



REPUBLIC OF THE PHILIPPINES
Province of Eastern Samar
MUNICIPALITY OF GUIUAN

-OFFICE OF THE SANGGUNIANG BAYAN-



12th SANGGUNIANG BAYAN

ORDINANCE NO. 31, Series of 2025

AN ORDINANCE CREATING THE GUIUAN MUNICIPAL MULTI-SECTORAL STI, HIV AND AIDS COUNCIL FOR THE PREVENTION AND CONTROL OF SEXUALLY TRANSMITTED INFECTIONS (STI), HUMAN IMMUNODEFICIENCY VIRUS INFECTION (HIV) AND ACQUIRED IMMUNE DEFICIENCY VIRUS SYNDROME (AIDS), DEFINING ITS FUNCTIONS, APPROPRIATING FUNDS AND OTHER RELATED PURPOSES.

Sponsor: Committee on Health and Sanitation
(Chairman: Hon. Antonia R. Cablao)

WHEREAS, Acquired Immune Deficiency Syndrome (AIDS) is a condition that, to date, has no known cure and recognizes no territorial, social, political and economic boundaries. The gravity of the HIV-AIDS threat demands strong action today;

WHEREAS, RA 8504, otherwise known as the Philippine AIDS Prevention and Control Act of 1998, states that “the State shall promote public awareness about causes, modes of transmission, consequences, and means of prevention and control of HIV/AIDS through a comprehensive nationwide educational and information campaign organized and conducted by the State;

WHEREAS, people living with HIV/AIDS, young people and civil society play a particularly important role in addressing the epidemic. They must be fully involved in the design, planning, implementation and effective responses to HIV/AIDS;

WHEREAS, The Local Government Code of 1991 (RA 7160) states that: Local government units should exercise their powers to promote the health and safety of the inhabitants. (Chapter 2, Sec. 16), promote non-governmental organizations (NGOs) as active partners (Chapter 4, Sec. 34), and Local government may “enter into joint ventures and such other cooperative arrangements with people and non-governmental organizations to engage in the delivery of certain basic services...” (Chapter 4, Sec. 35);

WHEREAS, Article IV Section 23 of RA 8504 states that “Local Government Units, in coordination and in cooperation with concerned government agencies, non-government organizations, persons with HIV/AIDS and groups most at risk of HIV infection shall provide community-based HIV/AIDS prevention and care services”;

WHEREAS, an increasing number of HIV/AIDS cases over the past years has been reported within the Municipality of Guiuan, hence the need to plan and allocate more resources in preventing and controlling the spread of the virus locally;

WHEREAS, there is a need to create a Local AIDS Council which will be formulating and supervising a comprehensive and integrated HIV/AIDS prevention and control program for the municipality;

NOW, THEREFORE, BE IT ENACTED, AS IT IS HEREBY ENACTED, BY THE SANGGUNIANG BAYAN OF GUIUAN, EASTERN SAMAR, BY VIRTUE OF THE POWERS VESTED IN IT BY LAW, IN SESSION ASSEMBLED THAT:

Section 1. TITLE – This ordinance shall be known as the “GUIUAN SEXUALLY TRANSMITTED INFECTION (STI) AND HUMAN IMMUNODEFICIENCY VIRUS - AUTOIMMUNE DEFICIENCY SYNDROME (HIV-AIDS) Prevention and Control Ordinance”.

Section 2. SCOPE – This ordinance shall apply for the protection of People Living with HIV (PLHIV) and the prevention and control of STI/HIV/AIDS prevalence in the Municipality of Guiuan.

Section 3. DEFINITION OF TERMS – For the purpose of this Ordinance, the following terms shall be understood to mean as:

Acquired Immune Deficiency Syndrome (AIDS) refers to a condition characterized by a combination of signs and symptoms, caused by HIV, contracted from another person which attacks and weakens the body's immune system, making the afflicted individual susceptible to other life threatening infections.

Human Immunodeficiency Virus (HIV) refers to the virus which causes AIDS. It is transmitted from one human being to another thru sexual contact with an HIV-infected partner, unsafe blood transfusion, unsafe injection and from an HIV infected mother to her child during pregnancy and delivery and through breastfeeding.

Sexually Transmitted Infection (STI) is a disease that may be acquired through the transfer of organisms from person to person during sexual contact. This includes but not limited to HIV, syphilis, gonorrhoea, Chlamydia trachomatis, human papillomavirus, genital herpes, chancroid, genital mycoplasmas, hepatitis B, trichomoniasis, enteric infections and ectoparasitic diseases.

Person/People Living with HIV (PLHIV) refers to individual/s whose HIV test indicates, directly or indirectly, that he/she is infected with HIV.

Peer Educator (PE) – volunteers from the community, trained and capacitated with knowledge and skills and dedicated to educate others about STI, HIV and AIDS and safe sex practices

Entertainment Establishment – refer to business establishments which include but are not limited to the following: bars, night clubs, disco houses, beer houses, massage clinic, karaoke bars, and other similar establishments wherein the services of hired entertainers are employed and patrons are entertained and a permit to operate within the municipality is secured.

Prophylactic – shall mean any agent or device used to prevent the sexual transmission of a disease.

Section 4. CREATION OF THE GUIUAN MUNICIPAL LOCAL STI/HIV-AIDS PREVENTION COUNCIL. There shall be created a Local STI/HIV-AIDS Council to promote synergy between the Local Government Unit and various stakeholders.

Section 5. PURPOSE: The Council is created to be the central advisory, planning and policy-making body for:

- a. The prevention and control of Sexually Transmitted Infections (STI) and Human Immunodeficiency Virus (HIV) and Acquired Immune Deficiency Syndrome (AIDS).
- b. Providing response through programs, projects and other related initiatives and purposes.

Section 6. COMPOSITION. The Council shall be composed of the following:

Chairperson: Municipal Mayor

Vice-Chairperson: Municipal Health Officer

Members:

Sangguniang Kabataan Federation President

Liga ng mga Brgy President – Guiuan Chapter

SBM Chairman Committee on Health

Rural Health Unit Physicians

Municipal Social Worker Development Officer

Department of Health Representative

HIV-AIDS Treatment Hub Officer of Felipe Abrigo Memorial Hospital (FAMH)

Local Youth Development Officer

STI, HIV and AIDS Focal Person of LGU

STI, HIV and AIDS Focal Person of Felipe Abrigo Memorial Hospital (FAMH)

Health Education and Promotion Officer (HEPO)

Business Permits and Licensing Officer (BPLO)

Representatives from Academe

Non-Governmental Organizations Representative

Faith-Based Community Representative

Legal Council/Officer

Secretariat: Rural Health Unit Staff

Section 7. FUNCTIONS. The Local AIDS Council shall have the following functions:

- a. Develop and implement programs and projects in furtherance of the provisions of RA 8504;
- b. Prepare, formulate policies and strategies, and implementing rules and regulations consistent with RA 8504 in the prevention and control of STI/HIV/AIDS within the Municipality of Guiuan;
- c. Determine means of controlling the prevalence of STIs and identify possible sources of STIs in the Municipality of Guiuan;
- d. Provide skills training programs which will help the vulnerable groups;
- e. Evaluate program efficacy and make recommendations for local resource utilization;
- f. Coordinate activities and strengthen working relationship between government and non-government agencies involved in the campaign against STI/HIV/AIDS;
- g. Encourage entertainment establishment owners to actively participate in the prevention and control of STI/HIV/AIDS;
- h. Spearhead the conduct of IEC activities to promote public awareness
- i. Assist in sourcing out funds for activities/programs needing external sources
- j. Ensure that education and information services in the promotion of prophylactic, reproductive health, prevention and control of HIV/AIDS reach the different communities through various public information

campaigns as well as educational campaigns from the primary to tertiary levels;

- k. Coordinate and cooperate with foreign and international organizations on data gathering, research and treatment concerning HIV/AIDS;
- l. Represent the municipality in conventions, conferences, forums or gathering of other agencies, organizations, leagues, chambers or groupings whether national, local or international pertaining to issues of STI, HIV, and AIDS;
- m. To perform all other tasks and functions related to the overall objective in the prevention and control of STI, HIV and AIDS in the Municipality of Guiuan.

SECTION 8. STRUCTURE – The Guiuan Local AIDS Council shall be divided into three (3) different committees performing specific roles as follows:

8.1 Committee on Information, Education and Communication

Committee Chairperson: Sangguniang Kabataan Federation President

Vice-Chairperson: Health Education and Promotion Officer (HEPO)

Members: Representatives from the Academe, Faith-Based Community Representative, Local Youth Development Officer, Municipal Social Worker Development Officer

8.1.1 Initiate skills training and advocacy programs, and develop strategies to benefit people risk of STI/HIV/AIDS and other stakeholders;

8.1.2 Conduct regular seminar on STI/HIV/AIDS in all educational institutions with primary, secondary and tertiary levels, and produce relevant modules or education materials;

8.1.3 Ensure the conduct of education and information activities on Reproductive Health in the private sector, NGOs and the general public;

8.1.4 Design, produce, mobilize and distribute IEC (information, education and communication) materials on STI/HIV/AIDS;

8.1.5. Develop a communication plan for Guiuan Local AIDS Council and coordinate with the media, church-based organizations and other sectors.

8.2 Committee on Surveillance and Monitoring

Committee Chair: Liga ng Mga Barangay President

Vice Chairpersons: STI, HIV and AIDS Focal Persons of RHU and FAMH

Members: Business Permits and Licensing Officer, Department of Health Representative, Non-Governmental Organization Representative.

8.2.1 Implement, monitor and evaluate the five (5) HIV/STI prevention policies:

8.2.1.1 100% condom use,

8.2.1.2 compulsory HIV/STI education,

8.2.1.3 universal access to STI healthcare,

8.2.1.4 regular STI screening and

8.2.1.5 non-hiring of minors

8.2.2. Conduct studies as to the cause(s) of STI/HIV/AIDS incidence in the Municipality;

8.2.3 Monitor compliance to existing local ordinances;

8.2.4. Recommend the closure of any establishment found in violation of prohibited acts mentioned in this Ordinance and the Labor and Sanitation Laws

8.3 Committee on Care and Support

Committee Chairperson: SBM Chairman Committee on Health

Vice-Chairperson: Municipal Health Officer

Members: HIV-AIDS Treatment Hub Officer of Felipe Abrigo Memorial Hospital (FAMH), Municipal Social Worker Development Officer, RHU Physicians, Health Education and Promotion Officer

8.3.1 Community-based Services

8.3.1.1 Strengthen knowledge, attitude, skills and practices of health workers and develop their capabilities through reorientation and updates.

8.3.1.2 Establish a Social Hygiene Clinic to Strengthen STI services and management to include reproductive health and to provide drugs/medicines for STI cases.

SECTION 8. SECRETARIAT of the COUNCIL. The Secretariat of the Council shall be from the staff of the Municipal Health Office. They will perform the following duties and functions:

- a. Prepare the agenda of the meetings of the Council and record the minutes of the same;
- b. Keep all the records of the Council;
- c. Collate reports from member agencies of the Council;
- d. Submit to the Chairperson copy furnished the Vice-Chair of the Council an Annual Accomplishment Report of the Council.

SECTION 9. MEETING. The Council shall meet at least once every quarter or as often as may be necessary.

SECTION 10. QUORUM. The presence of at least half of the number of Council members plus one (1) shall constitute a quorum for purposes of doing business.

SECTION 11. MANDATORY STI AND HIV EDUCATION. It shall be mandatory for all operators and/or managers, entertainers of night entertainment establishments to attend seminars on STI, HIV and AIDS Prevention conducted by the Municipal Health Office, otherwise, NO PERMIT TO OPERATE shall be granted to aforementioned establishment.

SECTION 12. WORKPLACE POLICY AND EDUCATION PROGRAMME ON STI, HIV AND AIDS. In compliance to Announcement No. 21, s. 2010 of the Commission of Civil Service, all government agencies/institutions are encouraged to implement a Workplace Policy and Education Programme on STI, HIV and AIDS. The Local Aids Prevention Council (LAPC) is tasked to promote STI, HIV and AIDS in the workplace awareness activities (seminars) periodically and to make themselves accessible and available for seminar purposes to individuals or groups who may need STI, HIV and AIDS services.

SECTION 13. PEER EDUCATORS. The Municipal Health Office shall conduct training for Peer Educators to augment in health education and information activities prioritizing the most at-risk population.

SECTION 14. COMPILATION OR ROSTER OF EMPLOYEES IN ENTERTAINMENT ESTABLISHMENTS. The Municipal Health Office shall maintain a roster of entertainers/employees indicating their age and place of employment. In relation thereto, all owners/operators/managers of entertainment establishments shall submit to the Municipal Health Office a monthly updated list (or any time a new employee is hired) of their employees;

SECTION 15. OBSERVANCE OF AIDS AWARENESS MONTH. The Council shall spearhead the observance of Candle Memorial during the third (3rd) Sunday of May and the World AIDS Month on December 1st of each year and shall ensure that appropriate funds for these events are allocated;

SECTION 16. PROHIBITION AGAINST DIVULGING OF CONFIDENTIAL INFORMATION OF PERSONS LIVING WITH HIV/AIDS/STI. Any person working in the government or any NGO who shall have access to information acquired by reason of his/her position in the implementation of this ordinance, shall treat all information with strict confidentiality;

SECTION 17. PROHIBITION AGAINST MISLEADING INFORMATION. Misinformation on HIV/AIDS/STI prevention and control through false and misleading advertising and claims in any of the tri-media or the promotional marketing of drugs, devices, agents or procedures without prior approval from the Department of Health (DOH) and the Bureau of Food and Drugs (BFD) and the requisite medical and scientific basis, including markings and indications in drugs and devices or agents, purporting to be a cure or a fail-safe prophylactic for HIV/AIDS/STI infection is strictly prohibited.

SECTION 18. PROHIBITION ON COMPULSORY HIV/AIDS/STI TESTING. Compulsory HIV/AIDS/STI testing as a precondition to employment, admission to educational institutions, the exercise of freedom of abode, entry or continued stay in the municipality, or the right to travel, the provision of medical service or any other kind of service or the continued enjoyment of said undertakings shall be deemed unlawful.

Section 19. PENALTIES FOR VIOLATION OF CONFIDENTIALITY. Any violation of medical confidentiality as provided in Section 17 of this Ordinance shall suffer the penalty of fine not exceeding Two Thousand Five Hundred Pesos (P2,500.00) or imprisonment of not more than six (6) months without prejudice to administrative sanctions such as suspension or revocation of the violator's license to practice his/her profession, as well as the cancellation or withdrawal of the license to operate any business entity in the municipality (hospitals, laboratories and clinics).

Section 20. PENALTIES FOR VIOLATION OF MISLEADING INFORMATION. Any violation of misleading information as provided in Section 18 of this Ordinance shall suffer penalty of fine not exceeding Two Thousand Five Hundred Pesos (P2,500.00) or imprisonment of not more than six (6) months without prejudice to administrative sanctions such as fines and suspension or revocation of professional or business license.

Section 21. PENALTIES FOR DISCRIMINATORY ACTS AND POLICIES. All discriminatory acts and policies as provided in Section 19 of this Ordinance shall be punishable with a penalty of fine not exceeding Two Thousand Five Hundred Pesos (P2,500.00) or imprisonment of not more than six (6) months. In addition, licenses/permits of schools, hospitals and other institutions found guilty for committing discriminatory acts and policies described in this Ordinance shall be revoked.

SECTION 22. MONITORING PROGRAMME. The Council shall establish a comprehensive STI, HIV and AIDS Monitoring Programme in coordination with the Felipe Abrigo Memorial Hospital HIV-AIDS Treatment HUB, to determine and monitor the magnitude and progression of STI and HIV infections in the municipality and for purposes of evaluating the adequacy and efficacy of the counter measures being employed by the Council;

SECTION 23. APPROPRIATION. Operational Cost for Guiuan Local AIDS Prevention Council is One Hundred Fifty Thousand Pesos (Php150,000.00) under Maintenance & Other Operating Expenses of the Municipal Health Office.

SECTION 24. SEPARABILITY CLAUSE. The provisions of this ordinance shall hereby be declared separable, and in the event one or more of such provisions are held unconstitutional, the validity of other provisions shall not be affected thereby;

Section 25. REPEALING CLAUSE. All ordinances and other municipal issuances, or part or parts thereof, which are inconsistent with the provision of this Ordinance is hereby repealed or modified.

Section 26. EFFECTIVITY. This ordinance shall take effect immediately upon its approval.

ENACTED BY THE SANGGUNIANG BAYAN OF GUIUAN, EASTERN SAMAR, in its 14th Regular Session held on October 01, 2025.

HON. KINNA MAE G. KWAN
SB Member

HON. FLORIANO G. BAGRO, JR.
SB Member

HON. FRANCIS ALDOUS B. SISON
SB Member

HON. JOSE P. SISON
SB Member

HON. ROGELIO O. CABLAO
SB Member

HON. CARLITO S. ABRUGAR, JR.
SB Member

HON. DOMINADOR G. CHUA, JR
SB Member

HON. ANTONIA R. CABLAO
SB Member

HON. MARY CHARMAINE G. VILLAR
SB Member
President – Liga ng mga Barangay

HON. ULDRICK FRANZDALE C. SOMORAY
SB Member
President – SK Federation

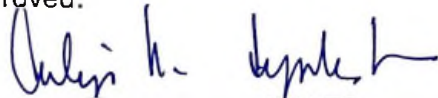
I certify to the correctness of the foregoing Ordinance which was duly enacted by the Sanggunian during its regular session held on October 01, 2025:

RECTITO A. MELQUIADES
Secretary to the Sangguniang Bayan

Attested by:


HON. VERONICA C. RAMIREZ
Municipal Vice-Mayor & Presiding Officer

Approved:


HON. ANNALIZA P. GONZALES – KWAN
Municipal Mayor