



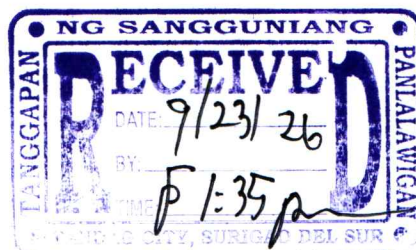
**Republic of the Philippines
MUNICIPALITY OF CAGWAIT
PROVINCE OF SURIGAO DEL SUR**

Office of the Sangguniang Bayan Secretary

September 23, 2026

**The Honorable
Sangguniang Panlalawigan Members**

**Thru: Hon. Manuel O. Alameda
Provincial Vice Governor
Tandag City**



Sir:

Pursuant to pertinent provision of the Local Government Code of 1991, I have the honor to submit the herein approved ordinance by the Sangguniang Bayan of Cagwait, for your review and approval, to wit:

ORDINANCE NO. 37-26 – AN ORDINANCE REGULATING THE SERVING, SALE, DISTRIBUTION, PROCUREMENT, AND PROMOTION OF SUGAR-SWEETENED BEVERAGES IN GOVERNMENT OFFICES, GOVERNMENT-OPERATED CANTEENS, AND DURING OFFICIAL GOVERNMENT ACTIVITIES, AND PROMOTING HEALTHIER BEVERAGES OPTIONS IN THE MUNICIPALITY OF CAGWAIT, SURIGAO DEL SUR.

Hoping for your favorable consideration and appropriate action.

Attached herewith:

- **Certificate of Posting and Publication;**
- **Minutes of Public Hearing, and**
- **Attendance**
-

Very truly yours,

**ALAN A. CABRERA
Secretary to the Sanggunian**



Republic of the Philippines
MUNICIPALITY OF CAGWAIT
SURIGAO DEL SUR

Office of the Sangguniang Bayan Secretary

CERTIFICATE OF POSTING AND PUBLICATION

This is to certify that, in compliance to Section 59 of RA 7160; Article 113, IRR of R.A. No. 7160, copy of approved Ordinance titled hereunder was properly posted and published in three conspicuous places in the municipality.

ORDINANCE NO. 37-26 – AN ORDINANCE REGULATING THE SERVING, SALE, DISTRIBUTION, PROCUREMENT, AND PROMOTION OF SUGAR-SWEETENED BEVERAGES IN GOVERNMENT OFFICES, GOVERNMENT-OPERATED CANTEENS, AND DURING OFFICIAL GOVERNMENT ACTIVITIES, AND PROMOTING HEALTHIER BEVERAGES OPTIONS IN THE MUNICIPALITY OF CAGWAIT, SURIGAO DEL SUR.

Date Enacted	:	September 8, 2026
Date Approved	:	September 23, 2026
Date Posted	:	September 23, 2026
Place Posted	:	Municipal Hall Bulletin Board; Tubo-tubo Public Terminal; and Poblacion Gymnasium Cagwait, Surigao del Sur

Certified Correct:

ALAN A. CABRERA

Secretary to the Sanggunian



Republika ng Pilipinas
LALAWIGAN NG SURIGAO DEL SUR
BAYAN NG CAGWAIT

Tanggapan ng Sangguniang Bayan

EXCERPT FROM THE MINUTES OF THE 34th REGULAR SESSION OF THE SANGGUNIANG BAYAN OF THE
MUNICIPALITY OF CAGWAIT, SURIGAO DEL SUR HELD AT THE SESSION HALL ON SEPTEMBER 8, 2026:

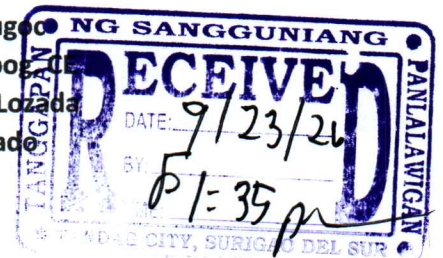
RESENT:

Hon. Melchie C. Tuscano ----- Municipal Vice Mayor
(Presiding Officer)

REGULAR SANGGUNIANG BAYAN MEMBERS:

Hon. Armando P. Reyes
Hon. Joanne Socorro L. Ubongen
Hon. Arthur M. Sanchez
Hon. Amelito E. Estrada

Hon. Rogen P. Tabugoo
Hon. Joel E. Bayogbog
Hon. Guardian C. Lozada
Hon. Angelyn P. Prado



EX-OFFICIO MEMBERS:

Hon. Bernard V. Loma ----- LnB Fed. Pres./SB Member
Hon. Princess Chewon C. Park ----- SK Fed. Pres./SB Member

ORDINANCE NO. 37-36

AN ORDINANCE REGULATING THE SERVING, SALE, DISTRIBUTION, PROCUREMENT, AND PROMOTION
OF SUGAR-SWEETENED BEVERAGES IN GOVERNMENT OFFICES, GOVERNMENT-OPERATED CANTEENS,
AND DURING OFFICIAL GOVERNMENT ACTIVITIES, AND PROMOTING HEALTHIER BEVERAGE OPTIONS
IN THE MUNICIPALITY OF CAGWAIT, SURIGAO DEL SUR

BE IT ORDAINED by the Sangguniang Bayan of the Municipality of Cagwait, Surigao del Sur, in
session duly assembled, that:

ARTICLE I

GENERAL PROVISIONS

SECTION 1. TITLE. This Ordinance shall be known and cited as the “Healthy Beverage Policy
Ordinance of the Municipality of Cagwait.”

SECTION 2. LEGAL BASES. This Ordinance is enacted pursuant to:

- Section 16 of the Local Government Code of 1991 (Republic Act No. 7160), otherwise known as the General Welfare Clause;
- Republic Act No. 11223, otherwise known as the Universal Health Care Act;
- Republic Act No. 11037, otherwise known as the Masustansyang Pagkain para sa Batang Pilipino Act;
- Republic Act No. 10351, otherwise known as the Sin Tax Reform Law;
- The Philippine Plan of Action for Nutrition (PPAN);
- Applicable policies and guidelines of the Department of Health promoting healthy diets and the prevention of non-communicable diseases;
- Republic Act No. 12009, otherwise known as the New Government Procurement Act, and its implementing rules and regulations; and
- Other applicable national laws, administrative issuances, rules, regulations policies promoting nutrition health, and healthy lifestyles.

PROVINCE OF SURIGAO DEL SUR
Office of the Secretary to the Sangguniang Panlalawigan
Tel. No. : 086-2115832
Email: ossp@surigaodelsur.gov.ph
OSSP-26-06332



SECTION 3. DECLARATION OF POLICY. The Municipality of Cagwait recognizes the importance of promoting healthy eating and drinking habits and reducing excessive consumption of sugar-sweetened beverages.

The Local Government Unit (LGU) acknowledges its responsibility to establish a healthy work environment and promote wellness among government employees, stakeholders, and the general public.

As such, the Municipality shall promote healthier beverage choices within government facilities and during ordinary official government activities, while recognizing the certain beverages, including carbonated soft drinks, may be served or made available during municipal celebrations, festivals, commemorative activities, sporting events, and other large-scale or special events, including events supported through lawful sponsorships or donations.

The Municipality shall likewise promote the availability of safe drinking water and healthier beverage alternatives.

ARTICLE II

OBJECTIVES

SECTION 4. OBJECTIVES. This Ordinance aims to:

- a. Promote healthy eating and drinking habits among government employees and the public;
- b. Support the implementation of nutrition-sensitive and health-promoting policies;
- c. Establish government offices as models of healthy workplaces;
- d. Prevent and control obesity and non-communicable diseases through healthier lifestyle practices;
- e. Encourage healthier beverage choices during government activities; and
- f. Promote the availability of safe drinking water in government offices and activities;
- g. Regulate the procurement of sugar-sweetened beverages using municipal funds for ordinary government activities; and
- h. Institutionalize wellness initiatives within the Municipality of Cagwait.

ARTICLE III

DEFINITION OF TERMS

SECTION 5. DEFINITION OF TERMS.

For purposes of this Ordinance, the following terms shall mean:

- a. **Carbonated Soft Drinks** – Non-alcoholic beverages containing dissolved carbon dioxide gas, including cola, flavored sodas, sparkling sweetened beverages, and similar products, whether sweetened with sugar or other sweeteners.
- b. **Sugar-Sweetened Beverages (SSBs)** – Beverages containing added sugars or caloric sweeteners, including soft drinks, sweetened juice drinks, energy drinks, sports drinks, sweetened teas drinks, flavored milk drinks, powdered beverages mixes, sweetened coffee mixes, and similar products.
- c. **High-Sugar Beverages** – Beverages containing added sugar in amounts exceeding standards or thresholds that may be established by the Department of Health or other competent national government agency.



- d. Healthy Beverages – Drinking water, mineral water, purified water, infused water without added sugar, fresh buko juice without added sugar, unsweetened fresh fruit juices, low-fat or non-fat milk, unsweetened coffee and tea, and other beverages recommended by the Municipal Health Office.
- e. Government Offices – All offices, departments, units, facilities, and institutions under the Municipality of Cagwait.
- f. Government Canteen – Any canteen, cafeteria, concessionaire, kiosk, or food-service establishment operating within government premises.
- g. Ordinary Official Government Activities – Meetings, conferences, trainings, seminars, workshops, consultations, assemblies, and similar routine activities conducted, sponsored, funded, or co-sponsored by the Municipal Government.
- h. Municipal Celebrations and Special Events – Festivals, fiestas, municipal anniversaries, foundation celebrations, commemorative activities, cultural events, sporting events, Christmas celebrations, public celebrations, and other large-scale or special events organized, sponsored, funded, or co-sponsored by the Municipal Government.
- i. Wellness Initiative – Any program, project, or activity promoting health, nutrition, physical activity, disease prevention, and employee well-being.
- j. Sponsorship or Donation – Voluntary assistance, whether in cash or in kind, provided by a private individual, corporation, organization, or other entity for a lawful government activity, without requiring the expenditure of municipal funds for the donated goods or beverages.

ARTICLE IV

COVERAGE AND SCOPE

SECTION 6. COVERAGE.

This Ordinance shall apply to:

- a. All municipal government offices and facilities;
- b. Government-operated canteens and concessionaires;
- c. Meetings and activities funded wholly or partially by municipal government funds;
- d. Capacity-building activities, trainings, seminars, workshops, and conferences;
- e. Municipal celebrations and special events;
- f. Government-sponsored activities conducted within or outside municipal premises; and
- g. All other official activities conducted, sponsored, funded, or co-sponsored by the Municipal Government, subject to the specific provisions of this Ordinance.

ARTICLE V

REGULATED PRACTICES



SECTION 7. PROHIBITED ACTS AND REGULATED PRACTICES:

The following practices are prohibited or regulated, as applicable:

- a. Procurement using municipal funds of carbonated soft drinks and other sugar-sweetened beverages for ordinary official government activities, including routine meetings, trainings, seminars, conferences, workshops, and similar activities;
- b. The procurement using municipal funds of high sugar-beverages for ordinary official government activities, subject to applicable exceptions expressly provided under this Ordinance;
- c. The use of municipal government premises for advertisements or promotional activities that encourage excessive consumption of sugar-sweetened beverages, without prior authorization from the appropriate municipal authority;
- d. The unrestricted distribution of free sample of carbonated soft drinks or other sugar-sweetened beverages within government premises as part of commercial promotional activities, unless duly authorized and consistent with this Ordinance; and
- e. Inclusion of carbonated soft drinks or other sugar-sweetened beverages in official food and catering procurement contracts for ordinary government meetings, trainings, seminars, conferences, and similar activities, when such beverages are to be purchased using municipal funds.

Provided, however, that the foregoing restrictions shall not prohibit the personal consumption of beverages by government employees, officials, participants, guests, or members of the public using their own personal resources.

SECTION 8. SPECIAL EVENTS, CELEBRATIONS, DONATIONS AND SPONSORSHIPS.

Notwithstanding Section 7 of this Ordinance, carbonated soft drinks and other sugar-sweetened beverages may be served, distributed, or made available during municipal celebrations, festivals, commemorative activities, sporting events, Christmas celebrations, fiestas, anniversaries, and other large-scale or special events.

Such beverages may likewise be accepted when provided through lawful donations or sponsorships from private individuals, corporations, organizations, or other entities, including beverages provided in connection with a sponsorship arrangement.

The acceptance or serving of such beverages shall not, by itself, constitute a violation of this Ordinance.

Provided, however, that:

- a. Safe drinking water shall, whenever practicable, be readily available during such activities;
- b. Healthier beverage alternatives shall likewise be encouraged and made available whenever practicable;
- c. Any sponsorship or donation shall comply with applicable laws, rules, regulations, accounting and auditing requirements, and relevant government policies;
- d. No sponsorship or donation shall obligate the Municipality to purchase additional products, goods, or services from the sponsor unless separately authorized and undertaken in accordance with applicable procurement laws and regulations;
- e. No provision of this Ordinance shall be interpreted as requiring the Municipality to purchase carbonated soft drinks using public funds; and
- f. Sponsorship arrangements shall not interfere with the lawful functions, programs, and public health policies of the Municipal Government.

SECTION 9. PROCUREMENT FOR ORDINARY GOVERNMENT ACTIVITIES.



For ordinary government meetings, trainings, seminars, conferences, workshop, and similar activities, the procurement or purchase of carbonated soft drinks and other sugar-sweetened beverages using municipal funds is prohibited.

Government offices shall instead prioritize the procurement and provision of safe drinking water and healthier beverage options for participants.

This prohibition shall apply only to the use of municipal funds for procurement and shall not prohibit the voluntary provisions or consumption of such beverages by participants using their own resources.

Provided, further, that beverages donated or lawfully provided through sponsorship, without expenditure of municipal funds, may be accepted and served subject to Section 8 of this Ordinance.

SECTION 10. GOVERNMENT CANTEENS AND CONCESSIONAIRES.

Government-operated canteens and concessionaires shall:

- a. Ensure the availability of safe drinking water;
- b. Promote healthier beverage options;
- c. Provide appropriate information or reminders concerning healthier beverage choices;
- d. Comply with applicable national and local laws and regulations governing food and beverage establishments; and
- e. Observe the terms and conditions of their respective concession agreements, permits, or authority to operate.

The sale of carbonated soft drinks and other sugar-sweetened beverages in government-operated canteens shall not be absolutely prohibited by this Ordinance, unless otherwise provided by law, regulation, or a valid municipal policy applicable to the particular facility.

ARTICLE VI

HEALTHY BEVERAGE STANDARDS

SECTION 11. REQUIRED HEALTHY BEVERAGE OPTIONS.

All government offices and official government activities shall whenever practicable, prioritize the availability and serving of:

- a. Safe drinking water;
- b. Purified water;
- c. Mineral water;
- d. Infused water without added sugar;
- e. Fresh buko juice without added sugar;
- f. Unsweetened fresh fruit juices;
- g. Unsweetened coffee and tea;
- h. Low-fat or skim milk; and
- i. Other healthy beverages recommended by the Municipal Health Office consistent with applicable national guidelines.

SECTION 12. WATER ACCESSIBILITY. All municipal offices shall endeavor to ensure that safe drinking water is readily accessible to employees and clients through water dispensers, refilling stations, or other appropriate means.



ARTICLE VII

RESPONSIBILITIES OF CONCERNED OFFICES

SECTION 13. MUNICIPAL HEALTH OFFICE.

The Municipal Health Office shall:

- a. Serve as the lead implementing office;
- b. Develop appropriate technical guidelines and standards;
- c. Conduct advocacy and awareness campaigns;
- d. Provide nutrition education;
- e. Monitor implementation of this Ordinance;
- f. Submit annual accomplishment reports to the Municipal Mayor and Sangguniang Bayan; and
- g. Recommend amendments to improve implementation.

SECTION 14. HUMAN RESOURCE MANAGEMENT OFFICE.

The HRMO shall:

- a. Integrate this policy into workplace wellness programs;
- b. Orient employees regarding this Ordinance;
- c. Promote healthy lifestyle campaigns; and
- d. Include healthy beverage promotion in appropriate office wellness initiatives.

SECTION 12. MUNICIPAL NUTRITION COMMITTEE.

The Municipal Nutrition Committee shall:

- a. Assist in advocacy and monitoring;
- b. Incorporate this Ordinance into appropriate nutrition action plans;
- c. Conduct periodic assessments; and
- d. Recommend additional healthy eating and drinking policies.

SECTION 16. BIDS AND AWARDS COMMITTEE (BAC).

The Bids and Awards Committee shall ensure that procurement activities covered by this Ordinance are undertaken in accordance with the provisions of this Ordinance and applicable procurement laws, rules, and regulations.

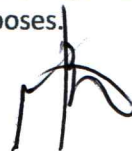
Nothing in this Ordinance shall be construed to modify, restrict, or dispense with any requirements under Republic Act No. 12009 and its implementing rules and regulations (Lawphil)

SECTION 17. OFFICE HEADS. All department and office heads shall promote compliance with this Ordinance within their respective offices and personnel.

ARTICLE VIII MONITORING AND COMPLIANCE

SECTION 18. INSPECTION AND MONITORING. The Municipal Health Office shall conduct appropriate monitoring of government canteens and review implementation of this Ordinance during official activities, whenever practicable.

SECTION 19. COMPLIANCE CERTIFICATION. Offices conducting activities involving food and beverages may be required to submit a certification of compliance, together with appropriate supporting documents, when necessary for monitoring and liquidation purposes.



SECTION 20. REPORTING SYSTEM. Any employee or citizen may report concerns regarding the implementation of this Ordinance to the Municipal Health Office for appropriate action.

ARTICLE IX

INCENTIVES AND RECOGNITION

SECTION 21. HEALTHY WORKPLACE AWARDS. The Municipal Government may establish an annual recognition program for offices, canteens, and units demonstrating exemplary efforts and innovation in promoting healthy eating and drinking practices.

ARTICLE X

ACCOUNTABILITY AND PENALTIES

SECTION 22. ACCOUNTABILITY OF GOVERNMENT OFFICIALS AND EMPLOYEES. Any government official or employee who will fully authorizes, procures, or approves the use of municipal funds in violation of Section 9 of this Ordinance may be subject to appropriate administrative action in accordance with applicable laws, civil service rules and regulations, and other pertinent government policies, without prejudice to any civil, criminal, or other liability that may arise under existing laws.

SECTION 23 PENALTIES FOR CANTEENS AND CONCESSIONAIRES. Any government canteen operator or concessionaires who violates the applicable provisions of this Ordinance shall be dealt with in accordance with the terms of the applicable concession agreement, permit or authority to operate, and applicable laws and regulations.

Where authorized by the applicable agreement or law, the following corrective measures may be imposed, subject to due process:

- First Offense** : Written warning and mandatory corrective action;
- Second Offense:** Appropriate penalty as provided in the concession agreement or applicable regulation;
- Third Offense** : Suspension or other appropriate sanction as authorized by the applicable concession agreement or law; and
- Fourth Offense:** Revocation or termination of the concession or authority to operate, when legally authorized and after compliance with due process.

ARTICLE XI

FUNDING

SECTION 24. APPROPRIATION. Funds necessary for advocacy, monitoring, training, and implementation of this Ordinance shall be sourced from the Municipal Health Office, Municipal Nutrition Program, Human Resource Management Office, and other available lawful local funds, subject to existing budgeting, accounting, auditing, and procurement laws, rules and regulations.

ARTICLE XII

IMPLEMENTING RULES AND REGULATIONS

SECTION 25. IMPLEMENTING RULES AND REGULATIONS. Within sixty (60) days from the effectivity of this Ordinance, the Municipal Health Office, in coordination with the Municipal Nutrition Committee, Human Resource Management Office, and other concerned offices, shall formulate the Implementing Rules and Regulations (IRR).



ARTICLE XIII

FINAL PROVISIONS

SECTION 26. SEPARABILITY CLAUSE. If any provision of this Ordinance is declared unconstitutional or invalid, the remaining provisions shall continue to be in full force and effect.

SECTION 27. REPEALING CLAUSE. All ordinances, resolutions, executive orders, administrative issuances, rules, and regulations or parts thereof inconsistent with this Ordinance are hereby repealed, amended, or modified accordingly.

SECTION 28. EFFECTIVITY. This Ordinance shall take effect after compliance with the publication or posting requirements under Section 59 and 511 of Republic Act No. 7160 and other applicable laws and regulations.

Adopted and approved this 8th day of September 2026 authored by Hon. Joanne Socorro L. Ubongen and co-authored by Hon. Rogen P. Tabugoc and Hon. Angelyn P. Prado.

Unanimously Approved

I HEREBY CERTIFY to the correctness of the above-quoted ordinance.


ALAN A. CABRERA
Secretary to the Sanggunian

ATTESTED:


MELCHIE C. TUSCANO
Municipal Vice Mayor
Presiding Officer

APPROVED:


GLENN G. BATIANCILA, REE
Municipal Mayor
Date of Approval: 9/22/26