

ORDINANCE NO. 14-57

**AN ORDINANCE IMPLEMENTING THE ZERO OPEN DEFECATION (ZOD),
IMPOSING FINES AND PENALTIES FOR VIOLATIONS AND PROVIDING
FUNDS THEREOF**

Introduced by Hons. BAGUIORO, MASCUÑANA and CABILI

Be it ordained by the Sangguniang Panlungsod of the City of San Carlos, Negros Occidental, in regular session assembled, that:

SECTION 1. Title – This ordinance shall be known as “**AN ORDINANCE IMPLEMENTING THE ZERO OPEN DEFECATION (ZOD), IMPOSING FINES AND PENALTIES FOR VIOLATIONS AND PROVIDING FUNDS THEREOF.**”

SECTION 2. Objective – To promote zero open defecation, to safeguard public health and well-being of all the constituents by allocating funds annually for sustainable sanitation programs relative hereto.

SECTION 3. Coverage - This ordinance shall be applicable to all persons, natural or juridical, resident or non-resident within the territorial jurisdiction of the City of San Carlos, Neg. Occidental.

SECTION 4. Definitions of Terms – For the purpose of this ordinance, the following terms are defined:

- ***Zero Open Defecation (ZOD)*** – 100% absence of open defecation practice.
- ***Defecate*** – to excrete/discharge fecal waste from the body or to have a bowel movement.
- ***Open Defecation*** – the manner of excreting/discharging fecal waste on a place, site or location other than the toilet/comfort room or restroom and leaving it exposed to the environment.
- ***Public Place/s*** – all places that are accessible or open to the people in a community or places for collective use regardless of ownership which include outdoor spaces for gatherings but not limited to playgrounds, public squares or plazas, school grounds, church grounds and the like.
- ***Minor*** – a person under eighteen (18) years of age
- ***Community Service*** – refers to the services rendered to the community for public service.

SECTION 5. Prohibited Acts – The following acts are declared unlawful, prohibited and deemed punishable by this ordinance:

- Open defecation in open places as defined in Section 4 of this ordinance.
- Throwing, leaving or depositing fecal waste in open places exposed to the environment.

SECTION 6. Fines and Penalties. Fines and Penalties shall be in accordance with the provisions in Section 4A.16 of the Environment Code of San Carlos City.

SECTION 7. Creation of Barangay Sanitation Control Team – The barangay Sanitation Control Team created by the City Mayor shall be composed of the Brgy. Captain as Chairman, Brgy. Midwife as Vice Chairman, Brgy. Kagawad in-charge of the Committee on Health and the Brgy. Health Worker with the following duties and responsibilities:

- Creation and implementation of barangay sanitation program;
- Assist in the enforcement of this ordinance, interrogation of the violators and imposing fines and penalties which may be deemed necessary;
- To undertake information campaign in the barangay;
- The Barangay Health Worker shall make a periodic accomplishment report for submission to CEMO and the City Health Office.

SECTION 8. Funding– The Local Government Unit shall allocate funds in the amount of One Hundred Thousand Pesos (=P=100,000.00) to defray the cost of information dissemination and educational materials, briefings, meals and transportation, and monitoring of activities. Funds shall be allocated for direct assistance to qualified beneficiaries and other expenses relative thereto.

SECTION 9. Separability Clause. If any part of this Ordinance is declared not valid, unconstitutional or unlawful, such declaration shall not affect or impair the remaining provisions, sections or parts thereof, which shall remain or continue to be in full force and effect.

SECTION 10. Repealing Clause. All previous ordinances and provisions inconsistent with this Ordinance shall be deemed repealed or modified accordingly.

SECTION 11. Effectivity. This Ordinance shall take effect fifteen days (15) after its publication in a local newspaper of general circulation and posting for three (3) consecutive weeks in all conspicuous places in the City Hall or in the local bulletin board.

ENACTED: November 20, 2014, by the affirmative votes of Hons. DEBULGADO, CARMONA, CABILI, ANTONIO, YU, APUHIN, MASCUÑANA, BAGUIORO, MANSUETO, UY and GEOPANO. Negative: None.