

**REPUBLIKA NG PILIPINAS**  
**TANGGAPAN NG SANGGUNIAN PANLUNGSOD**  
**LUNGSOD NG BAKOLOD**

-000-

CITY ORDINANCE NO. 210

January 28, 1998

AN ORDINANCE ESTABLISHING POLICIES THAT SHALL GOVERN THE OPERATION AND MAINTENANCE OF THE HANDUMANAN PUBLIC CEMETERY AND PROVIDING VARIOUS FEES AND IMPOSING PENALTIES FOR VIOLATING THEREOF.

Be it ordained by the Sangguniang Panlungsod of Bacolod, that:

**Section I - TITLE** - This Ordinance shall be known as the "Ordinance Establishing Policies that Shall Govern the Operation and Maintenance of the Handumanan Public Cemetery and providing Various Fees and Imposing Penalties for Violating Thereof".

**Section II - POLICY** - It is hereby declared to be the policy of the City Government of Bacolod to provide a set of minimum standards and requirements to regulate and control the construction, use, operation and maintenance of the Handumanan Public Cemetery located in Barangay Handumanan for public safety and welfare.

**Section III - Handumanan Public Cemetery** - a newly developed 4.0017 hectares (1.8355 has. Christian, 1.00 ha. Muslim, 1.1662 has Buffer Strip) public cemetery managed by the City Government of Bacolod, ready as burial grounds.

All existing niches (Christian and Muslim) in Handumanan Public Cemetery constructed before the passage of this ordinance shall be exhumed after 5 years and shall be transferred to the bone vault to allow reconstruction of said niches on the area according to plan. Agreement shall be put in writing and duly signed by the authorized representative of the family and the City Health Officer or his authorized representative.

**Section IV - GENERAL RULES**

1. Only human remains shall be buried in the niches provided in the cemetery.
2. The cemetery shall be opened from Monday to Sunday from 8:00 A.M. to 12:00 noon and from 1:00 P.M. to 5:00 P.M.
3. Underground interment/burial shall strictly be prohibited.

4. The marker or inscription on each vault shall correspond to the record of the City Health Office and no changes shall be made thereon, except upon request by the proper parties approved by the City Health Office.
5. Exhumation shall only be granted to authorized family member upon approval of the city Health Office.

**Section V - FEES -**

1. Rental shall be charged for the use of the niche in the amount of Seven Hundred Fifty (P750.00) Pesos for a period of 5 years or One Hundred Fifty (P150.00) Pesos annually, payable in cash or on installment basis. An initial payment of Three Hundred Fifty (P350.00) Pesos shall be collected upon assessment and approval of burial permit and to pay the remaining balance of Four Hundred (P400.00) Pesos annually until it shall be fully paid.
2. Payment shall be made upon assessment and approval of Burial Permit Section of the Permits and Licensing Division under the Office of the Mayor from Monday to Friday during office hours from 8:00 a.m. to 12:00 noon and from 1:00 p.m. to 5:00 p.m.
3. A one-time payment/fee of Fifty Pesos (P50.00) shall be charged for the use of the bone vault permanently.
4. At the end of the 5 year period after burial, even if the family have paid/or not the remaining balance, the City Government shall automatically recover the niche and shall have the right to rent it to a new lessor. However, an extension of 2 years could be granted upon the request of the family with no additional charges/payment after which the remains (bones) shall be transferred to the bone vault.

**Section VI - PROCEDURE IN THE APPLICATION OF BURIAL PERMIT**

1. The Family secures a Death Certificate from the Civil Registrar's Office or Hospital where the person dies. Moreover, preparation of Death Certificate could also be done in the Barangay during non-working days.
2. Informant/Family Member secures Burial Permit from the Permits and Licensing Division under the Office of the Mayor. In consonance with Item a, Temporary

Burial Permit maybe issued by the Barangay Captain or his duly authorized representative during non-working days, provided, however that an official Burial Permit will be acquired from the Mayor's Office on the next working day.

3. The Burial Permit shall be presented to the Cemetery Caretaker who shall assign the niche to be used. Assignment of niche shall be done strictly in Chronological Order i.e. starting with Niche Number 1, Number 2 etc. To be utilized first shall be the ground area for the first layer and then followed by the second storey up to the fourth storey only. Public Cemeteries shall maintain an Office at the guard house where the Caretaker shall keep the records.

**Section VII - MAINTENANCE** - Proper care and maintenance of the Cemetery which shall include, cleaning of the grounds in preparation for November 1 activity shall be the responsibility of the Caretaker who shall be permanently assigned in the area. Three (3) caretakers shall be assigned to be on duty on an eight (8) hour rotation basis. The caretaker on the night shift shall also act as Security Guard of the cemetery ground.

**Section VIII - YEARLY BUDGETARY ALLOTMENT** - In order to ensure availability of finished niches, the City Health Office shall allocate an annual budget of Three Hundred Thousand Pesos (P300,000.00) for the purpose of constructing additional niches according to the projected number of niches needed annually. Construction of said niches shall be coordinated with the City Engineer's Office.

**Section IX - INTERIM RULES AND REGULATIONS** - Interim rules and regulations on cemeteries promulgated before the adoption of this Ordinance pursuant to existing laws and decrees shall continue to have binding force and effect, when not in conflict with the provisions of this Ordinance.

**Section X - SEPARABILITY CLAUSE** - If any provision of this Ordinance or the application thereof is to any person or circumstance declared unconstitutional or invalid for any reason, the same shall not affect the validity of the other provisions.

**Section XI - REPEALING CLAUSE** - Local executive orders, ordinances, rules and regulations or parts thereof contrary to or inconsistent with the provision of this Ordinance are hereby repealed, amended or modified accordingly.

**Section XII - PENAL CLAUSE** - Any violation of the provisions of the ordinance by all parties involved shall be punished by a fine of not less than **Eight Hundred Pesos (P800.00)** but not more than **One Thousand Pesos (P1,000.00)** or imprisonment of not less than three (3) months but not more than six (6) months, or both such fine or imprisonment at the discretion of the court.

**Section XIII - EFFECTIVITY** - This ordinance shall take effect 15 days after its publication in any newspaper of general circulation in the city.

CARRIED BY THE VOTE OF:

Affirmative:

Councilors : Renecito S. Novero, Lorendo K. Dilag, Rolando V. Villamor, Juanito S. Amihan, Jr., Napoleon A. Cordova, Constancio G. Legaspi, Archie S. Baribar, Celia R. Flor, Joaquin L. Torre, Juan Ramon R. Guanzon, Ricardo L. Tan, Pepito T. Malapitan.

Negative : None.


Absent : None.

Main Author: Councilor Napoleon A. Cordova.

OFFICIAL TRAVEL: Councilor Christine Angelie V. Matus.

Passed : January 28, 1998 (Special Session).

Comments : Passed.  
Councilor Luzviminda S. Valdez was out of the session hall when this ordinance was passed.

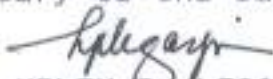
  
WILMAR L. DRILON  
Vice Mayor  
Presiding Officer

CITY ORD. NO. 210 S'98

ATTESTED:

ATTY. NILO T. ALEJANDRINO  
Secretary to the Sanggunian

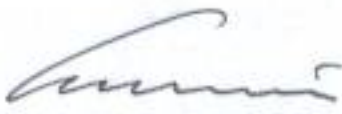
By:



HELEN P. LEGASPI

Stenographic Reporter IV  
Acting Board Secretary

APPROVED: February 12, 1998.

  
EVELIO R. LEONARDIA  
City Mayor

NTA/HPL/jbz

RECORDS DIVISION  
OFFICE OF THE MAYOR  
BACOLOD CITY

DATE: 2/4/98

TIME: 9:45 A.M.

REC'D BY: 