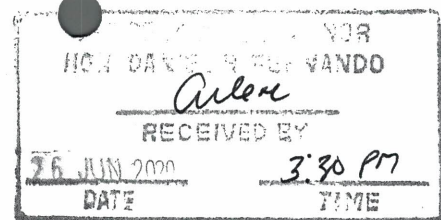




Republic of the Philippines
Province of Bulacan
City of Malolos



OFFICE OF THE CITY MAYOR

EXECUTIVE ORDER No. 33 Series of 2020

AN ORDER REQUIRING PERSONS DEPRIVED OF LIBERTY (PDL) TO UNDERGO COVID-19 TESTING BEFORE COMMITMENT OR RELEASE FROM THE MALOLOS CITY JAIL.

WHEREAS, on March 16, 2020, President Rodrigo Roa Duterte, recognizing that the Corona Virus Disease 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 continuous increase of the coronavirus cases in the City of Malolos necessitates heightened vigilance in safeguarding the health and safety of the Malolenyos;

WHEREAS, the Malolos City Jail houses more than 170 persons deprived of liberty;

WHEREAS, to ensure that the persons deprived of liberty inside the Jail shall not be infected of the coronavirus from incoming inmates;

WHEREAS, the receiving community of a person who has recently been freed from prison may require proof that the released person who has been deprived of liberty is not infected of the coronavirus;

WHEREAS, pursuant to Section 455, (2) (iii) of the Local Government Code of 1991, the City Mayor as the Chief Executive of the city government has the power to issue such executive orders for the faithful and appropriate enforcement and execution of laws and ordinances;

NOW, THEREFORE, I, ENGR. GILBERT T. GATCHALIAN, Mayor of the City of Malolos, by virtue of the 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 for the COVID-19 prior to being committed into the Malolos City Jail and, likewise, prior to being released from the same facility.

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**"Tulungan po natin ang bayan
na tulungan ang mamamayan."**

SECTION 2. GUIDELINES PRIOR TO THE COMMITMENT OF A PERSON DEPRIVED OF LIBERTY INTO THE MALOLOS 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 Malolos City Jail.

- A. Following the issuances of a Commitment Order by the proper court for the commitment of a PDL into the Malolos City Jail, the PDL must undergo a COVID-19 testing to be conducted by the City Health Office. The schedule of the test shall be agreed by the City of Malolos Police Office and the City Health Office;
- 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 City Chief of Police in collaboration with the City Jail Warden;
- C. Should the PDL be found positive for the COVID-19, he/she shall be placed in the designated Quarantine Facility inside the Malolos City Jail for isolation and treatment. Only when he/she is cleared by the City Health Office should he/she be permitted to enter the designated detention cell in the Malolos City Jail 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 cell for PDLs.

SECTION 3. GUIDELINES WHEN A PERSON DEPRIVED OF LIBERTY (PDL) IS DUE FOR RELEASE FROM THE MALOLOS JAIL. The following guidelines shall be observed when an order is issued by the proper court for the release of a Person Deprived of Liberty (PDL):

- A. Before A PDL in the Malolos City Jail can be released therefrom, the PDL must undergo a mandatory COVID-19 testing to be conducted by the City Health Office inside the jail facility. Schedule of the test shall be agreed by the Bureau of Jail Management and Penology and the City Health Office;
- B. Should the PDL be found positive for the COVID-19, he/she shall be placed in the designated Barangay Isolation Center (BIC) of the barangay where he/she resides, as indicated in his/her records for isolation and treatment before he/she can be released to the community;
- C. If a PDL is a non-resident of the City of Malolos but a resident of a city or municipality within the same island as that of the City of Malolos, he/she shall be taken to the quarantine facility of the Local Government Unit where he/she resides, in coordination with the officials of the said LGU. However, if a PDL who is not a resident of the City of Malolos is also a non-resident of an LGU within the same island as that of the City of Malolos, he/she shall be taken to the Quarantine Facility designated by the City of Malolos;
- D. Should the PDL be tested negative for the COVID-19, he/she shall immediately be released to the community, with prior notice to the Barangay Captain of the barangay where he/she resides.

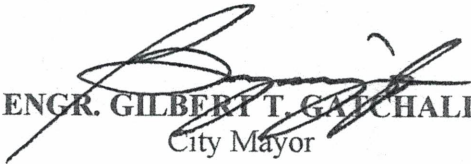
SECTION 4. ENFORCEMENT. The Bureau of Jail Management and Penology (BJMP) in cooperation with the Malolos City Police and the City Health Department are hereby directed to enforce the above-mentioned guidelines.

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 provisions 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, or any part thereof which are inconsistent with the provisions of this Executive Order are hereby repealed, amended or modified accordingly.

SECTION 7. EFFECTIVITY. This Executive Order shall take effect immediately upon signing hereof.

Done this 26th day of June, 2020. City of Malolos, Province of Bulacan.


ENGR. GILBERT T. GATCHALIAN
City Mayor