



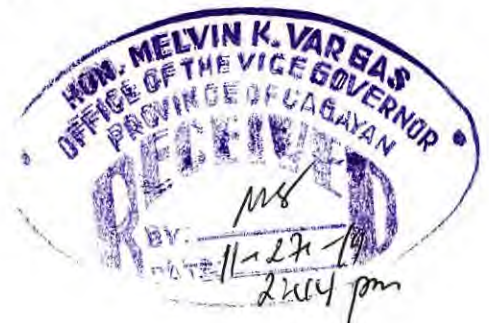
Republic of the Philippines
 PROVINCE OF CAGAYAN
 City of Tuguegarao
EIGHTH CITY COUNCIL



EXCERPTS FROM THE MINUTES OF THE 20th REGULAR SESSION
 OF THE EIGHTH CITY COUNCIL OF TUGUEGARAO CITY, CAGAYAN
 HELD ON NOVEMBER 19, 2019, 9:00 A.M., TUESDAY,
 AT THE SANGGUNIAN PANLUNGSOD SESSION HALL

PRESENT:

| | |
|-----------------------------------|-----------------------------------|
| Hon. Bienvenido C. De Guzman II | City Vice Mayor/Presiding Officer |
| Hon. Imogen Claire M. Callangan | -do- |
| Hon. Gilbert S. Labang | -do- |
| Hon. Ronald S. Ortiz | -do- |
| Hon. Arnel T. Arugay | -do- |
| Hon. Mary Marjorie P. Martin-Chan | -do- |
| Hon. Winnoco R. Abraham | -do- |
| Hon. Grace B. Arago | -do- |
| Hon. Raymund P. Guzman | -do- |
| Hon. Karina S. Gauani | -do- |
| Hon. Gil G. Pagulayan | Ex Officio Member |
| Hon. Karen L. Taguinod | -do- |



ABSENT:

| | |
|------------------------------|--|
| Hon. Maila Rosario T. Que | Sangguniang Panlungsod Member (on Official Time) |
| Hon. Danilo L. Baccay | Sangguniang Panlungsod Member |
| Hon. Victor Herbert N. Perez | -do- |

CITY ORDINANCE NO. 49-08-2019

**AN ORDINANCE ESTABLISHING A HUMAN MILK BANK IN TUGUEGARAO CITY,
 PROVIDING FUNDS THEREOF AND FOR OTHER PURPOSES**

Sponsors: **Hon. Mary Marjorie P. Martin-Chan**
Hon. Bienvenido C. De Guzman II
Hon. Maila Rosario T. Que
Hon. Imogen Claire M. Callangan
Hon. Gilbert S. Labang
Hon. Ronald S. Ortiz
Hon. Arnel T. Arugay
Hon. Winnoco R. Abraham
Hon. Grace B. Arago
Hon. Raymund P. Guzman
Hon. Karina S. Gauani
Hon. Gil G. Pagulayan
Hon. Karen L. Taguinod

WHEREAS, Section 2 of RA 10028 emphasizes that Breastmilk is the best food since it contains essential nutrients completely suitable for the infant's needs. It is also nature's first immunization enabling the infant to fight potential serious infection. It contains growth factors that enhance the maturation of an infant's organ systems.

WHEREAS, it is the policy of the State under Republic Act No. 10028 to adopt rooming-in as a national policy to encourage, protect and support the practice of breastfeeding. It shall create an environment where basic physical, emotional and psychological needs of mothers and infants are fulfilled through the practice of rooming-in and breastfeeding.

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WHEREAS, the decline of breastfeeding, compounded by inappropriate complementary feeding practices, is a cause for alarm because of the consequent undernutrition and risk for childhood mortality and morbidity;

WHEREAS, Tuguegarao City, in its Gender and Development Code, affirms its commitment to promote and protect the rights of women and children to adequate nutrition and proper health care;

WHEREAS, there is a need to establish a Human Milk Bank to supplement and add to the services provided by the existing Human Milk Bank in Cagayan Valley Medical Center in order to cater the needs of women and children in need of breast milk.

SECTION 1. Title. This Ordinance shall be known as "*Tuguegarao City Human Milk Bank Ordinance.*"

SECTION 2. Definition of Terms. For purposes of this ordinance, the following terms shall mean:

- a. *Breastfed* – the method of feeding an infant directly from the human breast.
- b. *Lactation*– the process of milk production. Human milk is secreted by the mammary glands which are located within the fatty tissue of the breast.
- c. *Expressed breast milk* – the human milk which has been extracted from the breast by hand or by breast pump.
- d. *Expressing milk* – the act of extracting human milk from the breast by hand or by pump into a container.
- e. *Infant* – a child within zero (0) to twelve (12) months.
- f. *Mother's milk* – the breast milk from the infant's own mother.
- g. *Nursing employee* – any female employee, regardless of employment status, who is breastfeeding her infant and/or young child.
- h. *Health worker* - a person working in a component of such health system whether professional or non-professional including volunteer workers;
- i. *Public and Private Sectors* – establishments such as, but not limited to, private schools, offices, organizations, institutions, malls, restaurants and centers in Tuguegarao City.
- j. *Work Place* – work premises, whether private enterprises or establishments or government-owned agencies.

SCOPE, DECLARATIONS OF PRINCIPLES AND POLICIES

SECTION 3. The World Health Organization's experts have identified breastfeeding as the most cost-effective measure to prevent infant and young child deaths.

SECTION 4. The Department of Health's National Policy on Infant and Young Child Feeding and the Nutritional Guideline of the Philippines (NGP) recommended the following:

- a. Breastfeeding initiated within one (1) hour after birth;
- b. Exclusive breastfeeding for the first six (6) months of life;
- c. Continue breastfeeding up to two (2) years and beyond with the introduction of safe, affordable and appropriate complementary food.

SECTION 5. Republic Act. No. 10028, *An Act expanding the promotion of breastfeeding, amending Republic Act. No. 7500, otherwise known as "An Act providing incentives to all government and private health institutions with rooming-in and breastfeeding practices and for other purposes"*; thus, otherwise known as the *Expanded Promotion of Breastfeeding Act of 2009*, requires all private and public institutions, medical and non-medical, to set up lactation stations and facilities in the workplace with appropriate lactation program to all employees to express their milk that would ensure optimum health and proper nutrition of their infants.

SECTION 6. Memorandum Circular No. 2011-54 from the Department of Interior and Local Government emphasizes the implementation and monitoring of the National Policy on Breastfeeding and setting-up of this Ordinance.

SECTION 7. Scope. This policy shall cover the entire territory and jurisdiction of Tuguegarao City, health sector, whether government or private, including professional groups, private sectors and all stakeholders concerned.

HUMAN MILK BANK

SECTION 8. Facility. Health institutions are encouraged to set-up milk banks for storage of breast milk donated by mothers and which have undergone pasteurization. All health facilities, public or private, shall provide a supportive environment to Infant and Young Feeding practices through compliance to the Philippine Code of Marketing of Breast-milk Substitutes. The facility shall not display any breastmilk substitutes or any poster or sampling of such but instead provide an enabling environment to improve and promote breastfeeding and appropriate complementary feeding practices for infants and health and nutrition of mothers.

By virtue of this Ordinance, there shall be established a separate Human Milk Bank storage facility under the control and management of the Local Government of Tuguegarao City.

SECTION 9. Composition of Health Personnel. The human milk bank section shall be composed of trained and dedicated health personnel in human milk banking and location management, consultants and physicians who shall act as the human milk bank section head or coordinator or administrator, lactating specialist or counsellor nurse, midwife and medical technologist.

SECTION 10. Distribution. In the distribution of donated breast milk, priority shall be service or private patients who are pre-term, post-surgical or critically-ill new born, and for infants in disaster and calamity-stricken area and in the event of low supply of donated milk, the human milk bank consultant physician shall use the criteria adopted by the Philippine National Committee on Human Milk Banking in determining the qualified recipients of donated milk.

SECTION 11. Continuing Education, Re-education and Training of Health Personnel. The Local Government Unit through the City Health Office shall partner with the Department of Health, other government agencies, and professional and non-governmental organizations to conduct continuing information, education, re-education and training programs for physicians, nurses, midwives, nutritionist-dietitians, community health workers and traditional birth attendants (TBAs), and other health personnel on current and updated lactation management.

Information materials shall be given to all health personnel involved in maternal and infant care in health institutions.

SECTION 12. Information Dissemination to Pregnant Women. During the prenatal, perinatal and postnatal consultations and/or confinements of the mothers or pregnant women in a health institution, it shall be the obligation of the health institution and the health personnel to immediately and continuously teach, train and support the women on current and updated lactation management and infant care, through participatory strategies such as organization of mother's clubs and breast-feeding support groups and to distribute written information materials on such matters free of charge.

FINAL PROVISIONS

SECTION 13. Funding. The funds for the efficient implementation of this Ordinance shall be appropriated in the Annual Budget or any Supplemental Budgets of Tuguegarao City.

SECTION 14. Implementing Rules and Regulation. IRR will be issued by the City Mayor through the City Health Officer within thirty (30) days from the date of effectivity of this ordinance.

SECTION 15. Separability Clause. Should any provision hereof be declared unconstitutional or ultra vires, the others not so declared shall remain in full force and effect.

SECTION 16. Repealing Clause. All other provisions of existing ordinances, resolutions and executive issuances inconsistent with this ordinance are hereby repealed, amended or modified accordingly.


SECTION 17. Effectivity. This Ordinance shall take effect fifteen (15) days after posting in at least three conspicuous places in the City.

X-X-X


I HEREBY CERTIFY TO THE CORRECTNESS OF THE FOREGOING:


JOEL JOSEPH L. EGIPTO, Ph.D. 11/20/19
Secretary to the Sanggunian *ml*

ATTESTED:


HON. BIENVENIDO C. DE GUZMAN II
City Vice Mayor
Presiding Officer
Date: 11/21/19

APPROVED:


HON. ATTY. JEFFERSON P. SORIANO
City Mayor
Date: 11/21/19

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