

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

EXECUTIVE ORDER NO. 58
Series of 2021

**"AN ORDER CREATING THE OCCUPATIONAL SAFETY AND HEALTH (OSH)
COMMITTEE IN THE CITY GOVERNMENT OF DAVAO"**

WHEREAS, Section 15, Article II of the Philippine Constitution of 1987 provides that the State shall protect and promote the right to health of the people and instill health consciousness among them. Article XIII, Section 3 provides further that the State shall afford full protection to labor, local and overseas, organized and unorganized, and promote full employment and equality of employment opportunities for all.

WHEREAS, considering the continuing influx of changes in the working environment brought about by industrialization, globalization, and technological advancement affecting health and wellness of government workers in the workplace, there is a need to enhance and to further improve the existing working conditions in all government agencies.

WHEREAS, the Civil Service Commission (CSC), Department of Health (DOH) and the Department of Labor and Employment (DOLE) recognize the need for all government agencies to establish a set of Occupational Safety and Health (OSH) Standards to protect all government employees from the hazards of injury, sickness or death through the adoption of safe and healthy working conditions to assure the conservation of human life and the prevention of loss of resources and damage to properties.

WHEREAS, OSH refers to (a) promotion and maintenance of the highest degree of physical, mental and social well-being of workers in all occupations; (b) prevention among workers of any departures from health caused by their working conditions; (c) protection among workers in their employment from risks usually from factors adverse to health, and placing and maintenance of the worker in an occupational environment adapted to his/her physiological ability; and (d) provision of access to social insurance and related benefits.

WHEREAS, CSC, DOH, and DOLE Joint Memorandum Circular (JMC) No. 1, s. 2020 mandates the guidelines on occupational safety and health standards for the public sectors, the primary objective are: (1) Institutionalize occupational health and safety in the public sector and government workplaces; (2) Identify and delineate roles and responsibilities of lead agencies, heads of agencies and safety and health committees, within the scope of the Joint Memorandum Circular; and (3) Establish Safety and Health Committees within government agencies.

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

SECTION 1. CREATION AND COMPOSITION.

- 1.1 There is hereby created an Occupational Safety and Health (OSH) Committee. The composition of the Safety and Health Committee is as follows:

Chairperson - The City Mayor or his/her authorized representative

Members:

- a) Department Head, Human Resource Management Office
- b) Department Head, City Health Office
- c) Department Head, City Engineer's Office
- d) Head, Davao City Risk Reduction and Management Office
- e) Two (2) representatives from the accredited employees' association representing the 1st Level and 2nd Level employees

- 1.2. Secretary - A Safety & Health Officer (SHO) shall be designated through this Executive Order. He/she shall be identified from among the personnel of the City Health Office. A corresponding memorandum shall be issued to the nominated Safety & Health Officer (SHO).

SECTION 2. DUTIES AND FUNCTIONS. Section VII - Institutional Arrangement of CSC, DOH, and DOLE JMC No. 1, s. 2020 mandates the following duties and functions:

2.1 Duties and functions of the Occupational Safety and Health Committee. It is the policy making body on matters pertaining to occupational safety and health.

- 2.1.1 Develop OSH policy and standards internal to the agency which should be in accordance with the herein rule;
- 2.1.2 Plan and develop health related trainings/seminars for the furtherance of promotion and accident prevention programs in the workplace;
- 2.1.3 Initiate and implement improvement of working conditions relative to a safe and healthy working environment;
- 2.1.4 Ensure the health promotion and accident prevention efforts of the agency in compliance with the government safety programs to maintain healthy work habits and safety practices in the workplace;
- 2.1.5 Conduct periodic safety meetings;
- 2.1.6 Submit reports on its meetings and other activities to the head of the agency;

- 2.1.7 Review reports of inspection, accident investigations and implementation of programs;
- 2.1.8 Provide the necessary support to government inspection authorities in the proper conduct of the said activities;
- 2.1.9 Initiate safety trainings on OSH for the agency by coordinating with appropriate training institutions;
- 2.1.10 Develop and maintain contingency plans and provide trainings/seminars in handling disaster situations; and
- 2.1.11 Submit to the head of the agency an Annual Work and Financial Plan and budget needed to support the OSH programs.

2.2 Duties and functions of the Occupational Safety & Health Officer (SHO). He/she serves as the secretary of the OSH Committee with the following functions:

- 2.2.1 Undergo training on Occupational Safety and Health and related programs;
- 2.2.2 Act as the focal person of the agency in the implementation of programs to eliminate hazards in the workplace and to correct and/ or amend risky and/ or unsafe work practices;
- 2.2.4 Report on the occurrence of accidents;
- 2.2.5 Coordinate all safety and health training programs for the agency management and employees;
- 2.2.6 As secretary to the OSH Committee, he/she shall:
 - a) Notify members of the meetings;
 - b) Prepare minutes of the meeting;
 - c) Submit to the head of agency a report of the activities of the Committee including the recommendations made thereof

2.3 Duties and functions of Employee Organization Representatives. The representatives of the accredited employee association shall:

- 2.3.1 Support the agency in carrying out the provisions of the standards and report to Management any work hazards that can be observed in the workplace;
- 2.3.2 Participate/cooperate in activities initiated by the OSH Committee;
- 2.3.3 Assist the agency in the conduct of safety and health inspection or other OSH programs;

2.3.4 Gather occupational safety and health related concerns and issues and elevate the same to the OSH Committee for discussion and appropriate action; and

2.4.4 Negotiate for better working conditions in the workplace as the provisions stated herein guarantee no infringement of the rights of the employees' association to negotiate for such.


SECTION 3. BUDGETARY SUPPORT AND FUNDING. All costs pertaining to the operation of the Safety and Health Committee shall be charged to available funds of the City Government of Davao, subject to the usual accounting and auditing rules and regulations.

SECTION 4. 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 5. REPEALING CLAUSE. All Orders or parts thereof which are inconsistent with the provisions of this Executive Order are hereby repealed or modified accordingly.

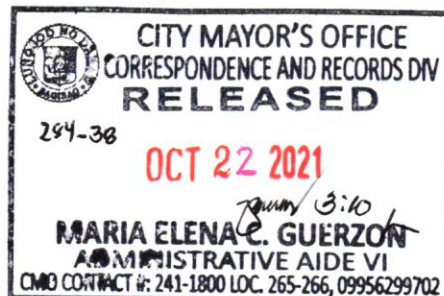
SECTION 6. EFFECTIVITY. This Executive Order shall take effect immediately.

Done on the OCT 22 2021 2021 in Davao City, Philippines.


SEBASTIAN Z. DUTERTE
Acting City Mayor
SARA Z. DUTERTE
City Mayor

Attested by:


ATTY. ZULEIKA T. LOPEZ
City Administrator



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