



Republic of the Philippines
MUNICIPALITY OF PANIQUI
Province of Tarlac

OFFICE OF THE SANGGUNIANG BAYAN

EXCEPRTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF PANIQUI, TARLAC HELD ON SEPTEMBER 6, 2010 AT THE SB SESSION HALL

PRESENT: Hon. Genevieve S. Linsao – *Vice Mayor/Presiding Officer*
Hon. Jayrold Z. Roxas, *member*
Hon. Christian Alfred F. Cuchapin, *member*
Hon. Evelyn S. David, *member*
Hon. Godofredo G. Tangonan, Jr., *member*
Hon. Dante P. Belarmino, *member*
Hon. Gerardo N. Tiangsing, *member*
Hon. William M. Ibay, Sr., *member*
Hon. Jaydee D. Abraham (SK Fed Pres.)-*Ex-officio member*

ABSENT: Hon. Rosauro V. Tayag, *member*
Hon. Pedro S. Simbre (ABC Pres)-*Ex-officio member* – On Official Business

RESOLUTION NO. 079 – 2010

WHEREAS, as provided under Section 447 of RA 7160, otherwise known as the Local Government Code of 1991, the sangguniang bayan, as the legislative body of the municipality, shall enact ordinances and approve resolutions for the general welfare of the municipality and its inhabitants;

WHEREAS, pursuant to Section 16 of the Local Government Code every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare;

NOW THEREFORE, on motion of councilor Evelyn S. David, unanimously seconded **RESOLVED**, as is it hereby Resolve to approve an ordinance regulating the ownership of dogs prescribing rules and guidelines for their proper cadre and providing penalties for violation thereof.

RESOLVED FURTHER that this resolution be enacted into an ordinance to wit;

ORDINANCE NO. 2010-010

AN ORDINANCE REGULATING THE OWNERSHIP OF DOGS PRESCRIBING RULES AND GUIDELINES FOR THEIR PROPER CARE AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

Be it ordained by the Sangguniang Bayan of Paniqui, Tarlac in session assembled that;

Section 1. Title – *An ordinance regulating the ownership of dogs, prescribing rules and guidelines for their proper care and providing penalties for violations thereof.*

Section 2. Responsible Dog Ownership – Any person or institution who owns or desires to own dog must be able to provide proper care and keeping to animal. Any dog owner who can no longer provide appropriate care and management of the dog, that is, to comply for its food, safety and shelter including the registration and vaccination, is encourage to donate, sell or dispose to another person who is capable and willing to comply with the responsibilities of a dog owner.

Section 3. Possession of Dogs – Any person or institution is allowed only to own not more than four (4) registered and vaccinated dogs. However, a person or institution may be allowed to own more than four (4) dogs provided he will pay an “excess dog tax” of **TWO HUNDRED PESOS (200.00)** for each excess dogs; provided further, that the owner can provide appropriate care and management of the animal.

Section 4. Registration and Vaccination of Dogs – It shall be unlawful for any person or institution to keep an unregistered, unvaccinated and unsecured dog within their territorial domain. Three months old dogs and above shall be registered and vaccinated. Dog registration and vaccination shall be feasible, convenient and safe to all concerned. After vaccination, owners will be provided with certificates of vaccination which will serve as proof of compliance.

A registration of **FIFTY PESOS (50.00)** per dog shall be collected which shall include a dog tag and vaccination.

Owner should present his/her dog for registration and vaccination every two years.

Section 5. Unauthorized Use of Dog License Receipts, Tag of Inoculation Certificates – It shall be unlawful for any person to use too many dogs license receipt, license tag or rabies dogs inoculation certificate issued to another person or dog.

It shall be the responsibility of the owner of dog for which said tag is not transferable to any other dog or to a new owner of the dog. If a tag is lost or stolen, the owner may obtain a new tag by surrendering the license receipt for the first tag and by paying an additional fee.

Section 6. Leashing and Proper Keeping of Dogs – All dogs must be properly kept on leashed within the premises of the owner. Dogs that are brought outside the owner's premises shall be at all times be leashed and appropriately muzzled, otherwise, the dog will be considered a stray dog.

Section 7. Impounding of Stray Dogs – Dogs found outside the premises of the owner are considered stray dogs. Stray dogs are immediately secured impounding at the dog pound.

An impounding fee of **THIRTY PESOS (P 30.00)** per day per dog will be collected from the owner claiming his dog.

Section 8. Adoption of Impounded Stray Dogs – Unregistered dogs confined within three days in the impounding area can be adopted by any person provided he will pay for the registration and impounding fee of the animal and provided further, he can provide proper and appropriate care and management to the animal. However, in case of animal's sickness/death while impounded, the barangay is not liable for the cause.

Section 9. – Construction of a Barangay Dog Pound – The barangay shall construct a safe and clean dog pound taken from the barangay fund. The maintenance of the dog pound shall be taken from the barangay's **FIFTY PERCENT (50%)** share on all fees and fines collected within their jurisdiction.

Section 10. Disposal of Impounded Stray Dogs – Impounded dogs that are not claimed after three (3) days are considered abandoned by its owners and are subsequently be disposed of in a legally and morally acceptable manner.

Section 11. Agencies/Offices to Enforce and Implement this Ordinance – The following agencies/offices are tasked and enjoined to provide assistance and utilize all its available resources as necessary for the implementation of this ordinance.

Department of Agriculture – Lead agency

Coordinating Agencies and offices

1. **Philippine National Police**
2. **Rural health Unit/Department of Health**
3. **Barangay Officials**

Section 12. Barangay Share on Proceeds of Fees and Fines – The municipality and barangay are entitled to equal share on all fees and fines collected within their jurisdiction.

Section 13. Liability of Dog Owners or Any Person in Possession of Dogs – Dog owner shall be liable for any injury or damage that the dog may cause to any person or property such as compelling the owner to pay the injured his/her medical expenses and/or corresponding damage caused by the animal except when the injury comes from the fault of the injured, that is, for example, trespass the dwelling or violation of domicile.

Section 14. Penalty Clause – Any person or institution found guilty of violating any of the provisions of this ordinance shall be penalized with:

14.1 - Fine of not less than THREE HUNDRED PESOS (P 300.00) but not more than FIVE HUNDRED PESOS (P 500.00) for the first offense.

14.2 - Fine of not less than FIVE HUNDRED PESOS (P 500.00) but not more than SEVEN HUNDRED FIFTY PESOS (P 750.00) for the second offense.

14.3 - Fine of not less than SEVEN HUNDRED FIFTY PESOS (P 750.00) but not more than ONE THOUSAND PESOS (P1,000.00) for the third offense.

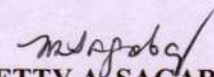
Section 15. Separability Clause – If any provision of this ordinance is declared unconstitutional, other provision or parts thereof not declared as such shall remain valid and enforceable.

Section 16. Repealing Clause – Ordinance, resolutions and other issuances inconsistent with this ordinance are hereby repealed or modified accordingly.


Section 17. This ordinance shall take effect after its amendment or compliance with the provisions of Section 59 of RA 7160, otherwise known as the Local Government Code of 1991.

UNANIMOUSLY APPROVED.

I HEREBY CERTIFY to the correctness of the foregoing.


BETTY A. SAGABAEN
OIC- Secretary to the Sanggunian

ATTESTED:


GENEVIEVE SOCORRO S. LINSAO
Vice Mayor /Presiding Officer

APPROVED:


MIGUEL C. RIVILLA
Municipal Mayor