



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



**EXCERPTS FROM THE MINUTES OF THE 6th REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN OF CAVITE HELD ON 18 FEBRUARY 2008 AT SESSION HALL, CAPITOL BUILDING, TRECE MARTIRES CITY**

**PRESENT:**

Hon. Dencito P. Campaña	Vice-Governor/Presiding Officer
Hon. Luis T. Pagtakhan	Pro-Tempore
Hon. Eileen R. Beratio	Majority Floor Leader
Hon. Cesario R. del Rosario, Jr.	Asst. Majority Floor Leader
Hon. Lope D. Tepora	Minority Floor Leader
Hon. Restituto T. Enriquez	Asst. Minority Floor Leader
Hon. Alex L. Advincula	Sanggunian Member
Hon. Raymundo A. del Rosario	Sanggunian Member
Hon. Virgilio T. Ambion	Sanggunian Member
Hon. Remigio G. Dilag	SB Prov'l. Fed. President
Hon. Cecilia D. Miranda	ABC Prov'l. Fed. President
Hon. Juan Miguel C. Ilano	SK Prov'l. Fed. President

**ABSENT:**

Hon. Arleen C. Arayata	Sanggunian Member
Hon. Recto M. Cantimbuhan	Sanggunian Member

**RESOLUTION NO. 76-S-2008**

**WHEREAS**, the Local Government Code of 1991, otherwise known as Republic Act No. 7160, mandates all local government units to institute measures that protect the health and safety of its inhabitants;

**WHEREAS**, the Provincial Government of Cavite must undertake activities and programs that ensure the protection of the Cavite against any harmful diseases;

**WHEREAS**, one of the infectious diseases that may possibly hit the province is the Avian Influenza or Bird Flu, which came from chickens, ducks, and other birds, thus, it is necessary that preventive and control means must be formulated in order to address this problem;

**WHEREFORE**, there is a need to enact an ordinance to this effect;

**NOW, THEREFORE**, be it enacted by the Sangguniang Panlalawigan of Cavite in session duly assembled:

**PROVINCIAL ORDINANCE NO. 2008-002**

**AN ORDINANCE PROVIDING FOR AND INSTALLING WAYS AND MEANS TO PRE-EMPT, PREVENT, MITIGATE AND/OR CONTROL THE OUTBREAK/SPREAD OF AVIAN INFLUENZA IN CAVITE**

*Sponsored by: HON. LOPE D. TEPORA  
Chairman, Committee on Agriculture and Agrarian Reforms*

**SECTION 1. TITLE.** This Ordinance shall be known as the "Avian Influenza Prevention and Control Ordinance of Cavite".



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**SECTION 2. OBJECTIVES AND PURPOSE.**

- a. To prevent the entry of Avian Influenza (AI) in the province, thus, ensuring public safety;
- b. To establish a monitoring system that will enable concerned agencies to effectively and efficiently respond to any eventuality that will arise relative to AI;
- c. To protect the local livestock and other related industries, thus, ensuring economic stability; and
- d. To protect the health, safety, and general welfare of the constituency.

**SECTION 3. SCOPE AND COVERAGE.** This Ordinance shall be enforced within the territorial jurisdiction of Cavite.

**SECTION 4. DEFINITION OF TERMS.** For the purpose of this Ordinance, the following terms and phrases shall apply:

1. **AVIAN INFLUENZA (AI)** – an infectious disease in chicken, ducks, and other birds caused by different subtypes of the Influenza A virus.
2. **FOWL/POULTRY** – includes marketable broilers, culls, day-old chicks, pullets, game fowls, native chicken, ducks, hatching eggs, hobby birds, or birds of any kind.
3. **EXOTIC BIRDS** – refers to any bird species or subspecies which is not native in the Philippines.
4. **POULTRY HOLDING FACILITIES** – includes commercial farms, backyard units, hatcheries, processing plants, slaughterhouses, aviaries, feed mills, cockpits, and public markets.
5. **NEGATIVE MONITORING REPORT** – refers to the attached monitoring form indicating the absence of Avian Influenza infestation.

**SECTION 5. CREATION OF THE PROVINCIAL AI TASK FORCE.** The Provincial AI Prevention and Control Task Force shall be formed and shall be the main authority to oversee the implementation of the provisions of this Ordinance and other related activities as may be provided by rules and regulations and guidelines promulgated by higher authority or mandated by the national laws. It shall be composed, but not limited to the following:

**Provincial AI Task Force**

- |               |   |   |
|---------------|---|---|
| Chairman      | : | Governor  |
| Vice Chairman | : | Provincial Veterinarian (For Animal Health)<br>Provincial Health Officer (For Human Health)   |
| Members       | : | Provincial Agriculturist<br>Provincial PNP Director<br>Provincial ABC President<br>Two (2) NGO Representatives<br>Provincial Action Officer<br>Provincial Information Officer<br>Provincial Environment and Natural Resources Officer<br>Poultry/Hog Raisers Association President<br>Philippine Coast Guard<br>Agricultural Program Coordinating Officer |

*Handwritten initials/signature*



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The City/Municipal government units are likewise mandated to create their respective City/Municipal AI Task Force through an "AI Prevention and Control Ordinance".

**SECTION 6. CENSUS, MONITORING, AND SURVEILLANCE.**

1. **CENSUS** – The Provincial Government, through the Office of the Provincial Veterinarian, in coordination with the Office of the City/Municipal Mayors shall facilitate the conduct of a census of all livestock and poultry holding facilities in the province. The Census shall include: (1) type of poultry holding facility; (2) poultry species; (3) poultry population density; (4) facility owner/operator; (5) location; (6) poultry disease profile; (7) bio-security practices; (8) vaccination programs; and (9) veterinarian in-charge.
2. **MONITORING** – City/Municipal veterinarians, agricultural officers, agriculturists are mandated by this Ordinance to institutionalize a monitoring system that will enable them to regularly check and be on the look-out for possible occurrence of AI in their respective areas of jurisdiction and to submit a Monthly Negative Monitoring Report to the Provincial Veterinarian
3. **SURVEILLANCE** – The Provincial AI Task Force shall assist the national/regional surveillance group in the conduct of a Semestral Zero-Surveillance in the province.
4. **ENFORCEMENT** – The Provincial AI Task Force shall likewise assist the Bureau of Animal Industry (BAI) in enforcing requirements covering the local transport of animals, including poultry and poultry by-products, as covered by BAI Memorandum dated July 12, 2004. This activity shall be enforced in coordination with the local PNP station.
5. **COASTAL MONITORING OF FOWL SMUGGLING** – Smuggling of fowl shall be reported to the Philippine Coast Guard or the local PNP.

**SECTION 7. PROHIBITIONS.**

1. It shall be prohibited for any person is to offer for commerce, engage in trade or have in his/her possession any exotic species of poultry wildlife. It shall be accordingly penalized as provided for in Chapter IV (Illegal Acts) of RA 9147. This activity shall be enforced in coordination with the authorities of DILG-LGU Bureaus or the local PNP station.
2. It shall be unlawful for any person to own or have in his/her possession unregistered exotic birds for whatever purpose or intent.
3. It shall be prohibited to offer for sale live poultry in the market while there is a threat of bird flu in the area.
4. It shall be prohibited for chicken, ducks, and pigs to intermingle in the same area, cage, or pen.
5. It shall be prohibited for chicken to roam freely in parks, markets, subdivisions, and other public places and/or densely populated areas, and transport them in public utility vehicles when there is an epidemic.
6. Poultry growers are likewise prohibited from selling their fowls exhibiting symptoms of AI.
7. Dissemination of wrong information through text, gossips through the local grapevine and other network of communication that may result to widespread panic or state of confusion is also prohibited.

**SECTION 8. INFORMATION DISSEMINATION.** The Provincial AI Task Force through its Information, Education and Communication Team, shall conduct monthly information campaigns providing accurate facts about AI and updated recommendations or bio-security and AI Preventive Measures.



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**SECTION 9. IMMEDIATE INTERVENTIONS/MITIGATING MEASURES FOR INSPECTED AI CASES.**

1. **REPORTING** – The farm veterinarian or farm owner shall immediately report to the Provincial/City/Municipal Veterinarian/Agricultural Officers, as the case may be, any occurrence of one (1) day mortality of 3% (based on house population) in case of commercial farms, or any unexplained mortality of poultry in two (2) or more households within a barangay (or "Purok") in a span of two (2) or more days in case of backyard farms. Investigation/blood collection shall be conducted by the Provincial/City/Municipal Veterinarian and the RADDL technician within twenty-four (24) hours.
2. **MOVEMENT CONTROL** – The local PNP, upon notice from the Local Chief Executive, shall enforce Movement Control. Farm Personnel are not allowed to leave the suspected premises unless with approval from the head of the AI Task Force. Likewise, poultry, poultry products and by-products, farm equipment and feeds shall not be allowed to leave the suspected premises.
3. **VACCINATION** – The local health officers shall assist in immunizing veterinarians, laboratory staff, medical health workers and poultry farm personnel. The local veterinarian/agricultural officers/technicians shall assist in the conduct of poultry vaccination in the areas identified by the AI Task Force.

**SECTION 10. MOBILIZATION OF BARANGAY HEALTH EMERGENCY RESPONSE TEAMS (BHERTs).** To maximize efforts at the grass root level, the organized BHERTs pursuant to DILG Memorandum Circular No. 2003-95 dated May 07, 2003, shall be mobilized to provide assistance to LGUs in the implementation on the Local Avian Influenza Prevention Program.

**SECTION 11. DECLARATION OF STATE OF CALAMITY.** The Local Government Unit shall declare a state of calamity in case Avian Influenza had been positively diagnosed through results of laboratory examinations.

**SECTION 12. PENALTY CLAUSE.** Any violation of the provisions of this Ordinance by any person, firm, poultry traders or farm owners shall be the subject to prosecution and upon his conviction shall be subject to a fine of Five Thousand Pesos (P 5,000.00) or imprisonment of one (1) year, or both, at the discretion of the Court.

In case the violator is a corporation, the plant/farm manager directly responsible for the acts of his employees shall be held liable for prosecution.

In case the violator is an alien, he/she shall be subject to deportation after serving his/her penalty.

Any elected or appointed government official or employee who shall be found remiss in the performance of his/her official duties shall be held liable in accordance with the Civil Service Law.

**SECTION 13. BUDGET ALLOCATION.** The amount necessary to carry out the provisions of this Ordinance is hereby set aside for the information, education and communication campaign and other incidental expenses of the Provincial AI Task Force.

**SECTION 14. REPEALING CLAUSE.** All ordinances, rules and regulations inconsistent herewith are hereby amended or repealed accordingly.



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**SECTION 15. SEPARABILITY CLAUSE.** If any part of this Ordinance be considered unconstitutional or inoperative by law, those parts not so declared shall remain in full force and effect.

**SECTION 16. EFECTIVITY.** This Ordinance shall take effect fifteen (15) days after its publication in a newspaper of general circulation in the province and after posting the same in every City, Municipal and Barangay Hall in the Province.

**UNANIMOUSLY APPROVED.**

I hereby certify to the correctness of the foregoing.

  
**JOSE R. DE CASTRO, SR.**  
Provincial Board Secretary

ATTESTED:

  
**DENCITO P. CAMPAÑA**  
Vice-Governor/Presiding Officer

APPROVED:

  
**AYONG S. MALIKSI**  
Provincial Governor

JRC/Aida