19.2. All persons engaged in the handling of food for sale in all public markets shall be neat in appearance. They shall provide themselves with the necessary towel for the hands and cleaning rags for wiping of stalls, tables, shelves, etc.

19.3 All kinds of cooked, prepared or processed food shall not be handled with bare hands by sellers or buyers and shall be served by means of forks, spoons, dippers or similar utensils.

19.4. The use of printed papers like newspapers and the like or paper already used as well as banana leaves or leaves of other trees for wrapping or covering any kind of foodstuff, bakery or confectionery products or other articles similar in kind is strictly prohibited, except however, food that are by nature of their cooking, needs banana leaves, e.g. suman, puto.

19.5. The sale of damaged or any spoiled or stale food or foods in bad taste or preservation shall not be allowed in any public market. Spoiled, stale or damaged food or foods shall be condemned and destroyed by the health authorities who shall issue to the owner a receipt stating the quantity of the confiscated food.

19.6. The placing of articles of food on the ground floor shall be prohibited. Under no circumstances shall articles of food be displayed on the floor, but the same shall be placed on a "Tarima" or platform at least one half (½) meter from the ground.

19.7. The stalls/spaces shall be well lighted and ventilated.

19.8 Specific provisions in the Sanitary Code, when applicable, shall be part and parcel of this title.

SECTION 20. Specific Regulation

20.1. Carenderia Section

(a) Cooked food being sold shall be kept free from any flies or other insects, vermin as well as dirt. It shall be covered with a wirescreen receptacle or displayed inside a showcase.

(b) The kitchen or cooking place of the carenderia should be adequately provided with tap running water and sanitary drainage and disposal system and fire extinguisher.

(c) Any restaurant or public eating place operated in the municipal public market shall provide hot water facilities and/or any sanitizing solution recommended by the Municipal Health Officer or his duly authorized representative for washing plates, glasses, cups, dishes, forks, spoons and other similar equipment, and the water or sanitizing solution once used should not be used again.

20.2. Variety Section

(a) Bread, cakes and other unwrapped food shall not be handled by hands, tongs, forks, spoons or

forceps shall be provided by every sari-sari store for the handling of these articles.

(b) All vendors of muscovado or refined sugar must provide themselves with screened fly-proof showcase which shall be maintained in a clean and sanitary manner. Sugar offered for sale in the market shall be placed inside fly-proof containers.

(c) All measuring receptacles used for this purpose of selling sugar shall at all times be kept clean. The handling of sugar should not be by bare hands but by paddles or spoons or any device other than bare hands.

20.3. Meat Section

(a) All tables shall be kept clean all the times.

(b) All chopping blocks shall be kept clean and scalded with boiling water after use everyday.

(c) The meat grinders shall be kept clean, free from dust, rust and other contamination. Meat grinders must be heated or scalded with boilding water daily or as often as possible.

(d) Only meat which has been duly inspected and certified as fit for human consumption shall be allowed to enter the meat section of any public and private markets in the Municipality of Roxas. Meat Inspection certificate duly issued by the Municipal Meat Inspector shall be presented prior to entry of meat into the meat section in any public and private markets in the Municipality of Roxas. All meat deemed unfit for human consumption or not bearing the certification of the Municipal Meat Inspector shall be confiscated and disposed as per existing disposal regulations.

(e) Each meat section in any of the Municipal Public Markets must have during operations a Market Inspector to check and monitor the entry of meat products, as well as to prevent the entry of uninspected meat.

20.4. Fish Section

(a) The floor areas surrounding and under those tables or stalls shall have no structures, permanent or temporary, to facilitate the cleaning and the drying of this floor space. The stallholders/space occupants must have proper water container and paraphernalia used in drying the said areas.

(b) Smoked fish sold or offered for sale in public markets shall be displayed in screened fly-proof containers provided by the vendors.

(c) No raw fish shall be displayed in baskets or any container other than the stall provided for the purpose. Raw fish shall be laid on the stalls only and no other container shall be made as a substitute of the stalls provided for the purpose.

20.5 Vegetables and Fruit Section

(a) All tables or stalls used in this section shall be maintained and kept clean in sanitary condition at all times;

(b) The stallholder or vendor authorized to sell in this section, is only allowed to stockpile or keep in the stall a quantity just enough for the capacity of the space of the stall. Any amount in excess of the capacity and the placing of unnecessary sacks, containers and other obstructions are strictly prohibited.

20.6. Rice and Corn and Cereal Section

(a) The tables or stalls used in this section shall be maintained and kept in clean and sanitary conditions at all times.

a.1 For every six (6) square meters of selling space alloted to any stallholder or vendor authorized to sell in this section, only Twenty (20) cavans of all cereals of whatever kind and quantity shall be allowed to be stockpiled or kept in store in addition to those displayed for sale therein. Any amount in excess of this number and the placing of unnecessary sacks, containers and other obstructions shall be strictly prohibited. No cereal shall be placed or stored in such manner as to obstruct the passageways.

20.7. Adulterated Food - Selling of Adulterated Food is prohibited. A food shall be deemed to be adulterated:

(1) It if bears or contains any poisonous or deleterious substance such as cyanide and formaline, among others, which may be injurious to health; but in case the substance is not an added substance, such food shall not be considered adulterated under this clause if the quantity of such substance does not ordinarily render it injurious to health.

(2) If it bears or cemtains any added poisonous or deletorious substance other than one which (i) a pesticide, chemical in or on a raw agricultural commodity; (ii) a food additive; (iii) a color additive for which tolerances have been established and it conform to such tolerances.

(3) If it contains in whole or in part of any filthy, putrid or decomposed substance, or it it is otherwise unfit for food.

(4) It it has been prepared, packed or held under unsanitary conditions whereby it may have become contaminated with filth, or whereby, it may prove to be injurious to health.

(5) If it is, in whole or in part, the product of a diseased animal or of an animal which has died other than by slaughter.

(6) If its container is composed, in whole or in part of any poisonous or deleterious substance which may cause the contents to be injurious to health.

(7) If it has exceeded its expiry date.

(8) If any valuable constituent has been, in whole or in part, omitted or abstracted therefrom and the same has not been substituted by any helpful equivalent of such constituent.

(9) If any substance, not a valuable constituent has been added or substituted wholly or in part therefore;

(10) If damage or inferiority has been cancelled in any manner.

(11) If any substance has been added thereto or packed therewith so as to increase its bulk or weight, reduce its quality or strength, or to make it appear better or of greater value than it is.

(12) If it bears or contains a color additive which is unsafe under existing regulation, promulgated by concerned government agencies.

(13) If it is confectionery and it bears or contains any alcohol or non-nutritive article or substance except harmless coloring, harmless flavoring, harmless resinous glues not in excess of four-tenths of one per centum, natural gum and perkins, Provided, that this clause shall not apply to a safe-non-nutritive article or substance, if, in the judgement of the concerned government agency as provided by regulations; (1) such article or substance is of practical functional value in the manufacture, packaging or storage of such confectionery; (2) if the use of the substance does not promote decaption of the consumer or otherwise results in adulteration or mislabelling in violation of any provision of the Consumers Act; and (3) would not render the product injurious or hazardous to health; Provided further, that this paragraph shall not apply to any confectionery by reason of its containing less than one-half of one per centum by volume of alcohol, derived solely from the use of flavoring extracts or to any chewing gum by reason of its containing harmless non-nutritive substance.

(14) If it is alcomargarine, margarine or butter and any of the raw materials used therein consists in whole or in part of any filthy, putrid or decomposed substance, or such alcomargarine, margarine or butter is otherwise unfit for food.

**(15) If it has been prepared not in accordance with current acceptable manufacturing practice.**

TITLE VIII - FINAL PROVISIONS

SECTION 21. Action by the Mayor - The Municipal Mayor acting on the results of the investigation and recommendation of the Market Authority or the Sangguniang Bayan on violations of the provisions of this ordinance, shall impose the administrative penalty as hereunder provided upon the erring stall/spaceholder as follows:

(a) First violation - compromise penalty in an amount equivalent to one (1) month rental

(b) Second violation - compromise penalty in an amount equivalent to two (2) months rental

(c) Third violation - administrative penalty of cancellation of contract of lease and closure of the establishment.

Violators who have been meted the penalty of cancellation of contract of lease and closure shall be ineligible to any future awards of stalls/spaces in any municipal-owned public markets.

SECTION 22. Penalties - Without prejudice to the administrative penalties provided in the immediately proceeding section, all persons responsible for the violation of any of the provisions of this ordinance, shall be prosecuted and be penalized by a fine of not less than one thousand pesos (₱1,000.00) nor more than two thousand five hundred pesos (₱2,500.00) or imprisonment of not less than one (1) month or more than six (6) months or both such fine and imprisonment at the discretion of the court.

SECTION 23. Separability Clause - If for any reason oor reasons, any part or provision of this ordinance is held to be unconstitutional or invalid, other parts or provisions thereof which are not affected thereby shall continue to be in full force and effect.

SECTION 24. Repealing Clause - Any ordinance or parts thereof or any rules and regulations which are indonsistent with the ordinance are hereby repealed.

SECTION 25. Effectivity - This ordinance shall take effect upon approval.

Enacted this 31st day of March 1997 on motion of Hon. Kagawad Ferdinand V. Talens unanimously seconded by all.

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CERTIFIED CORRECT:

VIOLETA P. FUENTES
Secretary to the Sanggunian

ATTESTED:

JESUS N. DIMAPILIS
Municipal Vice Mayor/
Presiding Officer

APPROVED:

GELACIO I. YASON
Municipal Mayor

merz/ Received