoring test, and
 2592 other similar conditions whenever necessary. (List all other functions of the Board in the IRR). The
 2593 LFSRB shall be composed of the City Mayor as the Chairman, the City Administrator as Alternate
 2594 Chairman, the City Health Officer as Co-Chairman, the Chief of the EHSD as the Alternate Co-
 2595 Chairman. The members shall include the Head of the Veterinary Services Office (VSO), Councilor
 2596 for Health, Liga ng Barangay President/Chairman, Representatives from the
 2597 Hotel/Restaurant/Food Business Sector, Representatives from the DOH, BFAR, DA, DTI or any
 2598 agency that the Board may decide to include.
 2599
 2600
 2601

2602 **Section 80: Seminars, Trainings, and Orientations**

2603
2604 (a) All **Food Business Operators** (FBOs) shall be responsible to make sure that all their staff
2605 must undergo/attend a mandatory orientation of the Food Handler's Class or similar
2606 seminar/training to be conducted by the City Health Office. The comprehensive
2607 seminar/training on Food Hygiene and Safety (minimum of one 1 day with Test
2608 Certification); **Good Manufacturing Practices** (GMP) (minimum of two 2 days training);
2609 **Hazard Analysis Critical Control Point** (HACCP) (minimum of three 3 days training); and
2610 other applicable/updated trainings of all the personnel shall be shouldered by the
2611 owner/management upon formal employment/hiring of the said food service workers.
2612 The seminars on **Hygienic Handling of Meat and Meat Products** being conducted by
2613 the Veterinary Services Office shall also be required.

2614
2615 (b) All building owners, building administrators, commercial business entities, institutions,
2616 establishments shall be responsible that the hired/designated Pollution Control Officers
2617 (PCO) are updated with the current laws, rules, and regulations.

2618
2619 (c) The City Health Office shall conduct the comprehensive seminar/training. In case the
2620 CHO cannot accommodate all clients, they can accredit and recognize third party
2621 training service provider which is qualified, reputable and legitimate to conduct such
2622 Trainings/Seminars in behalf of the CHO.

2623
2624 (d) The CHO/LGU shall not exclusively accredit and recognize a single third party training
2625 service provider for the City. Makati-based Training Centers shall have preferential
2626 recognition by the CHO.

2627
2628 (e) The Trainings/Seminars shall be conducted/renewed annually and will become a part
2629 of the requirements for the issuance of individual Health Certificates by the CHO.

2630
2631 **Section 81: Penalties**

2632 The following penalties shall be imposed for any violation of this Chapter:

2633
2634 First Offense: Fine of Three Thousand Pesos (PhP 4,000.00), suspension of Sanitary
2635 Permit issued and community service

2636
2637 Second Offense: Fine of Four Thousand Pesos (PhP 4,500.00), suspension of Sanitary
2638 Permit issued and community service

2639
2640 Third Offense: Fine of Five Thousand Pesos (Php 5,000.00), revocation of the
2641 Sanitary Permit and/or imprisonment upon conviction for a period
2642 of one (1) week to one (1) month depending upon the discretion of
2643 the court
2644

2645
2646 **Section 82: Funding Requirements**

2647
2648 For the effective implementation of the provisions of this Code, the City Government of
2649 Makati shall appropriate necessary funds in the amount of **Php 10,000,000.00 annually**. This fund
2650 may be subjected for review depending on its utilization. In order that the programs of the
2651 Environmental Health and Sanitation may be sustained, forty percent (40%) of the total
2652 payment, regulatory fees, permit and generated income, fines/penalties accrued and
2653 collected shall be utilized by the Environmental Health and Sanitation Division.
2654

2655
2656 **CHAPTER VII**
2657 **PUBLIC MARKETS, PRIVATE MARKETS, SUPERMARKETS, GROCERIES**
2658 **FLEA MARKETS (TALIPAPAS) AND ABATTOIRS**

2659
2660 **Section 83: Vendors/Sales Personnel**

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All vendors/sales personnel in public markets, private markets, supermarkets, groceries and flea markets (talipapas), and abattoirs shall observe the following requirements:

- (a) To wear proper attire, such as, T-Shirt and pants or knee-length walking shorts for men, T-Shirt or blouse with sleeves or "skirts" for women; and apron for both.
- (b) Abattoir butchers and workers as well as Vendors engaged in selling and handling food stuffs, like meat, poultry, aquatic products, fruits, vegetables and the like including cooked or raw foods, are required to secure Health Certificate issued by the City Health Office and a Meat Handler's Permit or Butcher's Permit from the Veterinary Office.
- (c) Proper storage of meat and other products should be provided by the stall owners to ensure the quality of food products. The meat products shall be stored in the refrigerator maintaining a temperature of 4.4 degrees C or 40 degrees F or below, to keep foods out of the "danger zone". Keeping foods cold will inhibit bacterial growth.
- (d) All other establishments not mentioned in this section (like in the dry section) shall secure similar requirements such as, but not limited to, the health certificate and Sanitary Permit.
- (e) All markets, supermarkets, groceries and similar retail/wholesale outlets shall subject their establishments to inspection, monitoring, and surveillance to implement advisories from different Government Agencies (i.e. red tide, foot and mouth diseases, African Swine Flu (ASF), salt iodization test (ASIN law), "bocha" or double dead meats, bird flu, illegal used of formalin, injection of water to the meat and chickens, and all other similar situations and conditions).

Section 84: Responsibility of the City Health Office

ON MARKETS/ABATTOIRS/SUPERMARKETS/GROCERIES/RETAIL OUTLETS

- (a) Make periodic inspections to ascertain the maintenance of adequate sanitary conditions of markets/abattoirs/supermarkets/groceries/retail outlets and their premises; Markets, abattoirs and slaughter houses shall be monitored and inspected by the Sanitation Inspectors of the Makati Health Department and the Meat Inspectors of the Veterinary Services Office every quarter or as frequent as monthly, depending on the sanitary condition/situation of these establishments. Supermarkets, groceries and retail outlets shall be inspected every six (6) months or as frequent as may be necessary depending on the need to monitor and evaluate.
- (b) Supervise and control the proper care and use of market/supermarket/grocery stalls;
- (c) Report any illegal construction of living quarters within any market and its premises to the proper authorities.
- (d) The Veterinary Services Office (VSO) shall give assurance to the consuming public that only healthy animals shall be slaughtered, and the method of slaughtering, the techniques of dressing and the storing, handling and transporting procedures are in accordance with prescribed standards and should come from licensed slaughter houses. The MHD shall monitor the signs in humans and the VSO will monitor the animals. In cases of epidemics or disease outbreaks related to this, there shall be a strong coordination and collaboration between the two (2) Department.
- (e) Monitor the selling of all aquatic products in coordination with other agencies.

- 2717 (f) Monitor the sanitary disposal of all abattoir wastes.
2718
2719 (g) Require all market/supermarket/grocery/retail owners to install septic tanks & pre-
2720 treatment facility for disposal of solid and wastewater of all aquatic products as well
2721 as other solid products.
2722

2723 **Section 85: Penalties**

2724 The following penalties shall be imposed for any violation of this Chapter:
2725

- 2726 First Offense: Fine of Three Thousand Pesos (PhP 3,000.00), suspension of Sanitary
2727 Permit issued and community service
2728
2729 Second Offense: Fine of Four Thousand Pesos (PhP 4,000.00), suspension of Sanitary
2730 Permit issued and community service
2731
2732 Third Offense: Fine of Five Thousand Pesos (Php 5,000.00), revocation of the
2733 Sanitary Permit, and/or imprisonment upon conviction for a period
2734 of one (1) week to one (1) month, depending on the discretion of
2735 the court.
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2740 **CHAPTER VIII**
2741 **COLD STORAGE, FOOD PROCESSING FACILITIES AND**
2742 **OTHER INDUSTRIAL ESTABLISHMENTS**

2743 **Section 86: Requirements in Securing a Sanitary Permit**

2744 The following requirements shall be complied before the Sanitary Permit shall be granted:
2745

- 2746 (a) Applicable Clearances from the DOH, EMB, DENR and NMIS and other clearances
2747 issued by a regulatory agency;
2748
2749 (b) Adequate water supply with **Certificate of Potability** of Drinking Water;
2750
2751 (c) Sewage disposal in accordance with the city's sewage system and policies;
2752
2753 (d) Proper disposal of industrial waste is the management of a carefully constructed and
2754 environmentally conscious plan to dispose of solid, special or hazardous wastes
2755 generated by various industries. Prioritize the performance, safety and efficiency with
2756 Waste Management's superior equipment, facilities and expertise to help reduce
2757 process residuals, minimize risk, achieve environmental compliance and develop
2758 waste management plans, recycling programs, and waste minimization solutions.
2759
2760 (e) An abatement program for the control of vermin;
2761
2762 (f) Compliance with the threshold limits and value of hazard and occupation health,
2763 safety and sanitary regulations; The threshold limit values of hazard of a chemical
2764 substance is the level to which a worker can be exposed day after day for a working
2765 lifetime without adverse effects. TLV is a term of the American Conference of
2766 Governmental Industrial Hygienists (ACGIH)
2767
2768 (g) Mandatory submission of the **NMIS Report (monthly)** to the CHO-EHSD for monitoring
2769 purposes, in cases of epidemics, contaminations, or any health hazards that may
2770 endanger the public.
2771
2772 (h) Provision of separate and conveniently-located toilet facilities and hand-wash facilities
2773 for both sexes; The Office of the Building Official specifically the Sanitary Plumbing
2774

2775 Section, shall consider this provision of the Sanitation Code of the Philippines. If there
2776 are any exemptions, it shall be clearly stated and defined before the issuance of the
2777 Building Permit and Occupancy Permit.
2778

- 2779 (i) Availability of occupation health services and **emergency preparedness program**;
2780
2781 (j) Restrooms and mess halls for employees/workers shall be maintained in a clean
2782 sanitary condition and workers of the mess hall shall possessed health certificates issued
2783 by the CHO;
2784
2785 (k) All place of employment and workrooms, including machinery and equipment shall
2786 be kept clean and sanitary; and
2787
2788 (l) All sanitary requirements prescribed under this Code, for as long as they are applicable
2789 to the industrial establishment, shall be provided and implemented.
2790
2791 (m) To carry out the provisions of this Ordinance, adaption of Chapter IV – “Markets and
2792 Abattoirs” of the Code on Sanitation of the Philippines (P.D. 856) and it’s Implementing
2793 Rules and Regulations (IRR), and the revisions applicable, these rules and regulations
2794 are hereby formulated for implementation and strict compliance of all concerned.
2795

2796 **Section 87: Responsibilities of the Employers and Employees**

2797
2798 The following are the responsibilities of the employer and employees of industrial
2799 establishment:

2800
2801 **Employer’s Responsibility**

- 2802
2803 • Provide, install and maintain in good working condition all control measures and
2804 protective equipment;
2805 • Inform affected employees regarding the nature of the hazards and the reasons
2806 for, and methods of sanitary control measures;
2807 • Be on the update of issuance of new occupational safety, health and sanitary
2808 regulations;
2809 • Secure health certificate for their employees; and
2810 • Provide personal protective equipment and/or protective barriers, including
2811 sanitary equipment when they are necessary.
2812

2813 **Employees’ Responsibility**

- 2814
2815 • Observe strict sanitary control measures, as prescribed by the CHO
2816 • Observe sanitary regulations in the place of work and in the premises of the
2817 establishment;
2818 • Keep clean at all times the assigned working area; and
2819 • Observe personal hygiene and clean themselves thoroughly after work.
2820

2821 **Section 88: Personal Protective Equipment**

2822
2823 The following requirements shall be applicable for personal protective equipment:

- 2824
2825 (a) Personal protective equipment which shall include respiratory protectors, and
2826 protective barriers shall be provided whenever unhealthy substance, radiation or
2827 mechanical irritants are encountered in a manner to cause any pathological change
2828 or injury or impairment in the function of any part or the body through skin and/or
2829 mucous membrane absorption.
2830

- 2831 (b) Radioactive meters when the work is radiation –prone.
2832
2833 (c) Supervisors and employees shall familiarize themselves with the use, proper sanitary
2834 care and storage of the protective equipment.
2835

2836 **Section 89: Penalties**

2837
2838 The following penalties shall be imposed for any violation of this Chapter:
2839

- 2840 First Offense: Fine of Three Thousand Pesos (PhP 4,000.00), suspension of Sanitary
2841 Permit issued and community service
2842
2843 Second Offense: Fine of Four Thousand Pesos (PhP 4,500.00), suspension of Sanitary
2844 Permit issued and community service
2845
2846 Third Offense: Fine of Five Thousand Pesos (Php 5,000.00), revocation of the
2847 Sanitary Permit, and/or imprisonment upon conviction for a period
2848 not exceeding six (6) months depending upon the discretion of the
2849 court.
2850

2851
2852 **CHAPTER IX**
2853 **ENTERTAINMENT FOR ADULTS, CLUBS, KARAOKE BARS, VIDEOKES, MUSIC LOUNGES, COCKTAIL**
2854 **LOUNGES, BEER HOUSES, DISCOS/DISCOTHEQUES, DANCING HALLS/SCHOOLS/STUDIOS,**
2855 **CABARETS, FOLKHOUSES, AND SIMILAR ESTABLISHMENTS**
2856

2857 **Section 90: Requirements in Securing a Sanitary Permit**
2858

2859 Entertainment clubs, karaoke bars, videokes, music lounges, cocktail lounges, beer houses,
2860 discos/discotheques, dancing halls/schools/studios, cabarets, folkhouses, and similar
2861 establishments shall observe the following requirements and regulations in securing a
2862 sanitary permit:
2863

- 2864 (a) Establishments such as entertainment clubs, karaoke bars, videokes, music lounges,
2865 cocktail lounges, beer houses, discos/discotheques, dancing halls/schools/studios,
2866 cabarets, folkhouses, and similar establishments shall provide adequate water and
2867 toilet facilities.
2868
2869 (b) Private rooms or separate compartments are required to have clear glass windows in
2870 view of the common area within the establishment. The **door rooms shall be of swing-**
2871 **type without locks.**
2872
2873 (c) All employees of entertainment clubs, karaoke bars, videokes, music lounges, cocktail
2874 lounges, beer houses, discos/discotheques, dancing halls/schools/studios, cabarets,
2875 folkhouses, and similar establishments are required to secure the necessary health
2876 certificate from the City Health Office.
2877
2878 (d) The requirements for the personnel of the above-mentioned establishments shall follow
2879 the Implementing Rules and Regulations of Chapter XI Section 6 of P.D. 856 or the
2880 Sanitation Code of the Philippines.
2881
2882 (e) All entertainers shall be required to secure STD clearance every two (2) weeks from the
2883 Social Hygiene Clinic of the City Health Office (CHO) or it's designated facility or from
2884 any DOH accredited clinic or hospital. Requirements for other examinations such as,
2885 but not limited to, hepatitis-B antigen (HBsAG), VDRL, HIV/AIDS Prevention and Control
2886 Program, Drug-Free Workplace Program of the DOLE, shall be in accordance with the
2887 existing policy of the LGU.
2888

- 2889 (f) **No minors shall be allowed to work** and/or enter these establishments.
 2890
 2891 (g) The storage of food and drinks shall be in accordance with the provisions of this Code.
 2892
 2893 (h) **Sound-absorbing materials** shall be installed in all areas where sound is produced to
 2894 decrease reverberation. Anti-vibration mountings shall be utilized for sound proofing
 2895 equipment. Total enclosure of the establishment shall be required to prevent the
 2896 escape of noise that may disturb the neighboring occupants. The **sound level shall not**
 2897 **exceed the allowable decibels** required under the law (**75 db**). This section strongly
 2898 complements the City Ordinance No. 2017-180 otherwise known as the "Anti-Noise
 2899 Pollution Code of the Makati City".
 2900
 2901 (i) The Sanitation Inspectors shall from time to time conduct the **test measurements of**
 2902 **contact surfaces and other service spaces**, to identify and determine whether each work
 2903 area in the premises of the establishment will pose health hazards to the workers and the
 2904 general public. The CHO-EHSS shall charge appropriate fee to the test measurements that
 2905 will be conducted within the establishment. A minimum of three (3) samples shall be
 2906 conducted.
 2907
 2908 (j) The owner/administrator/management of all establishments shall oversee, supervise,
 2909 and carry out general cleaning, sanitizing, disinfecting, misting, vaporizing activities, and
 2910 other similar operations that will ensure the prevention and control of harmful
 2911 microorganisms, germs, bacteria, virus, and other agents present within the premises, that
 2912 may cause sickness/illness to the general public. These activities shall be regulated by the
 2913 CHO-EHSD.
 2914
 2915 (k) Permit for the use of any **Designated Smoking Area (DSA)** within the establishment **shall**
 2916 **be applied to and approved** by the City Health Office (CHO), before using the DSA.
 2917
 2918 (l) All DSAs shall follow the latest standards, guidelines, and policies approved by the
 2919 National Government and the Local Government. (Reference: Executive Order No. 26 of
 2920 Pres. Duterte, RA 9211, City Ordinance 2002-090, Smoke-Free Policy of the WHO and the
 2921 DOH). The Owner/Managers of the establishment with an approved Designated Smoking
 2922 Area (DSA) shall provide and install an **odor absorbent device/equipment/materials** which
 2923 will eliminate and suck up toxic/hazardous chemical elements left behind after smoking
 2924 which lingered and persisted inside the DSA.
 2925
 2926 (m) All establishments which were able to secure an **extended privilege** for an approved
 2927 Designated Smoking Area (DSA), shall mandatorily include a program on anti-smoking.
 2928 The owner/administrator/managers shall allow for inclusion in their corporate social
 2929 responsibility (CSR) protection of the public against exposure to second hand smoke and
 2930 other similar initiatives. The CSR program shall be submitted in written form and fully
 2931 notarized, to the CHO-EHSD for monitoring purposes and strict implementation.
 2932
 2933 (n) All other laws, rules, and regulations for sanitary requirements, for as long as they are
 2934 applicable to the herein establishments, shall be enforced and implemented.
 2935

2936 **Section 91: Penalties**

2937 The following penalties shall be imposed for any violation of this Chapter:
 2938

- 2939
- | | |
|----------------------|---|
| 2940 First Offense: | Fine of Three Thousand Pesos (PhP 4,000.00), suspension of Sanitary Permit issued and community service |
| 2941 | |
| 2942 | |
| 2943 Second Offense: | Fine of Four Thousand Pesos (PhP 4,500.00), suspension of Sanitary Permit issued and community service |
| 2944 | |
| 2945 | |

2946 Third Offense: Fine of Five Thousand Pesos (Php 5,000.00), revocation of the
2947 Sanitary Permit issued, and/or imprisonment upon conviction for a
2948 period not exceeding six (6) months upon conviction depending
2949 upon the discretion of the court
2950

2951
2952 **CHAPTER X**
2953 **MASSAGE/SPA PARLORS AND SAUNA BATH ESTABLISHMENTS**
2954

2955 **Section 92: Sanitary Requirements**
2956

2957 The following requirements shall apply to these establishments:
2958

- 2959 (a) All massage/spa parlors, sauna bath, and similar establishments shall have at least one
2960 (1) **Licensed Massage Therapist (LMT)** for **every shift of operation**. This person shall act
2961 as Supervisor and train the rest of the massage attendants/therapists on the proper
2962 way of massaging techniques.
2963 (b) The License Massage Therapist shall display their **Certificate of Registration (COR)** in a
2964 conspicuous place. No LMT shall practice their profession unless their COR has validity
2965 of three (3) years from its date of issuance.
2966
2967 (c) All masseurs, masseuse, therapist, and employees of these establishments are required
2968 to secure necessary health certificate from the City Health Office of Makati.
2969
2970 (d) These establishments are required to have garbage receptacles to be collected and
2971 disposed of regularly.
2972
2973 (e) The premises shall be kept and maintained clean and sanitary at all times.
2974
2975 (f) All businesses of the same nature shall follow and be guided by the **DOH AO 2010-0034**
2976 otherwise known as the **Revised Implementing Rules and Regulations Governing**
2977 **Massage Clinics, Sauna Baths, and Similar Establishments**.
2978
2979 (g) All sanitary requirements required under this code, for as long as they are applicable
2980 to the herein establishments, shall be enforced and implemented.
2981

2982 **Section 93: Correct Sanitary Practices**
2983

2984 The following sanitary practices shall be observed by personnel working in these
2985 establishments:
2986

- 2987 (a) Working personnel shall wash their hands thoroughly with soap and water before
2988 servicing costumers.
2989
2990 (b) They shall wear clean working garments.
2991
2992 (c) Smoking or eating is prohibited while working.
2993
2994 (d) Tools/implements of their trade shall be cleaned and disinfected before and after their
2995 use.
2996
2997 (e) Customers shall be supplied with clean and fresh towels, drapes and other necessary
2998 linens.
2999
3000 (f) Precautionary measures shall be observed to prevent transmission of disease,
3001 especially on customers showing any form of skin infirmity or dermatoses.
3002

3003 **Section 94: DOH Certificates for Therapists**
3004

3005 All massage therapists must be a holder of a Certificate of Accreditation from the
3006 Committee of Examiners for Massage Therapist from the Department of Health.
3007

3008 **Section 95: Penalties**
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The following penalties shall be imposed for any violation of this Chapter:

- First Offense: Fine of Three Thousand Pesos (PhP 3,000.00), suspension of Sanitary Permit, and community service
- Second Offense: Fine of Four Thousand Pesos (PhP 4,000.00), suspension of Sanitary Permit, and community service
- Third Offense: Fine of Five Thousand Pesos (PhP 5,000.00), revocation of the Sanitary Permit, and/or imprisonment upon conviction for a period not exceeding six (6) months depending upon the discretion of the court

**CHAPTER XI
TONSORIAL AND BEAUTY ESTABLISHMENTS**

Section 96: Regulatory Provisions

The following provisions in the **Implementing Rules and Regulations Chapter XII of PD 856** known as the "**Tonsorial and Beauty Establishments**" shall apply to all the enumerated establishments: barber shops, beauty parlors/salons, cosmetic salons, hair and hairdressing salons, manicuring and pedicuring establishments, tattooing and skin piercing shops, slenderizing salons, slimmer salons, home service and similar establishments.

- (a) All tonsorial and beauty establishments shall secure a Sanitary Permit issued by the Local Health Office.
- (b) All employees of these establishments are required to secure health certificates from the City Health Office of Makati.
- (c) These establishments are required to have garbage receptacles to be segregated, collected and disposed of regularly.
- (d) The premises shall be kept and maintained clean and good sanitary conditions at all times.
- (e) All sanitary requirements required under this code, for as long as they are applicable to the herein establishments, shall be strictly complied and implemented.

Section 97: Correct Sanitary Practices

The following Sanitary practices shall be observed by personnel working on these establishments:

- (a) Working personnel shall practice proper handwashing before servicing costumers.
- (b) They shall wear clean working garments.
- (c) Smoking or eating is prohibited while working.
- (d) Tools/implements of their trade shall be cleaned and disinfected before and after their use.
- (e) Customers shall be supplied with clean and fresh towels, drapes and other necessary linens.
- (f) Precautionary measures shall be observed to prevent transmission of disease, especially on customers showing any form of skin infirmity or dermatoses.

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Section 98: Penalties

The following penalties shall be imposed for any violation of this Chapter:

- First Offense: Fine of Three Thousand Pesos (Php 3,000.00), suspension of Sanitary Permit or equivalent community service
- Second Offense: Fine of Four Thousand Pesos (Php 4,000.00), suspension of Sanitary Permit and community service
- Third Offense: Fine of Five Thousand Pesos (Php 5,000.00), revocation of the Sanitary Permit and/or imprisonment upon conviction for a period not exceeding six (6) months depending upon the discretion of the court

**CHAPTER XII
PUBLIC AND PRIVATE SWIMMING POOLS**

Section 99: Protection of Customers

To protect the health and safety of the individuals, the following rules and regulations promulgated by the Department of Health on the use of public swimming pool shall be observed;

- (a) Institution of correct sanitary practices for persons swimming or bathing to prevent the transmission of communicable diseases;
- (b) Implementation of correct sanitary procedures for personnel working in those places to maintain their adequate sanitation and cleanliness of accessories used by customers;
- (c) Posting of conspicuous signs to warn the public of the presence of artificial or natural hazards.
- (d) Disallowing individuals with skin diseases to dip or swim in the pool.
- (e) Availability of life guards within the area.

Section 100: Standards and Criteria for Swimming Pools

- (a) No swimming pool, bathing places, bathhouses, and similar establishments and facilities shall be operated for public use without securing a Sanitary Permit from the City Health Office.
- (b) Sanitary structural requisites for swimming pools to prevent pollution of water and to facilitate sanitation maintenance. The water distribution system serving the swimming pool shall be protected against backflow. The Sanitation Inspectors of the Makati Health Department shall monitor the quality of the water in the swimming pool. The Building Inspectors from the Sanitary Plumbing Section of the Office of the Building Official shall inspect and assess structure, facility and the water distribution system of the swimming pool.
- (c) The swimming pool or gutter drain or overflow from the recirculation system when discharged to the sewer system, storm drain or other approved natural drainage course shall connect through a suitable air gap.

- 3125 (d) Sanitary structural standards for appurtenances, such as toilets, shower baths and
 3126 dressing rooms to eliminate the risk of infection (PWD friendly swimming pool to be
 3127 discussed thoroughly with MASA and OBO)
 3128
- 3129 (e) Provision of two types of covered garbage receptacles in the premises, the
 3130 biodegradable and non-biodegradable, to prevent flies, mosquitoes and other
 3131 infectious insects.
 3132
- 3133 (f) Methods of determining the sanitary quality of water, particularly that which is used in
 3134 swimming pools.
 3135
- 3136 (g) Waste water disposal shall be in accordance with the Clean Water Act, Septage
 3137 Management System Ordinance, Sanitation Code of the Philippines and other
 3138 applicable laws.
 3139
- 3140 (h) Criteria to be used in the limitation of swimming and bathing loads of swimming pools
 3141 in accordance with the type of water treatment applied.
 3142
- 3143 (i) All other requirements shall be in accordance with PD 856 following the guidance on
 3144 **IRR Chapter VIII – Public Swimming or Bathing Places.**

3145 **Section 101: Emergency Use of Water from the Swimming Pool**
 3146

3147 All entities, buildings, townhouses, subdivisions, private homes with swimming pool facility
 3148 shall report to the CHO the existence of the pool in their premises for emergency/disaster purposes
 3149 (i.e. fire)
 3150

3151 **Section 102: Vector Surveillance and Control**
 3152

3153 All entities, buildings, townhouses, subdivisions, private homes with swimming pool facility
 3154 shall prevent the harborage and breeding of vectors in relation to the Dengue Prevention and
 3155 Control Program.
 3156

3157 **Section 103: Penalties**
 3158

3159 The following penalties shall be imposed for any violation of this Chapter:
 3160

- 3161 First Offense: Fine of One Thousand Pesos (PhP 1,000.00), or equivalent
 3162 community service and suspension of the Sanitary Permit issued.
 3163
- 3164 Second Offense: Fine of Three Thousand Pesos (PhP 3,000.00), and community service
 3165 and suspension of the Sanitary Permit issued.
 3166
- 3167 Third Offense: Fine of Five Thousand Pesos (Php 5,000.00), revocation of the
 3168 Sanitary Permit issued, and/or imprisonment upon conviction for a
 3169 period not exceeding six (6) months depending upon the discretion
 3170 of the court.
 3171
 3172

3173 **CHAPTER XIII**
 3174 **CARNIVALS, FAIRS, BAZAARS, FESTIVALS, CONCERTS, EVENTS, PRODUCT DEMOS/PROMOTIONS,**
 3175 **OTHER SIMILAR SERVICES & ACTIVITIES**
 3176

3177 **Section 104: Protection of Carnival/Fair/Bazaar/Festival/Concert/Event Goers**
 3178

3179 To protect the health and safety of the public, the following rules and regulations are
 3180 hereby prescribed on all carnivals, fairs, bazaars, festivals, concerts, events, product
 3181 demos/promotions, and other similar services and activities operating in Makati City:
 3182

- 3183 (a) Institute the correct sanitary practices within the
3184 carnival/fair/bazaar/festival/concert/event grounds.
3185
- 3186 (b) Implement the correct sanitary procedures for personnel working in carnivals, fairs,
3187 bazaars, festivals, concerts, events, product demos/promotions; maintenance of
3188 adequate sanitation and cleanliness of their places of operation and their structural
3189 facilities.
3190
- 3191 (c) Posting of conspicuous signs to warn the public of the presence of artificial or natural
3192 hazards.
3193
- 3194 (d) **Smoking shall not be allowed** within the premises of these entities, especially if the **said**
3195 **activity will allow minors and the youth participation.**
3196
- 3197 (e) Liquors, beers, intoxicating drinks and beverages shall not be sold to the public unless
3198 a Permit was approved/granted by the Business Permit and Licensing Office. Same
3199 products shall not be served to the minors.
3200
- 3201 (f) The **event organizers/management** and the **major sponsors** of the activity **shall not be**
3202 **exempted from liability** even if the said event has ended. (issuance of Environmental
3203 Health and Sanitation Guarantee Bond)
3204
- 3205 (g) **Temporary/Provisional Sanitary Permit** shall be secured by these business activities.
3206
- 3207 **Section 105: Standards and Criteria for Carnivals, Fairs, Bazaars, Festivals, Concerts,**
3208 **Events, Product Demos/Promotions, and the likes**
3209
- 3210 (a) Owners/operators of carnivals, fairs, bazaars, festivals, concerts, events, product
3211 demos/promotions, and the likes shall **install adequate portable toilets** or **similar**
3212 **sanitary facilities** and provide safe potable & clean water facilities thereof to eliminate
3213 the risk of infections. The DENR Clearance of the service provider for proper wastewater
3214 treatment & disposal shall be submitted to the CHOEHSD together with the notarized
3215 contract.
3216
- 3217 (b) Covered garbage receptacles, both for biodegradable and non-biodegradable, shall
3218 be installed in the premises to prevent flies, mosquitoes and other infectious insects.
3219
- 3220 (c) Vermin control abatement program shall be made regularly. The Integrated Vermin
3221 Control & Abatement Plan shall be submitted to the CHO-EHSD
3222
- 3223 (d) Carnival, fair, bazaars, festivals, concerts, events, product demos/promotions ground
3224 shall be maintained clean at all times, free from litter and accumulated rubbish. There
3225 must be proper disposal of garbage and waste.
3226
- 3227 (e) Sale of foodstuff on these facilities shall be in conformity with the applicable provisions
3228 of this Code and other pertinent laws and regulations.
3229
- 3230 (f) Both the **Event Organizer** and the **stall holder/owner** contracted by the
3231 Organizer/Management **shall secure Temporary Sanitary Permit** and Health Certificate
3232 from the CHO and shall conform with the standards/criteria for operating such an
3233 establishment.
3234
- 3235 (g) Sleeping and bathing on the open grounds is strictly prohibited.
3236
- 3237 (h) Other requisites and requirements, as prescribed by the Office of the City Building
3238 Official and the City Health Office and all other applicable laws shall be observed.

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Section 106: Penalties

The following penalties shall be imposed for any violation of this Chapter:

- First Offense: Fine of Three Thousand Pesos (PhP 3,000.00), or equivalent community service, and suspension of Temporary Sanitary Permit issued for three (3) months.
- Second Offense: Fine of Four Thousand Pesos (PhP 4,000.00), and community service, and suspension of the Temporary Sanitary Permit issued for six (6) months
- Third Offense: Fine of Five Thousand Pesos (Php 5,000.00), non-issuance of the Temporary Sanitary Permit to the company, and/or imprisonment upon conviction for a period not exceeding six (6) months upon the discretion of the court

**CHAPTER XIV
HOTELS, MOTELS, APARTELES, CONDOMINIUMS, CONDOTELS, APARTMENTS,
TENEMENTS, BOARDING/LODGING HOUSES, LESSORS**

Section 106: Requirements for These Establishments

The following are required for the establishments, as defined in the preceding Section:

- (a) No establishments covered by these rules and regulations shall be operated and opened for public patronage without a Sanitary Permit.
- (b) All establishments under this Chapter shall be in accordance with the **IRR of PD 856 Chapter XIV – Hotels, Motels, and Apartments, Lodging, Boarding or Tenement Houses and Condominiums**, and all other applicable rules and regulations.
- (c) All establishments shall install **efficient and effective wastewater treatment system** that will greatly reduce the odor, the level of ammonia, phosphorous and other effluents, with low carbon footprint. Their premises shall always be kept clean and in good sanitary condition. The Discharge Permit of the DENR shall be submitted to the CHO-EHSD.
- (d) The storage, preparations and serving of foods to customers shall be in accordance with the provisions of this Code, and customers thereof shall be provided with clean and sanitized amenities.
- (e) The water supply shall be adequate and potable and shall be in accordance with Chapter II – “Water Supply” of PD 856 and its IRRs as well as the PNSDW.
- (f) All water sources shall have a Certificate of Potability issued by the CHO-EHSD. Purified, mineral, alkaline water used in these facilities shall also secure a Certificate of Potability.
- (g) A minimum of 120 liters per capita per day shall be maintained. ¹
- (h) Ice used for room service shall be manufactured from an approved, reputable, and potable water supply source, stored and handled in a sanitary manner.
- (i) Bottled drinking water shall come from an approved source, and shall have an approval from the FDA.
- (j) Disposal of wastewater from the plumbing system shall be in a manner complying with **Chapter XVII – “Sewage Collection and Disposal, Excreta Disposal and Drainage” of PD 856** and its IRRs. In the same manner, compliance with the

¹ Potable water requirements

- 3300 Septage Management System Ordinance, other existing and applicable laws
3301 must be followed. The Task Force Makati Waterways which include the OBO,
3302 DEPW, MHD, DES and other stakeholders of the Task Force shall harmonize and
3303 complement all their efforts and programs in compliance with the Supreme Court
3304 Mandamus decision.
3305
- (k) The establishment shall **mandatorily submit** the **self-monitoring reports** (SMRs) of
3306 the Pollution Control Officers (PCOs) to the CHO-EHSD.
3307
3308
- (l) The establishment shall provide with an adequate, clean, and sanitized toilet,
3309 bathroom and handwashing facilities.
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- (m) The owners, operators or administrators of the establishments shall maintain a
3312 vermin abatement program in the buildings and its surroundings.
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- (n) All areas in the establishment shall be properly lighted and ventilated both
3315 natural and artificial.
3316
3317
- (o) All establishments shall designate facilities for refuse disposal.²
3318
3319
- (p) Animals, fowls and pets shall not be allowed in these establishments.
3320
3321
- (q) No person shall be employed in the establishment without first securing a health
3322 certificate from the City Health Office of Makati.
3323
3324
- (r) The owner/administrator/management of all establishments shall oversee,
3325 supervise, and carry out general cleaning, sanitizing, disinfecting, misting,
3326 vaporizing activities, and other similar operations that will ensure the prevention
3327 and control of harmful microorganisms, germs, bacteria, virus, and other agents
3328 present within the premises, that may cause sickness/illness to the general public.
3329 These activities shall be regulated by the CHO-EHSD.
3330
3331
- (s) The Sanitation Inspectors shall from time to time conduct the **test measurements**
3332 **of contact surfaces and other service spaces**, to identify and determine whether
3333 each work area in the premises of the establishment will pose health hazards to
3334 the workers and the general public. The CHO-EHSD shall charge appropriate fee
3335 to the test measurements that will be conducted within the establishment. A
3336 minimum of three (3) samples shall be conducted.
3337
3338
- (t) The Sanitation Inspectors shall from time to time conduct the **test measurements**
3339 **of glare, illumination, and other general lighting standards** to identify and
3340 determine whether each work area in the premises of the establishments will pose
3341 health hazards to the workers and the general public. The CHO-EHSD shall charge
3342 appropriate fee to the test measurements that will be conducted within the
3343 establishments.
3344
3345
- (u) The Sanitation Inspectors shall from time to time conduct the **test measurements**
3346 **of humidity, cold and hot temperature, and other general ventilation standards** to
3347 identify and determine whether each work area in the premises of the
3348 establishments will pose health hazards to the workers and the general public. The
3349 CHO-EHSS shall charge appropriate fee to the test measurements that will be
3350 conducted within the establishments.
3351
3352
- (v) The Sanitation Inspectors shall from time to time (at least quarterly) conduct the
3353 **test measurements of sounds to identify and determine whether the premises will**
3354 **pose health hazard to the occupants and neighboring vicinities.**
3355
3356
- (w) Smoking shall not be allowed in the premises unless a permit is secured and
3357 approved by the CHO-EHSD.
3358
3359

² Solid Waste Management Ordinance

- 3360 (x) All DSAs shall follow the latest standards, guidelines, and policies approved by the
 3361 National Government and the Local Government. (Reference: Executive Order
 3362 No. 26 of Pres. Duterte, RA 9211, City Ordinance 2002-090, Smoke-Free Policy of
 3363 the WHO and the DOH). The Owner/Managers of the establishment with an
 3364 approved Designated Smoking Area (DSA) shall provide and install an **odor**
 3365 **absorbent device/equipment/materials** which will eliminate and suck up
 3366 toxic/hazardous chemical elements left behind after smoking which lingered and
 3367 persisted inside the DSA.
 3368
- 3369 (y) All establishments which were able to secure an **extended privilege** for an
 3370 approved Designated Smoking Area (DSA), shall mandatorily include a program
 3371 on anti-smoking. The owner/administrator/managers shall allow for inclusion in
 3372 their corporate social responsibility (CSR) protection of the public against
 3373 exposure to second hand smoke and other similar initiatives. The CSR program
 3374 shall be submitted in written form and fully notarized, to the CHO-EHSD for
 3375 monitoring purposes and strict implementation.
 3376
- 3377 (z) All other laws, rules, and regulations for sanitary requirements, for as long as they
 3378 are applicable to the herein establishments, shall be enforced and implemented.
 3379

3380 **Section 107: Penalties**

3381 The following penalties shall be imposed for any violation of this Chapter:
 3382

- 3383 First Offense: Fine of Three Thousand Pesos (PhP 3,000.00) or equivalent
 3384 community service and suspension of the Sanitary Permit issued.
 3385
- 3386 Second Offense: Fine of Four Thousand Pesos (PhP 4,000.00) and community service
 3387 and suspension of the Sanitary Permit issued.
 3388
- 3389 Third Offense: Fine of Five Thousand Pesos (Php 5,000.00), revocation of the
 3390 Sanitary Permit, and/or imprisonment upon conviction for a period
 3391 not exceeding six (6) months depending upon the discretion of the
 3392 court
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3396 **CHAPTER XV**
 3397 **TERMINALS, REST/WAITING AREAS, BUS/PUV STOPS, SERVICE STATIONS FOR TRICYCLE, TAXI,**
 3398 **JEEPNEY, VANS, BUS, AND ALL OTHER MOTORIZED VEHICLES**
 3399

3400 **Section 108: Requirements in Securing a Sanitary Permit**

3401 All terminals, rest/waiting areas, bus/puv stops service stations for tricycle, taxi, jeepney,
 3402 vans, bus, and all other motorized vehicles shall conform with the **IRR of PD 856 Chapter IX, RA 9275**
 3403 of the **Philippine Clean Water Act of 2004, RA 6969** or the **Toxic Substances and Hazardous and**
 3404 **Nuclear Wastes Control Act of 1990, RA 8749** or the **Philippine Clean Air Act of 1999, RA 9003** or the
 3405 **Ecological Solid Waste Management Act of 2000** and observe the following requirements and
 3406 regulations in securing a Sanitary Permit:
 3407

- 3408 (a) All terminals for tricycle, taxi, jeepney, utility vehicle (UV), vans and bus shall be
 3409 provided with ample area to prevent overcrowding of passengers.
 3410
- 3411 (b) Terminals shall be provided with urinals. Service stations for motor vehicles shall be
 3412 provided with restrooms with adequate ventilation and lighting, as well as, with toilets
 3413 and amenities, such as wash basins, soap and detergent.
 3414
- 3415 (c) Waiting sheds for commuters shall be of adequate size and covered to comfortably
 3416 accommodate waiting passengers. Floors shall be of smooth concrete finish and
 3417 adequate sitting facility provided for.
 3418

- 3419
- 3420 (d) All terminals and service stations shall have garbage cans or receptacles for refuse
- 3421 and litters. All tricycles, jeepneys, utility vehicle (UV) vans and buses plying within the
- 3422 territorial jurisdiction of Makati City must have a garbage can or receptacle.
- 3423
- 3424 (e) All terminals and service stations shall strictly comply with RA 9275, RA 6969 and RA
- 3425 8749. These facilities shall install an oil and water separator or a clarifier or its equivalent.
- 3426 It shall also store, collect and properly dispose the busted LED or fluorescent lamps and
- 3427 used oil from its premises. (coordinate to MAPSA, OM, LTO, LTRFB)
- 3428
- 3429 (f) A responsible designated or hired PCO shall maintain a reasonable quality of the
- 3430 facilities.
- 3431
- 3432 (g) Smoking is strictly prohibited in all terminals, rest/waiting areas, bus/puv stops, and
- 3433 public utility vehicles.
- 3434
- 3435 (h) All drivers, conductors, inspectors, mechanics, barkers, and other personnel of the
- 3436 terminals, service stations, rest/waiting areas including all personnel working in the
- 3437 shops/stalls/space/carts within the premises of the establishment shall be required to
- 3438 secure a health certificate. (to include proper dress code)
- 3439
- 3440 (i) Sale of foodstuff on these facilities shall be in conformity with the provisions of this code.
- 3441
- 3442 (j) All sanitary requirements required under this Code, for as long as they are applicable
- 3443 to the herein terminals, stops and stations, shall be complied and implemented.³
- 3444

3445 **Section 109: Penalties**

3446 The following penalties shall be imposed for any violation of this Chapter:

- 3447
- 3448 First Offense: Fine of One Thousand Pesos (PhP 1,000.00), or equivalent
- 3449 community service and suspension of the Sanitary Permit issued.
- 3450
- 3451 Second Offense: Fine of Three Thousand Pesos (PhP 3,000.00), and community service
- 3452 and suspension of the Sanitary Permit issued.
- 3453
- 3454 Third Offense: Fine of Five Thousand Pesos (Php 5,000.00), revocation of the
- 3455 Sanitary Permit, and/or imprisonment upon conviction for a period
- 3456 not exceeding six (6) months depending on the discretion of the
- 3457 court
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3461 **CHAPTER XVI**

3462 **PRIVATE AND PUBLIC HOSPITALS, MATERNITY/BIRTHING HOMES, CLINICS,**

3463 **DIAGNOSTIC LABORATORY, PHYSICAL THERAPY CLINICS, MENTAL HEALTH CARE FACILITY, HEALTH**

3464 **CENTERS, AND OTHER SIMILAR MEDICAL FACILITIES**

3465

3466 **Section 110: Requirements in Securing a Sanitary Permit**

3467

3468 The enumerated Medical Facilities shall be required to secure a Sanitary Permit following

3469 the criteria/parameters set by the DOH, **Republic Act 9711** known as the "**Food and Drug**

3470 **Administration Act of 2009**", **DOH Administrative Orders (AO No. 2007-0014)**, **Joint AO** of the **DENR-**

3471 **DOH (AO No. 02 series of 2005)**, and other applicable laws and regulations: Private and Public

3472 Hospitals, Maternity/Birthing Homes, Clinical and Diagnostic Laboratory, Medical/Dental Clinic,

3473 Dental Prosthetic Laboratory, Physical Therapy Clinics, Mental Health Care Facility, Health Centers,

³ RA 9211, EO #26, City Ordinance

3474 Infirmaries, Veterinary Clinic, Alternative Medical Facility, Dialysis Center, Biomedical Institutions,
3475 Research Center, Blood Banks and Blood Collection Services, Drug/HIV Testing Laboratory,
3476 Biotechnology Laboratories, Animal Research and Testing Center, Nuclear Medicine Laboratories,
3477 Drug Manufacturers, Drug Rehabilitation Centers, Mortuary and Autopsy Establishment,
3478 Ambulances and Emergency Care Units, Home Treatment, Water Testing Laboratory, Institutions
3479 like Schools of Radiologic Technology/Medical Technology/Medical/Dental/Veterinary/Nursing
3480 Homes/Training Center for Embalmers and other similar Medical Facilities.

3481

3482 (a) All of the above mentioned establishments shall be required to secure the necessary
3483 Accreditation/Clearances/**License to Operate (LTO)/Certificate of Product Registration**
3484 (CPR) from the DOH/FDA, disposal certificate of Health Care Waste and ECC from the
3485 DENR-EMB, contract with an accredited third-party service provider, wastewater
3486 effluent disposal clearance. They shall strictly follow the issuances of Administrative
3487 Orders, Executive Orders, Memorandum Circulars and Guidelines coming from all
3488 Regulatory Agencies/Offices and other necessary permits being issued by the CHO.

3489

3490 (b) All the Medical Facilities within the jurisdictional limit of Makati City shall practice the
3491 **Hazardous Waste Minimization Management Program**. The Health Care Waste
3492 procedures shall follow proper source reduction, recycling treatment, and residual
3493 disposal.

3494

3495 (c) The **Health Care Waste Disposal Plan** of these medical facilities shall be part of the
3496 requirements to be submitted by the Management to the CHO-EHSS for the issuance
3497 of Sanitary Permit. The CHO-EHSD shall monitor/evaluate if said Disposal Plan is being
3498 implemented properly and correctly.

3499

3500 c.1) Based on Republic Act No. 110361 or the "Mental Health Act of 2017", the City
3501 Government of Makati shall create a program for a responsive primary mental health
3502 services. The City shall develop and integrate the basic health services at the
3503 appropriate level of care, particularly at the community and Barangay level.

3504

3505 c.2) Repartorial Requirements.

3506

3507 c.3) Education, Promotion of Mental Health in Educational Institutions & in the
3508 workplace.

3509

3510 (d) Toilets for patients with infectious diseases shall be separated from toilets for staff and
3511 other patients. If possible, staff treating infected patients shall not work with other
3512 patients who may be vulnerable to infection.

3513

3514 (e) Toilet facilities shall be thoroughly cleansed two times (2x) during the day.

3515

3516 (f) The disposal of excreta and septage from Private and Public Hospitals,
3517 Maternity/Birthing Homes, Medical Clinics, Diagnostic Laboratory, Physical Therapy
3518 Clinics, Health Centers, and other medical facilities shall be properly treated and
3519 disinfected. It shall also be in accordance with PD 856, existing Septage Management
3520 System Ordinance, and other applicable laws.

3521

3522 (g) The Pollution Control Officers (PCOs) shall be required to have **mandatory submission**
3523 of the establishment's **self-monitoring reports (SMRs)**.

3524

3525 (h) Infection control shall be in placed in the above mentioned facilities.

3526

3527 (i) Facilities for hygienic washing and sterilizing medical instruments shall also be available.
3528 The methods of sterilizing medical instruments include preparing the devices for
3529 sterilization, preparing the equipment for an autoclave, sterilizing the instruments in an

3530 autoclave, sterilizing the device with ethylene oxide, and performing sterilization by dry
3531 heat.

3532
3533 (j) Chlorination of water supplies and storage tanks may be practiced if water does not
3534 meet quality standards.

3535
3536 (k) Refuse shall be disposed safely. Bins with well-fitting lids shall be used as the containers
3537 to stop flies and vermin being attracted to refuse. Refuse shall be removed regularly,
3538 at least daily.

3539
3540 (l) Any contaminated materials such as syringes, needles, drips or bedding shall be
3541 placed in a prescribed container and shall be collected separately from other waste
3542 and be contracted to an accredited company which collects medical and hazardous
3543 wastes for proper management.

3544
3545 (m) Smoking shall absolutely be prohibited within the premises and in the nearby vicinities
3546 of these establishments. The establishments shall follow the existing laws and
3547 regulations on anti-smoking.

3548

3549 **Section 111: Reportable Diseases**

3550
3551 All medical facilities which admit patients shall **periodically submit** to the CHO, all
3552 **reportable communicable and non-communicable diseases** for purposes of prevention,
3553 monitoring, surveillance, management in cases of outbreak, evaluation and analysis of the City's
3554 public health planners.

3555

3556 **Section 112: Penalties**

3557
3558 The following penalties shall be imposed for any violation of this Chapter:

3559
3560 First Offense: Fine of Three Thousand Pesos (PhP 3,000.00), or equivalent
3561 community service and suspension of the Sanitary Permit issued.

3562
3563 Second Offense: Fine of Four Thousand Pesos (PhP 4,000.00), and community service
3564 and suspension of the Sanitary Permit issued.

3565
3566
3567 Third Offense: Fine of Five Thousand Pesos (Php 5,000.00), revocation of the
3568 Sanitary Permit, and/or imprisonment upon conviction for a period
3569 not exceeding six (6) months depending on the discretion of the
3570 court

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3573 **CHAPTER XVII**

3574 **SCHOOL SANITATION AND HEALTH SERVICES**

3575

3576 **Section 113: Coverage**

3577

3578 These rules and regulations shall follow and conform with **PD 856 IRR Chapter VI – School**
3579 **Sanitation and Health Services**. All Dep-Ed and DOH memorandums, administrative orders, rules
3580 and policies related to the operation of schools shall be adapted and implemented in this Code.
3581 These IRRs shall apply to all public and private schools, sectarian and non-sectarian schools,
3582 seminaries or theological schools, review centers, graduate schools, special schools, schools for
3583 persons with disabilities, foreign schools, technical/vocational schools, special trainings or trade
3584 schools, training centers, day care or child care centers, nursery or kindergarten schools and
3585 children's institutions.

3586

3587 **Section 114: Health Certificate and Annual Physical, Medical and Dental Check-up of**
3588 **Teachers and Non-Teaching Personnel**

3589
3590 All teaching and non-teaching personnel of public or private schools shall secure health
3591 certificate after undergoing an annual physical, medical and dental check-up. The CHO and/or
3592 any clinic licensed, certified, and accredited by the DOH shall conduct the check-up for public
3593 school teachers and personnel. Private schools may designate their hospital or clinic for their
3594 teachers and personnel.

3595
3596 **Section 115: Physical Environment of the School**

3597
3598 In the design and construction of the school plans, the following factors shall be
3599 considered:

- 3600
3601 (a) Site - It shall be located away from all sources of health nuisances and pollution.
3602
3603 (b) The acceptable noise levels in all school areas shall follow and conform with the PD
3604 856, unless otherwise stated or updated by the responsible regulating agencies. All
3605 existing and applicable laws not mentioned herein, does not limit the Regulating Office
3606 from implementing said laws.
3607
3608 (c) Grounds - The school grounds shall be maintained and preserved for a healthy
3609 environmental atmosphere.
3610
3611 (d) Building - The school building shall be adequately lighted and ventilated and must
3612 be free from any forms of pests. It shall follow the standards of the National Building
3613 Code and the Sanitation Code of the Philippines, and other applicable laws.
3614
3615 (e) Sanitary Facilities - The school population shall be provided with potable water,
3616 sewage and waste disposal systems.
3617
3618 (f) Garbage Disposal - School grounds must be provided with garbage cans or
3619 receptacles for proper waste garbage disposal.
3620
3621 (g) Smoking shall be absolutely prohibited within the premises of these establishments and
3622 within 100 meters perimeter of the school.⁴
3623
3624 (h) All sanitary requirements required under this Code, for as long as they are applicable
3625 to the school, shall be followed and implemented.
3626

3627 **Section 116: Health Services**

3628
3629 Trained medical personnel and adequate facilities shall be available so that students will
3630 be afforded with health services.

- 3631 (a) Education, Promotion of Mental Health in Educational Institutions.
3632

3633 **Section 117: Bacteriological, Physical and Chemical Analyses of the School's Water**
3634 **Supply**

3635 Water quality of the school's water supply shall be submitted monthly to the City Health
3636 Office (CHO) or it's duly authorized representative (Water Sanitation Inspector) for monthly
3637 bacteriological analysis, while the physical and chemical analysis shall be done every six (6)
3638 months. Water analysis shall be undertaken by the CHO or any DOH accredited laboratory.
3639

⁴ RA 9211 EO26 City Ordinance

3640 **Section 118: Insect and Vermin Control**
3641 This section shall follow and conform with the IRR of PD 0856 and the existing
3642 ordinance of the City.
3643

3644 **Section 119: Solid and Liquid Waste Management**
3645 This section shall follow and conform with the IRR of PD 0856, R. A. 9003, and
3646 the existing ordinance of the City.

3647 **Section 120: Food Safety**
3648 This section shall follow and conform with the IRR of PD 0856, R. A. 10611 and
3649 the existing ordinance of the City.

3650 **Section 121: Penalties**

3651
3652 The following penalties shall be imposed for any violation of this Chapter:
3653

3654 First Offense: Fine of Three Thousand Pesos (PhP 3,000.00), or equivalent
3655 community service and suspension of the Sanitary Permit issued.

3656
3657 Second Offense: Fine of Four Thousand Pesos (PhP 4,000.00), and community service
3658 and suspension of the Sanitary Permit issued.

3659
3660 Third Offense: Fine of Five Thousand Pesos (PhP 5,000.00), revocation of the
3661 Sanitary Permit, and/or imprisonment upon conviction for a period
3662 not exceeding six (6) months depending upon the discretion of the
3663 court
3664

3665
3666
3667 **CHAPTER XVIII**
3668 **INDUSTRIAL HYGIENE AND PUBLIC PLACES SANITATION**
3669

3670 **Section 122: Coverage**
3671

3672 The establishments covered by the Industrial Hygiene and Public Places Sanitation shall
3673 include but not limited to the following: **Manufacturing** engaged in the food, processed food
3674 products; beverage and processed food drinks; other non-food manufacturing industries like
3675 textiles, garments and wearing apparel; fabricated materials, metals and other metal products;
3676 foot wear, leather products; semi-conductors and electronic supplies; wood and wood products
3677 like furnitures and non-metallic mineral products; paper and paper products; transportation
3678 vehicles, equipment and supplies; printing and publishing houses; industrial chemicals like
3679 solvents, pesticides and paints; refined petroleum, cement and plastic products; **Establishments**
3680 **engaged in the generation and distribution of electricity from power sources;** electricity to
3681 consumers; petro chemicals to consumers; water and waterworks to include sewerage system;
3682 **Establishments engaged in the Construction** like General Building/Engineering Construction and
3683 special trade construction; **Establishments engaged in the Transportation and Communication;**
3684 **Establishments engaged in the BPOs** Business Process Outsourcing, On-Line Gaming, Call Center
3685 Companies, Web Developers/Designers, Internet/Computer Shops, other IT Service Providers and
3686 other similar business operations; Business **Establishments engaged in Entertainment and Leisure,**
3687 Video Games, E-Gaming Centers, Bingo Games, Cinemas, Concert Halls, Videoke KTV, Karaoke
3688 Bars, and other similar establishments.
3689

3690 **Section 123: Sanitary Requirements for Operating an Industrial and Other Public**
3691 **Establishment**
3692

3693 All sanitary requirements applicable to the industrial and other public places sanitation
3694 shall follow the **Sanitation Code of the Philippines (PD 856 Chapter VII)** and other related laws. All
3695 establishments herein identified shall adapt the Occupational Health and Safety (OHS) Program
3696 of the World Health Organization (WHO) and the International Labor Organization (ILO). In the
3697 same manner, the Management of the companies shall anticipate, recognize, evaluate, and
3698 control all hazards arising in or from the workplace that could impair the health and well-being
3699 of the workers, taking into account the possible impact on the surrounding communities and the
3700 general environment.
3701

- 3702 (a) All industrial establishments shall be required to have Sanitary Facilities in their
 3703 operation. It shall include adequate safe and potable water supply, sewage works
 3704 and treatment plant, septic tank and disposal of its effluent, proper disposal of
 3705 industrial waste, abatement program for vermin control, installation of required
 3706 facilities, workrooms and work equipment, and the location and siting.
 3707
 3708 (b) All of the above-mentioned establishments shall create a **Health and Safety**
 3709 **Committee** following the prescribed rules and regulations of the DOLE and the DOH.⁵
 3710
 3711 (c) The Company's Medical Staff shall consist of the Physician, Nurse, Dentist, First Aiders
 3712 with adequate **training on Occupational Health and Safety**, either on a full-time or
 3713 part-time basis.
 3714
 3715 (d) The establishment shall have an **Emergency Clinic/Treatment Room** equipped with
 3716 necessary medical facilities and supplies.
 3717
 3718 (e) The responsibility of the Employer to their employees shall include providing Personal
 3719 Protective Equipment (PPEs), installing, and maintaining in good conditions all control
 3720 facilities and protective barriers for potential and actual hazards in the workplace.
 3721
 3722 (f) Another responsibility of the Management shall be the provision of **control measures**
 3723 **to reduce noise, dust, heat, and other hazards** present in the working area.
 3724
 3725 (g) Special examinations like visual acuity and hearing capacity shall be required to
 3726 these establishments. Periodic testing like **Optometric Examinations** for BPOs, On-Line
 3727 Gaming, Call Center, Web Developers/Designers, other IT Service Providers and other
 3728 similar business operations to determine abnormalities of the eyes. Likewise,
 3729 **Audiometric Examinations** for Entertainment, Leisure and Gaming Centers; Video,
 3730 Bingo and E-Games; Cinemas, Concert Halls, Videoke KTV, Karaoke Bars,
 3731 construction sites and other similar establishments to detect hearing abnormalities.
 3732 **Laryngeal Examinations** related to vocal cord disorders may also be required.
 3733
 3734 (h) All establishments shall follow the guidelines and standards on the Threshold Limit
 3735 Values (TLV). The standards and parameters to be followed in this section shall follow
 3736 the guidelines of the Implementing Rules and Regulations of the Sanitation Code of
 3737 the Philippines – Industrial Hygiene and Public Places Sanitation.
 3738

3739 **Section 124: Penalties**

3740 The following penalties shall be imposed for any violation of this Chapter:

- 3741
 3742
 3743 First Offense: Fine of Three Thousand Pesos (PhP 3,000.00), or equivalent
 3744 community service and suspension of the Sanitary Permit issued.
 3745
 3746 Second Offense: Fine of Four Thousand Pesos (PhP 4,000.00), and community service
 3747 and suspension of the Sanitary Permit issued.
 3748
 3749 Third Offense: Fine of Five Thousand Pesos (PhP 5,000.00), revocation of the
 3750 Sanitary Permit, and/or imprisonment upon conviction for a period
 3751 not exceeding six (6) months depending on the discretion of the
 3752 court
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3758 **CHAPTER XIX**
 3759 **INTEGRATED PEST AND VERMIN MANAGEMENT AND CONTROL**

3758 **Section 125: Scope**

3759
 3760 The Implementing Rules and Regulations of **Chapter XVI "Vermin Control"** of the Sanitation
 3761 Code of the Philippines (PD 856) and the existing Dengue Prevention and Control Ordinance shall

⁵ Occupational Health and Safety Standards

3762 be adopted in this Code. This law shall apply to all urban pest control operators/applicators,
3763 owners/operators/administrators of land, places, buildings, residences, public places, public
3764 places establishments, food establishments, vessels, ferry boat stations/terminals, or any other
3765 means of conveyances, and other similar establishments.
3766

3767 **Section 126: Procedure and Frequency of the Insect and Vermin Abatement**
3768

3769 The procedure and frequency of the insect and vermin abatement program shall be
3770 determined and approved by the City Health Office of Makati.
3771

3772 **Section 127: Space Spraying Activity in the Community**
3773

3774 The chemicals used in space spraying is hazardous to health, any barangay official,
3775 homeowner official, private company or individual who intends to conduct such activity in their
3776 areas shall secure prior clearance from the City Health Office of Makati for proper guidance and
3777 procedure.
3778

3779 **Section 128: Dengue Prevention and Control Program**
3780

3781 The Comprehensive Program for the Prevention and Control of Dengue, including its
3782 penalty for violation of prohibited acts, are hereby adopted under this Code.
3783

3784 **Section 129: General Health and Safety Provisions**
3785

3786 The urban pest control operators shall be required to provide annual medical check-up
3787 for its personnel, **personal protective equipment** (PPE), first aid and pesticides safety training,
3788 adequate water supply and washing facilities, and separate storage facilities for pesticides.
3789

3790 **Section 130: Accreditation of Pest Control Companies and Individuals**
3791

3792 Private companies, individuals, or entities engaged in fumigation/misting activity, insect
3793 and vermin management and control whose business location is based outside the City but
3794 operating within the jurisdictional limit of the City of Makati, shall be registered and duly
3795 accredited by the City Health Office of Makati. These pest control companies/applicators shall
3796 be required to submit the following pertinent documents to the City Health Office:
3797

- 3798 (a) Certified True Copy of Business Permit, Sanitary Permit, DTI/SEC Registration and License
3799 to Operate as a Pest Control service provider.
3800
- 3801 (b) Company Profile and services offered.
3802
- 3803 (c) Certified True Copy of their Accreditation from the Food and Drug Administration of
3804 the DOH/WHO, the National Commission on Urban Pest Control (NCUPC) and/or duly
3805 designated National Government agency.
3806
- 3807 (d) Certified True Copy of Membership from the Philippine Federation of Pest
3808 Management Operators' Associations, Inc. (PFPMOA), the Pest Exterminator
3809 Association of the Philippines (PEAP) and/or duly recognized organizations of the
3810 National Government agency.
3811
- 3812 (e) Certified True Copy of the Technician/Pest Control Personnel as a Licensed Pest
3813 Applicator/Fumigator.
3814
- 3815 (f) List of chemicals approved by the FDA/WHO or any government approving body and
3816 equipment to be used for fumigation/misting and insect and vermin control activities.
3817
- 3818 (g) List of past and present Clients/Customers together with a Certified True Copy of the
3819 Memorandum of Agreement/Contract between the establishment and the pest
3820 control company.
3821
- 3822 (h) An amount of Php 5,000.00 for registration and accreditation shall be collected upon
3823 submission and completion of the above mentioned requirements. Accreditation shall
3824 be renewed annually.
3825

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Section 131: Penalties

The following penalties shall be imposed for any violation of this Chapter:

- First Offense: Fine of Three Thousand Pesos (PhP 3,000.00), or equivalent community service and suspension of Sanitary Permit/suspension of Accreditation issued by the CHO to the third-party service provider for six (6) months.
- Second Offense: Fine of Four Thousand Pesos (PhP 4,000.00), and community service and suspension of Sanitary Permit/suspension of Accreditation issued by the CHO to the third-party service provider for one (1) year.
- Third Offense: Fine of Five Thousand Pesos (Php 5,000.00), revocation of the Sanitary Permit/revocation of Accreditation, and/or imprisonment upon conviction for a period not exceeding six (6) months depending upon the discretion of the court.

**CHAPTER XX
HEALTH CARE WASTE**

Section 132: Requirements in Securing a Sanitary Permit

The enumerated Medical Facilities shall be required to secure a Sanitary Permit following the criteria/parameters set by the DOH, **Republic Act 9711** known as the **“Food and Drug Administration Act of 2009”**, **DOH Administrative Orders (AO No. 2007-0014)**, **Joint AO of the DENR-DOH (AO No. 02 series of 2005)**, and other applicable laws and regulations: Private and Public Hospitals, Maternity/Birthing Homes, Clinical and Diagnostic Laboratory, Medical/Dental Clinic, Dental Prosthetic Laboratory, Physical Therapy Clinics, Health Centers, Infirmaries, Veterinary Clinic, Alternative Medical Facility, Dialysis Center, Biomedical Institutions, Research Center, Blood Banks and Blood Collection Services, Drug/HIV Testing Laboratory, Biotechnology Laboratories, Animal Research and Testing Center, Nuclear Medicine Laboratories, Drug Manufacturers, Drug Rehabilitation Centers, Mortuary and Autopsy Establishment, Ambulances and Emergency Care Units, Home Treatment, Water Testing Laboratory, Institutions like Schools of Radiologic Technology/Medical Technology/Medical/Dental/Veterinary/Nursing Homes/Training Center for Embalmers and other similar Medical Facilities.

- (a) All of the above mentioned establishments shall be required to secure the necessary Accreditation/Clearances/**License to Operate (LTO)/Certificate of Product Registration (CPR)** from the DOH/FDA, disposal certificate of Health Care Waste and ECC from the DENR-EMB, contract with a third-party service provider, wastewater effluent disposal clearance. They shall strictly follow the issuances of Administrative Orders, Executive Orders, Memorandum Circulars and Guidelines coming from all Regulatory Agencies/Offices and other necessary permits being issued by the CHO.
- (b) All the Medical Facilities within the jurisdictional limit of Makati City shall practice the **Hazardous Waste Minimization Management Program**. The Health Care Waste procedures shall follow proper source reduction, recycling treatment, and residual disposal.
- (c) The **Health Care Waste Disposal Plan** of these medical facilities shall be part of the requirements to be submitted by the Management to the CHO-EHSD for the issuance of Sanitary Permit. The CHO-EHSS shall monitor/evaluate if said Disposal Plan is being implemented properly and correctly.

3884 **Section 133: Definition of Terms (transfer to chapter of definitions(chapter5); insert**
3885 **references/footnotes)**

3886

3887 As used in this chapter, the following terms shall have these definitions:

3888

3889 (a) **GENERAL WASTE** is comparable to domestic waste and does not pose special handling
3890 problems or hazards to humans or the environment. It is waste that is generated mostly from the
3891 administrative and housekeeping functions of health care establishment and may also include
3892 waste during maintenance of health care premises.

3893

3894 (b) **INFECTIOUS WASTE** is suspected to contain pathogens (bacteria, viruses, parasites, or
3895 fungi) in sufficient concentration or quantity to cause disease in susceptible hosts. This category
3896 includes excreta, dressings from infected or surgical wounds, clothes heavily soiled with human
3897 blood or other body fluids, wastes from surgery and autopsies on patients with infectious diseases,
3898 and any other instruments or materials that have been in contact with infected persons or animals.
3899 Waste that consists of human tissues, blood, and other body fluids originating from apparently
3900 health persons is also considered as infectious waste, as part of standard precautions in health
3901 care.

3902

3903 (c) **SHARPS** include needles, syringes, scalpels, blades, broken glass, infusion sets, knives,
3904 nails, and any other items that can cause cuts or puncture wounds, whether or not these items
3905 are infected.

3906

3907 (d) **PHARMACEUTICAL WASTE** includes expired, unused, spilled and contaminated
3908 pharmaceutical products, drugs, vaccines, and sera that are no longer required. This category
3909 also includes discarded items used in handling pharmaceuticals such as bottles or boxes with
3910 residues, gloves, masks, connecting tubing, and drug vials.

3911

3912 (e) **CHEMICAL WASTE** consists of discarded solid, liquid, and gaseous chemicals, for
3913 example from diagnostic or laboratory work and from cleaning, housekeeping, and disinfecting
3914 procedures. Chemical waste from health care may be hazardous or non-hazardous. Chemical
3915 waste is considered hazardous if it has at least one of the following properties: toxic; corrosive (e.g.
3916 acids of pH <2 and bases of pH >12); flammable; reactive (explosive, water-reactive, shock-
3917 sensitive); or genotoxic (e.g. cytostatic drugs used in chemotherapy).

3918

3919 (f) **PRESSURIZED CONTAINERS** include pressurized cylinders, cartridges, and aerosol cans
3920 used to contains various types of gases used in health care.

3921

3922 (g) **RADIOACTIVE WASTE** includes disused sealed radiation sources, liquid and gaseous
3923 materials contaminated with radioactivity, excreta of patients who underwent radionuclide
3924 diagnostic and therapeutic applications, paper cups, straws, needles and syringes, test tubes and
3925 tap water washings of such paraphernalia.

3926

3927 **Section 134: Segregation and Color Coding Scheme for Health Care Waste**

3928

3929 Health care waste shall be segregated in the above mentioned facilities and activities.
3930 The following color coding scheme for containers or bags used for containing health care waste,
3931 as adapted from the recommendations of the Department of Health, shall apply.

3932

3933 (a) Black: Non-infectious dry waste

3934 (b) Green: Non-infectious wet waste (kitchen, dietary etc.)

3935 (c) Yellow: Infectious waste

3936 (d) Yellow with black band: Chemical waste including those with heavy metals

3937 (e) Orange: Radioactive waste

3938 (f) Red: Sharps and pressurized containers

3939

3940 Appropriate containers or bag holders shall be placed in appropriate locations where
3941 particular categories of waste may be generated in the facility.

3942

3943 **Section 135: Collection and Disposal of Healthcare Waste**

3944

3945 Healthcare waste shall be collected and disposed by accredited service provider in
3946 accordance to the City's hazardous waste management program⁶.

3947

3948

3949 **Section 136: Collection and Disposal of Non-general Health Care Waste**

3950

3951 Collection from the above mentioned facilities and disposal of sharps, pressurized
3952 containers, infectious, pharmaceutical, chemical, and radioactive wastes shall be managed,
3953 arranged and monitored by Makati Health Department. All transporters, haulers, collectors,
3954 treaters of medical and health care waste shall be accredited with the CHO following the
3955 standards of the DENR. The accredited service provider shall strictly follow the DOH-DENR Joint
3956 Administrative Order regarding the "Policies and Guidelines on Effective and Proper Handling,
3957 Collection, Transport, Treatment, Storage and Disposal of Health Care Waste".

3958

3959 **Section 137: Other Specifications for On-site Collection of Sharps**

3960

3961 Sharps shall be collected together, regardless of whether or not they are contaminated,
3962 in rigid, impermeable containers made of puncture-proof material (usually metal or high-density
3963 plastic). If metal or high-density plastic containers are unavailable, containers made of dense
3964 cardboard may be used.

3965

3966 **Section 138: Other Specifications for On-site Collection of Radioactive Waste**

3967

3968 "Radioactive wastes shall be segregated according to its physical form: solid & liquid and
3969 according to its half-life or potency in especially marked containers as prescribed by the pertinent
3970 regulation of the Philippine Nuclear Research Institute (PNRI) specific to such authorized practice.
3971 Handling, collection, transport and disposal of these materials shall be based on the guidelines
3972 issued by PNRI."⁷

3973

3974 **Section 139: Other Specifications for On-site Collection of Chemical and Pharmaceutical**
3975 **Waste**

3976

3977 Small amounts of chemical or pharmaceutical waste may be collected together with
3978 infectious waste. Large quantities of chemical waste shall be packed in chemical resistant
3979 containers and sent to specialized treatment facilities, with the identity of the chemicals clearly
3980 marked on the containers.

3981

3982 **Section 140: Wastewater from Health Care Facilities**

3983

3984 Health care waste water or sewage shall not be discharged into natural water bodies, and
3985 no chemical or pharmaceuticals shall be discharged into the sewer.

3986

3987 **Section 141: Standard Precautions in Health Care**

3988

3989 Personnel working in the abovementioned facilities shall practice Standard Precautions for
3990 infection prevention, including hand hygiene, the use of personal protective equipment, injection
3991 safety, environmental cleaning, and respiratory hygiene/cough etiquette.

⁶ DOH-DENR Joint Administrative Order

⁷ PNRI

3992 **Section 142: Prohibitions**

3993

3994 The following acts shall be prohibited:

3995

3996 (a) Establishments without a contract of their service provider of their medical waste

3997

3998 (b) Improper storage and collection of medical, infectious, pathological,
3999 pharmaceutical wastes, and other similar wastes.

4000

4001 (c) Improper treatment and disposal of medical, infectious, pathological, pharmaceutical
4002 wastes, and other similar wastes.

4003

4004 **Section 143: Penalties**

4005

4006 The following penalties shall be imposed for any violation of this Chapter:

4007

4008 First Offense: Fine of Three Thousand Pesos (PhP 3,000.00), or equivalent
4009 community service and suspension of the Sanitary Permit issued.

4010

4011 Second Offense: Fine of Four Thousand Pesos (PhP 4,000.00), and community service
4012 and suspension of the Sanitary Permit issued.

4013 Third Offense: Fine of Five Thousand Pesos (Php 5,000.00), revocation of the
4014 Sanitary Permit, and/or imprisonment upon conviction for a period
4015 not exceeding six (6) months depending upon the discretion of the
4016 court

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4020 **CHAPTER XXI**
SEWAGE COLLECTION AND DISPOSAL, EXCRETA DISPOSAL AND DRAINAGE

4021

4022 **Section 144: Scope**

4023

4024 The Implementing Rules and Regulations for the **Sewage Collection and Disposal, Excreta**
4025 **Disposal and Drainage System** shall be in accordance with the provisions of **Chapter XVII of**
4026 **Presidential Decree No. 856** or the Code on Sanitation of the Philippines. In the same manner,
4027 following the regulations of the National Building Code of the Philippines, Philippine Clean Water
4028 Act, Plumbing Law, Effluent Regulations, Water Usage Classification/Water Quality Criteria, the
4029 Makati Septage Management System Ordinance, and other applicable laws, shall be adopted
4030 in this Code.

4031

4032 **Section 145: Excreta and Sewage Disposal System**

4033

4034 **145.1** Every new house/building to be constructed shall be provided with plan and
4035 specifications for excreta disposal system approved by the Office of the Building Official (OBO)
4036 prior to construction. All establishments shall install **efficient and effective wastewater treatment**
4037 **system** that will greatly reduce the odor, the level of ammonia, phosphorous and other effluents,
4038 with low carbon footprint. Their premises shall always be kept clean and in good sanitary
4039 condition.

4040

4041 **145.2** Untreated sewage and effluent of septic tanks or other putrescible or offensive
4042 wastes shall not be discharged onto the surface of the ground or into any street, road, alley, open
4043 excavation, storm water sewer, land drain ditch, adjoining property, water-course or body of
4044 water.

4045

4046 **145.3** The CHO and the OBO shall, at any reasonable time, inspect the sewage disposal
4047 system, sample the effluent, or take any other step which may be deemed necessary to ensure
4048 compliance with these rules and regulations.

4049

4050 **145.4** The City Government of Makati through the CHO-EHSD and the Task Force Makati
4051 Waterways (TFMW) shall observed the celebration of the Sanitation Month by conducting health
4052 and sanitation related activities.

4053 **145.5** The City Government of Makati through the coordinated efforts of the CHO-EHSD,
4054 the Environmental Protection Council (EPC), the LIGA ng mga Barangay shall take the lead and
4055 initiative in selecting the nomination for the National Search for Barangay with Best Sanitation
4056 Practices (NSBBSP). The City Government shall support this activity by providing the necessary
4057 funds to encourage the Barangays to join this worthwhile undertaking.
4058

4059 **145.6** The City Government of Makati through the CHO-EHSD and the Task Force Makati
4060 Waterways (TFMW) shall continue to support, exert great efforts, and provide necessary funding
4061 to the Desludging Caravans, Lakbayan Para sa Bayan, Zero Open Defecation, Kasangga Day,
4062 Celebration of Handwashing Day, and similar undertakings conducted by the Water
4063 Concessionaires Manila Water and Maynilad. In the same manner, the activity of the DENR related
4064 to the Adopt-an-Estero Program, the Estero Blitz or Adopt-a-Water Body Program shall be a
4065 continuing project of the City. Other innovative projects and initiatives shall be undertaken by the
4066 Task Force Makati Waterways in order to comply with the Supreme Court Mandamus Order.
4067

4068 **Section 146: Sanitary Toilet Facilities**

4069
4070 **146.1** The septic tank capacity may be determined from the quantities of sewage flow,
4071 based on the adequate detention time interval resulting in efficient sedimentation. All homes,
4072 establishments and quarters, including those in resettlement sites shall have access to sanitary
4073 toilet facilities, and violation thereof shall be imposed with penalties.
4074

4075 **146.2** The Task Force Makati Waterways shall continuously and regularly conduct the
4076 assessment, inspection, and survey of all households, commercial establishments, and factories
4077 within the jurisdictional limit of Makati City.
4078

4079 **146.3** Once the assessment, inspection, and survey are completed, all the data shall be
4080 collated, preserved and protected by the appointed TFMW's Secretariat. The Secretariat shall
4081 update all the members of the TFMW to further improve and develop the
4082 programs/projects/activities and share best practices being handled by each member
4083 Department. The assessment, inspection, and survey shall be repeated every 3-5 years depending
4084 upon the needs and decision of the City Government regarding the data.
4085

4086 **146.4** All non-compliant households, commercial establishments, and factories shall be
4087 issued a **Notice of Violation** (NOV). The said Notice of Violation shall be endorsed by the Task Force
4088 Makati Waterways to the appropriate offices. For individual households, the NOV shall be
4089 endorsed to the Law Department, then to the LIGA ng mga Barangay for strict implementation.
4090 For commercial establishments and factories, the NOV shall be endorsed to the Business Permit
4091 and Licensing Office, the City Administrator's Office and the Law Department for immediate and
4092 appropriate action.
4093

4094 **146.5** The TFMW shall established and institutionalized a **means of verification** (MOV) to
4095 prove and substantiate the report and data submitted to the Secretariat. Other supporting
4096 documents shall be attached to confirm the truthfulness of the report and data gathered.
4097

4098 **146.6** All the creeks, esteros, rivers, and bodies of water within Makati City shall be
4099 monitored as to its ambient quality. The City Government shall provide the necessary support and
4100 fund in order to regularly facilitate the **waterways quality testing**.
4101

4102 **Section 147: Penalties**

4103 The following penalties shall be imposed for any violation of this Chapter:

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4105
4106 First Offense: Fine of Three Thousand Pesos (PhP 3,000.00) or equivalent
4107 community service and suspension of the Sanitary Permit issued.

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4109 Second Offense: Fine of Four Thousand Pesos (PhP 4,000.00), and community service
4110 and suspension of the Sanitary Permit issued.

4111 Third Offense: Fine of Five Thousand Pesos (PhP 5,000.00), revocation of the
4112 Sanitary Permit, and/or imprisonment upon conviction for a period
4113 not exceeding six (6) months depending on the discretion of the
4114 court
4115

4116 **CHAPTER XXII**
4117 **DISPOSAL OF REFUSE**

4118
4119 **Section 148: Scope**
4120

4121 The Implementing Rules and Regulations of the **Sanitation Code of the Philippines (PD 856)**
4122 **Chapter XVIII – “Refuse Disposal”** shall apply to all occupants, owners, tenants, lessees of buildings
4123 and dwelling houses, owners and operators of industrial, commercial and business establishments,
4124 local government units, other government agencies or government owned or controlled
4125 corporations, private firms or corporations, institutions, refuse collectors/contractors, disposal area
4126 operators, junk dealers, scavengers and all other entities generating, accumulating, storing,
4127 collecting, transporting, processing, treating, utilizing and disposing refuse or other waste matter.
4128

4129 **Section 149: Sanitary Permit Requirements**
4130

4131 No person, firm, corporation, local government unit, public agency or institution shall
4132 operate or manage a refuse collection service, refuse disposal area and facilities, swill collection,
4133 junk dealership, private scavenging or a swine feeding platform without a Sanitary Permit issued
4134 by the CHO.
4135

4136 All the above mentioned entities shall also secure the necessary Clearances/License to
4137 Operate/Permits/Issuances from the DOH, DENR and other regulating bodies.
4138

4139 **Section 150: Improper Disposal of Waste and Garbage**
4140

4141 Improper disposal of waste and garbage is prohibited, as these refuse makes them
4142 constant venue and breeding places of flies and mosquitoes which can transfer germs and
4143 bacteria, thereby exposing the public to hazards.
4144

4145 **Section 151: Private Refuse Collection Services-Sanitary Permit Required**
4146

4147 No person, firm or corporation, private agency or institution shall operate or manage a
4148 refuse collection services, refuse disposal areas and facilities, swill collection and junk dealerships
4149 without a Sanitary Permit issued by the City Health Office of Makati.
4150

4151 **Section 152: City Ordinances on Collection and Disposal of Garbage**
4152

4153 All provisions of pertinent city ordinances relative to collection and disposal of garbage
4154 and the implementing rules and regulations thereof being implemented by the Department of
4155 Environmental Service (DES) are hereby adopted under this Chapter.
4156

4157 **Section 153: Penalties**
4158

4159 The following penalties shall be imposed for any violation of this Chapter:
4160

4161 First Offense: Fine of Three Thousand Pesos (PhP 3,000.00), or equivalent
4162 community service and suspension of the Sanitary Permit issued,
4163

4164 Second Offense: Fine of Four Thousand Pesos (PhP 4,000.00), and community service
4165 and suspension of the Sanitary Permit issued, additional fine of PhP
4166 4,000.00 per day for each day of non-compliance with the Sanitary
4167 requirements

4168 Third Offense: Fine of Five Thousand Pesos (PhP 5,000.00), revocation of the
4169 Sanitary Permit, and/or imprisonment upon conviction for a period
4170 not exceeding six (6) months depending upon the discretion of the
4171 court
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**CHAPTER XXIII
NUISANCES, OFFENSIVE TRADES AND OCCUPATIONS**

Section 154: Scope

To carry out the provisions of **Chapter XIX – “ Nuisances, Offensive Trades and Occupations”** of the Sanitation Code of the Philippines (PD 856), these implementing rules and regulations shall cover all establishments, entities, public and private premises.

The following activities most likely to produce nuisances are, but not limited to, the enumeration below, shall be prohibited:

- (a) Any premises maintained and used in a manner which injures the health or safety of the workers and the public;
- (b) Breeding and harborage places of insect and vermin;
- (c) Animals and their carcasses which are injurious to health;
- (d) Accumulation of refuse;
- (e) Noxious matter or wastewater discharged improperly in the streets and drainages;
- (f) Animal stockade maintained in a manner injurious to health;
- (g) Excessive noise and vibration;
- (h) Cigarette smoke produce by an individual exposing the public to second hand smoke and third hand smoke;
- (i) Activities related to excessive smoke exposing the public to chronic obstructive pulmonary diseases (COPD) and upper respiratory infection (URI);
- (j) Obnoxious odor coming from backyard piggery and poultry raising and similar activity;
- (k) Garbage trucks/haulers not properly cleaned, sanitized, and disinfected;
- (l) Any individual which allows their pet/s to defecate and urinate in the streets, sidewalks, parks, and other public places⁸
- (m) Any activity that is annoying or offensive to the senses; and
- (n) Illegal shanties in public and private properties

Section 155: Requirements

All establishments likely to produce nuisance and/or engaged in offensive trades and occupations shall secure a Sanitary Permit, Health Certificate, and all the Sanitary Facilities requisites.

Section 156: Spitting and Nose Blowing in Public Places

Spitting and nose blowing in public places in Makati City without practicing accepted hygienic practices are prohibited.

Section 157: Urinating and Defecating in Public Places

Urinating and defecating in all public places, such as the streets, drainage, parking area, parks, and all similar locations, without properly using the sanitary facilities in Makati City shall be strictly prohibited.

⁸ Responsible Pet Ownership

4240 **Section 158: Idle Lots**

4241
4242 Untended and unattended private properties or idle lots within the City, which can be a
4243 habitat for vermin and the breeding source of other disease-carrying insects, shall be subject to a
4244 clean-up by the City Government, for the general welfare and protection of the public, the costs
4245 of which shall be chargeable against the lot owner.

4246
4247 **Section 159: Noise-making Revelries/Drinking Sprees**

4248
4249 Noise-making revelries and drinking sprees inside subdivision and private homes shall be
4250 regulated. Activities which resulted in excessive noise such as, but not limited to, parties, karaoke
4251 singing, special event celebrations, band practices or shows, and other similar exercises or
4252 recreations or diversions done in the streets and inside or outside a private home shall observe the
4253 maximum restricted curfew time for conducting such activity.

4254
4255 **Section 160: Remedial Measures**

4256
4257 All nuisances mentioned in Chapter XIX of P.D. 856 and in this Code, which may jeopardize
4258 the health and public safety of the community shall be acted upon by the City Health Office of
4259 Makati, who shall prescribe appropriate remedial measures, or corrections or even removal of the
4260 specific nuisance. Upon declaration of such as a public health hazard, the City Health Officer, by
4261 the authority of the Local Chief Executive, shall enforce a Cease and Desist Order, or any possible
4262 legal means or action to protect the public. The Makati Public Safety (MAPSA), the Philippine
4263 National Police (PNP), the Environmental Police of the Barangay, and all other Enforcement
4264 Agencies shall assist the CHO in the implementation of the rules and regulations embodied in this
4265 Code.

4266
4267 **Section 161: Penalties**

4268 The following penalties shall be imposed for any violation of this Chapter:

4270 **For Individual Offenders/Violators:**

4271
4272
4273 First Offense: Fine of One Thousand Pesos (PhP 1,000.00) and community service
4274 for eight (8) hours

4275
4276 Second Offense: Fine of Two Thousand Pesos (PhP 2,000.00) and community service
4277 for sixteen (16) hours

4278
4279 Third Offense: Fine of Three Thousand Pesos (PhP 3,000.00) and community service
4280 for twenty four (24) hours, and/or imprisonment upon conviction for
4281 a period not exceeding five (5) days depending upon the discretion
4282 of the court

4283
4284 **For Company/Corporation Offenders/Violators:**

4285
4286 First Offense: Fine of Three Thousand Pesos (PhP 3,000.00), and equivalent
4287 community service and suspension of the Sanitary Permit issued.

4288
4289 Second Offense: Fine of Four Thousand Pesos (PhP 4,000.00), and community service
4290 and suspension of the Sanitary Permit issued.

4291
4292 Third Offense: Fine of Five Thousand Pesos (Php 5,000.00), revocation of the
4293 Sanitary Permit, and/or imprisonment upon conviction for a period
4294 not exceeding six (6) months depending upon the discretion of the
4295 court

4296
4297 **CHAPTER XXIV**
4298 **POLLUTION OF THE ENVIRONMENT**

4299
4300 **Section 162: Scope**

4301 To carry out the provisions of **Chapter XX – “Pollution of the**
4302

4303 **Environment**" of the Sanitation Code of the Philippines (PD 856), these Implementing Rules and
4304 Regulations shall apply to all establishments, premises, and facilities that are producing,
4305 processing, manufacturing, handling, storing, transporting, selling, distributing, using and
4306 disposing the following; fertilizers, pesticides, heavy metals, chemicals, biological agents and
4307 pollutants, radioactive materials, food additives, products emitting ionizing and non-ionizing
4308 radiation and other products and by-products that may cause harm to public health. These rules
4309 and regulations shall also apply to projects, conditions and activities such as industry, transport,
4310 energy, infrastructure, food, agriculture, and other processes that may generate pollutants that
4311 are likely to adversely affect public health.

4312
4313 **Section 163: Health Sensitive Project**
4314

4315 All sensitive projects, conditions, and activities which will pose a significant health risk
4316 to the exposed workers and the communities, shall secure an **Environmental Health Impact**
4317 **Assessment (EHIA)**, **Environmental Health Risk Assessment (EHRA)**, Environmental Compliance
4318 Certificate (ECC), and/or **Environmental Health and Sanitation Clearance (EHSC)** whichever is
4319 applicable.

4320
4321 **Section 164: Health Safety Management Plan (HSMP)**
4322

4323 "The **Health Safety Management Plan (HSMP)** shall include the following components:
4324 Project Description; Health and Safety Hazards in the Workplace with Potential Health Impacts to
4325 the Community; Strategies to Prevent and Control Identified Health and Safety Hazards; and
4326 Proposal for the Proper Management, Evaluation, Monitoring and Audit of the HSMP."⁹
4327

4328 **Section 165: Sanitary Requirements**
4329

4330 All establishments, premises, facilities, projects, activities involved in this Chapter shall
4331 comply with all the Sanitary Requirements on food and drinks, water supply, sewage collection
4332 and disposal, solid waste management, vermin control, handwashing and toilet facilities, lighting
4333 and ventilation, sound and vibration, change rooms, site and personnel requirements.
4334

4335 **Section 166: General Provisions**
4336

4337 For the purpose of this Chapter the provisions of P.D.856 or Sanitation Code of the
4338 Philippines, Republic Act 8749 or the Clean Air Act, RA 9275 or the Clean Water Act, City
4339 Ordinance 2001-003 or the Cell Site Ordinance, the rules and regulations of the National Water
4340 and Air Pollution Control Commission, and the rules and regulations of the Center for Device
4341 Regulation, Radiation Health, and Research of the DOH and other related laws shall be applied
4342 and enforced.
4343

4344 **Section 167: Penalties**
4345

4346 The following penalties shall be imposed for any violation of this Chapter:

4347
4348 First Offense: Fine of Three Thousand Pesos (PhP 4,000.00), or equivalent
4349 community service per day of non-compliance, and suspension of
4350 the Sanitary Permit issued.
4351

4352 Second Offense: Fine of Four Thousand Pesos (PhP 4,500.00), and community service
4353 per day of non-compliance, and suspension of the Sanitary Permit
4354 issued.

4355 Third Offense: Fine of Five Thousand Pesos (Php 5,000.00), revocation of the
4356 Sanitary Permit, and/or imprisonment upon conviction for a period
4357 not exceeding six (6) months depending on the discretion of the
4358 court
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⁹ DOLE

**CHAPTER XXV
DISPOSAL OF DEAD PERSON**

Section 168: Disposal of Dead Person

The **disposal and burial of dead persons**, for purposes of this code, shall be governed by the provisions of **Chapter XXI of Presidential Decree No. 856** or the Code on Sanitation of the Philippines and/or existing rules and regulations on the disposition of dead human bodies.

Section 169: Burial Grounds, Cemeteries, Columbariums and Burial Requirements of Dead Persons

169.1 All burial grounds, cemeteries, columbariums, and similar establishments shall secure the necessary Sanitary Permit and other clearances from the DOH, DENR and other government regulatory institutions.

169.2 All employees shall secure the necessary health certificate issued by the City Health Office of Makati.

169.3 All existing laws for all public places shall be strictly observed and implemented.

169.4 The disposal, cremation and burial of dead persons shall be subject to the following requirements:

- (a) No human remain shall be buried or cremated without a certificate of death duly issued by the Local Civil Registry of the place of death.
- (b) The death certificate must be signed, attested and issued by the attending physician.
- (c) In case, where no physician is in attendance, the basis of the certificate of death shall be an affidavit duly executed by an informant stating the circumstances regarding the cause of death. For verification purposes, a barangay clearance shall be necessary.
- (d) In case, where no physician is in attendance, the certificate of death shall be signed and issued by the City Health Office of Makati, or any physician of the CHO.
- (e) The death shall be reported to the City Health Office within Forty Eight (48) Hours after death and the certificate of death shall be forwarded within thirty (30) Days to the Civil Registry Office of Makati for Registration. Late reporting shall be accompanied by an affidavit duly notarized by a notary public.

Section 170: Shipment of Remains

The shipment or transfer of remains of a dead person shall be covered by the following requirements:

- (a) Death Certificate
- (b) Transfer Permit shall be secured from the Local Health Authority of point of origin.
- (c) The remains or cadaver must be properly embalmed.
- (d) Transit Permit shall likewise be secured from all cities or municipalities it will pass, if local ordinances of such places shall be required.
- (e) Shipment of remains to and from abroad shall be governed by the rules and regulations of the National Quarantine Office.

Section 171: Medico Legal Cases

If the City Health Officer issuing the certificate of death has reason(s) to believe or suspect that the cause of death was due to violence or crime, he shall notify immediately the concerned authorities of the Philippine National police or the National Bureau of Investigation. Cause of deaths considered as Medico legal cases are, but not limited to, stab wounds, gunshot wounds, suicide of any kind of strangulation or intake of poisonous substances, accidents resulting to death or any other acts of violence inflicted upon a person that result death or sudden death of undetermined cause. The City Health Officer shall then review the death certificate before affixing his/her signature with proper autopsy report duly signed by the Medico Legal Officer of the PNP or NBI.

Section 172: Disinterment of Remains

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Disinterment of remains may be permitted within a shorter time, provided that the disinterment is requested by the Philippine National Police and the National Bureau of Investigation, or upon order of a judicial court, and shall be subject to the approval of the City Health Office.

Section 173: Release of Cadavers from Hospital/Clinic

Hospitals or clinics shall be prohibited to release cadavers to funeral parlors or to any person, juridical or natural, without the expressed consent of the relatives of the deceased, and imposing penalty for violation thereof.

Section 174: Funeral Parlors and Morgues and Other Funeral Services (c/o Kuyang)

174.1 All funeral parlors, morgues and other funeral services shall secure the necessary Sanitary Permit and shall comply with the Sanitary Rules and Regulations before operation.

174.2 All employees shall secure the necessary Health Certificates and must conform with the DOH Rules and Regulations.

174.3 Structures and facilities shall be in accordance with all government rules and standards with necessary permits and licenses.

Section 175: Embalming of Corpses

A dead body shall be embalmed within Twenty Four (24) Hours after death, provided that the cause of death is non-communicable, subject to the usual procedures and processes the City Health Officer may deem necessary.

Section 176: Death due to Dangerous Communicable Diseases

The following are classified as dangerous communicable diseases:

- a) Acquired Immune Deficiency Syndrome (AIDS)/ Human Immuno Deficiency Virus (HIV) infection
- b) Cholera
- c) Ebola hemorrhagic fever
- d) Hepatitis
- e) Plague
- f) Yellow fever
- g) Meningococemia
- h) Other dangerous communicable diseases that will be declared by the Department of Health (DOH)

The following are the requirements when the cause of death is a dangerous communicable disease:

- a) The remains shall be buried within 12 hours after death
- b) The remains shall not be taken to any place of public assembly
- c) Only the adult members of the deceased shall be permitted to attend the funeral
- d) The remains shall be placed in a durable, air tight and sealed casket
- e) No permit shall be granted for the transfer of such remains

Section 177: Penalties

The following penalties shall be imposed for any violation of this Chapter:

- First Offense: Fine of Three Thousand Pesos (PhP 3,000.00), or equivalent community service per day of non-compliance, and suspension of Sanitary Permit.
- Second Offense: Fine of Four Thousand Pesos (PhP 4,000.00), and community service per day of non-compliance, and suspension of Sanitary Permit.

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Third Offense: Fine of Five Thousand Pesos (PhP 5,000.00), revocation of Sanitary Permit, and/or imprisonment upon conviction for a period not exceeding six (6) months depending upon the discretion of the court

CHAPTER XXVI PUBLIC LAUNDRY

Section 178: Scope

These rules and regulations shall apply to all public laundry including commercial laundry such as laundromat, dry cleaning laundry, linen-supply laundry, diaper-supply laundry, and public laundry places such as a community laundry area, as well as institutional establishments with laundry equipment and facilities such as hotels, motels, massage parlors, dormitories, hospitals and other health-related institutions and other similar establishments operated by individuals, corporations, partnerships, government agencies, instrumentalities or institutions.

Section 179: Requirements for Sanitary Permit

179.1 The drinking water supply for establishments covered under these regulations, shall conform with Chapter II – “Water Supply” of the Code on Sanitation of the Philippines (PD 856) and the Philippine National Standards for Drinking Water.

179.2 All drinking water sources shall have a certificate of potability.

179.3 The plumbing system of the water supply shall be in accordance with the provisions of the National Plumbing Code of the Philippines.

179.4 The effluent quality to be discharged from the establishment shall meet the minimum standards and requirements set by the Department of Environment and Natural Resources and all other regulatory agencies.

179.5 The establishment shall be required to have an approved and efficient wastewater treatment process that will include primary and secondary treatment process.

179.6 The segregation, storage, collection, transport and disposal of refuse shall be in accordance with Chapter XVIII – “Refuse Disposal” of the Code on Sanitation of the Philippines.

179.7 The operator of the establishment shall maintain a vermin abatement program which shall conform to Chapter XVI – “Vermin Control” of the Code on Sanitation of the Philippines (PD 856).

179.8 Any person who intends to work in the establishment shall be required to secure a Health Certificate.

Section 180: Penalties

The following penalties shall be imposed for any violation of this Chapter:

First Offense: Fine of three Thousand Pesos (PhP 3,000.00), **or equivalent community service and** suspension of Sanitary Permit

Second Offense: Fine of Four Thousand Pesos (PhP 4,000.00), **and community service** and suspension of Sanitary Permit

Third Offense: Fine of Five Thousand Pesos (PhP 5,000.00), revocation of Sanitary Permit, and/or imprisonment upon conviction for a period not exceeding six (6) months depending upon the discretion of the court

CHAPTER XXVII
CLIMATE CHANGE AND HEALTH

Section 181: Scope and Coverage

Considering the significant contribution of the climate change adaptation strategies for health, there is a need to enhance policy systems, processes and programs to support the attainment of Universal Health Care. This Chapter shall adopt and incorporate in this Code the following policies, laws and regulations, namely, **DOH AO No. 2011-005** known as the **National Policy on Climate Change Adaptation for Health Sector, Republic Act 9729** or the **Philippine Climate Change Act of 2009, Republic Act 10121** otherwise known as the **Disaster Risk Reduction and Management Act of 2010**, and **Republic Act 10174 of 2012** known as **An Act Establishing the People's Survival Fund** to Provide Long-Term Finance Streams to Enable the Government to Effectively Address the Problem of Climate Change, amending RA 9729. This issuance shall apply to all units and instrumentalities, including the National Government Agencies (NGAs), the attached agencies of the DOH and the CHO. It shall also apply to the Local Government of Makati, non-government organizations (NGOs), professional organizations, private sector and other relevant partners involved in the implementation of climate change adaptation for health programs.

Section 182: Glossary of Terms (Include in chapter 5-definition of terms) (include references)

(a) Acceptable levels – refers to the level at which a health risk is reduced for the body to perform its normal levels of defense over time.

(b) **Adaptation** – Initiatives and measures to reduce the vulnerability of natural and human systems against actual or expected climate change effects.

(c) Adaptive capacity – Capabilities, resources and institutions of a country or region to implement effective adaptation measures.

(d) Anthropogenic emissions – Emissions of greenhouse gases, greenhouse-gas precursors, and aerosols associated with human activities. These include the burning of fossil fuels, deforestation, land-use changes, livestock, fertilization, etc. that result in a net increase in emissions.

(e) Barrier – Any obstacle to reaching a goal, adaptation or mitigation potential that can be overcome or weakened by a policy, program, or measure.

(f) Baseline – The reference for measurable quantities from which an alternative outcome can be measured.

(g) Benchmark – a measurable variable used as a baseline or reference in evaluating the performance of an organization. Benchmarks may be drawn from internal experience that of other organizations or from legal requirement and are often used to gauge changes in performance over time.

(h) Benefit transfer – An application of monetary values from one particular analysis to another policy-decision setting, often in a geographic area other than the one in which the original study was performed.

(i) Bio-covers - Layers placed on top of landfills that are biologically active in oxidizing methane into CO₂.

(j) Bio-filters – Filters using biological to filter or chemically process pollutants like oxidizing methane into CO₂.

(k) Biodiversity – The variability among living organisms from all sources including, inter alia, terrestrial, marine and other aquatic ecosystems and the ecological complexes of which they are part, this includes diversity within species, between species and of ecosystems.

(l) Biofuel - Any liquids, gaseous, or solid fuel produced from plant or animal organic matter. E.g. soybean oil alcohol from fermented sugar, black liquor from the paper manufacturing

4618 process, wood as fuel, etc. Second-generation biofuels are products such as ethanol and
4619 biodiesel derived from lingo-cellulosic biomass by chemical or biological processes.

4620

4621 (m) Biological option – Biological option for mitigation of climate change involve one or
4622 more of the three strategies: conservation – conserving an existing carbon pool, thereby
4623 preventing CO₂ emissions to the atmosphere; sequestration – increasing the size of existing carbon
4624 pools, thereby extracting CO₂ from the atmosphere; substitution-substituting biomass for fossils
4625 fuels or energy –intensive products, thereby reducing CO₂ emissions.

4626

4627 (n) Biomass – The total mass of living organisms in a given area or of a given species usually
4628 expressed as dry weight. Organic matter consisting of, or recently derived from, living organisms
4629 (especially regarded as fuel) excluding peat. Biomass includes products, by-products and waste
4630 derived from such material. Cellulosic biomass is biomass from cellulose, the primary structural
4631 component of plants and trees.

4632 (o) Black Carbon – Particle matter in the atmosphere that consists of soot, charcoal and/or
4633 possible light-absorbing refractory organic material. Black carbon is operationally defined matter
4634 based on measurement of light absorption and chemical reactivity and/or thermal stability.

4635

4636 (p) Bottom-up models – Models represent reality by aggregating characteristics activities
4637 and processes, considering technological, engineering cost details.

4638

4639 (q) Bubbles – Policy instrument for pollution abatement named for its treatment of multiple
4640 emission points as if they were contained in an imaginary bubble. Article 4 of the Kyoto Protocol
4641 allows a group of countries to meet their target listed in Annex B jointly by aggregating their total
4642 emissions under one `bubbles` and sharing the burden (e.g. the UE).

4643 (r) Carbon cycle – The set of processes such as photosynthesis, respiration, decomposition,
4644 and air-sea exchange, by which carbon continuously cycles through various reservoirs, such as
4645 the atmosphere, living organisms, soils, and oceans.

4646 (s) Carbon dioxide (CO₂) – CO₂ is naturally occurring gas, and a by-product of burning
4647 fossils fuels or biomass, of land-use changes and of industrial processes. It is the principal
4648 anthropogenic greenhouse gas that affects Earth`s radiative balance. It is the reference gas
4649 against which other greenhouse gases are measured and therefore it has a Global Waring
4650 Potential of 1.

4651

4652 (t) Cap – Mandated restraint as an upper limits on emissions. The Kyoto Protocol mandates
4653 emissions caps in a scheduled timeframe on the anthropogenic GHG emissions released by Annex
4654 B countries. By2008-2012 the EU e.g. must reduce its CO₂-equivalent emissions of six greenhouse
4655 gases to a level 8% lower than the 1990-level.

4656

4657 (u) Capacity building – In the context of climate change, capacity building is developing
4658 technical skills and institutional capabilities in developing countries and economies on climate
4659 change, participation in all aspects of adaption to, mitigation of and research on climate
4660 change, and in the implementation of the Kyoto Mechanisms, etc.

4661 (v) Chlorofluorocarbons (CFCs) – Greenhouse gases covered under the 1987 Montreal
4662 Protocol and used for refrigeration, Air conditioning, packaging, insulation, solvents, or aerosol
4663 propellants. Because they are not destroyed in the lower atmosphere, CFCs drift into the upper
4664 atmosphere where, given suitable conditions, they break down ozone. These gases are being
4665 replaced by other compounds, including hydrochlorofluorocarbons and hydrofluorocarbons,
4666 which are greenhouse gases covered under the Kyoto Protocol.

4667

4668 (w) Clean Development Mechanism (CDM) – Defined in Article 12 of the Kyoto Protocol,
4669 the CDM is intended to meet two objective: (1) to assist parties not included in Annex I in achieving
4670 sustainable development and in contributing to the ultimate objective of the convention; and (2)
4671 to assist parties included in Annex I in achieving compliance their quantified emission limitation
4672 and reduction commitments.

4673 (x) **Climate Change** (CC) – Climate change refers to a change in the state of the climate
4674 that can be identified (e.g. using statistical tests) by changes in the mean and/or the longer.
4675 Climate change may be due to natural internal processes or external forces, or persistent
4676 anthropogenic changes in the composition of the atmosphere of in land use.

4677

4678 Note that UNFCCC, in its Article 1, defines "climate change" as "a change of climate
4679 which is attributed directly or indirectly to human activity that alters the composition of the global
4680 atmosphere and which is In addition to natural climate variability observed over comparable time
4681 periods". The UNFCCC thus makes a distinction between "climate change" attributable to human

4682 activities altering the atmospheric composition, and “climate variability” attributable to natural
4683 causes.

4684

4685 (y) **Climate Change Adaptation for Health (CCA)** – refers to local and national responses
4686 to improve community and health system resilience to adapt to the public health challenges and
4687 health risks posed by climate change.

4688

4689 (z) Climate sensitive diseases (CSD) – are those diseases and health risks that are influenced
4690 by seasonal and extreme changes in temperature and rainfall. These may include, but are not
4691 limited to: vector-borne diseases (e.g., malaria, dengue and leptospirosis); food and waterborne
4692 diseases (e.g., cholera); malnutrition, and other health conditions related to air pollution and
4693 extreme temperatures.

4694 (aa) Climate sensitivity – In IPCC Reports, equilibrium climate sensitivity refers to the
4695 equilibrium change in annual mean global surface temperature following a doubling of the
4696 atmospheric CO₂-equivalent concentration.

4697

4698 (bb) Climate threshold – The point at which the atmosphere concentration of greenhouse
4699 gases triggers a significant climate or environmental event, which is considered unalterable, such
4700 as widespread bleaching of corals or a collapse of oceanic circulation systems.

4701

4702 (cc) CO₂-equivalent concentration – The concentration of carbon dioxide that would
4703 cause the same amount of radiative forcing as a given mixture of carbon dioxide and other
4704 greenhouse gases.

4705

4706 (dd) CO₂-equivalent emission – The amount of CO₂ emission that would cause the same
4707 radiative forcing as an emitted amount of a well-mixed greenhouse gas, or a mixture of well mixed
4708 greenhouse gases, all multiplied with their respective Global Warming Potentials to take into
4709 account the differing times they remain in the atmosphere.

4710

4711 (ee) Cost-benefit analysis – Monetary measurement of all negative and positive impacts
4712 associated with a given action. Costs and benefits are compared in terms of their difference
4713 and/or ratio as an indicator of how a given investment or other policy effort pays off seen from
4714 the society's point of view.

4715

4716 (ff) Cost-effectiveness analysis – A special case of cost-benefit analysis in which all the costs
4717 of a portfolio of projects are assessed in relation to a fixed policy goal.

4718

4719 (gg) Deforestation – The natural or anthropogenic process that converts forest land to non-
4720 forest.

4721

4722 (hh) Disaster – refers to a serious disruption of the functioning of the community or a society
4723 involving widespread human, material, economic or environmental losses and impacts which
4724 exceed the ability of the affected community or society to cope using its own resources.

4725

4726 (ii) **Disaster risk reduction (DRR)** – refers to the concept and practice of reducing disaster
4727 risks through systematic efforts to analyze and manage the causal factors of disasters, including
4728 reduced exposure to hazards, lessened vulnerability of people and property, wise management
4729 of land and the environment, and improved preparedness for adverse events.

4730

4731 (jj) Ecosystem – A system of living organisms interacting with each other and their physical
4732 environment. The boundaries of what could be called an ecosystem are somewhat arbitrary,
4733 depending on the focus of interest or study. Thus, the extent of an ecosystem may range from
4734 very small spatial scales to entire planet Earth ultimately.

4735

4736 (kk) Emissions Direct/Indirect – Direct emissions or “point of emission” are defined at the
4737 point in the energy chain where they are released and are attributed to that point in the energy
4738 chain, whether a sector, a technology or an activity. E.g. emissions from coal-fired power plants
4739 are considered direct emissions from the energy supply sector. Indirect emissions or emissions
4740 “allocated to the end-use sector” refer to the energy use in end-use sectors and account for the
4741 emissions associated with the upstream production of the end-use energy. E.g. some emissions
4742 associated with electricity generation can be attributed to the buildings sector corresponding to
4743 the building sector’s use of electricity.

4744

4745 (ll) Emission factor – An emission factor is the rate of emission per unit of activity, output or
4746 input. E.g. a particular fossil fuel power plant has a CO₂ emission factor of 0.765kg/kWh generated.
4747

4748 (mm) Energy – The amount of work or heat delivered. Energy is classified in a variety of
4749 types and becomes useful to human ends when it flows from one place to another or is converted
4750 from one type useful to human ends when it flows from one place to another or is converted from
4751 one type into another. Primary energy (also referred to as energy sources) is the energy embodied
4752 in natural resources (e.g., coal, crude oil, natural gas, uranium) that has not undergone any
4753 anthropogenic conversion. It is transformed into secondary energy by cleaning (natural gas),
4754 refining (oil in oil products) or by conversion into electricity or heat. When the secondary energy is
4755 delivered at the end-use facilities it is called final energy (e.g., electricity at the wall outlet), where
4756 it becomes usable energy (e.g., light). Daily, the sun supplies large quantities of energy as rainfall,
4757 winds, radiation, etc. Some share is stored in biomass or rivers that can be harvested by
4758 men. Some share is directly usable such as daylight, ventilation or ambient heat. Renewable
4759 energy is obtained from the continuing or repetitive currents of energy occurring in the natural
4760 environment and includes non-carbon technologies such as solar energy, hydropower, wind, tide
4761 and waves and geothermal heat, as well as carbon-neutral technologies such as biomass.
4762 Embodied energy is the energy used to produce a material substance (such as processed metals
4763 or building materials), taking into account energy used at the manufacturing facility (zero order),
4764 energy used in producing the materials that are used in the manufacturing facility (first order), and
4765 so on.
4766

4767 (nn) Environmentally sustainable technologies – Technologies that are less polluting, use
4768 resources in a more sustainable manner, recycle more of their wastes and products, and handle
4769 residual wastes in a more acceptable manner than the technologies that they substitute. They are
4770 also compatible with nationally determined socio-economic, cultural and environmental priorities.
4771

4772 (oo) External Development Partners – refers to public and private sector entities,
4773 recognized international donors, equivalent government partners, accredited non-government
4774 organizations, imparting valuable technical assistance.
4775

4776 (pp) Forest – Defined under the Kyoto Protocol as minimum area of land of 0.05-1.0 ha with
4777 tree-crown cover (or equivalent stocking level) of more than 10-30% with trees with the potential
4778 to reach a minimum height of 2-5 m. at maturity in situ.
4779

4780 (qq) Fossil fuels – Carbon-based fuels from fossil hydrocarbon deposits, including coal,
4781 peat, oil and natural gas.
4782

4783 (rr) **Global warming** – refers to the gradual increase, observed or projected, in global
4784 surface temperature, as one of the consequences of radiative forcing caused by anthropogenic
4785 emissions.
4786

4787 (ss) Global Warming Potential (GWP) – An index, based upon radiative properties of well
4788 mixed greenhouse gases, measuring the radiative forcing of a unit mass of a given well mixed
4789 greenhouse gas in today's atmosphere integrated over a chosen time horizon, relative to that of
4790 CO₂.
4791

4792 (tt) **Greenhouse effect** – Greenhouse gases effectively absorb infrared radiation, emitted
4793 by the Earth's surface, by the atmosphere itself due to the same gases and by clouds.
4794 Atmospheric radiation is emitted to all sides, including downward to the Earth's surface. Thus,
4795 greenhouse gases trap heat within the surface-troposphere system.
4796

4797 (uu) **Greenhouse gases** (GHGs) – are those gaseous constituents of the atmosphere, both
4798 natural and anthropogenic, that absorb and emit radiation at specific wavelengths within the
4799 spectrum of infrared radiation emitted by the Earth's surface, the atmosphere and clouds. This
4800 property causes the greenhouse effect. Water vapor (H₂O), carbon dioxide (CO₂), nitrous oxide
4801 (N₂O), methane (CH₄) and ozone (O₃) are the primary greenhouse gases in the earth's
4802 atmosphere.
4803

4804 (vv) Health Sector – refers to both the public and private health sectors which contribute
4805 to the overall public health outcomes.
4806

4807 (ww) Health System – is the sum total of all organizations, institutions and resources whose
4808 primary purpose is to improve health. Strengthening health systems means addressing key

4809 constraints related to health worker staffing, infrastructure, health commodities (such as
4810 equipment and medicines), logistics, tracking progress and effective financing.

4811

4812 (xx) Hydrofluorocarbons (HFCs) – One of the six gases to be curbed under the Kyoto
4813 Protocol. They are produced commercially as a substitute for chlorofluorocarbons. HFCs are
4814 largely used in refrigeration and semiconductor manufacturing.

4815

4816 (yy) Kyoto Protocol – was adopted at the Third Session of the Conference of the Parties
4817 (COP) in 1997 in Kyoto. It contains legally binding commitments, in addition to those included in
4818 the FCCC. Countries agreed to reduce their anthropogenic GHG emissions by at least 5% below
4819 1990 levels in the commitment period 2008-2012.

4820

4821 (zz) Landfill – A landfill is a solid waste disposal site where waste is deposited below, at or
4822 above ground level. Limited to engineered sited with cover materials, controlled placement of
4823 waste and management of liquids and gases. It excludes uncontrolled waste disposal.

4824

4825 (a1) Land use – The total arrangements, activities and inputs undertaken in a certain land-
4826 cover type. The social and economic purposes for which land is managed.

4827

4828 (b1) Mainstreaming – refers to the integration of policies and measures that address
4829 climate change into development planning and sectoral decision-making.

4830

4831 (c1) Methane recovery – Methane emissions, e.g., from oil or gas wells, coal beds, peat
4832 bogs, gas transmission pipelines, landfills, or anaerobic digesters, are captured and used as a fuel
4833 or for some other economic purpose (e.g., chemical feedstock).

4834

4835 (d1) **Mitigation** – technological change and substitution that reduce resource inputs and
4836 emissions per unit of output. Although several social, economic and technological policies would
4837 produce an emission reduction, with respect to climate change, mitigation means implementing
4838 policies to reduce GHG emissions and enhance sinks.

4839

4840 (e1) Mitigative capacity – This is the country's ability to reduce anthropogenic GHG
4841 emissions or to enhance natural sinks, where ability refers to skills, competencies, fitness and
4842 proficiencies that a country has attained and depends on technology, institutions, wealth, equity,
4843 infrastructure and information. Mitigative capacity is rooted in a country's sustainable
4844 development path.

4845

4846 (f1) Montreal Protocol – The Montreal Protocol on substances that deplete the ozone layer
4847 was adopted in Montreal in 1987, and subsequently and amended in London (1990),
4848 Copenhagen (1992), Vienna (1995), Montreal (1997) and Beijing (1999). It controls the
4849 consumption and production of chlorine- and bromine-containing, carbon tetrachloride, and
4850 many others. Net anthropogenic greenhouse gas removals by sink equals net actual net GHG
4851 removals by sinks minus the baseline net GHG removals by sinks minus leakage.

4852

4853 (g1) Ozone (O₃) – Ozone, the tri-atomic form of oxygen, is a gaseous atmospheric
4854 constituent. In the troposphere, ozone is created both naturally and by photochemical reactions
4855 involving gases resulting from human activities. Troposphere ozone acts as a greenhouse gas. In
4856 the stratosphere, ozone is created by the interaction between solar ultraviolet radiation and
4857 molecular oxygen (O₂). Stratospheric ozone plays a dominant role in the stratospheric radiative
4858 balance. Its concentration is highest in the ozone layer.

4859

4860 (h1) **Paris Agreement** – also known as the Paris climate accord or **Paris climate agreement**,
4861 is an agreement within the United Nations Framework Convention on Climate Change (UNFCCC)
4862 dealing with greenhouse gas emissions mitigation, adaptation and finance starting in the year
4863 2020. The language of the agreement was negotiated by representatives of 196 parties at the 21st
4864 Conference of the Parties of the UNFCCC in Paris and adopted by consensus on December 12,
4865 2015. As of October 2017, 195 UNFCCC members have signed the agreement, 168 of which have
4866 ratified it.

4867

4868 In the Paris Agreement, each country determines, plans and regularly reports its own
4869 contribution it should make in order to mitigate global warming. There is no mechanism to force
4870 a country to set a specific target by a specific date, but each target should go beyond previously
4871 set targets.

4872

4873 (i1) Perfluorocarbons (PFCs) – Among the six greenhouse to be abated under the Kyoto
4874 Protocol. These are by-products of aluminum smelting and uranium enrichment. They also replace
4875 chlorofluorocarbons in manufacturing semiconductors. The global Warming Potential of PFCs is
4876 6500-9200.

4877
4878 (j1) Reforestation – Direct human-induced conversion of non-forested land to forested land
4879 through planting, seeding and/or the human-induced promotion of natural seed sources, on land
4880 that was previously forested but converted to non-forested land. For the first commitment period
4881 of the Kyoto Protocol, reforestation activities will limited to reforestation occurring on those lands
4882 that did not contain forest on 31 December 1989.

4883 (k1) Reservoir – A component of the climate system, other than the atmosphere, which
4884 has the capacity to store, accumulate or release a substance of concern, e.g, carbon, a
4885 greenhouse gas or a precursor. Ocean, soils, and forests are examples of reservoirs of carbon.
4886 Stock is the absolute quantity of substances of concerns, held within a reservoir at a specified time.

4887
4888 (l1) Scenario – A plausible description of how the future may develop based on a coherent
4889 and internally consistent set of assumptions about key driving forces (e.g., rate of technological
4890 change, prices) and relationships. Note that scenarios are predictions nor forecasts, but are useful
4891 to provide a view of the implications of developments and actions.

4892
4893 (m1) Sequestration – Carbon storage in terrestrial or marine reservoirs. Biological
4894 sequestration includes direct removal of CO₂ from the atmosphere through land-use change,
4895 afforestation, reforestation, carbon storage in landfills and practices that enhance soil carbon in
4896 agriculture.

4897
4898 (n1) Sinks – Any process, activity or mechanism the removes a greenhouse gas or aerosol,
4899 or a precursor of a greenhouse gas aerosol from the atmosphere.

4900
4901 (o1) Sustainable Development(SD) – The concept of sustainable development was
4902 introduced in the World Conservation Strategy (IUCN 1980) and had its roots in the concept of a
4903 sustainable society and in the management of renewable resources, Adopted by the WCED in
4904 1987 and by Rio Conference in 1992 as a process of change in which the exploitation of resources,
4905 the direction of investments, the orientation of technological development and institutional
4906 change area all in harmony and enhance both current and future potential to meet human
4907 needs and aspirations. SD integrate the political, social, economic and environmental dimensions.

4908
4909 (p1) Tax – A carbon tax is a levy on the carbon content of fossil fuels. Because virtually all
4910 of the carbon in fossil fuels is ultimately emitted as CO₂, a carbon tax is equivalent to an emission
4911 tax on each unit of CO₂-equivalent emissions. An energy tax – a levy on the energy content of
4912 fuels – reduces demand for energy and so reduces CO₂ emissions from fossil fuel use. An eco-tax
4913 is designed to influence human behavior (specifically economic behavior) to follow an
4914 ecologically benign path.

4915
4916 An international carbon/emission/energy tax imposed on specified sources in
4917 participating countries by an international authority. The revenue is distributed or used as specified
4918 by this authority or by participating countries. A tax credit is a reduction of tax in order to stimulate
4919 purchasing of or investment in a certain product, like GHG emission reducing technologies. A
4920 carbon charge is the same as a carbon tax.

4921
4922 (q1) Technology – The practical application of knowledge to achieve particular tasks that
4923 employs both technical artifacts (hardware, equipment) and (social) information ('software',
4924 know-how for production and use of artifacts).

4925
4926 (r1) Technology transfer – The exchange of knowledge, hardware and associated
4927 software, money and goods among stakeholders, which leads to the spreading of technology for
4928 adaptation or mitigation. The term encompasses both diffusion of technologies and technological
4929 cooperation across and within countries. (hh1) **United Nations Framework Convention on Climate
4930 Change** (UNFCCC) – The Convention was adopted on May 9,1992 in New York and signed at the
4931 1992 Earth Summit in Rio de Janeiro by more than 150 countries and the European Economic
4932 Community. Its ultimate objective is the 'stabilization of greenhouse gas concentrations in the
4933 atmosphere at a level that would prevent dangerous anthropogenic interference with the
4934 climate system'.

4935
4936

4937 **Section 183: National Climate Change Action Plan (NCCAP)**

4938
4939 **183.1** The **National Climate Change Action Plan (NCCAP)** was formulated outlining the
4940 Philippines' agenda for adaptation and mitigation for 2011 to 2028. Its ultimate goal is to build the
4941 adaptive capacities of women and men in their communities, increase the resilience of
4942 vulnerable sectors and natural ecosystems to climate change, and optimize mitigation
4943 opportunities towards gender responsive and right-based sustainable development.¹⁰

4944
4945 **183.2** Identified in the action plan to help address these climate change impacts are seven
4946 (7) strategic priorities:

- 4947
4948 (a) Food Security
4949 (b) Water Sufficiency
4950 (c) Sustainable Energy
4951 (d) Human Security
4952 (e) Ecological and Environmental Stability
4953 (f) Climate Smart Industries and Services
4954 (g) Knowledge and Capacity Development
4955

4956 **183.3** The City Government of Makati adopts **Republic Act 9729** otherwise known as the
4957 "**Climate Change Act of 2009**" as well as **Republic Act 10121** or the "**Disaster Risk Reduction and**
4958 **Management Act of 2010**", to mainstream climate change issues in the formulation of its policies.
4959 The City recognizes the value of forming multi-stakeholder participation and partnerships in
4960 climate change initiatives with the National Government Agencies (NGAs) together with other
4961 Local Government Units (LGUs), civil societies, the private sectors and other marginalized groups
4962 most vulnerable to climate change.

4963 **Section 184: Impacts of Climate Change to Health**

- 4964
4965 (a) Temperature-related illnesses
4966 (b) Extreme weather-related health effect
4967 (c) Air pollution related health effects
4968 (d) Water and food-borne related diseases
4969 (e) Vector related diseases
4970 (f) Mental health effects
4971

4972
4973 **Section 185: Threats, Vulnerabilities and Impacts of Climate Change**

4974
4975 **185.1 Threat** is an indication of imminent harm, danger, or pain. **Impact** is not the same as
4976 threat, but related to threat. Impact is the result of a threat that became real, that happened and
4977 caused harm or pain.

4978
4979 **185.2 Vulnerability** means the ability to cope with the impacts of a hazard (a situation that
4980 poses a level of threat). Vulnerability incorporates (1) the degree to which one is exposed to the
4981 impacts of climate change (**exposure**), (2) how much one is affected, directly or indirectly, and
4982 adversely or beneficially by the climate change impacts (**sensitivity**), and (3) one's potential to
4983 cope with climate change impacts, recover and adjust (**adaptive capacity**).

4984
4985 **185.3** The more people are exposed to a particular hazard, the more vulnerable they are
4986 to that particular hazard. The more frequent and severe the hazard, the more and more
4987 vulnerable the exposed people become.

4988
4989 **185.4 Sensitivity** refers to the degree to which a place is affected either adversely or
4990 beneficially by climate change. Sensitivity to climate change hazards is influenced by factors,
4991 such as culture, tradition, gender, social networks, equity and governance. These factors are
4992 broadly grouped into social, economic and geo-physical factors.

4993
4994 **185.5 Adaptive capacity** is the ability of a system to adjust to climate change (including
4995 climate variability and extremes) to lessen the potential harm, seize the opportunities, or cope with
4996 the consequences. It is a function of several factors, such as wealth.

4997

¹⁰ Manual for Climate Change and Health (Sections 183-188) add references

4998 **185.6 Vulnerability assessment**, therefore, necessarily includes a systematic analysis of
4999 exposure, sensitivity, and adaptive capacity. Vulnerability of people or communities to climate
5000 change threats increases if they have a high level of exposure and sensitivity. Conversely,
5001 vulnerability decreases if adaptive capacity increases.
5002

5003 **185.7** The direct health impacts of climate change are through temperature extremes of
5004 heat or cold resulting in morbidity and mortality. The indirect effects will occur through insect and
5005 rodent transmitted diseases, increased smog and air pollution, waterborne and food-related
5006 illnesses, and stronger UV radiation, which is a leading cause of skin cancer and cataracts.
5007

5008 **185.8** Waterborne diseases are caused by pathogens (disease-causing microorganisms,
5009 such as viruses, bacteria and protozoa). Increased water and air temperatures could stimulate
5010 the growth of harmful pathogens. More hot days could increase the risk of heat-stress-related
5011 health problems, especially among the very old, the very young, and those with chronic lung
5012 diseases, such as asthma.
5013

5014 **185.9** Typhoons could directly cause death, injuries, and intestinal illnesses, while droughts
5015 could result in food scarcity, and then malnutrition. Flooding could also displaced people. Such
5016 displacement could increase the risk to diseases. Saltwater intrusion in underground water could
5017 also increase the risk of intestinal illnesses.
5018

5019 **185.10** Increased water borne disease incidence like cholera and typhoid are associated
5020 with flooding and forced population movements. Vector borne diseases like dengue, malaria and
5021 leptospirosis have developed a change of distribution due to climate variation. There is also a
5022 potential in the incidence of air-borne diseases.
5023

5024 **Section 186: Climate Change Initiatives and Adaptation Strategies**

5025

5026 **186.1** In the pursuit of a climate-resilient City, all establishments shall mandatory include in
5027 their company's **corporate social responsibility** (CSR) a climate change health related
5028 initiatives/activities that will help the City Government of Makati's thrust to achieved a sustainable
5029 growth and development of the community and its people. (e.g., installation of simple rainwater
5030 collection system, edible vegetable landscaping, recycling of wastewater within the structure,
5031 emergency sanitation, water and food related initiatives, etc.)
5032

5033 **186.2** The outputs of the Health Sector component include the development of a climate
5034 change vulnerability and adaptation framework, including impact modelling and socio-
5035 economic projections, and refinement of the framework and tools, as needed.
5036

5037 **186.3** The other one is the development of a climate change monitoring and evaluation
5038 framework/system for the health sector.
5039

5040 **186.4** The third output is the preparation of a compendium of good and innovative
5041 practices on climate change adaptation for the health sector.
5042

5043 **186.5** The diseases that are considered most climate change sensitive are malaria,
5044 dengue, leptospirosis, diarrhea, cholera and typhoid.
5045

5046 **186.6** The project shall be using Modelling Tools, such as Climate Change Impact
5047 Modelling, Epidemiological Modelling, Disability Adjusted Life Years (DALYs), and Disease Cost
5048 Effectiveness Analysis (CEA). The planning tools include the Breteau Index, Vulnerability Maps, and
5049 the Adaptation Evaluation Decision Matrix.
5050

5051 **Section 187: Guiding Principles for Climate Change Adaptation for Health (CCAH)**

5052

5053 In line with the Philippine National Framework Strategy on Climate Change, health in the
5054 context of social protection and human security is given emphasis to highlight the Government
5055 thrust to reduce existing health and environmental inequities by developing healthy and resilient
5056 populations, communities, and human environments. The following guiding principles shall be
5057 followed by City Government of Makati:
5058

- 5059 (a) Equity and Social Protection
- 5060 (b) Integration
- 5061 (c) Sustainability

- 5062 (d) Proactive Response
- 5063 (e) Evidence-Based

5064
5065 **Section 188: Planning a Program on Climate Change for Health**

5066
5067 **188.1** All stakeholders involved in the Program on Climate Change for Health shall
5068 contribute in the best way they can to sustain the efforts of the City. The stakeholders shall include,
5069 but not limited to the following: the National and Local Government, the public and private
5070 sectors, business sectors, religious groups, civil societies, non-government organizations,
5071 academes, and other active partners.

5072
5073 **188.2** The local plan on mitigating the health effects of climate change shall be a work-in-
5074 progress plan. Raising awareness of the effects of climate change on health, in order to prompt
5075 action for public health measures, is critical for the success of the action plan. A better
5076 understanding of the risks and effects of climate change on health will motivate and facilitate
5077 both behavioral change and societal support for actions taken to reduce greenhouse gas
5078 emissions.

5079
5080 **188.3** Social marketing is an advocacy tool. The ultimate objective of marketing is to
5081 influence action. Action is undertaken whenever the City Government believes that the benefits
5082 received will be greater than the costs they incur.

5083
5084 **188.4** Consistent with the principles applicable to the implementation of **Climate Change**
5085 **Adaptation for Health (CCAH)**, the following strategic components shall be considered:

- 5086 (a) Policy, Plans and Partnership
- 5087 (b) Service Provision, Capacity and Infrastructure Enhancement
- 5088 (c) Health Promotion, Research, Surveillance and Monitoring
- 5089 (d) Strengthening Organizational Structure
- 5090 (e) Budget and Funding

5091
5092
5093
5094 **Section 189: Penalties**

5095
5096 The following penalties shall be imposed for any violation of this Chapter:

- 5097
5098 First Offense: Fine of three Thousand Pesos (PhP 3,000.00), **or equivalent**
5099 **community service per day of non-compliance** and suspension of
5100 Sanitary Permit
- 5101
5102 Second Offense: Fine of Four Thousand Pesos (PhP 4,000.00), **and community service**
5103 **per day of non-compliance, and** suspension of Sanitary Permit,
- 5104
5105 Third Offense: Fine of Five Thousand Pesos (PhP 5,000.00), revocation of Sanitary
5106 Permit, and/or imprisonment upon conviction for a period not
5107 exceeding six (6) months depending upon the discretion of the
5108 court

5109
5110
5111 **CHAPTER XXVIII**
5112 **FINAL PROVISIONS**

5113
5114 **Section 190: Applicable Provisions of the Law**

5115 All applicable provisions, in whole or in part, of Presidential Decree No. 856, otherwise
5116 known as the "Code on Sanitation of the Philippines", Republic Act 10611 or the "Food Safety Act
5117 of 2013", Republic Act 9211 known as the "Tobacco Regulation Act", RA 9275 or the "Philippine
5118 Clean Water Act", RA 8749 or the "Philippine Clean Air Act", PD 522 or the "Code Prescribing
5119 Sanitation Requirements for the Operation of Establishments and Facilities for the Protection and
5120 Convenience of the Public", PD 1152 or the "Environment Code of the Philippines", to name a
5121 few, and all other general and special laws, republic acts, ordinances, related circulars and
5122 guidelines, executive orders, administrative orders, memorandum, and regulatory policies
5123 enacted and issued for the promotion of sanitation and hygiene within the City of Makati are
5124 hereby adapted under this code.

5126 **Section 191: Legal Action and Applicable Fines and Penalties**
5127

5128 **191.1** The provisions of Presidential Decree No. 856 or the Code on Sanitation of the
5129 Philippines, pertaining to legal actions, enforcement procedures and institution of criminal
5130 proceedings, As well as, the sanctions, punitive action and the fines and penalties prescribed by
5131 the said Decree, are hereby adapted for implementation and enforcement. The fines and
5132 penalties imposed upon violations of city ordinances relative to sanitation are likewise adapted
5133 under this code.
5134

5135 **191.2** Any person who shall violate, disobey, refuse, omit, or neglect to comply with any of
5136 the provisions of these rules and regulations shall be guilty of misdemeanor and upon conviction
5137 shall be punished or fined not exceeding Php 5,000.00 or imprisonment not exceeding six (6)
5138 months or both depending upon the discretion of the court.
5139

5140 **191.3** Any person who shall interfere with or hinder, or oppose any officer, agent, or
5141 member of the Department of Health, City Health Officer, Sanitary Engineers and Sanitation
5142 Inspectors in the performance of his duty as provided for under these rules and regulations, or shall
5143 tear down, mutilate, deface or alter any placard or notice affixed to the premises in the
5144 enforcement of these rules and regulations shall be guilty of misdemeanor and punishable upon
5145 conviction by a fine not exceeding Php 5,000.00 or imprisonment upon conviction for a period not
5146 exceeding six (6) months or both depending upon the discretion of the court.
5147

5148 **Section 192: Implementing Rules and Regulations (IRRs)**
5149

5150 The City Health Office, in coordination with concerned offices/agencies of the City and
5151 National Government, is hereby tasked to formulate and prepare the necessary Implementing
5152 Rules and Regulations (IRRs) for the effective implementation of this Code.
5153

5154 **Section 193: Mandatory Review Every Five Years**
5155

5156 The City Council of Makati shall undertake a mandatory review of this Code at least once
5157 every five (5) years and as often as it may deem necessary.
5158

5159 **Section 194: Repealing Clause**
5160

5161 All local ordinances, resolutions, provisions, rules and regulations, or parts thereof, which
5162 are inconsistent with any of the provisions of this Ordinance, are hereby repealed or modified
5163 accordingly.
5164

5165 **Section 195: Separability Clause**
5166

5167 If for any legal reason or reasons, any part or provision of this Ordinance shall be held and
5168 declared unconstitutional or invalid by a court of competent jurisdiction, or revoked or suspended
5169 by the concerned authorities, the other provisions or parts hereof, which are not affected hereby,
5170 shall continue and remain in full force and effect. Any existing general or special ordinances which
5171 may be inadvertently excluded in the codification process and formulation of this code, shall
5172 continue to be in full force and effect, Provided that; such ordinances are not in conflict with, or
5173 contrary to the provisions under this Code.
5174

5175 **Section 196: Effectivity Clause**
5176

5177 This Environmental Health and Sanitation Code of the City of Makati shall take effect Thirty
5178 (30) days after its city-wide publication and dissemination through posting on bulletin boards of all
5179 city/national government offices and agencies and barangay halls within the City of Makati.
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5182 SPONSORED BY
5183 (Name)
5184 COUNCILOR
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