



Pamahalaang Bayan ng Taytay TANGGAPAN NG SANGGUNIAN BAYAN

EXCERPT FROM THE MINUTES OF THE 107th REGULAR SESSION OF THE 9TH SANGGUNIANG BAYAN, TAYTAY, RIZAL HELD ON SEPTEMBER 22, 2015 AT THE SESSION HALL OF THE MUNICIPAL BUILDING, TAYTAY, RIZAL

PRESENT:

Hon. Carlito G. Gonzaga	-	Vice Mayor/Presiding Officer
Hon. Jan Victor B. Cabitac	-	Councilor
Hon. Archie L. Calderon	-	"
Hon. Sharon DL. Macabebe	-	"
Hon. Michell B. Bermundo	-	"
Hon. Sophia Priscilla L. Cabral	-	"
Hon. Ceferino R. Resurreccion, Jr.	-	"
Hon. Kristofer Charls S. Esguerra	-	"
Hon. Philip Jeison J. Cruz	-	"
Hon. Joseph Z. Valera	-	LnB President

Authored by: Coun. Philip Jeison J. Cruz
Co-Sponsored by: Vice Mayor Carlito G. Gonzaga
Coun. Jan Victor B. Cabitac
Coun. Archie L. Calderon
Coun. Sharon DL. Macabebe
Coun. Michell B. Bermundo
Coun. Sophia Priscilla L. Cabral
Coun. Ceferino R. Resurreccion, Jr.
Coun. Kristofer Charls S. Esguerra
LnB Pres. Joseph Z. Valera

ORDINANCE NO. 27

AN ORDINANCE PROHIBITING OWNERS FROM LETTING THEIR DOGS AND OTHER ANIMALS TO STRAY, LOOSEN AND ROAM IN PUBLIC PLACES WITHIN THE MUNICIPALITY OF TAYTAY, RIZAL AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF

WHEREAS, it is the declared policy of the Government to protect and promote the right to health of the people, moreso for the inhabitants of Taytay;

WHEREAS, loose/stray animals, most commonly dogs, contribute to the health risks of Taytayenos because dogs tend to scavenge and scatter garbage on the streets, defecate and reproduce on the streets, sometimes carry parasites and diseases; and tend to cause fear on both the dog and pedestrians which may lead to biting incidences.

WHEREAS, In Section 5 of the Anti-Rabies Act of 2007 states that: the Pet Owner must maintain control over their dog and not allow it to roam the streets or any Public Place;

By virtue of the power vested upon the Sangguniang Bayan by Republic Act 7160 otherwise known as the Local Government Code of 1991, the Sangguniang Bayan of Taytay Rizal in session duly assembled hereby ordained that;

[Signatures of Councilors and the President]

Section 1 – Title

This ordinance shall be named AN ORDINANCE PROHIBITING OWNERS FROM LETTING THEIR DOGS AND OTHER ANIMALS TO STRAY, LOOSEN AND ROAM IN ALL PUBLIC PLACES WITHIN THE MUNICIPALITY OF TAYTAY, RIZAL AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF.

Section 2 – Definition of Terms

Dog – this shall apply to a specific domestic animal (*canis familiaris*) both male and female

Animals – this shall refer to common four-legged animals such as cows, goats, carabaos, horses, etc

Stray - this shall refer to any animal leaving its Owner's place or premise and one that is no longer under the effective control of the Owner

Loose – this shall refer to any animal that has no leash and is roaming at freely in public places

Owner – this shall refer to any person keeping, caring and has custody of an animal

Public Place - this shall refer to any place open to the public like parks, schools, malls, markets, streets, roads, etc.

Impound – this shall refer to the process of seizing and holding in custody of the animal

Pound - this shall refer to a government-run holding facility for stray animals

Euthanasia – this shall refer to the process of painless death to seized animals

Spaying - Removal of the reproductive organs (ovaries, uterus) of female animals

Neutering - Removal of the reproductive organ (gonads) of male animals

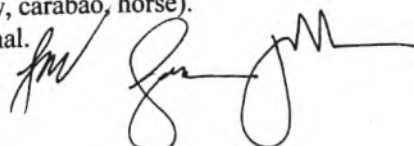
Section 3 – Administrative Provisions

3.1. The LGU of Taytay shall strictly enforce dog/animal impounding activities and field control to eliminate stray dogs/animals.

The Municipal Mayor shall assign a personnel that will direct and supervise the daily catching of stray Dogs/Animals as well as the catchers that will carry out the impounding activities.

The Municipality shall endure the safety of the assigned personnel by providing the following: pre-exposure vaccination, proper uniform, proper tools and equipment. An appropriate training will be funded for the employee who will be detailed in the project as dog trapper and an injection for prophylaxis shall be given free for the impounding personnel.

Likewise, the Municipality shall ensure that no animal will be harmed in the process of impounding. This shall include provision of proper and clean enclosures appropriate to the type of animal impounded (dog, cat, goat, sheep, cow, carabao, horse). Food and water shall be provided to the impounded animal.



Dogs/Animals impounded will be under the care of the Office of the Municipal Agriculturist for 3 days. After which, healthy dogs that are not claimed by their owners shall be subject to adoption provided that the adopting person will sign a waiver indicating that the Municipality of Taytay will no longer have any liability with the impounded animal. If no person adopts the impounded animal, it shall be donated to a research institution, college or university. If after 3 days, no owner have claimed and no adoptee or institution shall take custody of the impounded dog/animal, it shall be subject to euthanasia based on the prescriptions on the Animal Welfare Act or RA 8485.

3.2. The LGU shall reactivate the Municipal Rabies Control Coordinating Committee (Ordinance No.25, Section 2) to oversee and help in the implementation of this Ordinance. A representative from each Barangay shall be appointed by their Barangay Captain to join the composition of the MRCCC. The MRCCC shall have a quarterly meeting to update regarding the current data on the rabies situation in Taytay.

3.3. The Municipal Mayor shall task the Barangay Council to adopt the Ordinance at the Barangay level and create their own Barangay Anti Rabies Council that will coordinate the Anti-Rabies programs of the Municipality.

Section 4. Impounding

Upon receipt of any animal into the pound, the designated Municipal pound personnel shall, advertise through official notice in the Municipal Hall Bulletin board and in all of the Barangay Hall's bulletin board specially where the stray animal was picked up, stating the following:

- Photo of the animal
- Color, breed and other description of the impounded animal.
- The date, time and place where the respective impounded animal was caught.
- And a notice that says:

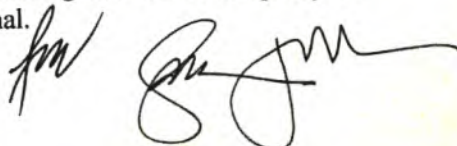
"Dogs/Animals impounded will be under the care of the Office of the Municipal Agriculturist for 3 days only after which, healthy dogs that are not claimed by their owners shall be subject to adoption provided that the adopting person will sign a waiver indicating that the Municipality of Taytay will no longer have any liability with the impounded animal. If no person adopts the impounded animal, it shall be donated to a research institution, college or university. If after 3 days, no owner have claimed and no adoptee or institution shall take custody of the impounded dog/animal, it shall be subject to EUTHANASIA, based on the prescriptions of the Animal Welfare Act or RA 8485."

A designated cemetery for proper burial of euthanized animals shall be selected by the Municipal Mayor.

Other impounded animal of the bovine family (cow, pig, goat) that are edible shall be slaughtered for public consumption and to be distributed to charitable institutions within Taytay in accordance with existing laws and ordinances;

Any endangered, exotic or wild animal caught will be subject to provisions as stated in the Wildlife Law (RA9417)

Impounded dogs/animals can be claimed only at the designated Municipal Dog pound from 8:00 am-5:00 pm. Monday to Friday. It shall be released to its owner only upon payment of fines stated in Section 4 or this ordinance upon signing a waiver indicating that the Municipality of Taytay will no longer have any liability with the impounded animal.



Dogs that have been impounded thrice shall be subject to neutering or spaying, at the expense of the owner, before being released. This shall be in coordination with the Municipal Agriculture Office.

A waiver shall be filled out by the dog trapper before euthanizing the unclaimed animal indicating the following:

Photo of the animal

Color, breed and other description of the impounded animal.

The date of scheduled euthanasia

Section 5- Fines and Penalties

Based on the provision of Republic Act No.9482 or the Anti-Rabies Act of 2007 the following adjusted penalties are imposed.

(1) Pet Owners who refuse to put leash on their Dogs when they are brought outside the house shall be meted a fine of Five hundred pesos (P500.00) for each incident.

(2) Pet owners who let their dogs defecate in public places shall be fined P500.00 for every incident.

(3) An impounded Dog shall be released to its Owner upon payment of a fine of not less than Five hundred pesos (P500.00) for the first apprehension (P1,000.00) for the second and following incidences.

(4) Impounded dogs shall be vaccinated with anti-rabies and properly registered before being released to the owner and at the expense of the owner.

(5) Dog tags shall be placed on impounded dogs before being released to its owner for proper identification at the expense of the owner. All payments for the fines and penalties under this ordinance shall be paid only at the treasury office of the Municipality of Taytay.

Section 6 – Appropriation

The funding shall be appropriated out of the revenues of the Municipality of Taytay from its annual budget for the implementation of this Ordinance. Thereafter, the funds to be used for the purposes of this ordinance shall come from the subsequent appropriations from fees and fines collected hereunder.

Section 7 – Separability Clause

Should any portion of this ordinance be declared unconstitutional or illegal by any court of competent jurisdiction, the portion not so declared shall remain in full force and effect.

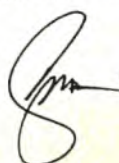
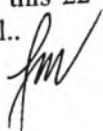
Section 8 – Repealing Clause

All ordinances, executive orders or part or parts thereof which are inconsistent with this ordinance are hereby repealed or modified accordingly.

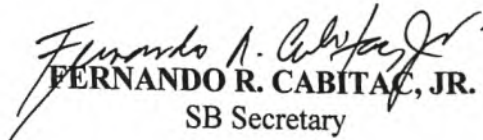
Section 9 – Effectivity

This ordinance shall take effect fifteen days after its publication in a local newspaper and bulletin boards in all Barangay Halls and key areas in the municipality of Taytay, Rizal

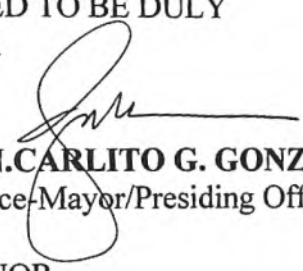
ENACTED, this 22nd day of September 2015 at the Session Hall of the Sangguniang Bayan Taytay, Rizal..



I HEREBY CERTIFY, to the correctness of the foregoing Ordinance which was duly enacted by the Sangguniang Bayan of Taytay during 107th Regular Session held on the 22nd day of September, 2015.


FERNANDO R. CABITAC, JR.
SB Secretary

ATTESTED AND CERTIFIED TO BE DULY
ADOPTED BY HIS HONOR


HON. CARLITO G. GONZAGA
Vice-Mayor/Presiding Officer

APPROVED BY HER HONOR
THE MUNICIPAL MAYOR


HON. JANET DE-LEON-MERCADO
Municipal Mayor