



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

EXECUTIVE ORDER NO. 50-A
Series of 2020

AN ORDER PROVIDING FOR THE LIFTING OF THE 24-HOUR LIQUOR BAN IN DAVAO CITY AND OTHER PURPOSES

WHEREAS, President Duterte issued Presidential Proclamation 922 dated March 8, 2020 to put the country in a State of Public Health Emergency in relation to National Security;

WHEREAS, the World Health Organization characterized the COVID-19 global spread of infection as a pandemic on March 11, 2020;

WHEREAS, President Duterte issued Presidential Proclamation 929 on March 16, 2020 and declared a State of Calamity in the entire country for a period of six months;

WHEREAS, Section 16 of Republic Act No. 7160 also known as the Local Government Code provides that within their respective territorial jurisdictions, local government units shall ensure and promote health and safety and preserve the comfort and convenience of their inhabitants;

WHEREAS, a 24-hour liquor ban was implemented in the City during the Enhanced Community Quarantine as provided in Section 3 of Executive Order No. 23-A Series of 2020 last April 6, 2020 to prevent the exposure of individuals to the COVID-19 virus through drinking sessions;

WHEREAS, the Inter-Agency Task Force for the Management of Emerging Infectious Diseases through Resolution No. 67 Series of 2020 placed Davao City under Modified General Community Quarantine (MGCQ) until September 30, 2020;

WHEREAS, there is a need to gradually allow business establishments to resume operations including businesses in the liquor industry;

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

SECTION 1. LIFTING OF BAN. The 24-hour liquor ban shall be lifted on **12:01AM, September 21, 2020.**

SECTION 2. IMPLEMENTATION OF ORDINANCE. Ordinance No. 004-13 Series of 2013, or an Ordinance Amending Ordinance No. 1627, Series of 2014, "An Ordinance Regulating the Operation of Business Establishments Selling Liquors, Coconut Wine and Other Nature Wine and Other Alcoholic Beverages in the City of Davao" shall be implemented. The selling, serving, or consuming of liquor and any other alcoholic or intoxicating drinks in public shall be prohibited from 1:00 o'clock in the morning (1:00 A.M.) to 8:00 o'clock in the morning (8:00 A.M.)

SECTION 3. DTI NEGATIVE LIST. Pursuant to Section 4 of Department of Trade and Industry (DTI) Memorandum Circular No. 20-44, beerhouses and similar establishments whose primary business is serving of alcoholic drinks (e.g. nightclubs, bars, beer garden, etc.) shall not be allowed to operate under any form of community quarantine.

SECTION 4. SERVING LIMIT IN RESTAURANT AND FASTFOOD. Section 3 of DTI Memorandum Circular No. 20-39 Series of 2020 provides for the maximum allowed selling and serving of liquor per customer:

Restaurants and fastfood businesses shall be permitted to serve all kinds of food and beverages, including alcoholic drinks; provided that a customer shall be allowed a maximum of two (2) individual servings of any alcoholic beverage.

SECTION 5. SERVING DEFINITION. A serving is defined as a quantity of item served to one (1) customer. The following is a guide for two (2) servings:

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| Beer | - two (2) bottles/cans, provided that, one (1) bottle/can should not be more than 400ml |
| Cocktail (mixed drink) | - two (2) shots/orders of the cocktail, provided that, one (1) shot/order should not be more than 200ml |
| Liquor (hard drink) and all other drinks with alcohol | - two (2) shots/orders of the liquor or alcohol drink, provided that, one (1) shot/order should not be more than 100ml |

The maximum volume of two (2) servings/orders/shots per customer shall not be more than 800ml for beers, 400ml for cocktails, and 200ml for liquor and all other drinks with alcohol.

Except as provided above for beer, a serving, shot or order cannot be by the bottle, by the pitcher, or any other container.

SECTION 6. OTHER ESTABLISHMENTS. Other establishments whose name include the word "bar" but the primary business is not serving liquor shall be allowed to open subject to the serving limit under DTI Memorandum Circular No. 20-39 and Section 5 of this Executive Order. Examples of these establishments are: Videoke Bar, Restaurant Bar, Etc.

SECTION 7. SARI-SARI STORE. All sari-sari stores can only sell beer or liquor, they cannot serve the same within their premises. Furthermore, sari-sari stores are prohibited from allowing people to converge, to have liquor drinking sessions (*inuman, shotting*), conduct meetings and discussions or stand-by within, in front and around their premises.

SECTION 8. ONE STRIKE RULE. The Vices Regulation Unit (VRU) and Barangay Council shall conduct vigorous surveillance of all restaurants, fastfood, sari-sari stores, and other establishments covered by this EO and must immediately move for the closure of an establishment after a single violation is properly documented.

SECTION 9. NO SELLING LIMIT. There is no limit to the selling of beer and liquor in wholesale establishments, sari-sari stores, groceries, supermarkets,

and other similar establishments. There is no limit in the selling of beer or liquor for take-home/take-out or home delivery.

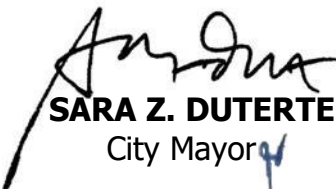
SECTION 10. FACE MASK AND OTHER PROTOCOLS. Everyone in the restaurant, fastfood and other establishments can only remove their face mask when eating or drinking. Face masks should be worn when talking. Servers should wear a faceshield on top of their facemask. At least one-meter distance should be observed and handwashing facilities should be available for everyone.

SECTION 11. SEPARABILITY CLAUSE. If any provision of this Executive Order is declared invalid or unconstitutional, the other provisions not affected thereby shall remain valid and subsisting.

SECTION 12. REPEALING CLAUSE. All orders or parts thereof which are inconsistent with the provisions of this Executive Order are hereby repealed or modified accordingly.

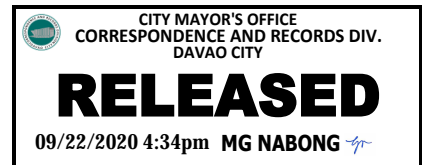
SECTION 13. EFFECTIVITY. This order shall take effect immediately.

Done this 22nd day of September 2020 in Davao City, Philippines.


SARA Z. DUTERTE
City Mayor

Attested by:


ATTY. ZULEIKA T. LOPEZ
City Administrator



Ref. No. CRD092220-6

