

Item No.:

Republic of the Philippines **PROVINCE OF LEYTE** Palo, Leyte



# SANGGUMIANG PANLALAWIGAN PROVINCIAL LEGAL OFFICE 2<sup>nd</sup> INDORSEMENT August 30, 2023



Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 41 S. 2023-2025 of the Municipality of Villaba, Leyte, recommending for the declaration of its validity, pursuant to its power under Section 56 (C) of R.A. 7160.

The Provincial Legal Office is of the opinion that the ordinance is in line with Section 447 (5)(xii) which seeks to approve measures and adopt quarantine regulations to prevent the introduction and spread of diseases.

> ATTY. JOSE RAYIM Ass Provincial Lega Officer

Republic of the Philippines PROVINCE OF LEYTE Palo, Leyte



#### OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1<sup>st</sup> INDORSEMENT 25 August 2023

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed MUNICIPAL ORDINANCE NO. 41, S. 2023-2025 of the MUNICIPALITY OF VILLABA, LEYTE, entitled: AN ORDINANCE IMPLEMENTING THE "BANTAY AFRICAN SWINE FEVER (ASF) SA BARANGAY" OR "BABAY ASF" IN THE MUNICIPALITY OF VILLABA, PROVINCE OF LEYTE, PROVIDING FUNDS AND IMPOSING PENALTY FOR THE VIOLATION THEREOF AND FOR OTHER PURPOSES.

FLORINDA JHL S. UYVICO Secretary to the Sanggunian



August 24, 2023

sangguniang panlalawigan

PROVINCE OF LEYTE

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

Thru:

**LEONARDO M. JAVIER, JR.**Vice Governor/Presiding Officer

Hon. Sangguniang Panlalawigan Members:

We respectfully transmit herewith Fifteen (15) copies of:

**Municipal Ordinance No. 41, S-2023-2025** "AN ORDINANCE IMPLEMENTING THE "BANTAY AFRICAN SWINE FEVER (ASF) SA BARANGAY" OR "BABAY ASF" IN THE MUNICIPALITY OF VILLABA PROVINCE OF LEYTE, PROVIDING FUNDS AND IMPOSING PENALTY FOR THE VIOLATION THEREOF AND FOR OTHER PURPOSES,"

for your review and approval.

Best regards.

Very truly yours,

MC QUIRIE P. UMPAD
Secretary to the Sanggunian

Copy furnished:

THE LOCAL CHIEF EXECUTIVE OFFICE
MUNICIPAL ACCOUNTING OFFICE
MUNICIPAL TREASURY OFFICE
MUNICIPAL AGRICULTURE OFFICE
Local Government Unit
Villaba, Leyte



### **MUNICIPAL ORDINANCE NO. 41, S-2023-2025**

AN ORDINANCE IMPLEMENTING THE "BANTAY AFRICAN SWINE FEVER (ASF) SA BARANGAY" OR "BABAY ASF" IN THE MUNICIPALITY OF VILLABA PROVINCE OF LEYTE, PROVIDING FUNDS AND IMPOSING PENALTY FOR THE VIOLATION THEREOF AND FOR OTHER PURPOSES

INTRODUCED BY: HON. FELIPE S. CASAS, SR. AUG 2 4
SB MEMBER – Chairman, Committee on Agriculture

AUG 2 4 2023

**WHEREAS**, it has been known that the African Swine Fever (ASF) is a severe and highly contagious viral disease seriously affecting domestic and wild pigs and reportedly spreading in the Philippines. In addition, other animal diseases are likewise emerging and affecting chicken and other livestock;

**WHEREAS**, R.A. No. 9296 also known as "Meat Inspection Code of the Philippines" declares that it is the policy of the state to prevent the entry of disease, carrying animals into meat establishment and ensure the safety and quality of imported meat and meat products;

**WHEREAS**, the Food Safety Act of 2013 otherwise known as Republic Act No. 10611 "the States aims to protect the public from food borne and water borne illnesses, and unsanitary, unwholesome misbranded or adulterated foods"

WHEREAS, Republic Act No. 3639 makes the following acts as unlawful;

- (1) Knowingly transporting domestic animals suffering from ASF or other illnesses in one province or municipality to another.
- (2) Removing any class of animals from infected localities when there is a declaration that a dangerous communicable disease prevails therein, and when there is danger of spreading such disease by transporting such class of animals outside the said municipality.

WHEREAS, due to emerging animal disease and to ensure food safety of the people of Villaba, Leyte, pursuant to paragraph (VII) number 3 of Section 444 of the Local Government Code of 1991, as amended in conjunction with Administrative Order No. 22 of the president dated February 5, 2020 it is imperative to temporarily prohibit the entry of livestock into the territorial jurisdiction of the municipality of Villaba, Province of Leyte, in order to prevent, control and contain the possible entry and spread of the animal diseases.

Vice Mayo/Presiding Officer

NIFI ALBERT MOPIQUEZ

Sangguniang Bayan Member

ELY MANIA N. ENEVOLDSEN

Sangguniang Bayan Member

Sangguning Bayan Member
FELIPI'S. ASA, SR
Sangguning Bayan Member

ROCELLO BAAY Sangguniang Bayan Member VIOVETA T. SUMAPIG
Sangguniang Bayan Member

Sangguniang Bayan Membe

Federation Vice President

MERIAMP JUMPAD Sanggun ng Bayan Member

MARIA IOV. DE CLARO

ERAL D. ARASON
Temporary Secretary to the Sangguniang Bayan

ENGR. LANCOS G. VELOSO, Municipal Mayor J

# **ARTICLE 1**General Provisions

**Section 1-TITLE -** This ordinance shall be known as "An Ordinance Implementing the Bantay African ASF sa Barangay or "Babay ASF" program in the Municipality of Villaba, Province of Leyte, providing funds and imposing penalty for the violation thereof and for other purposes;

**Section 2 - POLICY AND PURPOSES -** As contained in the 1987 Philippine Constitution, it is the declared policy of the state to protect, prevent the entry of the disease- carrying animals into the meat establishments and ensure the safety and quality of the imported meat and meat products as stipulated in Meat Inspection Code of the Philippines, and also the state shall protect the right of the people and instill consciousness among them.

#### **SECTION 3 – OBJECTIVES:**

- (1) to regulate the mobility of the disease- carrying animals entering into the jurisdiction of the Municipality of Villaba especially those affected with African Swine Fever (ASF) coming from the neighboring municipalities in the Province of Leyte.
- (2) to protect the consuming public from food-borne and water-borne illnesses and unsanitary, unwholesome, misbranded or adulterated food.
- (3) to temporarily prohibit livestock and meat products particularly swine/pig in entering into the jurisdiction of the Municipality of Villaba.

SECTION 4 – SCOPE AND COVERAGE -This ordinance shall be enforced in the territorial jurisdiction of the Municipality of Villaba, Province of Leyte, and shall cover all hog raisers, whether they are raising in backyard, semi-commercial and commercial to be alert in detecting any signs and symptoms of the disease affecting their hogs and others and to be reported immediately to the higher authorities particularly to the office of the Municipal of Agriculturist for proper evaluation and appropriate action;

 ${\bf SECTION}~{\bf 5}-{\bf DEFINITION}~{\bf OF}~{\bf TERMS}$  - the following terms are conceptually and operationally defined.

- (1) African Swine Fever (ASF) is a disease caused by virus affecting all domesticated pig including wild pig and is highly contagious.
- (2) Disease Carrying Animals are animals affected by a certain disease either caused by virus or a bacteria and are allowed to go to anywhere in the locality.
- (3) Contagious can be easily transmitted from one pig to another.
- (4) Disease is anything that deviate from the normal condition.
- (5) Prevent meaning to block
- (6) Control to stop the spread of the disease.

SECTION 6 – CREATION OF THE MEAT AND ANIMAL INSPECTION COUNCIL (MAIC) - The MAIC is hereby created to address all concerns and actions against AFRICAN SWINE FEVER (ASF) or against any other similar domestic animal diseases caused by virus and bacterial organism;

VIOLETA T. SUMAPIG JULIA DATRINA DON-UI Sangguniare dayar Member DENNIS L SY /ice Mayo/Presiding Officer Singguniang Bayan Member Sanggui ng Bayan Member S. CASAS, SR HEL ALBERT B. INOPIOLIEZ FELIPE ROQUE M. COMPRA MARIA O. DE CLARO Sangguniang Bayan Member unig ng Bayan Member geuniang Bayan Ma LNB Pri ELZY MARIA N. ENEVOLDSEN ROGELO BAY D. ARAGON Sanggartang thyan Member ngguniang Bayan Member eration Vice reside t ary Secritary to the Sangguniang Bayan SECTION 7 - MAIC COMPOSITION AND FUNCTIONS - The MEAT AND ANIMAL INSPECTION COUNCIL (MAIC) is hereby organized and shall be composed of the following with their respective functions:

- (1) The Municipal Mayor- who shall act as over-all supervisor and shall formulate policies, programs, actions and decrees or orders, upon consultation with the municipal agriculture, health authorities and other concerned government office, to prevent, control and contain the spread of African Swine Fever or any other similar domestic animal viruses or diseases within the territorial jurisdiction of the Municipality of Villaba, Province of Leyte, Upon consultation with Municipal Agriculturist and Municipal Health Officer, implement guidelines and protocol relative to the safety measures, prevention and control of the African Swine Fever (ASF) in Villaba, Leyte and other directive provided by Administrative Order No. 22 dated February 5, 2020.
- (2) The Municipal Administrator who shall act as Information Officer and shall disseminate information materials, i.e., flyers, brochures, fosters, billboards relative to African Swine Fever or any other similar domestic animal viruses or diseases. He shall tap media or any other means of communication, provided with the prior approval of the Municipal Mayor, on the prevention, control or containment of the African Swine Fever, virus or domestic animal diseases in the Municipality, He may likewise conduct public dialogues with stakeholders, local hog grower, meat vendors, police authorities, business community, civil society, the schools officials and the general public on the prevention, control and containment of the same. It shall be his duty to dispel rumors and calm down the people when hysteria, fake news, misinformation and panic will hound the community.
- (3) The Municipal Agriculturist who shall act as FOCAL OFFICER and shall, in consultation with the Department of Agriculture and Provincial Agriculture's Office, devise, formulate and recommend to the Municipal Mayor decisive action, policies, protocols, and other measures necessary to prevent, control and contain the entry or spread of African Swine Fever (ASF) and other domestic animal viruses and diseases. He shall provide, when necessary protective gears, materials and equipment to the inspection teams and personnel. He is mandated to organize the Barangay Monitoring Teams comprising of Barangay Officials to help monitor, manage the prevention, control and contain those infected animals or meats products. In coordination with other health and police authorities, with prior approval by the Municipal Mayor, cause the establishments of check points, as the need arises. The Focal Officer shall likewise institute measures to monitor, in coordination with the Local Price Coordinating Council, prices of meat products and recommend for the filing of charges against hording or overpricing;
- (4) The Municipal Health Officer who shall act as Health Consultant and shall advice and recommend health policy relative to African Swine Fever and other domestic animal virus and diseases to the Municipal Mayor for appropriate action;

DENNIS L. SY Vice Mayo/Presiding Officer NIEL ALBERT B. INCHOLEZ angguniang Bayan Member ELL MARIAN. ENEVOLDSEN Sangguniang Bayan Member FELIPE & CAS S. SR

gunlang Bayan Member

ROGELIO A LAND Sangguniang Jayan Member

LETA T. SUMAPIG Sangguniang Bayan Me ROQUE M. COMPRA

ngguniang Bayan Member

FEDERICO ENSOY deration Vice President

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Sanggun

MARIA

D. ARAGON Temp rary Secretary to the Sangguniang Bayan

lavan Member

ENGR. CAR G. VELOSO Municipal Mayor

(5) The Municipal Chief of Police - who shall act as Peace Officer and device plans and measures to ensure the safety, protection and unlawful/unauthorized entry of domestic animals and meat products into the territorial jurisdiction of the Municipality of Villaba

SECTION 8 - MONITORING - The MEAT AND ANIMALS INSPECTION COUNCIL (MAIC) shall meet as often as may be necessary. There shall be a Secretariat which shall be ordered and appointed by the Municipal Mayor, who shall record and prepare reports for the Provincial Agriculture Officer.

**SECTION 9 – PROHIBITION -** The entry of all domestic animals or its meat products into the territorial jurisdiction of the Municipality of Villaba is hereby prohibited, except those meat products certified by the Agriculture Authority (DA) as disease free and safe for consumption. No meat products shall be authorized for sale within the territorial jurisdiction of the Municipality, unless, the same passed the appropriate inspection and authorized by the Municipal Meat Inspector. All unauthorized livestock and meat products for sale shall be confiscated and may subject the seller for appropriate charges of the existing laws and cancellation of Business/Mayor Permit.

There shall be established check points from boundaries between Municipality.

One checkpoint in Sitio Badiang Barangay Tagbubunga, one checkpoint in Barangay Payao, one checkpoint junction in Brgy. A. Tumamak and one checkpoint in Brgy. Casili-on.

The establishment of this check points shall help prevent, control and contain the entry of the African Swine Fever (ASF) and other animal carrying disease in the municipality. the mindanawan pig peddlers is still continuously peddling their stock in our jurisdiction;

SECTION 10 - FUNDS - The funds to finance all relative actions or activities shall be charged or taken from the Municipal Agriculture's Office and from the Office of the Municipal Mayor, subject to the existing accounting and auditing rules and regulations;

SECTION 11 - PENAL PROVISIONS - Any hog raisers desiring to sell their pig and transport the same from one place to another, and or any person caught slaughtering pigs affected by ASF is in a violation of this ordinance and shall be levied a penalty of One Thousand Pesos (1,000.00) per person for the first offense committed and Two Thousand Five Pesos (2,000.00) per person for the second offense and Two Thousand Five Hundred Pesos (2,500.00) per person for the succeeding offenses;

SECTION 12 - FUNCTIONS/ROLES OF THE PUNONG BARANGAY - All (35) punong barangays of the Municipality of Villaba are mandated to fully implement this ordinance by regulating hog raisers engage in raising pigs whether in backyard, semi-commercial and commercial production to prevent the entry of African Swine Fever (ASF) in their own barangays and to those person engaged in buy and sell and to transport the affected animals from one place to another;

SECTION 13 - SHIPMENT ON FREE-DISEASE-CARRYING ANIMALS - Shipment of free disease-carrying animals will only be allowed after passing a thorough examination by the Meat Inspector or any representative authorized by the Department of Agriculture, either coming from the Regional Office, Provincial Office, with the assistance of the Municipal Agriculture's Office, that said animals intended for transport are free from any viral and bacterial diseases and therefore, be allowed for shipment. However, permit to

**DENNIS L. SY** Vice Mayo/Presiding Officer NIEL ALBERT B. INOPIQUEZ uniang Bayan Member E N. EVOLDSEN www.iemg Bayan Member

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VIOLETA T. SUMAPIG Sanaguniang Bayan Member ROQUE M. COMPRA

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ERALYN . ARAGON Temporary Secretary to the Sangguniang Bayan

ENGR. CARKOS G. VELOSO Municipal Mayor

JUL 1 9 2023

Page 4 | 5

transport will first be secured from the office of the Municipal Agriculturist, concurred by the Local Chief Executive;

**SECTION 14 – PAYMENT FOR THE PERMIT TO TRANSPORT** – Payment for the permit to transport/shipment will be paid directly to the Municipal Treasurer's Office upon issuance of the permit to transport by any authorized representative of the Department of Agriculture;

**SECTION 15 – SEPARABILITY CLAUSE** – If for reason or reasons, the provisions of this ordinance shall be held invalid or unconstitutional, other parts thereof which are not affected shall continue to be in full force and effect;

**SECTION 16 – REPEALING CLAUSE** – All ordinances rules and regulations, executive orders or any parts thereof whose provisions are in conflict to the provisions of this ordinance are hereby repealed, amended and modified accordingly;

**SECTION 17 – EFFECTIVITY CLAUSE** – This ordinance shall take effect upon approval and publication in a newspaper of local circulation in the Province of Leyte;

**NOW, THEREFORE**, on motion raised for approval of this ordinance by the Sangguniang Bayan Member Hon. Felipe S. Casas, Sr. duly seconded en masse, it was approved on June 26 2023.

ERALYN D ARAGON

Temporary Secretary to the Sanggunian Bayan

ATTESTED:

DENNIS L. SY

Vice Mayor/Presiding Officer

JULCA KATRINA L. CON-UI Sangguniang Bayan Member

VIOLETA T. SUMAPIG

Sangguniang Bayan Member

MPUTTEPOS MERIAM P. UMPAD

Sangguniang Bayan Member

ROGELIO J. BAAY

Sangguniang Bayan Member

FELIPE'S. CASAS, SR.
Sangguniang Bayan Member

NIEŁ ALBERT B. INOPIQUEZ

Sangguniang Bayan Member

ROQUE M. COMPRA

Sangguniang Bayan Member

ELLY MARIA N. ENEVOLDSEN
Sanggunian Bayan Member

MARIANO DE CLARO

LNB President

FEDERICO ENSOY

SK Federation President

APPROVED:

**ENGR. CARLOS G. VELOSO** 

**Municipal Mayor** 

JUL 1 9 2023

Date:

# COMMITTEE REPORT No. 3 S-2023-2025 (Committee on Agriculture)

A committee report during the public hearing on the proposed ordinance, implementing the "Bantay African Swine Fever (ASF) in the Municipality of Villaba conducted last June 23, 2023 at exactly 9:00 a:m at liga ng mga barangay hall by the Chairman, Committee on Agriculture together with the members of his committee. The public hearing was formally open by the calling the session to order by the chairman, this is followed by a short prayer lead by the DA representative and the singing of the Philippine National Anthem conducted by Veronica Baquio. The public hearing was participated mostly by the Barangay Captains, two representative from the Philippine National Police assigned in Villaba, representative from the Municipal Administrator's Office and hog raisers in the Municipality of Villaba.

The Chairman, presented the draft ordinance for discussion, deliberation regarding the African Swine Fever and informed them that ASF as a highly contagious viral disease seriously affecting our domesticated Swine including wild pig and also it will affect the hog raiser's interest to raise more if this African Swine Fever will not be prevented to enter into the municipality coming from the other municipalities.

The participants were well informed regarding the situation and they are very much welling to help enforce this ordinance to prevent the entry of this disease. All Barangay Captains of the 35 barangays of the municipality were requested to fully implement this ordinance to help prevent the entry of this disease.

Another concerned, was on the issue of shipment of their marketable swine from Villaba to other municipalities. Shipment of your marketable pigs a considered as a free-disease-carrying animals will only be allowed after passing a thorough examination by the Meat Inspector/Veterinarian in your locality or from Department of Agriculture, Regional Office, Provincial Office for that purpose, However, as agreed they should first secure a permit to transport from any authorized representative of the Department of Agriculture and payment for the transport fee.

There being no other concern the Public Hearing adjourn at exactly 11; 25 a:m

Done this 23<sup>rd</sup> day of June 2023

Signed:

HON. FELIPE'S. CASAS, SR.

Chairman

HON. ROQUE M. COMPRA

Co-Chairman

HON. ROGELIO J. BAAY

Member

The SHEPM")

PUBLIC HEARING ON THE PROPOSED ORDINANCE, ENTITLED: AN ORDINANCE IMPLEMENTING THE "BANTAY AFRICAN SWINE FEVER (ASF) SA BARANGAY "O "BABAY ASF IN THE MUNICIPALITY OF VILLABA PROVINCE OF LEYTE, PROVIDING FUNDS AND IMPOSING PENALTY FOR THE VIOLATION THEREOF AND FOR OTHER PURPOSES

June 23, 2023 Liga ng mga Barangay Hall

## **ATTENDANCE SHEET**

NAME	ADDRESS	DESIGNATION	SIGNATURE
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Lea R. Vamot	Brgy Cortaglocan		Leve and
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Julius T. Lumantao	Cabungahan	Pres	July 2
Mia Gracia A. Tutuan	Calbugas	Sec.	TUTA
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PUBLIC HEARING ON THE PROPOSED ORDINANCE, ENTITLED: AN ORDINANCE IMPLEMENTING THE "BANTAY AFRICAN SWINE FEVER (ASF) SA BARANGAY "O "BABAY ASF IN THE MUNICIPALITY OF VILLABA PROVINCE OF LEYTE, PROVIDING FUNDS AND IMPOSING PENALTY FOR THE VIOLATION THEREOF AND FOR OTHER PURPOSES

June 23, 2023 Liga ng mga Barangay Hall

## ATTENDANCE SHEET

	ADDRESS	DESIGNATION	SIGNATURE
NAME		PENONG ARGY	d'
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# NOTICE OF PUBLIC HEARING

[June 19, 2023]

SUBJECT: PUBLIC HEARING ON THE PROPOSED ORDINANCE, ENTITLED "AN ORDINANCE IMPLEMENTING THE "BANTAY AFRICAN SWINE FEVER (ASF) SA BARANGAY" OR "BABAY ASF" IN THE MUNICIPALITY OF VILLABA, PROVINCE OF LEYTE, PROVIDING FUNDS AND IMPOSING PENALTY FOR THE VIOLATION THEREOF AND FOR OTHER PURPOSES"

The Sangguniang Bayan Committee on Agriculture is inviting all concerned citizens affected by the proposed ordinance to attend the Public Hearing on June 23, 2023 (9:00 AM) at the Liga ng mga Barangay Hall.

MC QUIRIE P. UMPAD

Secretary to the Sanggunian



Hermosilla Drive, District 28, Ormoc City Contact Nos. (053) 561-0809 & 09285549820 e-mail: easternvisayasmail@gmail.com

Republic of the Philippines)
City of Ormoc )S.S.

## AFFIDAVIT OF PUBLICATION

I, JIMA ZANDRA VERGARA, being first duly sworn, deposes and says: that I am the Managing Editor of the EASTERN VISAYAS MAIL, a newspaper edited and published in the City of Ormoc and circulated in the cities of Ormoc, Tacloban Maasin and Calbayog, and in the islands of Leyte, Samar and Biliran, the rest of the Visayas islands, Mindanao, Manila and Luzon;

That the publication captioned:

Series of 2023

Republic of the Philippines
Province of Leyte
Municipality of Villaba
OFFICE OF THE SANGGUNIANG BAYAN

#### MUNICIPAL ORDINANCE NO. 41, S-2023-2025

AN ORDINANCE IMPLEMENTING THE "BANTAY AFRICAN SWINE FEVER (ASF) SA BARANGAY" OR "BABAY ASF" IN THE MUNICIPALITY OF VILLABA PROVINCE OF LEYTE, PROVIDING FUNDS AND IMPOSING PENALTY FOR THE VIOLATION THEREOF AND FOR OTHER PURPOSES

APPROVED: (SGD)ENGR. CARLOS G. VELOSO Municipal Mayor

was published in said news	paper for ( ) mu consecutive weeks in its EV Mail
That I am executing sayeth naught.	g this affidavit to attest to the fact of the foregoing statements. Affiant further
IN WITNESS WHE Ormoc City.	GREOF, I have hereunto affix my signature thisday of
SWORN AND SUI Tax Identification Number Philippines.	VERIFICATION  SSCRIBED before me this day of with affiant exhibiting his r 932-314-846-000 issued on July 9, 2016 at Ormoc City, Leyte,
Doc No.: 112 Page No.: 43 Book No.: XVVI	Note to the state of the gold

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valid onel April 14, 2025