

REPUBLIKA NG PILIPINAS
TANGGAPAN NG SANGGUNANG PANLUNGSOD
LUNGSOD NG BAKOLOD

CITY ORDINANCE NO. 03
February 19, 1985

AN ORDINANCE ADOPTING REGULATORY MEASURES FOR THE PROTECTION OF THOSE ENGAGED IN THE BREEDING OF FIGHTING COCKS IN THE CITY OF BACOLOD AND PRESCRIBING PENALTIES FOR VIOLATION THEREOF.

WHEREAS, the breeding of fighting cocks is becoming a viable industry in the City of Bacolod providing livelihood and additional income to many people of the city and, therefore, must be given ample protection and support by the City Government;

WHEREAS, the thievery of fighting cocks is becoming rampant in the City of Bacolod and there are indications that this may proliferate into highly profitable syndicated operations;

WHEREAS, there is an urgent and pressing need to institute regulatory measures for the prevention and control of the rising incidence of thieveries of fighting cocks in the City of Bacolod for the protection of the constituents of the city engaged in this industry;

WHEREAS, statistics show that stolen fighting cocks are being shipped out of the City of Bacolod to be sold elsewhere, most especially in Metropolitan Manila, where fighting cocks coming from the City of Bacolod command higher prices;

WHEREAS, Section 51 of the Local Tax Code (P.D. 231, as amended) provides, inter alia:

"Sec. 51 - Administrative or regulatory measures - An ordinance may provide administrative or regulatory measures necessary in the conduct of a business or industry, or the practice of a profession or occupation, or to protect public interest, and the local government may impose a regulatory fee commensurate to the service rendered in the implementation thereof"

WHEREAS, a public hearing on this proposed ordinance was held by the Committee on Ways and Means on August 30, 1984 with due notice thru personal service and publication to all interested parties, especially to the Negros Gamefowl Breeders' Association, and no objection has been interposed to the passage of this ordinance.

NOW, THEREFORE, be it ordained, as it is hereby ordained, by the Sangguniang Panlungsod of the City of Bacolod, in Session Assembled, that:

Section 1 -

- a) Shippers of fighting cocks in the City of Bacolod shall be required to obtain clearance for shipment from the Office of the Station Commander of the Bacolod Police Station, Integrated National Police, for every shipment to be made through the airport, seaports, and bus terminals of Bacolod City;

- b) Shippers of fighting cocks applying for clearance must present the following to the Station Commander or to his duly deputized personnel:
1. A permit from the Bureau of Animal Industry (BAI);
 2. Fighting cocks to be shipped;
 3. Official receipt from the City Treasurer of Bacolod showing payment of the regulatory fee imposed under Section 3 hereof for inspection and clearance purposes;
- c) The Station Commander or his duly deputized personnel, upon receipt of the application for clearance, shall check with the records of stolen fighting cocks to ascertain that the cocks brought for clearance purposes are not among the list of stolen fighting cocks. For this purpose, the Bacolod Police Station is directed to keep and maintain a logbook for the purpose of recording therein stolen fighting cocks with all the data and description necessary to identify stolen fighting cocks;
- d) After ascertaining that the fighting cocks to be shipped are not subjects of a criminal offense, the Station Commander or his duly deputized personnel shall cause the attaching of seal devices to the fighting cocks and the issuance of a clearance certificate duly signed by him or by his duly deputized personnel.

Section 2 - Carriers such as shipping companies, airlines, land transportation companies, and messengerial and delivery companies shall not accept for shipment fighting cocks in the City of Bacolod without any clearance from the Station Commander of the Bacolod Police Station (PC/INP).

Section 3 - A regulatory fee of TEN PESOS (P10.00) per fighting cock to be shipped from Bacolod City shall be paid by the shipper to the City Treasurer of Bacolod.

Section 4 - The Station Commander of the Bacolod Police Station (PC/INP) is authorized to issue such rules and regulations as may be deemed necessary for the proper implementation of this regulatory ordinance.

Section 5 - Any person (s) violating this ordinance shall be punished with a fine of not less than TWO HUNDRED PESOS (P200.00) but not more than SIX HUNDRED PESOS (P600.00), or an imprisonment of not less than FIFTEEN (15) days but not more than SIX (6) months, or both such fine and imprisonment at the discretion of the Court.

If the offender is a juridical person, the responsible officer or officers of such juridical entity shall be punished in accordance with this section.

Section 6 - This ordinance shall take effect after FIFTEEN (15) days from its last publication.

CARRIED BY THE VOTE OF:

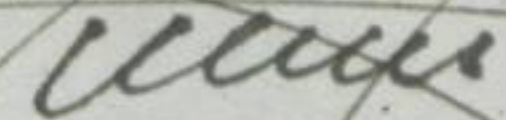
Affirmative:

Kagawad: Inocencio Y. Lucasan, Pedro E. Jimenea, Rolando C. Estrella, Romeo S. Geocadin, Rodolfo A. Parreño, Rodolfo S. Magbanua, Jose Vicente G. Tanpinco, Constancio G. Legaspi, Raymundo G. Pandan, Erle Stanley D. Buyco.

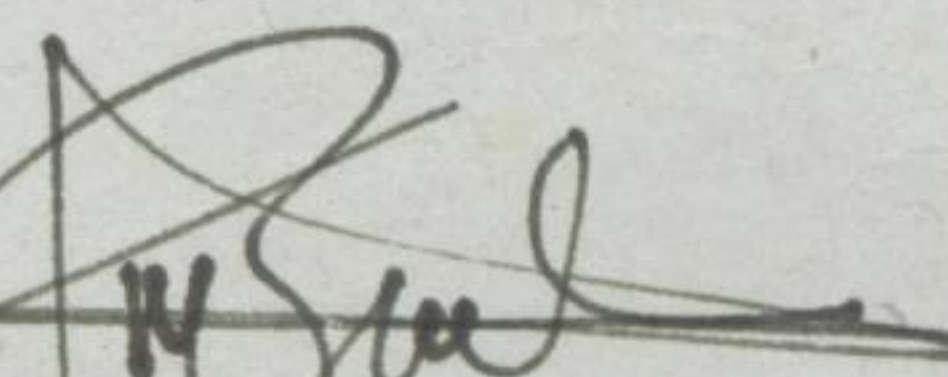
Negative: N o n e .

Absent : N o n e .

Passed : February 19, 1985.

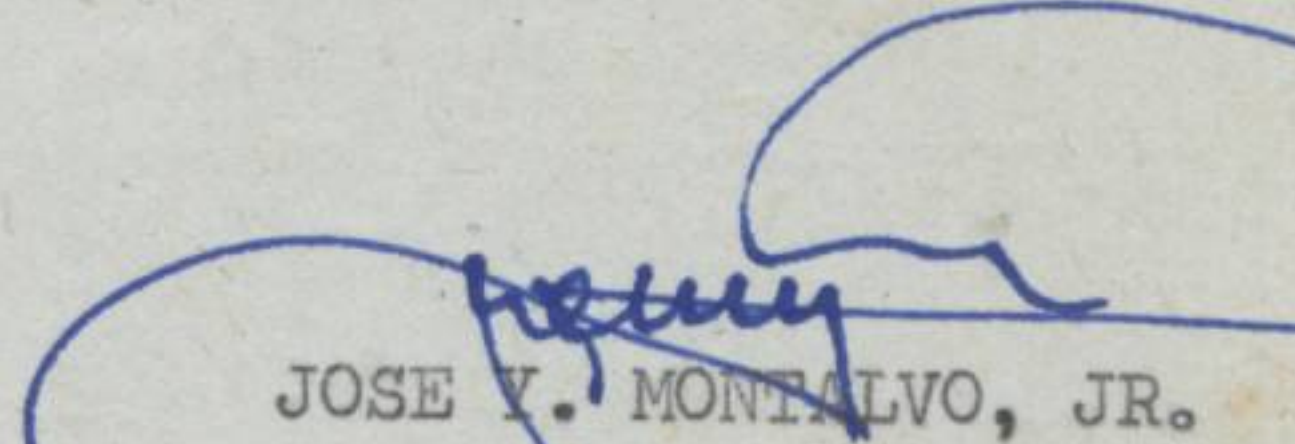

JOSE H. LAS PIÑAS
Vice-Mayor
Presiding Officer

ATTESTED:


ATTY. KENNETH M. BARREDO
Secretary, Sangguniang Panlungsod

APPROVED:

February 22, 1985.


JOSE Y. MONTALVO, JR.
City Mayor