



EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE HONORABLE
9TH SANGGUNIANG PANLALAWIGAN, PROVINCE OF GUIMARAS HELD AT THE SP
SESSION HALL, 2ND FLOOR, GTIC BUILDING ON OCTOBER 15, 2019.

PRESENT:

Atty. John Edward G. Gando -	Vice Governor and Presiding Officer
Hon. Cyril C. Beltran -	SP Member and Majority Floor Leader
Hon. Aurelio G. Tionado -	SP Member
Hon. David G. Gano -	SP Member and Deputy Majority Floor Leader
Hon. Luben G. Vilches -	SP Member
Hon. Diosdado G. Gonzaga -	SP Member
Hon. Josefina G. de la Cruz -	SP Member
Hon. Rex G. Fernandez -	SP Member
Hon. Raymond H. Gavileño -	SP Member
Hon. Karren Kaye A. Gadnanan -	Ex-Officio SP Member (SK Federation President)
Hon. Marilou S. Delumpa -	Ex-Officio SP Member (Liga ng mga Barangay President)
Hon. Glicerio G. Edang -	Ex-Officio SP Member (LNB Federation President)

ORDINANCE NO. 2019-04

AN ORDINANCE PRESCRIBING THE USE OF APPROPRIATE TRANSPORT FACILITIES FOR POULTRY, LIVESTOCK AND OTHER DOMESTIC ANIMALS FOR TRADE IN THE PROVINCE AND FOR OTHER PURPOSES.

Be it ordained by the 9th Sangguniang Panlalawigan of the Province of Guimaras in regular session duly assembled, that:

Section 1. Title- This Ordinance shall be known as **An Ordinance Prescribing The Use Of Appropriate Transport Facilities For Poultry, Livestock And Other Domestic Animals For Trade In The Province And For Other Purposes;**

Section 2. Purpose- The main purpose of this Ordinance is to protect and maintain the physical and psychological well-being of the animals while in transit from the place of origin to their destination in the Province;

Section 3. Statement of Policy- It is the policy of the Province to require all traders and transporters of domestic animals to provide appropriate transport facilities so as not to cause unnecessary harm, pain or suffering to the animals while being transported in the province to conform with the provisions of RA 8485 otherwise known as **Animal Welfare Act of 1998** as amended by RA 10631;

Section 4. Scope of Application- This Ordinance shall apply to all traders and transporters of poultry, livestock and other domestic animals;

Section 5. Definition of Terms/Phrases – The following terms and phrases shall be defined as used in this Ordinance:

1. **Cage-** is an enclosed structure made of light materials such as but not limited to bamboo strap, screen wire, plastic screen, carton, buri and other similar materials to confine poultry and other domestic animals for transport purposes.

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ProvinceofGuimaras

5. Animals for trade purposes such as swine, cows and carabaos shall be unloaded in the designated areas of the municipalities while those to be transported to Iloilo shall be unloaded at the designated areas of pumpboat terminals or RORO wharf.
6. In transporting one or two heads of poultry or other domestic animals for whatever purpose a carton, buri bag, screen bag, or similar container may be used. In no case shall the legs of the birds be tied as to allow them to either sit or stand and breathe freely by boring small holes on top and sides of the container.

Section 7. Implementing Guidelines- Within fifteen (15) days from the approval of this Ordinance by the Governor, the Provincial Veterinary Office and the Provincial Office for Agricultural Services in coordination with the Sangguniang Panlalawigan Committee on Agriculture are hereby mandated to come up with the Implementing Rules and Regulations (IRR) to give life to the provisions of this ordinance more particularly on the adoption and/or issuance of citation ticket to and/or prosecution of violators. The said IRR shall be approved by the Governor;

Section 8. Penal Provision- Any person violating any of the provisions of this ordinance shall be meted out with a fine of Php500.00 for the first offense; a fine of Php1,000.00 for second offense; and fine of php1,500.00 or imprisonment not exceeding two (2) months or both fine and imprisonment at the discretion of the court for the third offense;

In lieu of arrest, a person found violating this ordinance shall be issued a citation ticket in such a form as the Provincial Governor may devise, commanding him/her to appear in the Governor's Office within seventy two (72) hours from issuance thereof to show cause why he/she should not be prosecuted for violation of this Ordinance. Within the said period of seventy two (72) hours, the respondent may elect in lieu of the prosecution to voluntarily pay the fine.

Section 9. Separability Clause- If any part or provision of this Ordinance shall be declared unconstitutional or unlawful by any court, all other provisions not otherwise affected shall remain valid and effective;


Section 10. Repealing Clause- Any Ordinance contrary or inconsistent with any provisions hereof is hereby repealed, amended or modified accordingly;

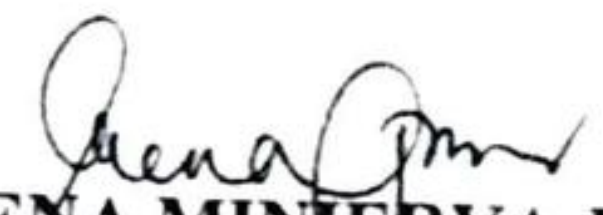
Section 11. Effectivity- This Ordinance shall take effect 15 days after its publication in a newspaper of local circulation.

ENACTED this 15th day of October 2019.

I hereby certify to the correctness of the foregoing ordinance which was duly enacted by the 9th Sangguniang Panlalawigan of the Province of Guimaras during its regular session on October 15, 2019.

We Concur:


CYRIL C. BELTRAN


LORENA MINIERVA-ITUCAS
Secretary to the Sangguniang Panlalawigan


AURELIO G. TIONADO


2. **Domestic Animals-** are animals which are raised in the farm or home to produce meat and eggs for consumption and for trade. Animals such as dogs, cats and other pets are raised for pleasure, and are therefore not considered as domestic animals.
3. **Livestock-** any domesticated animals which are raised in an agricultural setting for purposes of profit or for food. These animals are divided into two categories namely: ruminants and non-ruminants.
4. **Motorized Transport Vehicle-** refers to any vehicle propelled by an engine used to transport people, goods and animals. It maybe private or public.
5. **Poultry-** are common domestic birds such as chicken, turkey and ducks whose meat and eggs are used for food.
6. **Ramp-** refers to an equipment or apparatus used in loading or unloading animals.
7. **Ruminants-** refers to domestic animals such as but not limited to cows, carabaos, sheep and deer which, after grazing, bring their food back from their stomach into their mouth and chew it again prior to digestion.
8. **Non-ruminants-** refers to animals with simple stomach compartments such as swine, horses and rabbits.
9. **Swine-** refers to pigs and hogs.
10. **Tangkal- tangkal-** refers to a locally improvised transport facility made of steel pipes, steel bars, with a side wheel attached to a motorcycle.
11. **Trader** – a person who buys and sells poultry, livestock and other domestic animals for profit,
12. **Transporter** – a person who transports domestic animals for trade or other purposes.
13. **Transport facilities-** refers to any vehicle or equipment used to carry goods, animals and people from one place to another.

Section 6. Regulatory Provision

1. Live poultry products and other domestic fowls shall be confined in any of the containers mentioned in par. 1 Section 5 hereof, loaded in an appropriate public or private transport vehicle or hand carried by a person or persons.
2. Small livestock such as calves, swine, goats and sheeps shall be transported using a Tangkal- tangkal allowing them to freely sit or stand.
3. Large and mature livestock such as cows and carabaos shall be loaded in any open public or private transport vehicle in a manner that does not hamper the animals to either sit or stand. A ramp shall be used for safe and easy loading or unloading. In no case shall these animals be made to jump from the transport vehicle to the ground.
4. Live poultry products shall not be loaded together with the passengers inside the public utility vehicle. Confined in an appropriate container, they shall be loaded at the carrier of the vehicle located at rear portion of the same.


DAVID G. GANO

SP Member


DIOSDADO G. GONZAGA

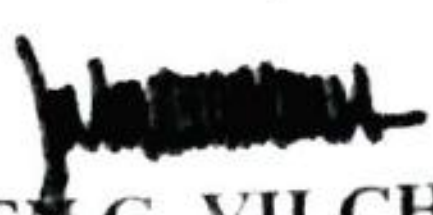
SP Member


REX G. FERNANDEZ

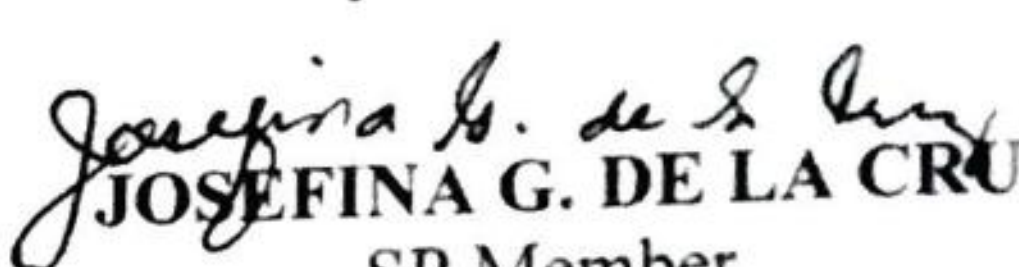
SP Member


KARREN KAYE A. GADNANAN

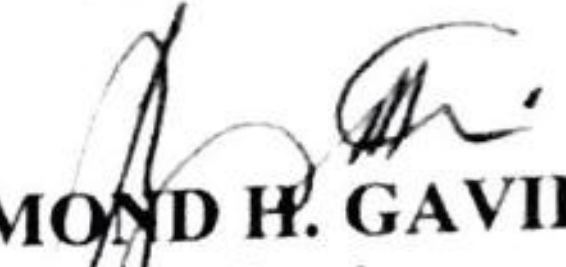
 Ex-Officio SP Member
 (SK Federation President)


LUBEN G. VILCHES

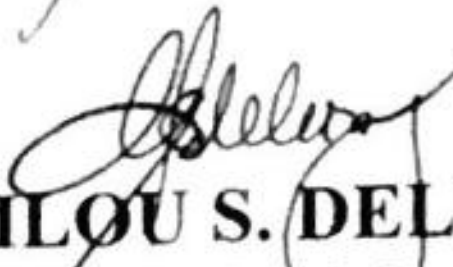
SP Member


JOSEFINA G. DE LA CRUZ


SP Member


RAYMOND H. GAVILEÑO

SP Member


MARILOU S. DELUMPA

 Ex-Officio SP Member
 (PCL Federation President)


GLICERIO G. EDANG


 Ex-Officio SP Member
 (LNB Federation President)

Attested:


ATTY. JOHN EDWARD G. GANDO

 Vice Governor
 Presiding Officer

Approved:


SAMUEL T. GUMARIN, MD, MPH
 Governor