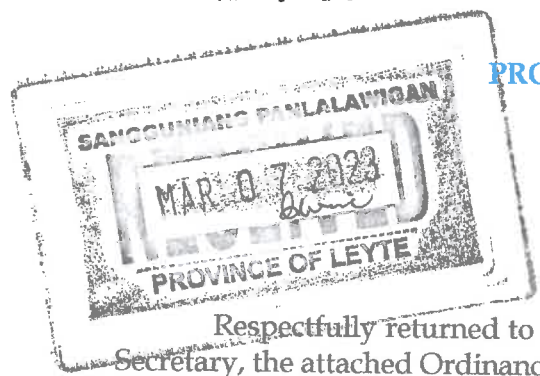


SP Records  
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Republic of the Philippines  
PROVINCE OF LEYTE

Item No.: 10  
Date: 21 MAR 2023



PROVINCIAL LEGAL OFFICE

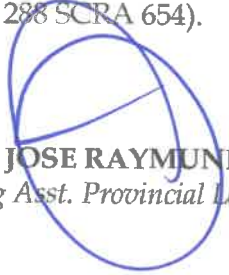
2<sup>ND</sup> Indorsement  
February 22, 2023

Province of Leyte  
Date: 2.2.23

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 6 S. 2022-2025 of the SB of Villaba, Leyte, with the following comments/opinion:

1. That Ordinance No. 6, S. 2022-2025 is an amendatory Ordinance of Ordinance No. 26, S. 2009 of the LGU concerned;
2. That Ordinance No. 6, S. 2022-2025 however is not signed by the Local Chief Executive (LCE) which signature would signify his approval thereon;
3. That pursuant to Section 54 (a) of the Code, "every ordinance enacted by the sangguniang bayan shall be presented to the municipal mayor. If the local chief executive approves the same, he shall affix his signature on each and every page thereof, otherwise he shall veto it and return the same with his objections, etc..."
4. That despite not being signed by the Local Chief Executive (LCE), Ordinance No. 6, S. 2022-2025 is not accompanied by the LCE "VETO MESSAGE" that would support his disapproval of the ordinance, hence the absence of his signature thereon;
5. That pursuant to the "CERTIFICATION" issued by the SB Secretary dated February 2, 2023, Ordinance No. 6 S. 2022-2025 was transmitted and received by the office of the Mayor on October 24, 2022, but apparently, no action has been done thereon by the LCE;
6. That pursuant to Section 54 (b) of the Code (R.A 7160), "the VETO shall be communicated by the local chief executive concerned to the sanggunian within Ten (10) days in the case of the municipality. Otherwise, the ordinance shall be deemed approved as if he had signed it";
7. That in view of the foregoing, Ordinance No. 6, S. 2022-2025 is recommended for declaration of validity pursuant to its power under Section 56 (c) of R.A 7160, for it is within the powers of the local council to amend/repeal its prior acts either expressly, or by the passage of an essentially inconsistent resolution (Constantino v. Desierto, 288 SCRA 654).

ATTY. JOSE RAYMUND A. ACOL  
Acting Asst. Provincial Legal Officer



Republic of the Philippines  
PROVINCE OF LEYTE  
Tacloban City

**OFFICE OF THE SANGGUNIANG PANLALAWIGAN**



**1<sup>ST</sup> INDORSEMENT**  
15 February 2023

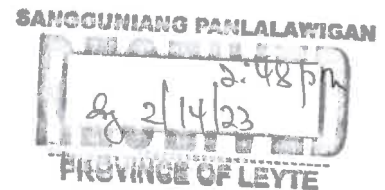
The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **MUNICIPAL ORDINANCE NO. 6, S. 2022-2025** of the **MUNICIPALITY OF VILLABA, LEYTE**, entitled: **AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 26, S-2009 IN THE MUNICIPALITY OF VILLABA, PROVINCE OF LEYTE, PRESCRIBING GUIDELINES FOR THE GRANT OF FRANCHISE, AUTHORITY OR LICENSE IN THE ESTABLISHMENT OPERATION AND MAINTENANCE OF COCKPITS, INCLUDING OTHER REGULATIONS RELATIVE THERETO, AND PROVIDING THE CORRESPONDING FEES THEREOF.**

  
**ANDRE D. SANICO**  
Provl. Govt. Asst. Dept. Head



February 10, 2022

**THE SANGGUNIANG PANLALAWIGAN MEMBERS**  
New Provincial Government Complex  
Campetic, Palo, Leyte



Honorable Sangguniang Panlalawigan Members:

We respectfully transmit herewith Fifteen (15) copies of:

**Municipal Ordinance No. 6, S-2022-2025** "AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 26, S-2009, IN THE MUNICIPALITY OF VILLABA, PROVINCE OF LEYTE, PRESCRIBING GUIDELINES FOR THE GRANT OF FRANCHISE, AUTHORITY OR LICENSE IN THE ESTABLISHMENT OPERATION, AND MAINTENANCE OF COCKPITS, INCLUDING OTHER REGULATIONS RELATIVE THERETO, AND PROVIDING THE CORRESPONDING FEES THEREOF" for your information and appropriate action.

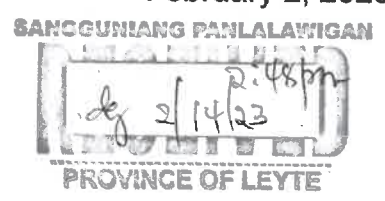
God bless and more power.

Very truly yours,

  
**MC QUIRJE P. UMPAD**  
Secretary to the Sangguniang Bayan



February 2, 2023




**SANGGUNIANG PANLALAWIGAN MEMBERS**  
New Provincial Government Complex  
Campetic, Palo, Leyte

Thru: **LEONARDO JAVIER Jr.**  
Vice Governor  
Province of Leyte

## CERTIFICATION

This is to certify that Municipal Ordinance No. 6, S-2022-2025 otherwise known as "AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 26, S-2009, IN THE MUNICIPALITY OF VILLABA, PROVINCE OF LEYTE, PRESCRIBING GUIDELINES FOR THE GRANT OF FRANCHISE, AUTHORITY OR LICENSE IN THE ESTABLISHMENT, OPERATION AND MAINTENANCE OF COCKPITS INCLUDING OTHER REGULATIONS RELATIVE THERETO AND PROVIDING THE CORRESPONDING FEES THEREOF" has been transmitted and received by the Office of the Municipal Mayor on October 24, 2022.

Due to the inaction of the municipal mayor within ten (10) days from the date of its receipt, Municipal Ordinance No. 6, S-2022-2025 shall become effective as if signed by him pursuant to Section 54, Chapter III, Title II, Book I of the Local Government Code of 1991.

  
**MC QUIRIE P. UMPAD**  
Secretary to the Sanggunian



**RESOLUTION NO. 58A, S. 2022**

**A RESOLUTION ADOPTING MUNICIPAL COCKPIT AND COCKFIGHTING ORDINANCE OF 2022**

**WHEREAS**, one of the powers, functions, and duties of the Sangguniang Bayan is to authorize and license the establishment, operation and maintenance of cockpits, and regulate the Cockfighting and commercial breeding of gamecocks; provided, that existing rights should not be prejudiced.

**WHEREAS**, the previous Municipal Ordinance No.5 S-1992 which was entitled "an ordinance authorizing and licensing the establishment, operation and maintenance of cockpit and regulating cockfighting within the Municipality of Villaba, Leyte and imposing the corresponding taxes, fees, and charges thereof "is no longer applicable.

**WHEREAS**, based on the study of applicable laws, this Sanggunian accepts the fact that indeed those questioned provisions are in violation of existing national Cockfighting Law.

**WHEREAS**, considering also of the long period that Municipal Ordinance No.5, S- 1992 was approved, and amended by Municipal Ordinance No. 26, S-2009, other provisions not being assailed by the case filed before the Regional Trial Court are already became obsolete, thus no longer applicable.



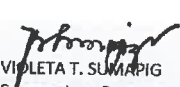

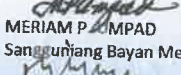
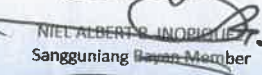
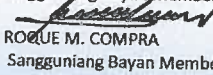
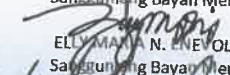

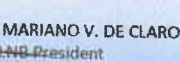
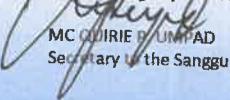
**NOW THEREFORE**, on motion by the Hon. Roque M. Compra, Sangguniang Bayan Member, duly seconded by Hon. Meriam P. Umpad, Sangguniang Bayan Member, Be it

**RESOLVED**, as the Sangguniang Bayan hereby resolved, that the Ordinance No. 6, S-2022-2025 be enacted, to wit:

**MUNICIPAL ORDINANCE NO. 6, S. 2022-2025**

**Authored by: Hon. Roque M. Compra  
Co-Authored by: Hon. Meriam P. Umpad  
SB Member, Chairman Committee on Games and Amusement**

**AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 26, S-2009, IN THE MUNICIPALITY OF VILLABA, PROVINCE OF LEYTE, PRESCRIBING GUIDELINES FOR THE GRANT OF FRANCHISE, AUTHORITY OR LICENSE IN THE ESTABLISHMENT OPERATION, AND MAINTENANCE OF COCKPITS, INCLUDING OTHER REGULATIONS RELATIVE THERETO, AND PROVIDING THE CORRESPONDING FEES THEREOF**

 DENNIS L. SY Vice Mayor/Presiding Officer	 JULIA RAHINA L. CON-UI Sangguniang Bayan Member	 VIOLETA T. SUMAPIG Sangguniang Bayan Member	 FELIPE S. CASAS, SR. Sangguniang Bayan Member
 MERIAM P. UMPAD Sangguniang Bayan Member	 NIEL ALBERT S. INOBILITIER Sangguniang Bayan Member	 ROQUE M. COMPRA Sangguniang Bayan Member	 ELLY MARIA N. ENEVOLDSEN Sangguniang Bayan Member
 ROGELIO J. BASY Sangguniang Bayan Member	 FEDERICO ENSOY Sik Federation Vice President	 MARIANO V. DE CLARO LNB President	 MC QUIRIE B. UMPAD Secretary of the Sangguniang Bayan
 ENGR. CARLOS G. VELOSO Municipal Mayor			

**ARTICLE I  
GENERAL PROVISIONS**

**SECTION 1. Title-** This Ordinance shall be called as the Municipal Cockpit and Cockfighting Ordinance of 2009.

**As Amended. SECTION 1. Short Title.** -- This Ordinance shall be called as the Municipal Cockpit and Cockfighting Ordinance of 2022

**SECTION 2. Scope.** – This Ordinance shall be applicable to the establishment and operation of a Municipal Cockpit and Cockfighting within the 35 barangays of the Municipality of Villaba, Leyte.

**SECTION 3. Definition of terms:**


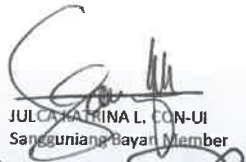


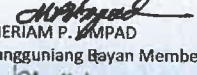
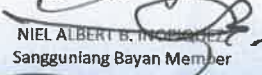
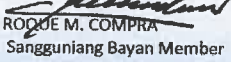
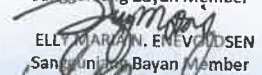
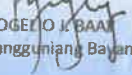
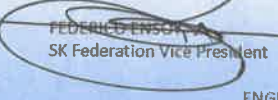
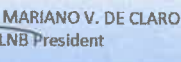
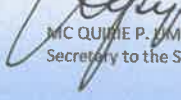
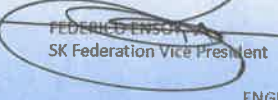
- a. **Cockpit** - a place declared by the Municipal Council thru the passage of the Municipal Zoning Ordinance as the Municipal Cockpit area.
- b. **Cockpit Officials** - are those persons who manage or officiate the operation of the Cockpit during Cockfighting. For this purpose, these are the following Cockpit officials with their respective functions:
  1. **Cockpit Manager** - refers to a person who manages the entire operation of the Cockpit during Cockfights.
  2. **Promoter** - refers to a person or persons who promote the holding of a Cockfight either regular or derby.
  3. **Bet Taker (Masyador)** - refers to a person who initiates or calls and receives the bets of the Cockfighting aficionados.
  4. **Teller** - refers to a person or persons who receive the bets from the respective owners of the two opposing fighting cocks and thereafter give the won bet to the winner.
  5. **Gaffer** - refers to a person or persons knowledgeable in the art of arming fighting cocks with a sharp-bladed metal on either one or both legs.
  6. **Referee (Sentenciador)** - refers to a person who controls the actual Cockfighting of the two opposing cocks and decides afterwards whether there is a winner or a draw.

**As amended. SECTION 3. Definition of Terms:**

a. **Cockfighting (Sabong)** – is the sport of fighting on evenly matching gamecocks to engage in an actual fight where bets are laid or shall embrace and mean the commonly known game or term “cockfighting derby”, “pintakasi”, “tupada”, or its equivalent terms in different Philippine localities.

b. **Cockpit (Sabongan)** – a place declared by the Municipal Council thru the passage of the Municipal Zoning Ordinance as the Municipal Cockpit area.

c. **Cockpit Officials** – are those persons who manage or officiate the operation of the cockpit during Cockfighting. For this purpose, these are the following cockpit officials with their respective functions:

 DENNIS L. SY Vice Mayor/Presiding Officer	 JULCA KATRINA L. CON-UI Sangguniang Bayan Member	 VIOLETA T. SUMAPIG Sangguniang Bayan Member	 FELIPE S. CASAS, SR. Sangguniang Bayan Member
 MERIAM P. YMPAD Sangguniang Bayan Member	 NIEL ALBERT B. INCIARTE Sangguniang Bayan Member	 RODUE M. COMPRA Sangguniang Bayan Member	 ELL MARWIN ENEVOLDSEN Sangguniang Bayan Member
 ROGELIO J. BAA Sangguniang Bayan Member	 FEDERICO ENSON SK Federation Vice President	 MARIANO V. DE CLARO LNB President	 MC QUIÑE P. YMPAD Secretary to the Sangguniang Bayan
 ENGR. CARLOS G. VELOSO Municipal Mayor			

1. **Cockpit Manager** – refers to a person who manages the entire operation of the Cockpit during Cockfights.

2. **Promoter** – refers to a person or persons who promote the holding of a Cockfight either regular or derby.

3. **Bet Taker (Masyador)** – refers to a person who initiates or Calls and takes care of bets from the owners of both gamecocks and those of otherbettors before he orders commencement of the Cockfight and thereafter distributes the winning bets to the winners after deducting a certain commission.

4. **Teller (Monton)** – refers to a person or persons who receives the bets from the respective owners of the two opposing fighting cocks and thereafter give the won bet to the winner.

5. **Gaffer (Taga-tari)** – refers to a person or persons knowledgeable in the art of arming fighting cocks with a sharp-bladed metal on either one or both legs.

6. **Referee (Sentenciador)** – refers to a person who watches and oversees the proper gaffing of fighting cocks, determines the physical condition of gamecocks while Cockfighting is in progress, the injuries sustained by the cocks and their capability to continue fighting, and decides, and makes known his decision either by word or gesture the result of the Cockfighting by announcing the winner or deciding a tie in a contest game.

7. **Cashier** – a person who receives payment at the entrance gate of the Cockpit for the payment of entry fees.

d). **Franchise** – Is a right or privilege affected with public interest which is conferred upon a private persons or juridical entity, under such terms and conditions as the government and its political subdivisions may impose in the interest of public welfare, security and safety.

e). **Fighting Game Cock** – also called rooster, whether locally bred or imported or hybrid primarily for Cockfighting.

f). **Local Derby** – is an invitation Cockfight participated in by game cockers or Cockfighting “afficionados” of the Philippines with “pot money” awarded to the proclaimed winning entry.

g). **International Derby** – refers to an invitational Cockfight participated in by local and foreign game cockers or Cockfighting “afficionados” with “pot money” awarded to the proclaimed winning entry.

h). **Regular Games / Cockfighting** – held at a licensed cockpit on Sundays and or special regular legal holidays except Holy Thursday, Good Friday, Election and Referendum Day.

i). **Special Cockfights** – Is a Cockfighting event held for a special purpose such as Birthdays, Wedding Anniversaries, Baptism, and for other special purposes to be held in a licensed Cockpit but in no case be held not more than once in a week.

j). **Foundation Day Cockfights** – a special Cockfighting event held during every foundation day of the Municipality. A special permit shall be secured from the Office of the Municipal Mayor, and it shall be held for one (1) day only. This said special Cockfighting must be held in a licensed Municipal Cockpit.

DENNIS C. SY  
Vice Mayor/Presiding Officer

MERIAM P. UMPAD  
Sangguniang Bayan Member

ROGELIO B. BAA  
Sangguniang Bayan Member

JULCA KATRINA L. CON-UI  
Sangguniang Bayan Member

NIEL ALBERT B. INOPIQUAN  
Sangguniang Bayan Member

FEDERICO ENSOY  
SK Federation Vice President

VIOLETA T. SUMAPIG  
Sangguniang Bayan Member

ROQUE M. COMPRA  
Sangguniang Bayan Member

MARIANO V. DE CLARO  
LNB President

FELIX S. PASAS, SR.  
Sangguniang Bayan Member

ELLY MARIAN. ENEVDLSEN  
Sangguniang Bayan Member

MC QUIRRE P. UMPAD  
Secretary to the Sangguniang Bayan

ENGR. CARLOS G. VELOSO  
Municipal Mayor

- k). **Special Permit** – a permit secured from the Office of the Municipal Mayor to hold special Cockfighting, derby and or foundation day Cockfights.

## ARTICLE II ADMINISTRATIVE REGULATIONS

**SECTION 1. Cockpit Establishment-** In consonance with PD 449 otherwise known as the National Cockfighting Law, there shall only be one Municipal Cockpit to be established and operated within the Municipality of Villaba, Leyte. The building of the said Municipal Cockpit shall be placed in the area declared by the Municipal Council in the Zoning Ordinance as the Municipal Cockpit Area.

**As Amended. SECTION 1. Cockpit Establishment** – In consonance with PD 449 otherwise known as the National Cockfighting Law, there shall be only one allowed in the municipality, except the municipality population will be more than one hundred thousand.


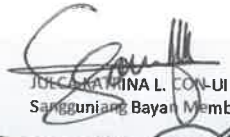
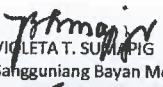

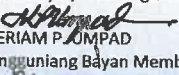

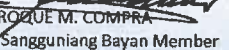
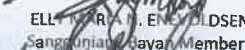
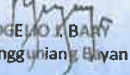

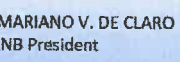
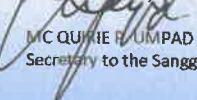
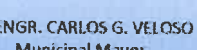
**SECTION 2. Cockpit Operator-** The Municipal Cockpit shall be operated by a private person/s or a group of persons who organized themselves into a Cockers Club registered under the Securities and Exchange Commission. More importantly, the applicant shall be issued a franchise to operate the Municipal Cockpit by the Sangguniang Bayan before it could legally claim as the cockpit operator. Provided, however, that the applicant should apply the necessary annual Business or Mayor's Permit for the Cockpit and Cockpit Officials before it could actually conduct Cockfighting in the Municipal Cockpit.

**SECTION 3. Prohibition of Cockpit establishment and Cockfighting in the Barangay-** In consonance with PD 449, there shall be no Cockpit establishment in the barangays. Cockfighting in the barangay shall be prohibited at all times.

**SECTION 4. Holding of Cockfighting-** Cockfighting shall be allowed only in the licensed Municipal Cockpit during Sundays and Legal Holidays and during local fiesta for not more than three consecutive days.

**As Amended. SECTION 4. Holding of Cockfighting** – Cockfighting shall be allowed only in the licensed Municipal Cockpit during Sundays and Legal Holidays and during town fiesta for not more than three (3) day, it may also be held during municipal agricultural, commercial, or industrial fairs, carnival or exposition for a similar period of three (3) days upon resolution of the Sangguniang Bayan where such fair, carnival or exposition is to be held. Provided that, no cockfighting on the occasion of such a fair, carnival or exposition shall be allowed with the month of local fiesta or for more than two occasions a year. Provided further, that no cockfighting shall be held on December 30 (Rizal Day), June 12 (Philippine Independence Day), November 30 (National Heroes Day), Holy Thursday, Good Friday, Election or Referendum Day and during Registration Days for such election or referendum.

**Additional. SECTION 5. Prohibition inside Cockpits** – No gambling of any kind shall be permitted in the premises of the cockpit or place of cockfighting during cockfights. Carrying of firearms and other similar deadly weapons is strictly prohibited, except carried

 DENNIS S. SY Vice Mayor/Presiding Officer	 JOEL CARA MINA L. CON-UI Sangguniang Bayan Member	 VIOLETA T. SUMPIG Sangguniang Bayan Member	 FELIX S. CASAS, SR. Sangguniang Bayan Member
 MERIAM P. UMPAD Sangguniang Bayan Member	 NIEL ALBERT B. NIPIOLUZ Sangguniang Bayan Member	 ROQUE M. COMPRA Sangguniang Bayan Member	 ELLY MARA J. ENEJOLDSEN Sangguniang Bayan Member
 ROGELIO L. BAHY Sangguniang Bayan Member	 FEDERICO ENSAY SK Federation Vice President	 MARIANO V. DE CLARO LNB President	 MC QUIRE R. UMPAD Secretary to the Sangguniang Bayan
 ENGR. CARLOS G. VELOSO Municipal Mayor			



by security personnel but with supporting documents authorizing to carry such. Minors or eighteen (18) years old are strictly not allowed inside the Cockpit.





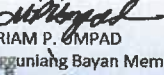

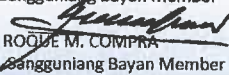
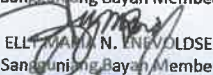


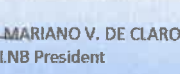
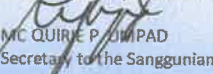
**Additional. SECTION 6. Cockpit-size and Construction** – Cockpits shall be constructed and operated within the appropriate areas as prescribed in the ordinance. In the absence of such law or ordinance, the Municipal Mayor shall see to it that no cockpit is constructed within or near existing residential or commercial areas, hospitals, school buildings, churches, or other public buildings. Owners, lessees, or operator of cockpit which is now in existence and do not conform to this requirement is required to comply with these provisions within a period to be specified by the Municipal Mayor. Approval or issuance of building permits for the construction of cockpits shall be made by the Municipal Engineer in accordance with existing ordinances, laws, and practices.

**Additional. SECTION 7. Cockfighting for Entertainment of Tourists** –The only instance where a special permit can be issued by the Municipal Mayor, and not the Punong Barangay. The holding of cockfights may also be allowed for the entertainment of foreign dignitaries or for tourists, or for returning Filipinos, commonly known as “Balikbayan”, or for the support of national fund-raising campaigns for charitable purposes as may be authorized upon resolution of the Sangguniang Bayan, in licensed cockpits or in playgrounds or parks. This privilege shall be extended for only one (1) time, for a period not exceeding three (3) days, within a year.

**ARTICLE III**  
**TAXES ON COCKPIT, COCKPIT OFFICIALS, AND COCKFIGHTING**

**Additional. (a). IMPOSITION OF FEES** – There shall be collected the following Mayor’s Permit Fees from Cockpit Operators / Owners / Licensees / and Cockpit Personnel:

PARTICULAR	AMOUNT OF FEE
(a) For the Cockpit Operator/Owner/licensee of the cockpit:	
1. Application Filing fee	Php 1,000.00
2. Annual cockpit permit fee	Php 10,000.00
(b) From Cockpit Personnel:	
1. Promoters / hosts	Php 2,000.00
2. Pit Manager	Php 1,500.00
3. Referee	Php 1,000.00
4. Bet Taker / “Kristo” / “Llamador “	Php 1,000.00
5. Bet Manager / “Maciador “/ “Kasador “	Php 1,000.00
6. Cashier “Monton”	Php 1,000.00
7. Derby Matchmaker	Php 1,000.00
8. Gaffer	Php 1,000.00
9. Gate Collector	Php 1,000.00

 DENNIS P. SY Vice Mayor/Presiding Officer	 SILCA A. PUJA L. CON-UI Sangguniang Bayan Member	 VIOLETA T. SUMAPIG Sangguniang Bayan Member	 FELIPE SORSAS, SR. Sangguniang Bayan Member
 MERIAM P. OMPAD Sangguniang Bayan Member	 NIEL ALBERT B. INOPIO Sangguniang Bayan Member	 ROGIE M. COMPRÁ Sangguniang Bayan Member	 ELLY MARIA N. ENGOLDSEN Sangguniang Bayan Member
 ROGELIO J. BASY Sangguniang Bayan Member	 FEDERICO ENSOY SK Federation Vice President	 MARIANO V. DE CLARO LNB President	 MC QUIRE P. OMPAD Secretary to the Sangguniang Bayan
ENGR. CARLOS G. VELOSO Municipal Mayor			

**Additional. (b). SPECIAL PERMIT FEE FOR COCKFIGHTING:**

Imposition of Fees – Application for such a Special permit – shall be filed at the Municipal Mayor’s Office, this Municipality, at least Ten (10) days before the event. There shall be collected the following fees per day for Cockfighting:

KINDS OF COCKFIGHTING EVENTS	AMOUNT OF FEE
(a) Special Cockfights (Pintakasi)	Php 1,500.00
(b) Special Derby –	
<b>Assessment for Promoters:</b>	
Two – Cock Derby	Php 2,000.00
Three – Cock Derby	Php 5,000.00
Four – Cock Derby	Php 7,000.00
Five – Cock Derby	Php 10,000.00

**Additional. (c) FRANCHISE FEE –** The Grantee shall pay a franchise fee to the Municipal Treasurer to **Twenty Thousand Pesos (Php 20,000.00)**. The payment of franchise fee gives the grantee a franchise to operate for a period of ten (10) years, and renewable upon expiration of the franchise. Such payment is without prejudice to the payment of fees relative to the required annual Mayor’s Permit to operate which the Grantee must comply.

**SECTION 1. Tax on the Cockpit -** The Cockpit Operator shall secure an annual business permit to operate the Municipal Cockpit in the amount of **Five Thousand Pesos (Php 5,000.00)** within the first twenty (20) days of the January.

**As Amended. SECTION 1. Tax on the Cockpit –** The Cockpit Operator shall secure an annual Business permit to operate the Municipal Cockpit in the amount of **Ten Thousand Pesos, (Php10,000.00)** within the first twenty (20) days of January of each.

**SECTION 2. Taxes on Cockpit Officials –** There shall be the taxes or permit fees of the following officials:

(a) The Cockpit Manager and Promoters shall pay an annual Mayor’s Permit in the amount of

**One Thousand Pesos, (Php1,000.00)** based on the Municipal Tax Code.

(b) The Bet Takers, Tellers/Cashier, Gaffers, and Referees shall pay an annual Mayor’s Permit in the amount of **Five Hundred Pesos, (Php 500.00)**. For this purpose, only licensed Bet Takers, Tellers, Gaffers and Referees shall officiate the holding of Cockfighting.

**As Amended. SECTION 2. Taxes on Cockpit Officials –** There shall be the taxes or permit fees of the Following officials:

(a) The Cockpit Manager and Promoters shall pay an annual Mayor’s Permit in the amount of

**Two Thousand Pesos, (Php2,000.00)** based on the Municipal Tax Code.

(b) The Bet Takers, Tellers/Cashier, Gaffers, and Referees shall pay an annual Mayor’s Permit in the amount of **One Thousand Pesos, (Php1,000.00)** For this purpose, only

 DENNIS L. SY Vice Mayor/Presiding Officer	 JULIA KATRINA L. CON-UI Sangguniang Bayan Member	 VIOLETA T. SUMAPIG Sangguniang Bayan Member	 FELIPE S. CASAS, SR. Sangguniang Bayan Member
 MERIAM P. UMPAD Sangguniang Bayan Member	 NIEL ALBERT B. INOPITUEZ Sangguniang Bayan Member	 ROQUE M. COMPRÁ Sangguniang Bayan Member	 ELLY MARIANNE ENE GOLDSSEN Sangguniang Bayan Member
 ROGEL D. SAA Sangguniang Bayan Member	 FEDERICO ENSOY SK Federation Vice President	 MARIANO V. DE CLARO LNB President	 MICOURIE P. UMPAD Secretary to the Sangguniang Bayan

ENGR. CARLOS G. VELOSO  
Municipal Mayor

licensed Bet Takers, Tellers, Gaffers and Referees shall officiate the holding of Cockfighting.

**SECTION 3. Taxes on the holding of Cockfighting** – There shall be the following taxes on the holding of cockfights and Cockfighting:

(a) On ordinary or regular holding of Cockfights, the Promoter shall secure a Mayor's Permit and pay the amount of **Five hundred Pesos, (Php 500.00)** as corresponding fee thereof.

(b) On Derby or Special invitation cockfights, the Promoter shall secure a Mayor's Permit and pay the amount of **One Thousand Pesos, (Php1,000.00)** as corresponding thereof.

(c) During ordinary or regular Cockfighting, the registered Owners of the winning cocks shall pay the amount of **Ten Pesos, (Php10.00)** to the Teller. For this purpose, the designated Revenue Collector of the Municipal Treasurer's Office shall collect the whole money paid from the Teller either right after the cockfighting or in the following day.

(d) During Derby or Special invitational Cockfighting the registered Owners of the winning cocks shall pay the amount of **Fifty Pesos, (Php 50.00)** to the Teller. For this purpose, the designated Revenue Collector of the Municipal Treasurer's Office shall collect the whole money paid from the Teller either right after the Cockfighting or in the following day.

**As Amended. SECTION 3. Taxes on the holding of Cockfighting** – There shall be the following taxes on the holding of cockfights and Cockfighting:

(a) On ordinary or regular holding of Cockfights, the Promoter shall secure a Mayor's Permit and pay the amount of **One Thousand Pesos, (Php 1,000.00)** as corresponding fee thereof.



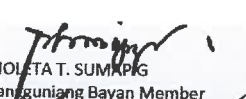



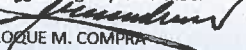
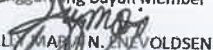
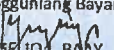

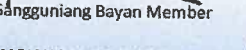

(b) On Derby or Special invitation cockfights, the Promoter shall secure a Mayor's Permit and pay the amount of **Two Thousand Pesos, (Php 2,000.00)** as corresponding thereof.

(c) During ordinary or regular Cockfighting, the registered Owners of the winning cocks shall pay the amount of **One Hundred Pesos, (Php 100.00)** to the Teller. For this purpose, the designated Revenue Collector of the Municipal Treasurer's Office shall collect the whole money paid from the Teller either right after the cockfighting or in the following day.

(d) During Derby or Special invitational Cockfighting the registered Owners of the winning cocks shall pay the amount of **Two Hundred Pesos, (Php 200.00)** to the Teller. For this purpose, the designated Revenue Collector of the Municipal Treasurer's Office shall collect the whole money paid from the Teller either right after the Cockfighting or in the following day.

#### **ARTICLE IV PROCEDURAL PROVISIONS**

**SECTION 1. No Business or Mayor's Permit** – To operate a Municipal Cockpit, the Cockpit Operator shall be issued a Mayor's Permit, without first requiring all the Cockpit Officials to pay their respective corresponding Mayor's Permit.

 DENNIS L. SY Vice Mayor/Presiding Officer	 JULIA KATRINA I. CON-UI Sangguniang Bayan Member	 VIOLETA T. SUMPONG Sangguniang Bayan Member	 FELIPE S. CASAS, SR. Sangguniang Bayan Member
 MERIAM P. UMPAD Sangguniang Bayan Member	 NIEL ALBERT B. INOPLQUEZ Sangguniang Bayan Member	 ROGUE M. COMPRAN Sangguniang Bayan Member	 ELLY MARJAN N. ENEVOLDSEN Sangguniang Bayan Member
 ROGELIO A. BAAY Sangguniang Bayan Member	 FEDERICO ENSOY SK Federation Vice President	 MARIANO V. DE CLARO LNB President	 MC QUIRE P. UMPAD Secretary to the Sangguniang Bayan

ENGR. CARLOS G. VELOSO  
Municipal Mayor

**SECTION 2. In Consonance with the Rules and Regulations** implementing the Local Government Code of 1991 particularly in Article 240, Section C thereof, no Mayor's Permit shall be issued to any promoter who applied to hold a cockfight without first securing a barangay clearance or permit. For this purpose, the Municipal Treasury shall not be allowed to issue official receipt for the payment of the holding of cockfight without the said barangay clearance or permit.

**SECTION 3. No Mayor's Permit – No Permit** by the Mayor shall be issued to the Cockpit Manager, Promoter, Bet Taker, Teller, Gaffer, and Referee without first securing a police clearance and medical certificate. For this purpose, the Municipal Treasurer shall not be allowed to issue official receipt for the payment without the said police clearance and medical certificate.

**As Amended. SECTION 3. Mayor's Permit – No permit** shall be issued by the Mayor to the Cockpit Manager, Promoter, Bet Taker, Teller, Gaffer, and Referee without first securing a Barangay Clearance, Police clearance, and Medical Certificate. For this purpose, the Municipal Treasurer shall not be allowed to issue official receipt for the payment of holding a Cockfight without the said pertinent documents.

## ARTICLE V PENALTIES

**SECTION 1.** The failure of the Cockpit Operator to secure an annual Business Mayor's Permit for the Operation of the Municipal Cockpit shall cause for the cancellation or revocation of the franchise to operate.

**SECTION 2.** If the Municipal Treasurer or any of his or her Office Personnel acted in violation of Article IV, Sections 1, 2 and 3 thereof, a criminal or administrative complaint or both shall be filed against him or her.

**Additional. SECTION 3.** Any violations of this ordinance shall be penalized by a fine of **Two Thousand Five Hundred Pesos (Php 2,500.00)** or imprisonment of not more than Six (6) months at the discretion of the court.

## ARTICLE VI FINAL PROVISIONS


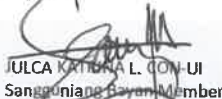




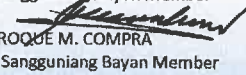
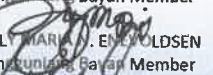
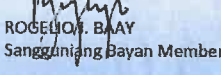

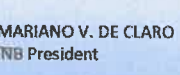

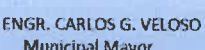
**SECTION 1. Separability Clause –** If, for any legal reason, any section or provision of this ordinance shall be declared to be unconstitutional or invalid, no other sections or provisions shall be affected thereby.

**SECTION 2. Repealing Clause –** All ordinances or resolutions inconsistent with or in conflict with the provisions of this ordinance shall be deemed repealed.

**SECTION 3. Effectivity –** This Ordinance shall take effect immediately upon approval.

This Ordinance was approved by the Sangguniang Bayan on October 3, 2022.

Approved unanimously.

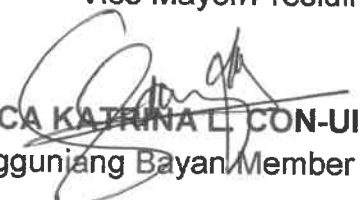
 DENNIS D. SY Vice Mayor/Presiding Officer	 JULCA KATRINA L. GON-UI Sangguniang Bayan Member	 VIOLETA T. SUMAPIG Sangguniang Bayan Member	 FELIPE S. CASAS, SR. Sangguniang Bayan Member
 MERIAM P. UMPAD Sangguniang Bayan Member	 NIEL ALBERT B. INOIQUE Sangguniang Bayan Member	 ROQUE M. COMPRÁ Sangguniang Bayan Member	 ELLY MARIAN N. ENYOLDSEN Sangguniang Bayan Member
 ROCELINO F. BAAY Sangguniang Bayan Member	 FEDERICO ENSOY SK Federation Vice President	 MARIANO V. DE CLARO LNB President	 MIC QUIRIE P. UMPAD Secretary to the Sangguniang Bayan
 ENGR. CARLOS G. VELOSO Municipal Mayor			


  
**MC QUIRE P. UMPAD**  
Secretary to the Sangguniang Bayan

ATTESTED:

  
**DENNIS L. SY**

Vice Mayor/Presiding Officer


  
**JULCA KATRINA L. CON-UI**  
Sangguniang Bayan Member

  
**ROQUE M. COMPRA**  
Sangguniang Bayan Member

  
**VIOLETA T. SUMAPIG**  
Sangguniang Bayan Member

  
**ROGELIO J. BAAY**  
Sangguniang Bayan Member

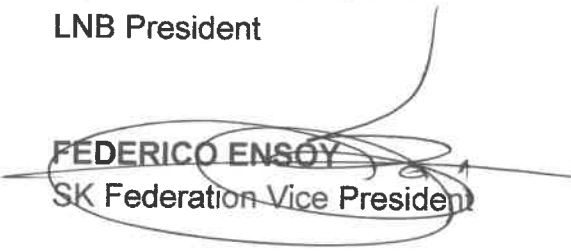
  
**FELIPE S. CASAS, SR.**  
Sangguniang Bayan Member

  
**ELLY MARIA N. ENEVOLDSEN**  
Sangguniang Bayan Member

  
**MERIAM P. UMPAD**  
Sangguniang Bayan Member

**MARIANO V. DE CLARO**  
LNB President

  
**NIEL ALBERT B. INOPIQUEZ**  
Sangguniang Bayan Member

  
**FEDERICO ENSOY**  
SK Federation Vice President

APPROVED:

**ENGR. CARLOS G. VELOSO**  
Municipal Mayor

Republic of the Philippines  
 PROVINCE OF LEYTE  
 Municipality of Villaba  
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OFFICE OF THE SANGGUNIANG BAYAN

**EXCERPTS FROM THE MINUTES OF MEETING OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF VILLABA, LEYTE HELD AT THE MUNICIPAL SESSION HALL ON OCTOBER 07, 2009.**

Present:

Hon. Jorge V. Veloso	-----	Mun. Vice Mayor / Presiding Officer
Hon. Ruben C. Pecayo	-----	SB Member
Hon. Alan C. Chan	-----	SB Member
Hon. Vivian C. Viagedor	-----	SB Member
Hon. Perla N. Casas	-----	SB Member
Hon. Victorino M. Villarubia	-----	ABC President
Hon. Dodie V. Simbajon	-----	SK Federation President

Absent:

Hon. Teddy L. Vapor	-----	SB Member
Hon. Teotimo A. Noynay	-----	SB Member
Hon. Meriam P. Umpad	-----	SB Member
Hon. Violeta T. Symapig	-----	SB Member

**RESOLUTION NO. 79, S-2009**

**A RESOLUTION ADOPTING THE FINAL VERSION OF THE MUNICIPAL ORDINANCE NO. 18, S-2008 OTHERWISE KNOWN AS THE MUNICIPAL ORDINANCE REGULATING THE ESTABLISHMENT OF THE OPERATION OF THE MUNICIPAL COCKPIT AND COCKFIGHTING WITHIN THE MUNICIPALITY OF VILLABA, LEYTE AND PROVIDING THE CORRESPONDING FEES THEREOF, TO CONCUR THE EXECUTIVE VETO OF THE MUNICIPAL MAYOR IN SECTION 6 OF ARTICLE II AND SECTION 4 OF ARTICLE IV.**

**WHEREAS, the original Municipal Ordinance No. 5, S-1992 which was entitled "an ordinance authorizing and licensing the establishment, operation and maintenance of cockpit and regulating cockfighting within the Municipality of Villaba, Leyte and imposing the corresponding taxes, fees and charges thereof" has been questioned before the Regional Trial Court for unconstitutionality of some of its very important provisions;**

**WHEREAS, the said questioned provisions of Municipal Ordinance No. 5, S-1992 is still pending resolution before the Regional Trial Court for a long period of time already;**

**WHEREAS, based on the study of applicable laws, this Council accepts the fact that indeed those questioned provisions are in violation of existing national Cockfighting Laws.**

**WHEREAS, considering also of the long period that Municipal Ordinance No. 5, S-1992 was approved, other provisions not being assailed by the case filed before the Regional Trial Court are already became obsolete, thus no longer applicable;**

OFFICE OF THE SANGGUNIANG BAYAN  
 VILLABA, LEYTE  
 11/13/09  
 DATE

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WHEREAS, this Council feels the urgent need to amend Municipal Ordinance No. 5, S-1992.

NOW THEREFORE, on motion of Hon. Teddy L. Vapor duly seconded by the Hon. Ruben C. Pecayo, be it:

RESOLVED, as this body hereby resolves to adopt Municipal Ordinance No. 26-2009 regulating the establishment and operation of the Municipal Cockpit and Cockfighting within the Municipality of Villaba, Leyte and providing the corresponding fees thereof.

MUNICIPAL ORDINANCE NO. 26, S-2009

AN ORDINANCE REGULATING THE ESTABLISHMENT AND OPERATION OF THE MUNICIPAL COCKPIT AND COCKFIGHTING WITHIN THE MUNICIPALITY OF VILLABA, LEYTE AND PROVIDING THE CORRESPONDING FEES THEREOF.

Be it ordained by the Sangguniang Bayan of Villaba, Leyte in regular session assembled that:

ARTICLE I

GENERAL PROVISIONS

Section 1. Title – This ordinance shall be called as the Municipal Cockpit and Cockfighting Ordinance of 2009.

Section 2. Scope – This ordinance shall be applicable to the establishment and operation of a Municipal Cockpit and Cockfighting within the 35 barangays of the Municipality of Villaba, Leyte.

Section 3. Definition of Terms –

- a. Cockpit – a place declared by the Municipal Council thru the passage of the Municipal Zoning Ordinance as the Municipal Cockpit area.
- b. Cockpit Officials -- are those persons who manage or officiate the operation of the cockpit during cockfighting. For this purpose, these are the following cockpit officials with their respective functions:

1. Cockpit Manager – refers to a person who manages the entire operation of the Cockpit during cockfights.
2. Promoter – refers to a person or persons who promote the holding of a cockfight either regular or derby.
3. Bet Taker (Masyador) – refers to a person who initiates or calls and receives the bets of the cockfighting aficionados.
4. Teller (Monton) – refers to a person or persons who receive the bets from the respective owners of the two opposing fighting cocks and thereafter give the won bet to the winner.
5. Gaffer – refers to a person or persons knowledgeable in the art of arming fighting cocks with a sharp bladed metal on either one or both legs.
6. Referee (Senteciador) – refers to a person who controls the actual cockfighting of the two opposing cocks and decides afterwards whether there is a winner or a draw.

OFFICE OF THE SANGGUNIANG BAYAN  
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**ARTICLE II  
ADMINISTRATIVE REGULATIONS**

**Section 1. Cockpit Establishment** - In consonance with PD 449 otherwise known as the National Cockfighting Law, there shall only be one Municipal Cockpit to be established and operated within the Municipality of Villaba, Leyte. The building of the said Municipal Cockpit shall be placed in the area declared by the Municipal Council in the Zoning Ordinance as the Municipal Cockpit area.

**Section 2. Cockpit Operator** - The Municipal Cockpit shall only be operated by a group of persons who organized themselves into a Cockers Club registered under the Securities and Exchange Commission. More importantly, the Cockers Club upon application shall be issued a franchise to operate the Municipal Cockpit by the Municipal Council before it could legally claim as the Cockpit Operator. Provided, however, that the Cockers Club should apply the necessary annual Business or Mayor's Permit for the Cockpit and Cockpit Officials before it could actually conduct cockfighting in the Municipal Cockpit.

**Section 3. Prohibition of Cockpit Establishment and Cockfighting in the Barangay** - In consonance with PD 449, there shall be no Cockpit establishment in the barangays. Except during fiesta, cockfighting in the barangay shall be prohibited at all times.

**Section 4. Holding of Cockfighting** - Cockfighting shall be allowed only in the licensed Municipal Cockpit during Sundays and Legal Holidays and during local fiesta for not more than three consecutive days.

**Section 5. Cockfighting during fiestas in the barangays and in their respective sitios (Turok)** - Cockfighting shall be allowed to be held in the barangays and in their respective sitios only during annual fiestas for not more than three consecutive days which shall end on the feast day. For this purpose, the barangay officials shall be allowed to make a temporary cockpit arena provided it shall be constructed or within 200 meters from the school, hospital, church or chapel, barangay hall or any other public buildings. However, if the fiesta day of a barangay or sitio falls on Sunday or legal holiday, no cockfighting shall be allowed to be held on that day in the said barangay or sitio but only at the Municipal Cockpit. Provided further that for the purpose of the proper implementation of this provision, the Barangay Council shall pass a resolution declaring and acknowledging the existing and soon to be created sitios in the barangay. The said Barangay Resolution shall be a mandatory requirement before the issuance of a Mayor's Permit to hold cockfighting at the Barangay Sitios during their annual fiestas.

**ARTICLE III  
TAXES ON COCKPIT, COCKPIT OFFICIALS AND COCKFIGHTS**

**Section 1. Tax on the Cockpit** - The Cockpit operator shall secure an annual business permit to operate the Municipal Cockpit in the amount of Five Thousand Pesos (P5,000.00) payable within the first twenty (20) days of January.

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**Section 2. Taxes on Cockpit Officials** - There shall be the taxes or permit fees of the following officials:

- a. The Cockpit Manager and Promoter shall pay an annual Mayor's Permit in the amount of One thousand pesos (P1,000.00).
- b. The Bet Takers, Tellers, Gaffers and Referees shall pay an annual Mayor's Permit in the amount of Five hundred pesos (P500.00). For this purpose, only licensed Bet Takers, Tellers, Gaffers and Referees shall officiate the holding of cockfights.

**Section 3. Taxes on the holding of cockfighting** - There shall be the following taxes on the holding of cockfights and cockfighting:

- a. On ordinary or regular holding of cockfights, the promoter shall secure a Mayor's Permit and pay the amount of Five hundred pesos (P500.00) as corresponding fee thereof.
- b. On derby or special invitational cockfights, the promoter shall secure a Mayor's Permit and pay the amount of One thousand pesos (P1,000.00) as corresponding fee thereof.
- c. During ordinary or regular cockfighting, the registered owners of the winning cocks shall pay the amount of Ten pesos (P10.00) to the Teller. For this purpose designated Revenue Collector of the Municipal Treasurer's Office shall collect the whole money paid from the Teller either right after the cockfighting or in the following day.
- d. During derby or special invitational cockfighting the registered owners of the winning cocks shall pay the amount of Fifty pesos (P50.00) to the Teller. For this purpose, the designated Revenue Collector of the Municipal Treasurer's Office shall collect the whole money paid from the Teller either right after the cockfighting, or in the following day.

**ARTICLE IV  
PROCEDURAL PROVISIONS**

**Section 1. No Business or Mayor's Permit to operate the Municipal Cockpit shall be issued to the Cockpit Operator without first requiring all the cockpit officials to pay their respective corresponding Mayor's Permit.**

**Section 2. In consonance with the rules and regulations implementing the Local Government Code of 1991 particularly in Article 240, Section C thereof, no Mayor's Permit shall be issued to any promoter who applied to hold a cockfight without first securing a barangay clearance or permit. For this purpose, the Municipal Treasurer shall not be allowed to issue official receipt for the payment of the holding of cockfight without the said barangay clearance or permit.**

**Section 3. No Mayor's Permit shall be issued to the Cockpit Manager, Promoter, Bet Taker, Teller, Gaffer and Referee without first securing a police clearance and medical certificate. For this purpose, the Municipal Treasurer shall not be allowed to issue official receipt for the payment without the said police clearance and medical certificate.**

OFFICE OF THE SANGGUNIANG PANGKALAYAN  
VILLAGE

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**ARTICLE V  
PENALTIES**

**Section 1. The failure of the Cockpit Operator to secure an annual Business or Mayor's Permit for the operation of the Municipal Cockpit shall cause for the cancellation or revocation of the franchise to operate.**

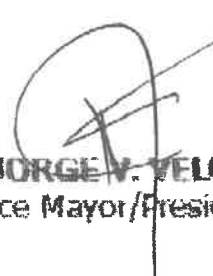
**Section 2. If the Municipal Treasurer or any of his or her office personnel acted in violation of Article IV, Section 1,2 and 3, there shall be a criminal or administrative complaint filed against him or her as provided by any other applicable laws.**


**Section 3. Effectivity - This ordinance shall take effect upon approval.**


**I HEREBY CERTIFY to the correctness of the foregoing Municipal Ordinance.**

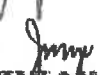
**CORNELIO V. HERNANDO, JR.**  
SB secretary

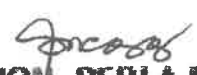
**ATTESTED:**

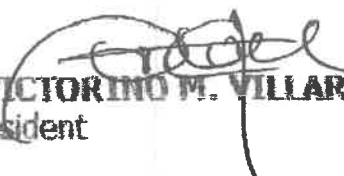
  
**HON. JORGE V. VELOSO**  
Municipal Vice Mayor/Presiding Officer


  
**HON. RUBEN C. PECAYO**  
SB Member

  
**HON. ALAN C. CHAN**  
SB Member

  
**HON. VIVIAN C. VIAGEDOR**  
SB Member

  
**HON. PERLA N. CASAS**  
SB Member

  
**HON. VICTORINO M. VILLARUBIA**  
ABC President

  
**HON. DOOTIE V. SIMBAJON**  
SK Federation President

**APPROVED:**

  
**HON. CLAUDIO MARTIN A. LARRAZABAL**  
Municipal Mayor

OFFICE OF THE SANGGUNIANG BAYAN  
VILLABAL, ILOILO  
RECEIVED  
11/13/09  
DATE

SEPTEMBER

PUBLIC HEARING ON PROPOSED ORDINANCE AMENDING MUNICIPAL  
ORDINANCE NO. 26, S-2009

ATTENDANCE SHEET

NAME	ADDRESS	CONTACT NUMBER	SIGNATURE
GORDIANO V. LOR	SAMBALANAN	09165859702	
Fernando M. Digno	Compuway	09185459626	
Yvonne M. Calog	Valay	09111111111	
MARINO L. de ORO	Valay	09111111111	
ELIAS M. JARD	Valay	09475319809	
HILBERTO Y. CARRA	Valay	09482704538	
CHARITA A. REQUINO	TAG-BUGBUNGET	09274396179	
del Marlene Anon		0952696018	
ANA RIVERA R. CONAG	Pob. Del Sur	09282267366	
Carlo J. Divino	Caligayon	09403268570	
Melvin S. Sorio Jr.	Caligayon	09595008111	
EDUARDO C. MANAYAN	Caligayon	09059445194	
OSCAR A. ARANEZ	Pob. Del Norte	09091182840	
MARCIALITO T. ARANON	San Vicente	09097775778	
ROSENA P. OMEGA	SUPA	09094585797	
EDVIC H. ARANEZ	TINAGUAN	09484032539	
POPE ORSOLIM DIGAUX	VILLERA MPS	09166755557	
JOHN L. DE ANTONIO	Heidelberg		
BENEDICTO S. UMBAN	ABINAO		
JOSE A. ATAP	SUPA		
MARGARET S. HEILMANN	Bugabuga	09209772261	
EDISON C. FRANCIS	Balita	09069827828	
TERRY L. VILOR	Mun. Administrator		
Wilson Lobo	Gila	09243076215	
Helen J. Cabesnia	Calbuga	09207926017	
Uel Grace A. Oca	J.O.	09305537884	
CARLOS BERNARD B.	J.O.		
ANA LOU DALAG	J.O.		
Eden Lou Dalag	SBM		
FELIX S. ORO SR	SBM		
EUY ENEVDORSEN	SBM	09491523606	
KENNETH CABISAY	PS-FARMIA	09102369628	
EDUARDO L. DORON	INDUSTRIAL	09072216617	
HARVE VILGEBER	J.O.	09041646060	
JAYD JARSON JAYD	J.O.		
Julius L. Damayo	J.O.		

LILDA E. COMENDADOR

Selenia Torres

Diana Armatista

Mitch Solana

Rafael Luciano

Dani Aron

Vicky D. Sigamb

Eduardo Maza

Rafael M. Comendador

Louis M. London

ARIEL FREDD L. DEIZA

John David Alvarez

RODRIGO MRS. GARCIA

LIAISON

CJER region

Bangkok

EURO

v.0

STAFF/ EAC

DOIC

NAC STAFF

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Fernando M. Ocampo	Compuway	09185459620	[Signature]
Virgilio M. Calica	Valay	[Signature]	[Signature]
MARINO L. de ORO	[Signature]	0911171111	[Signature]
ELIAS M. JARD	[Signature]	09476319509	[Signature]
HILBERTA Y. CUBA	CASACOCOT	09482706538	[Signature]
CHARITA A. REQUINO	TAGIBUAWAN EXT	09074396179	[Signature]
[Signature]		09502696018	[Signature]
ANA ROSA R. CONAG	PBB. Del Sur	0928226966	[Signature]
Carlo J. Divino	Cahigan	09003208150	[Signature]
Melvin C. Sorio Jr.	[Signature]	0959500811	[Signature]
EDWIN C. MANTAO	CANIBATON	09659445494	[Signature]
OSCAR A. ARANEZ	PBB Del Norte	09091182840	[Signature]
MARCIALITO T. ARREN	SAN VICENTE	09097771178	[Signature]
ROSEMARY P. OMEGA	RUBA	09094585997	[Signature]
EDWIN A. ARANEZ	TIPAHUBA	09486032539	[Signature]
POPE JESON M. DIAZ	VILLARSA MPS	09466765577	[Signature]
LORENZO M. de ORO	Hinalangon		[Signature]
BENEDICTO S. UMBAL	ABINAYAN		[Signature]
JOTA A. APAY	SUPA		[Signature]
MARICELLE S. HEILMANN	Bugabuga	09209772261	[Signature]
Edison C. Francis	Talita	09069827025	[Signature]
TERRY L. VIBOR	Mun. Administration		[Signature]
Wilson Lopez	Glad	09263076415	[Signature]
Holyda J. Cabesera	Calbuga	09207926013	[Signature]
Liza Grace A. Ocas	J.O.	0930537804	[Signature]
CARLETO HERNANDEZ	J.O.		[Signature]
ANA LOU DALAG	J.O.		[Signature]
[Signature]	SBN		[Signature]
[Signature]	SBN		[Signature]
ELY ENFELDROSEN	SBN	09491523606	[Signature]
KENNETH CABISAY	PS FATMAA	09102369628	[Signature]
EDUARDO L. DE ORO	MMUNICIPAL	090721821	[Signature]
[Signature]		09041646060	[Signature]
JANE JAPSON JAPSON	J.O.		[Signature]
Julius L. Damayo	J.O.		[Signature]

LORDS & COMMISSIONERS	LORDS		
Johnnie Brown	Cde. Ryan		[Signature]
Mitch Salton	Bangkok		[Signature]
Vichay P. Sanguin			[Signature]
Edmundo M. Lopez			[Signature]
Ramon M. Lopez	V.O	0915 8122486	[Signature]
ARIEL FREYRE L. OCHOA	STAFF/ENG		[Signature]
John Dave Alvarez	Dole		[Signature]
RODRIGUE MARI LOPEZ	MAC STAFF		[Signature]



**Republic of the Philippines  
Province of Leyte  
Municipality of Villaba**

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**Office of the Sangguniang Bayan  
COMMITTEE ON GAMES AND AMUSEMENT**

Committee Report No. 2022-2025-D1

The public hearing was conducted last September 8, 2022, at exactly 9:25 o'clock in the morning at the Liga ng mga Barangay Hall. The invited participants were the Barangay Chairmen of the Thirty-five (35) Barangays of the Municipality of Villaba, Leyte. The Municipal Treasurer, Mrs. Niceta P. Condes, Municipal Administrator, Mr. Teddy L. Vapor, PNP representative, PCPL. Jeelson M. tagalog, The Co-Author and Chairman of the Committee on Games and Amusement, Hon. Meriam P. Umpad, Hon. Felipe S. Casas, Chairman Committee on Agriculture, and Hon. Elly Maria N. Enevoldsen, The Vice Chairman Committee n Games and Amusement, were also present during the public hearing.

The Hon. Roque M. Compra, the author of the said ordinance discussed the 'Whereas' clauses as well as the provisions and the proposed amendment of the existing Municipal Ordinance No. 26, S-2009. Cockpit and Cockfighting Law of Villaba, Leyte.

Hon. Mariano V. de Claro, the ABC President, asked the Hon. Compra if Cockfighting during Barangay fiesta is allowed, and the Hon. Compra said it is not allowed because it would violate the Presidential Decree 449 known as "Cockfighting Law of 1974" where it provides that there shall be no Cockpit establishment in the Barangay.

Hon. Edison Franco, Chairman of Barangay Balite, also raised his concern to regulate a mandatory parking area on one side of the licensed Cockpit to avoid overcrowding of motorcycles, and vehicles in front of the arena.

Hon. Elias Tano, Chairman of Barangay Cabungahan, suggested that since Cockfighting is not allowed during Barangay Fiestas, it would be much better if they will coordinate with our Municipal Mayor to bring the Cockfighting in the licensed Cockpit arena.

Hon. Monico Sarino Jr., Chairman of Barangay Bangkal suggested if they shall be [possible to hold a Cockfight during local Barangay Fiesta to raise funds for their chapel renovation, and the payment of sound system in the Fiesta celebration.

Hon. Compra, manifested that, Under P.D. 449 known as Cockfighting Law of 1974, Section 5 (d) Cockfighting shall be allowed only in a licensed cockpit during Sundays, and legal holidays and during local fiestas for not more than three (3) days.

Mr. Teddy L. Vapor, the Municipal Administrator also objected about the proposed amendment in the Article II Section 3 which stipulates the existing provision that there shall be no Cockpit establishment in the barangays and that Cockfighting in the barangays shall be always prohibited.

Meanwhile, Mr. Cornelio V. Hernando Jr., the former Secretary to the Sangguniang Bayan of this Municipality, who also attended the public hearing commented the provision in Article II Section 3 where Cockfighting in the Barangays during fiesta depends on the Municipal Mayor's discretion. The provision in this section is contrary to the provision of the P.D. 449 which provides that Cockfighting shall be held only in a licensed Cockpit and R.A. 7160 which provides the power and functions for the Sangguniang Bayan to regulate Cockpit and Cockfighting and not for the Municipal Mayor at his discretion to issue permit of holding Cockfight in the barangays.

Article II, Section 5 of the Municipal Ordinance No. 26, S-2009. The Sangguniang Panlalawigan of Leyte in this resolution approving the Municipal Ordinance categorically stated that the Municipal Ordinance No. 26, S-2009 is approved, EXCEPT Section 5 of the ordinance because it violated the provision in P.D 449. He also cited that although P.D. 449 allowed the holding of Cockfighting during fiesta, and entertainment of foreign dignitaries of Balikbayans as support of maximal fund-raising campaigns to charitable purposes as may be authorized by the Sangguniang Bayan in licensed cockpit or in playground or parks. The DILG in their legal opinion signed by Undersecretary Devanadera maintained that Cockfighting shall be held only in the licensed Cockpit Arena.

#### RECCOMENDATION:

- a.) The Municipal Administrator Teddy L. Vapor recommended and suggested to delete Section 5, under Article II, of Administrative Regulations in the previous Municipal Ordinance No. 26, S-2009, of Villaba, Leyte. As per mandated by the



Sangguniang Panlalawigan as the same is violated of Section 5 (d) of P.D. 449 known as Cockfighting Law of 1974.

Below the Section 5, Article II, Administrative Regulations of Municipal Ordinance No. 26, S-2009, stated that:

SECTION 5, Cockfighting during fiestas in the barangays and in their respective Sitios (Purok) – Cockfighting shall be allowed to be held in the barangays and in their respective Sitios only during annual fiestas for not more than three consecutive days which shall end on the feast day. For the purpose, the Barangay officials shall be allowed to make a temporary cockpit arena provided it shall be constructed not within 200 meters from the school, hospital, church or chapel, barangay hall or any other public buildings. However, if the fiesta day of a barangay or Sitio falls on Sunday or legal holiday, no Cockfighting shall be allowed to be held on that day in the said Barangay or Sitio but only in the municipal Cockpit. Provided further that for the purpose of the proper implementation of this provision, the Barangay Council shall pass a resolution declaring and acknowledging the existing and soon to be created Sitios in the Barangay. The said Barangay Resolution shall be a mandatory requirement before the issuance of a Mayor's Permit to hold cockfighting at the Barangay Sitios during their annual fiesta.

  
**Hon. Roque M. Compra**

Author

  
**Hon. Merfam P. Umpad**

Chairman, Committee on Games and Amusement

  
**Hon. Elly Maria N. Enevoldsen**

Vice- Chairman

  
**Hon. Niel Albert B. Inopiquez**

Member