

Republic of the Philippines
 Province of Cavite
OFFICE OF THE SANGGUNIANG PANLALAWIGAN
 Trece Martires City



EXCERPTS FROM THE MINUTES OF THE 136th REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN OF CAVITE HELD ON APRIL 25, 2016 AT THE SP CONFERENCE ROOM, TRECE MARTIRES CITY, CAVITE

PRESENT:

- | | |
|---------------------------|-----------------------------|
| Hon. Raul Rex D. Mangubat | Temporary Presiding Officer |
| Hon. Felix A. Grepo | Majority Floor Leader |
| Hon. Teofilo B. Lara | Board Member, 4th District |
| Hon. Edralin G. Gawaran | Board Member, 2nd District |
| Hon. Rolando S. Remulla | Board Member, 2nd District |
| Hon. Arnel M. Cantimbuhan | Board Member, 3rd District |
| Hon. Marcos C. Amutan | Board Member, 5th District |
| Hon. Ivey Jayne A. Reyes | Board Member, 5th District |
| Hon. Irene P. Bencito | Board Member, 7th District |
| Hon. Armando V. Bernal | CCL President |

OFFICIAL BUSINESS:

- | | |
|--------------------------------|---------------|
| Hon. Ramon Jolo B. Revilla III | Vice Governor |
|--------------------------------|---------------|

VACATION LEAVE:

- | | |
|------------------------|----------------------------|
| Hon. Eileen R. Beratio | Board Member, 7th District |
|------------------------|----------------------------|

ABSENT:

- | | |
|--------------------------------|---|
| Hon. Dino Carlo R. Chua | Board Member, 1st District |
| Hon. Ryan R. Enriquez | Board Member, 1st District |
| Hon. Larry Boy S. Nato | Board Member, 3rd District |
| Hon. Hermogenes C. Arayata III | Board Member, 6th District |
| Hon. Conrado A. Viado | Liga ng mga Brgy. Prov'l. Chapter President |

PROVINCIAL ORDINANCE NO. 148

AN ORDINANCE REPEALING PROVINCIAL ORDINANCE NO. 02-95 ENTITLED: AN ORDINANCE PENALIZING OWNERS OF STRAY ANIMALS AND PROVIDING PENALTIES FOR VIOLATION THEREOF

***Sponsored by: Hon. Raul Rex D. Mangubat
 Co-Sponsored by: All SP Members***

WHEREAS, the Provincial Government of Cavite approved and enacted Provincial Ordinance No. 02-95 on September 25, 1995 for the protection and welfare of the people of Cavite;

WHEREAS, Section 16 of the Local Government Code states that all local government units shall ensure and support among others, the promotion of health and safety of its inhabitants;

WHEREAS, it is necessary to prohibit the proliferation of stray animals along the national, provincial and city, municipal and barangay roads which are nuisance and hazardous to the lives and properties of commuters;

WHEREAS, it is the duty of every owner to provide habitat for their animals to ensure its safety and protection;

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NOW, THEREFORE, on the motion of Hon. Reyes, duly seconded by Hon. Grepo and all the Sangguniang Panlalawigan Members present, be it enacted by the Sangguniang Panlalawigan in session duly assembled that:

Section 1. Short Title. This Ordinance shall be known and cited as "The Stray Animals Ordinance in the Province of Cavite."

Section 2. Coverage. This Ordinance shall cover all persons or owners of animals in the Province of Cavite.

Section 3. Definition of Terms. As used in this Ordinance, the following terms shall mean:

1. **Stray Animals-** refer to any animal such as dog, cat, poultry, horse, goat, cow, carabao, wildlife, exotic and endangered species and the like at loose or elsewhere wandering in public places, along national highway or provincial and municipal roads unattended by the owner, caretaker or herdsman,
2. **Herdsman-** refers to the caretaker, employee or tenant of any person or firm in lawful possession of such animals.
3. **Small Animal-** refers to any animal weighing one (1) kilogram or less but not to exceed one hundred fifty (150) kilograms.
4. **Large Animal-** refers to any animal weighing at least one hundred fifty-one (151) kilograms and above.
5. **Impounded Animal-** refers to any stray animals seized by an animal control officer for the purpose of keeping in an animal pound.
6. **Pound-** refers to a public facility or enclosure intended for stray or confiscated animals to maintain temporary custody managed by local government units.

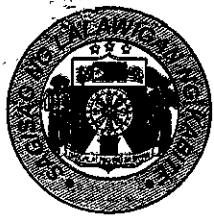
Section 4. Regulated Acts.

1. No person shall allow his/her animal to wander elsewhere in any public places.
2. It shall be unlawful for any personnel of the City/Municipal Pound to maltreat, torture, poison or inflict suffering or harm to any impounded animal.
3. It shall be unlawful for any person to oppose, resist or interfere with City/Municipal Pound personnel from performing their duties.
4. No wildlife, exotic or endangered animals seized while wandering in public places shall be subject for impoundment but right upon capture, be forthwith committed to proper care and custody to the Provincial Government Environment and Natural Resources Offices (PENRO) or the City/Municipal Environment and Natural Resources Offices.
5. No bomb-sniffing, drug-sniffing or any police dogs shall for any reason be subject to impoundment.
6. The pound shall be open to the public from 8:00am-5:00pm, seven days a week. All records shall be accessible to the public as well.

Section 5. Administrative Provisions.

1. There shall be established an animal pound in the city/municipality which shall exclusively function as temporary lockdown for all seized stray animals. Size for the installation of the pound shall be in coordination with the City/Municipal Planning and Development Office.

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2. The City/Municipal Pound shall be situated at a definite site with an environment not harmful to animal health and safety.
3. All stray animals shall be seized and impounded at the City/Municipal Pound until such time that the same are properly released to its lawful claimant.
4. Impoundment period shall not exceed three (3) days including Saturdays and Sundays, except when impoundment for more than the prescribed period is necessarily called for by medical reasons, in which case the animal owner of such impounded animal shall be duly advised.
5. All animals impounded shall be fully entitled to proper custody, care, shelter and sustenance to be provided by the city/municipal government.
6. Animals which have died within the impoundment period shall be disposed of according to proper veterinary and health procedures. The City/Municipal Pound shall not take any responsibility whatsoever for any animal death, except when such death can be proven to have been due to neglect or deliberate cruelty on the part of the staff concerned.

Section 6. Authority to Seize and Impound. Authority is hereby granted to the following local government personnel to seize and cause the impoundment of any stray animal right at the instance of sighting.

1. Deputized traffic enforcers under the City/Municipal Traffic Management Office;
2. The staff of the City/Municipal Civil Security Unit;
3. Barangay Officials or Barangay Tanod;
4. Philippine National Police (PNP) Personnel
5. City/Municipal/Barangay Veterinary or Agriculture Personnel

It shall be ensured that the above-mentioned personnel possess the necessary equipment and training on humane handling of animals.

Section 7. Notice of Impoundment.

1. Within twelve (12) hours starting from the time the animal was committed for impoundment, the personnel-in-charge shall locate and identify its animal owner, after which, notice of impoundment shall forthwith be issued and served to such person.
2. When no animal owner shall have been located and identified with the impounded animal, it shall be considered abandoned, thus becomes eligible for adoption and may be released to any interested party after the lapse of three (3) days from the time of impoundment.
3. The personnel-in-charge of the City/Municipal Pound shall, from time to time, make a list of all impounded animals thereat, complete with corresponding identifiable description to include kind, breed, color and other unique markings, if any there be and post such list at designated public posting boards within the city/municipality.
4. The barangays shall be advised in writing by the LGU veterinary/agriculture office of recently conducted stray animal control operation in their vicinity. Such information shall be posted on the barangay bulletin board.

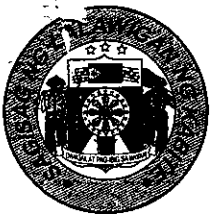
Section 8. Fees.

1. An animal owner may, at any time within the regular working hours after due receipt of the notice of impoundment issued but not to exceed three (3) days after impoundment, may redeem the impounded animal right upon payment of the necessary fees and incidental charges;

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2. Whenever an animal owner after due notice, deliberately refuses or neglects to redeem an impounded animal within the allowable period prescribed, she/he shall be made to pay a fine corresponding to Two Hundred Pesos (P 200.00) for each day;
3. The Office of the City/Municipal Treasurer is authorized to collect and issue corresponding receipts in the following amounts as fees in connection with the use of the City/Municipal Pound:
 - a) P 50.00- for every day of impoundment or custody for small animals;
 - b) P 200.00- for every day of impoundment or custody of large animals; and
 - c) P 200.00- fine for each day of default after the lapse of three (3) days within which an animal owner is allowed to redeem an impounded animal.

Section 9. Penalty. Violation of any of the provisions of this Ordinance shall subject the violator to the following fines as penalties:

- a) One Thousand Pesos (P 1,000.00) for first offense
- b) Three Thousand Pesos (P 3,000.00) for second offense; and
- c) Five Thousand Pesos (P 5,000.00) for third offense

Section 10. Separability Clause. If, for any reason, any section or provision of this Ordinance shall be held unconstitutional or invalid, the other sections or provisions hereof shall not be affected thereby.

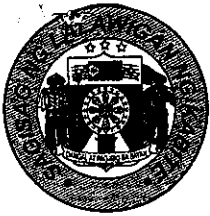
Section 11. Repealing Clause. All ordinances, resolutions, executive issuances or rules and regulations or parts thereof, whose provisions are inconsistent with or contrary to the provisions of this Ordinance, are hereby deemed, repealed, amended or modified accordingly.

Section 12. Effectivity. This Ordinance shall take effect after its approval and compliance with the posting and publication requirements.

I hereby certify to the correctness of the foregoing ordinance duly enacted by the Sangguniang Panlalawigan of Cavite during its 136th Regular Session on April 25, 2016.

Michelle F. Alcid
MICHELLE F. ALCID
 Provincial Board Secretary

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(Official Business)
RAMON JOLO B. REVILLA III
 Vice Governor


FELIX A. GREPO
 Majority Floor Leader

(Absent)
DINO CARLO R. CHUA
 Provincial Board Member

(Absent)
RYAN R. ENRIQUEZ
 Provincial Board Member

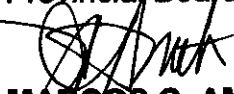

EDRALIN G. GAWARAN
 Provincial Board Member


ROLANDO S. REMULLA
 Provincial Board Member


ARNEL M. CANTIMBUHAN
 Provincial Board Member

(Absent)
LARRY BOY S. NATO
 Provincial Board Member


TEOFILO B. LARA
 Provincial Board Member

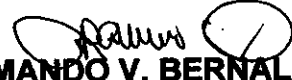

MARCOS C. AMUTAN
 Provincial Board Member


IVEE JAYNE A. REYES
 Provincial Board Member

(Absent)
HERMOGENES C. ARAYATA III
 Provincial Board Member

(Vacation Leave)
EILEEN R. BERATIO
 Provincial Board Member



IRENE P. BENCITO
 Provincial Board Member


ARMANDO V. BERNAL
 CCL President

(Absent)
CONRADO A. VIADO
 Liga ng mga Barangay President

ATTESTED:

APPROVED:


RAUL REX D. MANGUBAT
 Temporary Presiding Officer
 Date Signed May 02, 2016


JUANITO VICTOR C. REMULLA, JR.
 Provincial Governor
 Date Signed _____