



Republic of the Philippines
CITY COUNCIL
Quezon City
15th City Council

PO 2003-52

75th Regular Session

ORDINANCE NO. SP-**1311**, S-2003

AN ORDINANCE REQUIRING ALL PROFESSIONAL AND AMATEUR ATHLETES IN GAMES REQUIRING ADMISSION FEES, THEIR COACHES, REFEREES AND TECHNICAL COMMITTEE MEMBERS TO UNDERGO DRUG TESTING PRIOR TO PLAYING IN QUEZON CITY.

Introduced by Councilor FRANZ S. PUMAREN.

Co-Introduced by Councilors Vincent P. Crisologo, Victor V. Ferrer, Jr., Elizabeth A. Delarmente, Rommel R. Abesamis, Ramon P. Medalla, Eric Z. Medina, Jorge L. Banal, Dante M. De Guzman, Jesus Manuel C. Suntay, Antonio E. Inton, Jr., Janet M. Malaya, Ricardo R. Del Rosario and Restituto B. Malañgen.

WHEREAS, professional athletes are, by their status as celebrities, looked upon as role models by the youth;

WHEREAS, professional athletes having reached the pinnacle of their game should be more responsible in their actions;

WHEREAS, drug abuse has pervaded the ranks of athletes who should be the first to extol the benefits of clean and healthy living;

WHEREAS, the drug menace should be nipped in the bud and discipline instilled among the athletes during their amateur playing days, including the coaching staff who mentor such athletes;

WHEREAS, the referees and technical committee members should also play their part in ensuring that all sporting events are drug free;

WHEREAS, there is a need to monitor professional and amateur athletes playing in Quezon City, together with their coaches, the referees and technical committee members to ensure that none of them are drug dependents.

Orig.

NOW, THEREFORE,

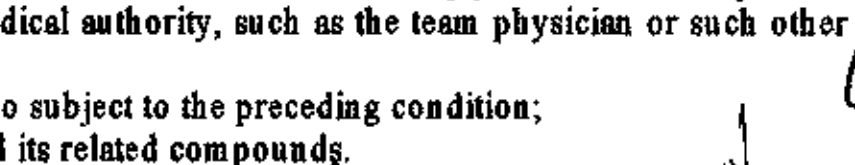
BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN
SESSION ASSEMBLED:

SECTION 1. The following shall undergo at his own cost drug-testing in
a facility accredited for the purpose by the City Health Officer:

- a. Any person or athlete playing for a purse or playing in a professional
or commercial league or tournament the venue of which is in Quezon
City;
- b. Any person or athlete playing in a game the organizers of which
require viewers to pay fees as a condition for admission;
- c. Any person acting as a coach, assistant coach, or part of the coaching
staff of any person or athlete described in the preceding sub-
paragraphs; and
- d. Any person acting as referee or as a member of the technical
committee of any game that requires viewers to pay fees as a
condition for admission.

SECTION 2. The drug-test to determine the presence of substances
prohibited under Republic Act No. 9165, or the Dangerous Drugs Act of 2002,
shall be conducted one (1) week before the scheduled game or in the case of
athletes, coaching staff, referees and technical committee members participating
in a tournament or series of games, the drug-test shall be conducted one (1)
week before the start of the tournament or series of games. There shall be
additional random drug tests conducted on at least one-fourth (1/4) of each
category of such persons immediately after a game is played which tests shall
be taken at least three (3) times in the course of the tournament or series of
games within a four-month period.

Provided that in addition to those prohibited by RA 9165, the following
are also prohibited for use by any athlete, referee or member of the technical
committee:

- a. phenylpropanolamine;
 - b. caffeine, provided that the concentration in the urine exceeds 12
micrograms per milliliter;
 - c. salbutamol, provided that it may be permitted if administered by
inhaler only and must be declared in writing prior to the testing to the
competent medical authority, such as the team physician or such other
officer;
 - d. salmeterol, also subject to the preceding condition;
 - e. strychnine and its related compounds.
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SECTION 3. The preliminary screening drug-test shall be conducted by the Quezon City Health Office, acting through their duly appointed officers in the facility of such office in Quezon City Hall Complex. In the event of a positive finding, a further confirmatory test shall be conducted by said office or any laboratory accredited by the Quezon City government for such purpose.

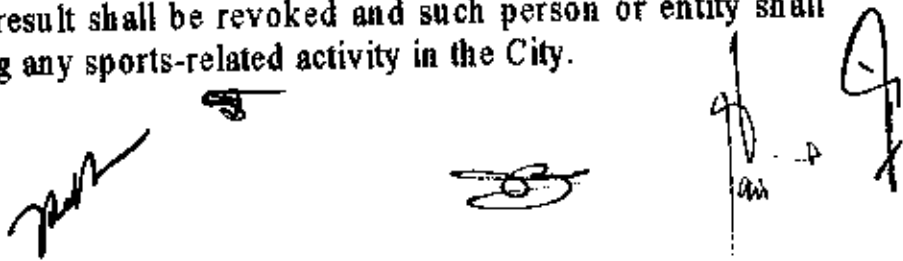
For purposes of this measure, the Quezon City Health Department shall be allowed to charge a reasonable fee which shall cover the cost of the test.

SECTION 4. Any person found positive for drug use shall be prohibited from playing, coaching, or officiating in the scheduled games unless such person complies with the following:

- a. Undergo a rehabilitation treatment for a period of six (6) months at any reputable rehabilitation clinic or institution. Provided however, that if after two (2) months of such treatment, a certification is issued by the proper officer of the clinic or institution to the effect that the player, coach, referee, or member of the technical committee contemplated herein is already free from the dependency physically, mentally and emotionally, then he may be allowed to participate in games within the City;
- b. Prior to playing, coaching or officiating in any game within the City, he shall undergo another drug-test and produce a negative result; and
- c. Commit to provide sixteen (16) hours of community service within Quezon City, part or all of which may be related to the City's anti-drug abuse campaign.

SECTION 5. An athlete, coach, referee or technical committee member found positive for drug use twice in a period of one (1) year shall be perpetually banned from playing, coaching, officiating, or otherwise taking part in any game within the territorial jurisdiction of Quezon City.

SECTION 6. All organizers of professional games, commercial leagues and tournaments and other sporting events that require viewers to pay fees for admission shall require the players, coaches, referees and technical committee members, to submit the results of the drug-tests prior to the start of the game. Such organizer shall prevent any player, coach referee and technical committee member found positive for drug use from participating in the sporting event. The business permit of any organizer who allows an athlete, coach, referee and technical committee member to participate in the sporting event without submitting the drug-test result shall be revoked and such person or entity shall be barred from organizing any sports-related activity in the City.

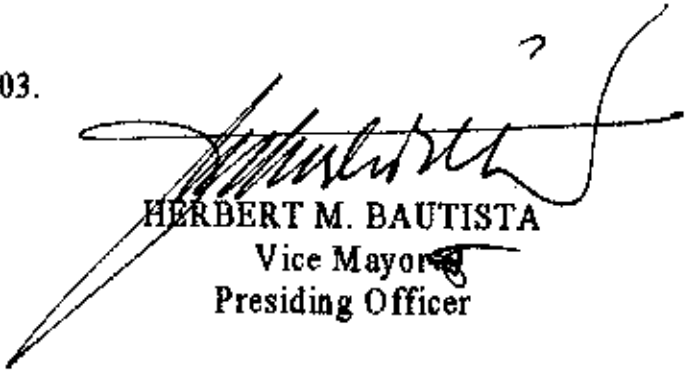


SECTION 7. The person or entity conducting the preliminary drug test or the confirmatory test shall properly identify the person undergoing the drug test and ensure the credibility of the test. Any violation thereof shall be a cause for the revocation of the pertinent facility's business permit.

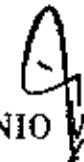
SECTION 8. This Ordinance shall take effect within fifteen (15) days from its approval. Provided that in the event that any tournament shall have commenced and ongoing at the time of the passage of this measure, the requirement imposed upon the players, coaches, officials and members of the technical committee by this measure shall be made to apply.

SECTION 9. This Ordinance shall take effect within fifteen (15) days from its approval.


ENACTED: September 2, 2003.


HERBERT M. BAUTISTA
Vice Mayor
Presiding Officer

ATTESTED:

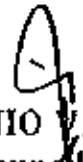

EUGENIO V. JURILLA
City Council Secretary

APPROVED: Oct. 8, 2003


FELICIANO R. BELMONTE, JR.
City Mayor

CERTIFICATION

This is to certify that this Ordinance which was APPROVED on Second Reading on September 2, 2003, was finally PASSED on Third Reading by the City Council on September 16, 2003.


EUGENIO V. JURILLA
City Council Secretary