



**EXECUTIVE ORDER NO. 29**  
Series of 2023

**“AN ORDER ADOPTING THE POLICY ON THE MANDATORY USE OF LEAD-SAFE PAINTS  
IN THE PROVINCE OF OCCIDENTAL MINDORO.”**

**WHEREAS**, Department of Environment and Natural Resources issued Administrative Order No. 2013-24 to further strengthen the ban on lead-containing architectural, decorative, household, and industrial paints;

**WHEREAS**, Department of Education Department (DepEd) Order No. 4, series of 2017, also known as the Mandatory Use of Lead-safe Paints in Schools mandates the use of lead-safe paints to reduce children’s exposure to toxic lead via lead-containing paint and dust, thus, avoiding health impacts including learning disabilities, anemia, and disorders in coordination, visual, spatial, and language skills;

**WHEREAS**, Department of Interior and Local Government (DILG) issued Memorandum Circular No. 2018-26 and Advisory dated April 14, 2023, enjoining all the Provincial Governors, City Mayors, Municipal Mayors and Punong Barangays to adopt a “Lead-Safe Paint Procurement Policy” to make Local Government Units only purchase and use lead-safe paints for painting jobs paid out of public funds;

**WHEREAS**, the Provincial Government of Occidental Mindoro (PGOM) recognizes the hazards and risks to human health, particularly the health of children, workers, and women with the use of such paints;

**WHEREAS**, the PGOM signifies its support for the adoption of ethical and sustainable practices in the paint and coating industry, as well as the eventual elimination of lead-based paints by advocating the mandatory procurement of lead-safe paints, and the enactment of progressive legislation to that affect, thus there is a need to issue this Executive Order;

**NOW THEREFORE, I, EDUARDO B. GADIANO**, Governor of Occidental Mindoro, by virtue of the powers vested in me by law, do hereby order:

**Section I. POLICIES ON LEAD-SAFE PAINT.**

In accordance with law, it is the policy of the Provincial Government of Occidental Mindoro to promote the public’s health, safety, and welfare, as well as promote a toxic-free environment, by ensuring the mandatory procurement and use of duly certified lead-safe paints.

**SECTION II. DEFINITION.**

- a. **Lead Paint**- paints or other similar surface coating materials containing lead or lead compounds (calculated as lead metal) in excess of .009 percent (90 ppm) of the weight of the total non-volatile content of the weight of dried paints film.
- b. **Lead-safe Paint**- paint or other similar surface coating materials which does not contain added lead.



### **Section III. SCOPE**

This Executive Order shall cover the procurement and use of certified lead safe paints for publicly-funded construction, maintenance and renovation projects and activities undertaken by the Provincial Government through its employees, contractors, and service providers, as well as partners from public and private sectors. The province shall

### **Section IV. DUTIES AND FUNCTIONS OF THE PROVINCIAL GOVERNMENT OF OCCIDENTAL MINDORO IN THE IMPLEMENTATION OF THE POLICY ON LEAD-SAFE PAINT.**

The Provincial Government of Occidental Mindoro shall:

- a. Adopt best practices and design and implement a "Lead-Safe Paint Procurement Policy" to ensure that LGUs adopt green procurement policies and incorporate environmental considerations into procurement processes;
- b. Ensure compliance with Department of Education (DepEd) Order No. 4, s. 2017, on the mandatory use of lead-safe paints in all schools and the observance of proper lead paint abatement and removal to avoid the generation and dispersion of lead-containing dust;
- c. In accordance with the previous items, consider utilizing locally produced paint products that meet the government's regulatory standards, as well as the standards under the Lead Safe Paint Certification Program of IPEN;
- d. Promote compliance with other prohibited uses of lead as specified under DENR AO No. 2013-24, such as the prohibition on the use of lead in the manufacturing and distribution process of food and beverage packaging, cosmetics, learning materials, school supplies, toys, and other children's products, including indoor and outdoor play equipment;
- e. Promote industrial compliance with chemical control policies and lead-free production practices, as well as public awareness on the deliberating impacts of lead and lead compounds on human health and environment through information, education, and communication (IEC) initiatives;
- f. Cooperate with concerned national government agencies regarding compliance with and implementation of established product recall mechanisms and protocols; and
- g. Participate in the annual celebration of International Poisoning Prevention Week, an initiative of the Global Alliance to Eliminate Lead Paint (Lead Paint Alliance) jointly led by the United Nations Environment Programme (UNEP) and the World Health Organization (WHO), every last week of October of each year.

### **SECTION V. REPEALING CLAUSE.**

All Executive Orders, rules, and regulation and other issuances or parts thereof, which are inconsistent with this Executive Order, are hereby revoked, amended, or modified accordingly.





Republic of the Philippines  
MIMAROPA Region  
Province of Occidental Mindoro  
**OFFICE OF THE GOVERNOR**

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**SECTION VI. SEPARABILITY CLAUSE.**

Any portion or provision of this Executive Order that may be declared unconstitutional shall not have the effect of nullifying its other portions or provisions, as long as such remaining portions can still be given effect.

**SECTION VII. EFFECTIVITY CLAUSE.**

This Executive Order shall take effect immediately and shall remain in force until repealed or revoked.

**DONE** at the Office of the Governor, Provincial Capitol, Mamburao, Occidental Mindoro this 11<sup>th</sup> day of May 2023.

  
**EDUARDO B. GADIANO**  
Governor