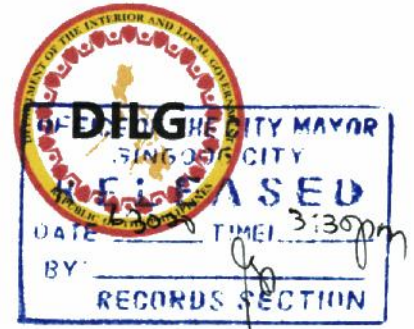




Republic of the Philippines
City/Municipality of Gingoog City
OFFICE OF THE MAYOR

EXECUTIVE ORDER No. 41
Series of 2020



**“AN ORDER REQUIRING PERSONS DEPRIVE OF LIBERTY (PDL)
TO UNDERGO COVID-19 TESTING BEFORE COMMITMENT OR
RELEASED FROM JAIL/S IN GINGOOG CITY JAIL”**

WHEREAS, on March 16, 2020, President Rodrigo Roa Duterte, recognizing that the Corona Virus Diseases 2019 (COVID-19) pandemic constitutes a threat to national security, declared a State of Public Health Emergency throughout the Philippines through Proclamation No. 929;

WHEREAS, the Philippines has a total of 33,069 confirmed cases, 22,947 of which were active cases, 8,910 recovered and 1,212 have died and Gingoog City alone has three (3) confirmed cases as of June 25, 2020;

WHEREAS, the Department of Interior and Local Government (DILG) issued a memorandum circular on COVID – 19 testing of Person Deprived of Liberty (PDL) before commitment to jail or prior to release therefrom;

NOW THEREFORE, I Erick G. Cañosa, Mayor of Gingoog City, by virtue of powers, vested in me by law, do hereby order:

SECTION 1. MANDATORY TESTING OF COVID-19 FOR PERSONS DEPRIVED OF LIBERTY (PDL). It is hereby mandatory for Persons Deprived of Liberty (PDL) to be tested (screening test) for COVID-19 prior to being committed into the Gingoog City Jail and, likewise, prior to being released from the same facility.

SECTION 2. GUIDELINES PRIOR TO THE COMMITMENT OF PERSONS DEPRIVED OF LIBERTY INTO THE GINGOOG CITY JAIL. The following guidelines shall be observed when an order is issued by the proper court for the commitment of a PDL to the Gingoog City Jail.

- A. Following the issuance of a Commitment Order by the proper court for the commitment of PDL into the Gingoog City Jail, the PDL must undergo a mandatory COVID-19 testing (screening test) to be conducted by the Gingoog City Health Department, in addition to the medical examination Requirement at Gingoog City Health Office. Schedule of the test shall be agreed by the Gingoog City Police Office and the Gingoog City Health Department;
- B. While the PDL is waiting for his/her COVID-19 test result, he/she shall be detained at the detention facility designated by the Gingoog City Police Office;
- C. Should the PDL be found positive for the COVID-19 (screening test), he/she shall be placed in the designated Quarantine Facility inside Gingoog City Jail for isolation and treatment.

Only when he/she is cleared by the Gingoog City Health Department should he/she be permitted to be committed and enter the designated detention cells in Gingoog City Jails for PDLs who have tested negative for the COVID-19;

- D. Should the PDL be tested negative for the COVID-19, he/she shall immediately be committed in the designated detention cells in Gingoog City Jails for PDLs who have tested negative for COVID-19.

SECTION 3. GUIDELINES WHEN A PERSON DEPRIVED OF LIBERTY (PDL) IS DUE FOR RELEASED FROM THE GINGOOG CITY JAIL. The following guidelines shall be observed when an order is issued by the proper court for the commitment of a PDL to the Gingoog City Jail.

- A. Before a PDL in Gingoog City Jail can be released therefrom, the PDL must undergo a mandatory COVID-19 testing (screening test) to be conducted by the Gingoog City Health Department inside the jail facility. Schedule of the test shall be agreed by the Bureau of Jail Management and Penology and the Gingoog City Health Department;
- B. Should the PDL be found positive for the COVID-19 (screening test), and he/she shall be placed in the designated Barangay Isolation Center (BIC) of the barangay where he/she resides, as indicated in his or her records for isolation and treatment before she/she can be released to the community;
- C. If a PDL is a non-resident of Gingoog City but a resident of a city/municipality within the same island as that of Gingoog City, he/she shall be taken to the quarantine facility of the Local Government Unit where he/she resides, in coordination with the official of the said LGU. Otherwise, he/she shall be taken to the Quarantine Facility designated by the Gingoog City.
- D. Should the PDL be tested negative for the COVID-19, he/she shall immediately released to the community, with prior notice to the Barangay Captain of the Barangay where he/she resides.

SECTION 4. ENFORCEMENT. The Bureau of Jail Management and Penology (BJMP) in cooperation with the Philippine National Police (PNP), Department of Health (DOH), Gingoog City Health Department are hereby directed to enforce the above-mentioned guidelines.

SECTION 5. SEPARABILITY CLAUSE. Should any provision of this executive order be declared by a court of competent authority as invalid or unconstitutional, the remaining provision not otherwise adversely affected thereby shall remain in full force and effect.

SECTION 6. REPEALING CLAUSE. Any and all executive orders, issuances, rules, and regulations, memorandum of the city of Gingoog, or hereby repealed, amended or modified accordingly.

SECTION 7. EFFECTIVITY. This Executive Order shall take effect immediately upon signing hereof and shall remain effective until revoke.

Done in the City of Gingoog City this JUN 30 2020 day of _____ in the year 2020.

HON. ERICK G. PAÑOSA
City Mayor

