RESOLUTION NO. 2961, S-2021

A RESOLUTION AUTHORIZING THE HONORABLE CITY MAYOR CARMELITA A. ABALOS TO NEGOTIATE, ENTER INTO, EXECUTE, SIGN AND DELIVER THE MULTILATERAL AGREEMENT & SUBSEQUENT IMPLEMENTATION AGREEMENTS AMONG ASTRazeneca Pharmaceuticals Philippines, Inc., The Republic of the Philippines (through the National Task Force Against COVID-19 and the Department of Health), and other participating local government units, for the advance purchase of the AstraZeneca vaccine against COVID-19 to be used in the City of Mandaluyong

WHEREAS, it is a state policy to protect and promote the right to health of its people;

WHEREAS, on March 8, 2020, President Rodrigo Roa Duterte issued Proclamation No. 922, entitled “Declaring a State of Public Health Emergency throughout the Philippines”;

WHEREAS, on March 11, 2020, due to the sustained risk of further global spread and its serious negative impact on every sector, the World Health Organization declared COVID-19 a pandemic;

WHEREAS, on March 15, 2020, under Ordinance No. 759, S-2020, the Sangguniang Panlungsod of Mandaluyong placed the City under a State of Calamity;

WHEREAS, on March 16, 2020, the President declared a State of Calamity throughout the Philippines;

WHEREAS, as of January 5, 2021, almost 86 million people worldwide have been infected with the COVID-19 virus, leaving at least 1.8 million people dead. In the Philippines, there are 478,761 infected Filipinos, and 9,263 deaths;

WHEREAS, to combat COVID-19, nations have partnered up with pharmaceutical companies in a race to develop and deploy safe and effective vaccines. Among those currently approved for use are from Oxford University-AstraZeneca (“AstraZeneca”), Pfizer-BioNTech, and Moderna. Other vaccines are still in the trial stage;
WHEREAS, shortly after the AstraZeneca vaccine was approved by the United Kingdom government on December 30, 2020, AstraZeneca's local subsidiary, AstraZeneca Pharmaceuticals Philippines Inc., offered its vaccine to the Philippine government. Aside from the much lower cost of the vaccine itself, the AstraZeneca vaccine further reduces cost as it does not require deep freeze storage. It is, in fact, one of the easiest vaccines to distribute because it may be stored in a normal refrigerator at temperatures of 2 to 8 degrees Celsius;

WHEREAS, the Republic of the Philippines, through the National Task Force Against COVID-19 ("NTF") and the Department of Health ("DOH"), is in negotiations with AstraZeneca to acquire millions of doses of the vaccine;

WHEREAS, due to the enormous efforts required for mass vaccination, AstraZeneca, NTF, and DOH agreed to allow local government units ("LGUs") to directly purchase the vaccine through a Multilateral Agreement;

WHEREAS, the President's Executive Order No. 121 s. 2020 authorizes the Food and Drug Authority ("FDA") to issue an Emergency Use Authorization ("EUA") for COVID-19 Vaccines, and AstraZeneca has informed the City of Mandaluyong that its EUA application is pending before the FDA;

WHEREAS, aside from the Government Procurement Policy Board Resolution No. 03-2020 and Section 5.14 of the Implementing Guidelines of Republic Act No. 11494 ("Bayanihan 2"), the NTF has assured the local government units that a new law will be passed to further authorize the LGUs' emergency procurement of COVID-19 vaccines;

WHEREAS, Section 6 (e) of Republic Act No. 11332, & quot; The Mandatory Reporting of Notifiable Diseases and Health Events of Public Health Concern Act, & quot; provides that local governments have the authority to conduct and enforce disease surveillance and response systems, epidemic/outbreak and epidemiologic investigations, and rapid containment, quarantine and isolation, disease prevention and control measures;

WHEREAS, based on Section 16 of the Local Government Code, the City has the implied power to do all things necessary, appropriate, or incidental to govern efficiently and effectively, promote general welfare, promote health and safety, maintain peace and order, and preserve the comfort and convenience of their inhabitants;

WHEREAS, Section 458 (a) (1) (iv) of Republic Act No. 7160, the Local Government Code, provides that the City Council may adopt measures to protect the inhabitants of the City from the harmful effects of natural disasters and calamities.
NOW, THEREFORE, on motion duly seconded, the Sangguniang Panlungsod of Mandaluyong, in session assembled, RESOLVED, as it hereby RESOLVES to authorize the HONORABLE CITY MAYOR CARMELITA A. ABALOS, to negotiate, enter into, execute, sign and deliver the Multilateral Agreement and all other subsequent implementation agreements among Astrazeneca Pharmaceuticals Philippines, Inc., the Republic of the Philippines (acting through the National Task Force against COVID-19 and the Department of Health), and any other interested parties, for the advance purchase of the AstraZeneca Vaccine against COVID-19.

ADOPTED on this 6th day of January, 2021 in the City of Mandaluyong.

I HEREBY CERTIFY THAT THE FOREGOING RESOLUTION WAS ADOPTED AND APPROVED BY THE SANGGUNIANG PANLUNGSO OF MANDALUYONG IN A SPECIAL SESSION HELD ON THE DATE AND PLACE FIRST ABOVE GIVEN.

MA. TERESA S. MIRANDA
Sanggunian Secretary

ATTESTED BY:  

ANTONIO DLS. SUVA
Vice Mayor & Presiding Officer

APPROVED:

CARMELITA A. ABALOS
City Mayor

Date: JAN 6 2021