



SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF MONCADA, TARLAC FOR CY 2020 HELD ON THE 16th DAY OF NOVEMBER 2020 AT THE SB SESSION HALL, LEGISLATIVE BUILDING.

PRESENT:

HON. JAIME O. DUQUE	.. VICE MAYOR/PRESIDING OFFICER
HON. CLEOFE D. FAVIS	.. MEMBER
HON. ALBERTO C. MARZAN, JR., MD	.. MEMBER
HON. RUBEN V. GAMBOA, JR.	.. MEMBER
HON. THELMAFLOR A. ESPEJO	.. MEMBER
HON. GEORGE MICHAEL P. AGUILAR	.. MEMBER
HON. JANIUS M. YASAY	.. MEMBER
HON. CELESTE A. AYSON	.. MEMBER
HON. GEORGE R. CUCHAPIN, MD	.. LnB PRESIDENT
HON. EZEKIEL C. RIVERA	.. SKF PRESIDENT

ABSENT:

HON. RODOLFO C. ESPEJO, JR.	.. MEMBER (SICK LEAVE)
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MUNICIPAL ORDINANCE NO. 10

Series of 2020

AN ORDINANCE REGULATING THE OPERATION OF BACKYARD PIGGERIES IN MONCADA, REPEALING FOR THIS PURPOSE MUNICIPAL ORDINANCE NO. 02 SERIES OF 2008, OTHERWISE KNOWN AS THE PIGGERY ORDINANCE OF 2008

**Proponents: Coun. Alberto C. Marzan, Jr., MD
Coun. George Michael P. Aguilar, Coun. Ruben V. Gamboa, Jr.**

WHEREAS, the increase in hog population has created and exacerbated various environmental and health concerns among the populace;

WHEREAS, current regulations seem unable to influence backyard piggery operators to comply with the Sanitation Code and other pertinent laws on environmental protection;

WHEREAS, the principle of decentralization and devolution vests the LGUs greater responsibility of monitoring compliance of hog raisers with established statutes and regulations in the form of laws and ordinances;

WHEREAS, the Sangguniang Bayan of Moncada, by virtue of its role, recognizes the need to repeal the existing Piggery Ordinance to keep pace with present realities on



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piggery operations, of which shall comply with structural and sanitation requirements set by the LGU and other regulatory bodies;

NOW, THEREFORE, on motion by Coun. George Michael P. Aguilar, duly seconded;

BE IT ENACTED BY THE SANGGUNIANG BAYAN OF MONCADA IN SESSION ASSEMBLED, that:

SECTION 1. This ordinance shall be known as "**THE BACKYARD PIGGERY ORDINANCE OF MONCADA 2020**"

SECTION 2. Definition of Terms:

- (a) Backyard Piggery – refers to a hog-raising venture in rural areas, usually started at the owner's backyard.
- (b) Small Scale Piggery – refers to a hog raising venture usually started in the backyard or the owners' domicile with a maximum of four (4) heads at any given time, including either one (1) sow (inahin) or one (1) boar (bulog) and the rest fatteners or weanlings.
- (c) Medium Scale Piggery- refers to a hog raising project with a maximum of ten (10) heads at any given time, including a maximum of two (2) sows (inahin) and one (1) boar (bulog).
- (d) Large Scale Piggery:
 - (d.1) – refers to a hog raising venture with a maximum of twenty (20) heads at any given time including a maximum of four (4) sows and one (1) boar.
 - (d.2) – refers to a hog raising venture with a maximum of four (4) boars.
- (e) Built-Up Area – a community of densely-clustered households.

SECTION 3. General Statutory Provisions.

- (a) Hog raising of any size shall be prohibited where project site is located in a built-up area or where households are so close to each other without defined boundaries, making health and sanitation standards impossible to maintain.



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(b) Piggeries shall be located preferably on elevated topography and broad terrain for good ventilation.

(c) Pigpens must have sufficient water supply and a septic tank for large scale piggeries. Septic tanks must conform with the following requirements:

- i. It shall be watertight;
- ii. It shall be built on concrete and size proportional to the stock population; and
- iii. It shall not be constructed under any building within thirty (30) meter radius from the nearest ground water.

(d) Piggery wastes shall be contained within the project compound and not drained outside into public canals, bodies of water and waterways.

(e) Solid wastes must be separated and placed in a container or any dry surface.

(f) The floor area for each division of pigpen dedicated for sow and boar shall be at least 1.8 to 2 square meters and the flooring thereof must be cemented.

(g) Owners must maintain the required number of sows and boars in accordance with the classification of piggeries as defined under Section 2 hereof.

(h) For all types of piggeries, pigpens for sows and boars should be separated from the rest of the other hogs.

(i) Project site for piggeries must be fenced in with concrete or other non-combustible materials and have adequate space to meet sanitation and structural requirements.

(j) Small scale piggeries shall be located not less than fifteen (15) meters from the nearest household.

(k) For medium and large-scale piggeries, the distance between pigpens and households shall be not less than thirty (30) meters.

(l) Piglets shall not be counted as head if they are below 50-days old.



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SECTION 4. Administrative Provisions.

(a) Barangay Kagawads assigned in each purok, shall conduct a comprehensive inventory of all piggeries in their respective areas. Such inventory shall include the list of facility owners or operators of piggeries, the number of hogs and the locational map of piggeries in their respective jurisdiction. Barangay officials shall keep and update their records quarterly.

(b) Piggery Operators are required to secure the following requirements for the issuance of a Mayor's Business Permit at the Municipal Treasury, to wit:

- (b.1) Small Scale Piggeries:
 - 1) Barangay Clearance;
 - 2) Community Tax Certificate;
 - 3) Sanitary Inspection Clearance;
 - 4) Veterinary Health Certificate;
- (b.2) Medium and Large-Scale Piggeries – All requirements provided under Small Scale Piggeries plus the following:
 - 1) Certificate of Registration issued by Bureau of Internal Revenue (BIR);
 - 2) Locational Clearance from MPDO;
 - 3) Building and Occupancy Permit from Municipal Engineer's Office;
 - 4) Social Security Clearance, PhilHealth Clearance and Pag-Ibig Clearance for Large-Scale Piggeries only.
- (b.3) Barangay Clearance issued by the concerned Punong Barangay shall have an attached Ocular Inspection Report or Certification jointly signed by the concerned Purok Kagawad and Kagawad on Health and Sanitation attesting therein that the proposed piggery venture complies with the provisions of this Ordinance.

(c) In case of expansion, owners or operators of piggeries shall notify the LGU of changes in classification of their piggeries, subject to existing regulations.

(d) Owners or operators of piggeries must conform with sanitary rules and regulations set by the LGU and other agencies such as DOH and DENR.

(e) Complaints and disputes arising from the operation of piggeries shall be initially lodged and settled at the Barangay level. Should the case be not settled amicably or if the barangay concerned fails to act on the matter, the same shall be elevated and referred to the Municipal Government for appropriate action. The Mayor shall



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have the power and authority to order the closure of piggeries, after due process, and upon recommendation of the Sanitation Inspector, Municipal Veterinarian, MENRO or barangay officials concerned.

SECTION 5. Other regulated acts.

- (a) Existing piggeries shall be required to use organic pest control solution to minimize source of pollutants.
- (b) Piggery owners must be open for inspection at any time.
- (c) Existing piggery must be given a certain period of time to renovate.

SECTION 6. Penalties.

Piggery owners/operators found in violation of this Ordinance shall be meted the following penalties:

- (a) First offense – Reprimand and written notice
- (b) Second offense – A fine of not more than two thousand five hundred pesos (P2,500.00).
- (c) Third and Succeeding Offenses – A fine of not more than two thousand five hundred pesos (P2,500.00) and revocation of permits.

Barangay officials, particularly the assigned Kagawad, who fail to discharge their duties and functions in support of this ordinance shall be held administratively under prevailing laws for negligence and/or dereliction of duty.

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SECTION 7. Separability Clause. – If for any reason, any section of this Ordinance shall be held unconstitutional or invalid, other sections which are not affected thereby shall continue to be in full force and effect.

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SECTION 8. Repealing Clause. – All ordinances, rules and regulations or parts thereof in conflict with this Ordinance are hereby repealed or modified accordingly.

SECTION 9. Effectivity Clause. – This Ordinance shall take effect fifteen (15) days following its posting in at least three conspicuous places in the municipality and likewise in the official social media platforms and website of the LGU of Moncada.



Republic of the Philippines
MUNICIPALITY OF MONCADA
Province of Tarlac

SANGGUNIANG BAYAN

ENACTED, this 16th day of November, 2020 at Moncada, Tarlac.

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I hereby certify to the correctness of the foregoing Municipal Ordinance which was enacted by the Sangguniang Bayan of Moncada on the above-mentioned date and place.


VICTOR SANDINO S. MOLINA
Secretary to the Sanggunian

ATTESTED AND CERTIFIED

TO BE DULY ENACTED:


JAIME O. DUQUE
Vice-Mayor & Presiding Officer

APPROVED AND SIGNED BY HER HONOR,
this 19th day of November 2020.


ESTELITA M. AQUINO
Municipal Mayor