

Republic of the Philippines
PROVINCE OF NEGROS ORIENTAL
City of Bayawan
Office of the Sangguniang Panlungsod

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE CITY COUNCIL OF BAYAWAN, NEGROS ORIENTAL ON FEBRUARY 7, 2012 AT 1 O'CLOCK PM AT THE SP SESSION HALL.

RECORD OF ATTENDANCE

| | | |
|-------------------------------|----------------------|---------|
| Hon. Ismael P. Martinez | (Presiding Officer) | Present |
| Hon. Victoriano D. Alabastro | | Present |
| Hon. Ernesto T. Tijing | | Present |
| Hon. Mark Anthony A. Duque | | Present |
| Hon. Francis Floyd B. Araula | | Present |
| Hon. Peter Paul F. Renacia | | Present |
| Hon. Alex D. Tizon | | Present |
| Hon. Danilo G. Lamis | | Present |
| Hon. Mark Fidencio L. Aurelia | | Present |
| Hon. Sharlou F. Jamin | | Present |
| Hon. Luis J. Sumalpong | | Present |
| Hon. Jonas M. Trias | (ABC Vice President) | Present |
| Hon. Alsheiba M. Tanasan | (SK Fed. President) | Present |

RESOLUTION NO. 118

“Presented for Third and Final Reading an Ordinance Governing the Operation of the Livestock Auction Market of the City of Bayawan, Negros Oriental and Prescribing Fees Relative Hereto.

“On motion of Honorable Councilor Sumalpong and duly seconded by Honorable Councilor Renacia, the Council

“RESOLVED, To enact, as it hereby enacts the following ordinance, to wit:

ORDINANCE NO. ²~~05~~

AN ORDINANCE GOVERNING THE OPERATION OF THE LIVESTOCK AUCTION MARKET OF THE CITY OF BAYAWAN, NEGROS ORIENTAL AND PRESCRIBING FEES RELATIVE HERETO.

Be it ordained by the City Council of Bayawan, that:

SECTION I. Definition.

- Livestock Auction Market – a place officially established as market or auction venue for buying, selling and bartering of livestock.
- Market Officials – a team comprising the selected local government employees vested with powers and functions in supervising the operation of the livestock auction market.
- Livestock Market Day – specific day in a week where livestock auction market operation is held.
- Weighing Scale – an instrument used in determining the official weight of an animal.
- Corral – a fenced premises in the market where animals are kept after weighing for observation and / or transportation.

- f. Large Cattle/Livestock – refers to horses, cattle, swine, sheep, goat, carabao, and other domesticated useful quadrupede kept or raised on a farm or ranch.

SECTION II. Unless otherwise provided for by an Ordinance, no livestock market shall be established without the formal written recommendation by the City Veterinarian and subsequent approval by the Sangguniang Panlungsod and the Chief Executive provided the following requirements shall be complied with, provided further, that existing unregistered auction market shall be given a maximum of one year to comply with the provisions of this Ordinance.

3. A Feasibility Study which shall include the following:
- a. Building and indispensable accessories
 - b. Lot
 - c. Adequate Water Supply System
 - d. Effective Sanitation Control System
 - e. Road accessibility
4. A distance of at least 200 meters from industrial, commercial and residential areas, churches and other religious places and schools

SECTION III. There shall be a team headed by the City Veterinarian or his representative in-charge of supervising and maintaining the operation of the market comprising the following:

1. City Veterinarian
2. License inspector
3. Revenue Collection Officer
4. Sanitary Inspector
5. Other employees as may be determined by the City Veterinarian when exigencies of the service requires.
6. PNP Personnel/Auxiliary Police.

Powers and Duties:

1. Personally undertakes and records the coming in and weighing of animals.
7. Collects fees as prescribed
8. Maintains adequate sanitation
9. Supervises the proper placement of animals inside the corral provided that untamed animals should be well corded and separated from the tamed.
10. Briefly orients the visitors and buyers of conduct and safety provided that any injury that may be caused by the animals shall be the liability of the owner thereof.
11. Undertakes registration of unregistered large cattle.

SECTION IV. There shall be fees collected according to the following:

1. P 10.00 as rental fee of space per large/small (livestock) ruminants inside the corral
2. P 10.00 as entrance fee for every visitors and/or buyer entering the corral shall go to the barangay
3. P 1.00 fee for every heads or poultry
4. P 50.00 rental for every stall in front of the corral which shall constructed and supervised by the barangay shall go to the barangay
5. P 0.25 per kilo of weighed animal as rental fee for the use of the weighing scale
6. P 3.00 per head for hogs and small ruminant and P5.00 for large cattle and carabao, P1.00 per head for poultry for the issuance of veterinary health certificate.

SECTION V. The following animals shall not be allowed inside the corral or vicinity:

- (1) Animals carrying communicable diseases
- (2) Animals not allowed by law to be sold or bartered
- (3) Animals with notoriously violent tendencies
- (4) Animals with no registration documents

SECTION VI. No person below 15 years old shall be allowed inside the corral unaccompanied by a guardian, provided he/she shall pay the same fee as prescribed in Section IV par.2.

SECTION VII. No person shall be allowed to conduct any form of business inside the corral other than those relative to livestock auction market operation.

SECTION VIII. Any violation of the provisions herein set forth shall upon conviction be punished by a fine of not exceeding Two Thousand Five Hundred Pesos (P 2,500.00) or by an imprisonment of not exceeding Four Months or both such fine and imprisonment at the discretion of the court.

SECTION IX. Existing Ordinance or any provision of Ordinance Inconsistent herewith are hereby repealed.


SECTION X. This ordinance shall take effect after compliance with the provisions of R. A. 7160, the LGC of 1991.

“Enacted.”

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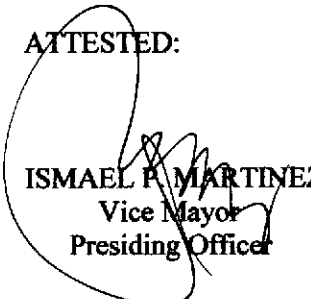
I hereby certify to the correctness of the foregoing resolution.

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JULIUS T. ESPARTERO
Secretary to the Sangguniang Panlungsod

ATTESTED:

APPROVED: MAY 13 2012


ISMAEL P. MARTINEZ
Vice Mayor
Presiding Officer


RENE G. GAUDIEL
Mayor

COPY FOR:

- The Honorable Provincial Board, Dumaguete City