



# Office of the Sangguniang Bayan

EXCERPT FROM THE RECORD OF PROCEEDINGS OF THE 35th REGULAR SESSION OF THE SANGGUNIANG BAYAN OF URBIZTONDO, PANGASINAN, HELD ON AUGUST 31, 2022, AT THE LEGISLATIVE BUILDING

Present:

Vice Mayor Volter D. Balolong	Presiding Officer
Coun. Mirla D. Balolong	Member
Coun. Alexis G. dela Vega	Member
Coun. Pepito N. Calugay	Member
Coun. Zenaída P. Espinosa	Member
Coun. Renzie M. Dispo	Member
Coun. Reynaldo T. Bautista	Member
Coun. Dyna P. de Guzman	Member
Coun. Joel M. Frias	Member
Coun. Fernando L. Tapiador	Member (ABC Pres.)
Coun. Rozel Clyde D. Uson	Member (SKF Pres.)

Absent:

None

## MUNICIPAL ORDINANCE NO. 7 – 2022

Sponsored by the Committee on Agriculture  
Chaired by: Coun. Reynaldo T. Bautista

### Ordinance Providing Regulatory Mechanisms for the Sale of Iron Fortified Rice in All Stores and Food Service Establishments in the Municipality of Urbiztondo, Pangasinan

**WHEREAS**, DILG issued a Memorandum Circular No. 2022 – 089 dated July 11, 2022 relative to the Scaling-Up Rice Fortification for Local Safety Net Program and the DILG Field Officers are hereby directed to monitor LGUs submission of its regular reports on the implementation of rice fortification;

**WHEREAS**, Section 16 of R.A. 7160 or otherwise known as the Local Government Code of the Philippines states that “The state shall protect and promote the right to health of the people and instill health consciousness among them”;

**WHEREAS**, among the hardest hit group of micronutrient malnutrition are the pre-school children below six years old and mothers of reproductive age;

**WHEREAS**, based on the data gathered by the Acting Municipal Nutritionist Action Officer (MNAO), there are 954 malnourished children and 105 malnourished lactating mothers in our municipality;

**WHEREAS**, recognizing the urgent need to eliminate the micronutrient problems that threaten the lives of millions of our countrymen, R.A. No. 8976 otherwise known as the “Food Fortification Act” was passed into law on November 7, 2000;

**WHEREAS**, food fortification, the most cost-effective and sustainable strategy to address micronutrient malnutrition, is the process of adding essential nutrient to widely consumed food stuffs to increase the individual’s recommended dietary nutrients;

**WHEREAS**, there is a need to pass an ordinance to make the provisions of the national law germane to the local settings.



**NOW THEREFORE**, be it ordained by the Sanggunian Bayan of Urbiztondo, Pangasinan in session assembled that:

**ARTICLE I**  
**Title and Objective of the Ordinance**

**Section 1. Title.** This Ordinance shall be known as the “**Ordinance Providing Regulatory Mechanisms for the Sale of Iron Fortified Rice in All Stores and Food Service Establishments in the Municipality of Urbiztondo, Pangasinan**”.

**Sec. 2. Objective.** This Ordinance aims to address the problem of malnutrition especially children ages six years old and below and lactating mothers in the Municipality of Urbiztondo.

**ARTICLE II**  
**Declaration of Policy**

**Sec. 3. Declaration of Policy.** The Municipality of Urbiztondo declares the policy to protect and promote the sustained health and nutrition of its constituents. For this purpose, the Local Government shall provide mechanisms for the sale of Iron Fortified Rice in all stores and food service establishments in the Municipality of Urbiztondo, Pangasinan

**Sec 4. Legal Basis.** This Ordinance is based on the following laws:

- a. R.A. No. 8976 otherwise known as the Philippine Food Fortification Act of 2000 and its Implementing Rules and Regulations; and
- b. R.A. No. 7160 otherwise known as the Local Government Code of 1991.

**ARTICLE III**  
**Definition of Terms**

**Sec. 5. Definition of Terms.** For purpose of this Ordinance the following terms shall be understood as follows:

- a. **Iron-Fortified Rice** - refers to rice fortified with micronized dispersible ferric pyrophosphate.
- b. **Food Fortification** - refers to the addition of or more essential nutrients to a food whether or not it is normally contained in the food, for the purpose of preventing or correcting a demonstrated deficiency of one or more nutrients in the population or specific population groups in which a risk or nutrients deficiency has been identified. The addition of nutrients to processed foods or food products at levels above the natural state. As an approach to control micronutrient deficiency, food fortification is the addition of a micronutrient, deficient in the diet, to a food, which is widely consumed by specific at-risk groups. (See IRR (Page 2) Rule, III, Section 1.g).
- c. **Food Service Establishment** – refers to hotel, restaurant, carinderia, catering firm, canteen, hospital and other outlets which over serve or sell food to consumers.
- d. **Iron Deficiency Anemia** – refers to health disorders or deficiency arising from lack of iron. It is the condition wherein there is less than the normal number of red blood cells or less than the normal quantity of hemoglobin and healthy red blood cells because it lacks iron (anemia).
- e. **Micronutrient Malnutrition** – refers to disorder resulting from deficiencies in Vitamin A, Iron, Iodine and other micronutrients which the body needs in minute quantities everyday.

- f. **Store** – refers to department store, convenience store, shop, grocery, mini-mart sari-sari store, market stalls and other outlets which wholesale or retail iron fortified rice to consumers.
- g. **Acceptable Standards on Food Fortification** – refers to requirements for fortification set by the DOH through FDA in consultation with other concerned agencies and industry representative groups.
- h. **Fortificant** – refers to a substance, in chemical or natural form, added to food to increase its nutrients value.
- i. **Rice Miller** – refers to a person engaged in the milling of palay.
- j. **Admixture or Adulteration** – refers to mixing Iron Fortified Rice with other rice variant.

Terms not treated in this Section shall have meaning or definitions in accordance with existing applicable laws. If none, in accordance with the definition of applicable established authority.

**Sec 6. Use of Iron-Fortified Rice.** It shall be mandatory for Local Government Units (LGUs) and National Government Agencies (NGAs) and other government instrumentalities operating in the municipality to use Iron-Fortified Rice. This mandate shall include, but not limited to the following:

- a. Feeding Programs;
- b. Disaster relief Programs/Operations;
- c. Day Care Centers;
- d. Local Government Unit Canteens;
- e. Government-owned Hospitals;
- f. Private Hospitals;
- g. Public School Canteens;
- h. Rehabilitation Centers;
- i. Meetings and Conferences;
- j. Other establishments or activities that serve or serving rice.

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**Sec. 7. Access to Iron-Fortified Rice.**

- a. All stores and food establishments in the Municipality of Urbiztondo shall sell iron-fortified rice to costumers;
- b. All food establishments shall include in their regular menu list steamed "iron-fortified rice";
- c. All stores shall have properly labeled container for iron-fortified rice place alongside the unfortified rice.

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**Sec. 8. Production of Urbiztondo Iron-Fortified Rice.** The Local Government of Urbiztondo in coordination with appropriate agencies shall ensure the local production of Urbiztondo Iron-Fortified Rice. To this effect, all rice millers shall be mandated to produce, distribute or sell Urbiztondo Iron-Fortified Rice.

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**Sec. 9. Regulatory Provisions.**

- a. Proof of selling Iron-Fortified Rice or all stores and food service establishments in the Municipality of Urbiztondo is a requirement for application or renewal of the business license by the Local Government Unit.
- b. The Iron-Fortified Rice to be sold, produced or distributed in the municipality shall conform to the standards formulated by the Food and Drug Administration (FDA).

**Sec. 10. LGU Monitoring Role.** Pursuant to Section 6 of the IRR of RA 8976, the LGU shall assist in the monitoring of Iron-Fortified Rice in rice millers, public markets, retail stores and food service establishments. It shall designate only one set from the following officials to conduct the monitoring or checking function:

- a. Health Officer; or
- b. Agricultural Officer; or
- c. Nutritionist-Dieticians; or
- d. Sanitary Inspectors.

**ARTICLE IV  
Creation of Task Force and Its Role**

**Sec. 11. Creation of Municipal Task Force (MTF).**

- a. There shall be created a Municipal Task Force to be composed of the following:
  - i. Chairperson - Municipal Mayor
  - ii. Co-Chairperson - Municipal Nutrition Action Officer (MNAO)
  - iii. Vice Chairperson - Chairman, Committee on Agriculture & Committee on Health and Social Welfare
  - iv. Members
    - Municipal Health Office
    - Municipal Agriculture Office
    - Mun. Local Government Operations Officer (MLGOO)
    - Representative of DepEd (to monitor school canteens)

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- b. Functions of the Municipal Task Force. The Task Force shall:
  - i. Monitor the compliance of Section 6 of the Implementing Rules and Regulations of R.A. No. 8976;
  - ii. Monitor the compliance Section 5 and 6 of this Ordinance. As such it shall conduct random inspection on the quality of Iron-Fortified Rice sold in the public markets, retail stores and food service establishments. It shall likewise check if the labels and fortified food products contain nutrition facts stating the nutrient added its quality;
  - iii. Formulate and submit Guidelines for the Annual Search of the Most Outstanding Implementation of this Ordinance;
  - iv. Submit reports and make recommendations to the Local Government and Municipal Nutrition Action Officer;

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- v. Conduct regular and special meetings at least once every quarter;
  - vi. Assist rice entrepreneurs for commercial production and distribution and use of Urbiztondo Iron-Fortified Rice through the DOST-FNRI technology transfer and commercialization program;
  - vii. Perform other functions as may be deemed necessary or as maybe requested by higher authorities or the Municipal Mayor.
- c. Secretariat of the Municipal Task Force.
- i. The Secretariat of the Municipal Task Force shall be the Municipal Nutrition Action Officer under the Office of the Municipal Health Officer;
  - ii. It shall provide technical and administrative support to the Municipal Task Force; and
  - iii. It shall perform other functions as may be deemed necessary as requested by the Municipal Mayor;
- d. Honorarium. Only non-government employees in general will be eligible to receive honoraria, subject to the usual budgeting, accounting and auditing rules and regulations.

**Sec. 12. Awards and Incentives.** The Municipal Government of Urbiztondo shall provide positive reinforcement by giving awards and incentives to the stores and food service establishments that outstandingly implement this Ordinance. As such, the Municipal Task Force (MTF) shall submit to the Office of the Municipal Mayor (OMM) and Sanggunian Bayan (SB) of Urbiztondo the necessary guidelines for the conduct of Annual Search of the Most Outstanding Agency/Office/Rice Miller/Commercial Establishment in the implementation of this Ordinance. The LIIC is hereby mandated to establish a mechanism for the awards and incentives as provided under the Local Investment and Incentive Committee and its IRR.

**Sec. 13. Observance of the Municipal Food Fortification Day.** The Municipal Government shall celebrate the Municipal Food Fortification Day every 7th day of November of the year. The Municipal Health and Municipal Nutrition Action Officer shall take the lead in the promotional campaign and social mobilization in the observance of the Municipal Food Fortification Day. Likewise, the civil society, shall undertake social mobilization and other appropriate means to ensure the success of the said undertakings.

## ARTICLE V Penal Provision

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**Sec. 14. Penal Provisions.**

- a. Any government official or employee found guilty in violation of Section 6 of this Ordinance shall be penalized without prejudice to appropriate administrative sanctions in accordance with Civil Service Law and other pertinent laws.
- b. Any business owners/operators found guilty in violation of Section 7 of this Ordinance, shall be penalized on the following upon the discretion of the court, to wit:
  - i. First Offense - a fine of ₱1,000.00
  - ii. Second Offense - a fine of ₱1,500.00
  - iii. Third Offense & succeeding offenses - a fine of ₱2,500.00 plus imprisonment of not more than six months and cancellation or revocation of his/her business permit for a period of one year.



c. Admixture and Adulteration of Iron-Fortified Rice with commercial rice can be penalized pursuant to Section 29 of Presidential Decree No. 4.

**Sec. 15. Operational Fund.** To fund the implementation of this Ordinance, the amount of Fifty Thousand Pesos (Php50,000.00) shall be funded by a Supplemental Budget No. 2 CY 2022 to be enacted within the third quarter of the year 2022 or earlier. Thereafter, the amount necessary to effectively carry out the provisions of this ordinance shall be included in the Annual Budget of the municipality of which will be recommended by the Municipal Task Force (MTF) and Municipal Nutrition Action Officer (MNAO).

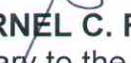
## ARTICLE V Final Provision

**Sec. 16. Repealing Clause.** All existing ordinances, rules and regulations, as well as orders inconsistent herewith are hereby repealed or modified accordingly.

**Sec. 17. Separability Clause.** Should any of these clauses or parts of this Ordinance be declared unconstitutional by any court of competent jurisdiction, all other remaining portions not so declared shall remain valid and effective.

**Sec. 18. Effectivity.** This ordinance shall take effect upon favorable review and approval by the Sangguniang Panlalawigan and after fifteen (15) days upon its publication in a newspaper of local circulation pursuant to and in conformity with pertinent provisions of the Local Government Code of 1991 (R.A. 7160).

I hereby certify to the passage of the foregoing Ordinance which was duly approved by the Sangguniang Bayan of Urbiztondo on the 30th day of August, 2022.

  
**ARNEL C. RUFO**  
Secretary to the Sanggunian

CONCURRED:

  
COUN. MIRLA D. BALOLONG

  
COUN. ALEXIS G. DELA VEGA

  
COUN. PEPITO N. CALUGAY

  
COUN. ZENAIDA P. ESPINOSA

  
COUN. RENZIE M. DISPO

  
COUN. REYNALDO T. BAUTISTA

  
COUN. DYNA P. DE GUZMAN

  
COUN. JOEL M. FRIAS

  
COUN. FERNANDO L. TAPIADOR

  
COUN. ROZEL CLYDE D. USON

ATTESTED:

  
VICE MAYOR VOLTER D. BALOLONG  
Presiding Officer

APPROVED:

  
MAYOR MODESTO M. OPERANIA