



Republic of the Philippines  
**OFFICE OF THE CITY MAYOR**  
City of Davao

**EXECUTIVE ORDER NO. 37**,  
Series of 2020

**AN ORDER REQUIRING MANDATORY COVID-19 TESTING BEFORE ADMISSION INTO OR RELEASE FROM GOVERNMENT REHABILITATION CENTERS AND JAILS, PROVIDING GUIDELINES THERETO.**

**WHEREAS**, Proclamation No. 922 placed the entire country under the State of National Public Health Emergency and calls for immediate decisive actions of the government to contain the transmission of COVID-19.

**WHEREAS**, despite the implementation of Enhance Community Quarantine, COVID-19 remains a threat to the health and well-being of the Filipinos.

**WHEREAS**, the local government units are mandated to protect its people from the spread of COVID-19 regardless of status in life.

**WHEREAS**, there is a need to establish mechanism to prevent the spread of COVID-19 to the jails and rehabilitation centers in Davao City.

**NOW THEREFORE**, I, **SARA Z. DUTERTE**, City Mayor of Davao City, by virtue of the powers vested in me by law, do hereby order:

**SECTION 1. NON-ADMISSION OF PERSON DEPRIVED OF LIBERTY (PDL) AND CHILDREN IN CONFLICT WITH LAW (CICL) POSITIVE OF COVID-19**-The Bureau of Jail Management and Penology (BJMP) and public rehabilitation centers, namely: the Davao City Treatment and Rehabilitation (DCTRCCDD), Bahay Pag-asa, Regional Rehabilitation Center for Youth (RRCY), Balay Sidlakan, Group Home For Girls shall not allow admission of the PDL and CICL who are found to be positive for COVID-19.

**SECTION 2. MANDATORY TESTING OF COVID-19 PRIOR TO ADMISSION AND RELEASE FROM JAILS, DCTRCCDD, AND OTHER REHABILITATION CENTERS.** – It is hereby mandatory for drug dependents, PDL and CICL to be tested for COVID-19 prior to being committed to the City Jail and rehabilitation centers of the City of Davao and the Department of Social Welfare and Development Office. A certification from the DOH/CHO that the drug dependent, CICL and PDL is a COVID-19 Free as a requirement before his/her admission to the center.

Likewise, prior to the release from the jail or rehabilitation centers, the PDL and CICL has to undergo a 14 days quarantine if found to be a COVID-19 suspect or a probable case.

**SECTION 3. THE ROLE OF THE JUDICIARY**-All judges of the courts are requested to include in the Commitment Order the mandatory COVID-19 test and other provisions of this Executive Order in order to stop the spread of COVID-19.

**SECTION 4. GUIDELINES PRIOR TO THE COMMITMENT OF A PDL TO THE JAIL.** The following guidelines shall be observed before the commitment of PDL to the jails.

- A. Upon arrest of the PDL, the Davao City Police Office (DCPO) and the Philippine Drug Enforcement Agency (PDEA), as the case may be, shall immediately conduct the COVID-19 test of the PDL or to any testing facility duly accredited by the Department of Health (DOH).
- B. While waiting for the result of the COVID-19 test, the PDL shall be placed in the designated quarantine facility of the DCPO or PDEA for isolation from the newly arrested PDL. This quarantine facility is separate and distinct from that of the regular cells in the respective police precinct.
- C. Upon the issuance of the Commitment Order and the COVID-19 test shows a negative result, the PDL shall be placed in a designated quarantine facility of the BJMP for isolation for fourteen (14) days. After which, the PDL is permitted to enter the regular cells of the residents.
- D. Should the PDL be tested positive of COVID-19, her/she shall immediately be admitted to the Southern Philippines Medical Center.

**SECTION 5. GUIDELINES PRIOR TO THE COMMITMENT OF A CICL INTO THE REHABILITATION CENTERS.** The following guidelines shall be observed when a minor is to be committed to any of the rehabilitation centers in Davao City.

- A. Upon rescue of the CICL, the DCPO or PDEA shall immediately conduct the COVID-19 test of the CICL or refer to any testing facility duly accredited by the Department of Health (DOH).
- B. While waiting the result of the COVID-19 test, the CICL shall be placed in the quarantine facility inside the rehabilitation centers of the CSWDO or DSWD as the case may be, for fourteen (14) days. This quarantine facility is separate and distinct from that of the regular rooms of the rehabilitation centers.
- C. Should the minor be tested positive, he/she shall immediately be admitted for treatment to the Southern Philippines Medical Center.

**SECTION 6. GUIDELINES PRIOR TO THE ADMISSION OF THE DRUG DEPENDENT INTO THE DCTRCDD.** The following guidelines shall be observed when a drug dependent is to be commitment to DCTRCDD.

- A. If the commitment is compulsory, the provisions under Section 4 of this Order shall be observed.
- B. If the drug dependent voluntarily submit himself/herself to the DCTRCDD, the drug dependent shall undergo Covid-19 Test. It is only when the result of the test is negative that the Parole and Probation Office shall process the petition for voluntary commitment.
- C. Upon admission, the drug dependent shall be quarantined for 14 days in the quarantine facility of the DCTRCDD.

**SECTION 7. DUTY OF THE HEAD OF QUARANTINE FACILITY**-The head or in-charge of the quarantine facility of the DCPO, PDEA and rehabilitation centers should inform the proper Court as to the health status of the PDL or drug dependent under quarantine for the proper service of summons and/or orders as well as serve as a guidance of the Court in the exercise of their discretion on the matter of the appearance or non-appearance of the accused personally in Court.

**SECTION 8. GUIDELINES WHEN A PDL, CICL OR DRUG DEPENDENT IS DUE FOR RELEASE FROM THE POLICE PRECINCT, JAIL AND REHABILITATION CENTERS**- after having received an Order from the Court or City Prosecutor's Office directing the release of the PDL, the following guidelines shall be observed.

- A. If the PDL is a Covid-19 positive, suspect or probable case, the Court or the City Prosecutor's Office shall be notified on the health status of the PDL prior to his/her release to the community.
- B. If found to be positive of COVID-19, he/she shall immediately be admitted for treatment to the Southern Philippines Medical Center.
- C. If suspected or probable case of COVID-19, the PDL or drug dependent who is resident of Davao City shall be placed in the designated Barangay Isolation Center (BIC) of the barangay where he/she resides, as indicated in his official records, for isolation and treatment before he/she can be released to the community. If the PDL, CICL or drug dependent is a non-resident of Davao City, he/she shall be quarantined in the facility of the City Government of Davao.

**SECTION 10. ISOLATION FACILITY.** The guidelines issued by the Inter-Agency Task Force for the Management of Emerging Infectious Diseases pertaining to isolation facility shall be strictly followed.

**SECTION 11. SEPARABILITY CLAUSE**-Should any provision of the Executive Order be declared by a court of competent jurisdiction as invalid or unconstitutional, the remaining provisions not otherwise affected thereby shall remain in full force and effect.

**SECTION 12. EFFECTIVITY** – This Executive Order shall take effect immediately upon signing hereof and shall remain effective until revoked.

  
**SARA Z. DUTERTE**  
City Mayor

Attested by:

  
**ATTY. ZULEIKA T. LOPEZ**  
City Administrator

