

Republic of the Philippines  
PROVINCE OF NEGROS ORIENTAL  
City of Bayawan  
*Office of the Sangguniang Panlungsod*

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE CITY COUNCIL OF BAYAWAN, NEGROS ORIENTAL ON JULY 19, 2011 AT 2 O'CLOCK PM AT THE SP SESSION HALL.

RECORD OF ATTENDANCE

Hon. Ismael P. Martinez	(Presiding Officer)	Present
Hon. Victoriano D. Alabastro		Present
Hon. Ernesto T. Tijing		Present
Hon. Mark Anthony A. Duque		Present
Hon. Francis Floyd B. Araula		Present
Hon. Peter Paul F. Renacia		Present
Hon. Alex D. Tizon		Present
Hon. Danilo G. Lamis		Present
Hon. Mark Fidencio L. Aurelia		Present
Hon. Charlou F. Jamin		OB Manila
Hon. Luis J. Sumalpong		Present
Hon. Jonas M. Trias	(ABC Vice President)	Present
Hon. Alsheiba M. Tanasan	(SK Fed. Pres.)	On Leave

RESOLUTION NO. 445

“WHEREAS, in line with our government’s National TB Control Program which intends to reduce the prevalence of Tuberculosis in our country it is imperative to support and adopt the Directly Observed Treatment, Short Course or DOTS Strategy as advocated by the World Health Organizations (WHO);

“WHEREAS, Section 1 of Administrative Order No. 64 Series of 1989 prohibits the dispensing of identified Foods, Drugs, Devices, cosmetics without prescription;

“WHEREAS, Section 38 of Republic Act No. 5921 as amended by Executive Order No. 174 clearly states that;

“Every pharmacist who dispenses, sells or delivers any drug which falls under the classification of the BFAD as potent drugs shall do so only upon prescription of a duly licensed physician, dentists or veterinarians “.

“WHEREAS, Anti –TB Drugs is being classified as prescription drugs never be dispensed over-the-counter by drugstores and pharmacies without prescription;

“WHEREAS, the effects of indiscriminate use of an anti – TB drugs among our self-medicating TB patients has lead to the development of Multi-Drug Resistances (MDR) and the following: incomplete and harmful drug use, treatment failure and public health complications;

“WHEREAS, considering that the pharmacies and drugstores provides the initial and/or direct point of contact on the treatment of TB patients, it is necessary, therefore, to equip pharmacy personnel with the necessary know how, skills and competence to aid in the promotion of correct and complete TB treatment and to regulate the indiscriminate use of Anti TB drugs;

“WHEREAS, in the interest of public health and safety and to comply with the aforecited provision of law, it is necessary for all drugstores and pharmacies to strictly enforce the “No Prescription, No Dispensing of Anti-TB Drugs Policy”.

“NOW THEREFORE, on motion of Honorable Councilor Aurelia and duly seconded by Honorable Councilor Lamis, the Council

“RESOLVED, To enact, as it hereby enacts the following Ordinance, to wit:

ORDINANCE NO. 16

AN ORDINANCE DIRECTING ALL DRUGSTORES AND PHARMACIES INCLUDING ALL ITS OWNERS, MANAGERS AND EMPLOYEES TO STRICTLY ENFORCE THE "NO PRESCRIPTION, NO DISPENSING OF ANTI-TB DRUGS POLICY" AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

Be it ordained that:

SECTION 1. All drugstores and pharmacies within the territorial jurisdiction of the city including all its owner, managers and employees are hereby directed to strictly enforce the "No Prescription, No Dispensing of Anti-TB Drugs Policy".

SECTION 2. Any violation of the provisions of this Ordinance shall be penalized on the following fines, to wit:

- First Offense - PHP1,000.00
- Second Offense - PHP2,000.00
- Third Offense - PHP3,000.00
- Fourth Offense - PHP5,000.00 and revocation of Business Permit for One Year

SECTION 3. This ordinance shall take effect immediately fifteen (15) days after publication in a news paper of general circulation in the locality,(Displaying on Strategic Places).

SECTION 4. For the effective implementation of the ordinance, the City Health Office is hereby tasked to monitor existing pharmacies and drugstores in the implementation of the same

"Enacted."

\* \* \*

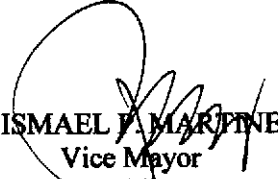
I hereby certify to the correctness of the foregoing resolution.

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JULIUS T. ESPARTERO  
Secretary to the Sangguniang Panlungsod

ATTESTED:

APPROVED: AUG 13 2011

  
ISMAEL V. MARTINEZ  
Vice Mayor  
Presiding

  
RENE G. GAUDIEL  
Mayor

Copy For:  
- The Honorable Provincial Board, Dumaguete City