



Republic of the Philippines
PROVINCE OF NEGROS ORIENTAL
City of Bayawan
Office of the Sangguniang Panlungsod

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE CITY COUNCIL OF BAYAWAN, NEGROS ORIENTAL ON FEBRUARY 6, 2023 AT 10:00 AM AT THE LEGISLATIVE BUILDING GOVERNMENT CENTER.

RECORD OF ATTENDANCE

HON. HENRY E. CARREON, JR.	Vice Mayor & Presiding Officer	Present
HON. MARK FIDENCIO L. AURELIA		Present
HON. NARCISO N. CASIPONG		Present
HON. RUSMAR IAN D. TIJING		Present
HON. MERLITA R. GAUDIEL		Present
HON. NICO ANGELO L. LIM		Present
HON. ROLANDO B. ABRASALDO		Present
HON. KARL T. SARAÑA		Present
HON. LUIS J. SUMALPONG		Present
HON. FELIPE O. SANTIAGO, JR.		Present
HON. MA. LUCIANA T. TIZON		Present
HON. SEVERINO SALVADOR M. CAPULSO	(LNMB President)	OB-Variou s Barangays
HON. TRISTAN GOLD T. TORRILLO	(SK Federated President)	On Leave

RESOLUTION NO. 163

Authored by: Honorable Councilor Luis J. Sumalpong

“WHEREAS, dog is considered as man’s best friend, but like other animals, its domestication must be governed by an Ordinance to prevent and eradicate rabies, to prevent damages to properties including biological assets, and to avoid vehicular accidents caused or predisposed by stray/wild dogs due to irresponsible pet ownership;

“On motion of Honorable Luis J. Sumalpong and duly seconded by Honorable Mark Fidencio L. Aurelia, the Council

“RESOLVED, to enact, as it hereby enacts the following ordinance:

ORDINANCE NO. 8

REVISED ORDINANCE ON REGULATING DOG DOMESTICATION, ALLOTING FUNDS AND PROVIDING PENALTIES FOR VIOLATION THEREFOR

Be it ordained that:

Title. - This Ordinance shall be known as the “Bayawan City Dog Domestication Ordinance of 2022”

Section 1. Declaration of Policy- it is the declared policy of the state to protect the property and livelihood and promote the right to health and safety of the people.

Towards this end, a system for the control, prevention of spread, and eventual eradication of human and animal Rabies, and prevention of dog attacks that results to loss of properties including damages and/or mortalities in pets and domesticated food animals, and prevention of vehicular accidents due to stray/wild dogs parading at public places, shall be provided and the need for the responsible pet ownership established.

Section 2. Definition of Terms- for the purpose of this Ordinance, the following terms shall mean:

- a) **Bite-** an act by which a dog seizes, cuts or grips with its teeth so that the person has been wounded, pierced or scratch

- b) **Citation Ticket-** a filled out form issued by the City Veterinarian and/or his/her representative or the Barangay Captain and/or his/her representative to erring individuals or any party including business establishments indicating the violation/s committed and the corresponding penalties and/or punishment to be acted upon within a specified period of time
- c) **Concerned Officials-** the City Veterinary Office personnel, barangay officials, health workers, police officers, government veterinarians and other members of the Anti-Rabies Task Force and/or their respective authorized representatives
- d) **Direct Supervision-** supervision where physical presence of the city veterinarian within the city is necessary
- e) **Dog-** a quadruped animal belonging to the order carnivore (male or female), scientifically known as *Canis familiaris*
- f) **Dog Pound-** an enclosure where captured stray dogs, surrendered dogs, dogs under observation after biting an individual, and/or voluntarily boarded dogs are housed waiting for adoption, redemption or euthanasia
- g) **Dog Tag/ID-** a metal, rubber or other durable material attached to a collar that apparently shows a permanent serial code that corresponds to the identity of the dog and its owner
- h) **Dog Vaccination Certificate-** a yellow card that serves as proof of dog's registration where the details about the dog and its owner and the vaccination status of the dog are shown
- i) **Domesticate-** to tame and keep an animal such as dogs as pet
- j) **Domestication-** the process of bringing animals such as dogs under human control in order to provide food, company and other vital needs to support its life and welfare
- k) **Effective control-** a state by which the dog is leashed and tied on a stable object or held by its owner, and/or caged or fenced in an area that is kept closed and in no way can go out to prevent its presence in public places and working areas thus preventing danger or nuisance to the public and business establishment's workers, respectively.
- l) **Erring party-** those individual or party including business establishments found violating at least one of the provisions of this ordinance and/or RA 9482 and Sec. 6 of RA 8485
- m) **Euthanasia-** the process of inducing painless death
- n) **Food Animals-** livestock (goat, cattle, carabao, swine, horse, etc.) and poultry (chicken, duck, goose, turkey, etc.) including their young, born or unborn
- o) **Impound-** to seize and hold under the custody of the law
- p) **Microchip-** and identifying integrated circuit (IC) placed under the skin of the dog
- q) **Owner-** any person keeping or harboring or having charge and/or care or control of a dog
- r) **Pet-** any animal species kept and cared for by its owner for purposes of companionship
- s) **Post-exposure Treatment (P.E.T)-** an anti-rabies medication administered after an exposure to rabies which include local wound care, anti-rabies vaccination, and other needed protocol as may be deemed necessary by the attending physician
- t) **Pound-** a public enclosure for stray animals
- u) **Pre-exposure Prophylaxis (P.E.P) -** an anti-rabies vaccination before an exposure to rabies especially to those who are at high risk
- v) **Public Place-** any place open to the public like parks, malls, markets, streets, roads, terminals, etc.
- w) **Rabies-** a highly fatal disease of warm blooded animals including humans characterized by muscle paralysis, hydrophobia, aerophobia, and other neurological manifestations caused by a lyssavirus, transmitted mainly through the bite of an infected animal, especially dogs.
- x) **Rabies Outbreak-** a case when there is at least one confirmed rabies case in human or animal after certification by the attending physician or laboratory confirmation after an animal's head is submitted for diagnosis, respectively, as declared by the Local Chief Executive
- y) **Rabies Transmission-** the passage of the rabies virus through a bite by an infected animal through contamination with virus-laden saliva on breaks in the skin and of mucous membrane such as the eyes, the lips, the mouth, or the genital organs
- z) **Rabies Vaccination/Immunoprophylaxis of Humans-** the inoculation of humans with modern day rabies vaccine or rabies immunoglobulin by a trained doctor or nurse under the supervision of a qualified medical practitioner
- aa) **Rabies Vaccination of Dogs-** the inoculation of a dog with rabies vaccine by a licensed government or private veterinarian or trained individual under the direct supervision of a licensed veterinarian
- bb) **Stray Dogs-** all dogs in public places and open spaces with or without tag or ID not under the effective control of the owner
- cc) **Surrendered Dogs-** dogs that are voluntarily submitted by its owner to concerned officials wherein the owner absolutely relinquishes and renounces its rights and responsibilities over which and gives the concerned officials full authority and right to implement whatever is necessary for its disposal

- dd) **Vehicular Accident-** any accident suffered by a motorcycle, and other motorized vehicle rider which may be due to or predisposed by a stray dog.
- ee) **Wild dogs-** synonymous with stray dogs

Section 3. City Veterinary Office (CVO)

The City Veterinary Office (CVO) is in charge of anti-rabies vaccination, microchip placement, maintenance of the consolidated city's dog and dog owners' registry, provision of dog vaccination certificate (yellow card, to be issued to dog owners upon registration/first vaccination as scheduled by each barangay), maintenance of the City's Dog Pound, and pick-up of surrendered dogs (including dogs captured by the barangays, if necessary) for proper disposal.

Further, the City Veterinary Office (CVO) is responsible in the surveillance and capture of stray dogs within Barangays Villareal, Tinago, Suba, Ubos, Boyco, and Poblacion and has the authority to issue citation ticket that charges any erring party (including business establishments) or individual in these Barangays for any violation stipulated in this ordinance as evidenced by proper documentation upon house-to-house visitation and/or roving operations.

Dog control activities may be conducted by the City Veterinary Office (CVO) in other barangays not cited above upon the request of the barangay captains. As such, the barangay shall shoulder the fuel of the vehicle and motorcycle to be used by the City Veterinary Office (CVO) Dog Control Teams and are hereby authorized to issue Citation Tickets to any erring parties in this barangay (in addition to the citation ticket may be issued by the requesting barangay, not in lieu of). During which the barangay shall assign personnel to be physically present in assistance to the City Veterinary Office (CVO) team.

All charges and/or penalties consequential to the actions taken by the City Veterinary Office (CVO) in any barangay (including requesting barangays) in relation to the implementation of this ordinance shall be paid to the City Treasury and shall be issued official receipt.

Section 4. Barangay Officials

All Officials in all Barangays, through the leadership of the Barangay Captains and/or their authorized representatives, shall be responsible in the scheduling of dog and dog owners' registration in coordination with the City Veterinary Office. The barangay shall submit to the City Veterinary Office (CVO) and update, both soft and hard copies of dog and dog owner's registry, twice a year (every April and October). Further, barangay officials are hereby authorized to issue citation ticket that charges any erring party (including business establishment) or individual for any violation stipulated in this ordinance. They or their authorized representatives are likewise responsible in the surveillance and capturing of stray/wild dogs, management of barangay dog shelter or enclosure, investigation and determination of dog owner's name in case of dog pre-disposed vehicular accident or damages to properties including biological assets and conduct of proper disposal of cadaver after euthanasia or after the death of the dog in cases of accidents within their jurisdiction.

On the other hand, all barangay officials must coordinate with the City Veterinarian regarding unacted violations particularly of any business establishments to require them to comply before the issuance of Veterinary Clearance (VC).

All charges and/or penalties consequential to the action/s taken by the Barangay in relation to the implementation of this ordinance shall be paid to the Barangay Treasury and shall be issued official receipt.

Section 5. Citation Ticket Imposition

Citation ticket shall be issued by the City Veterinarian and/or his/her authorized representative or the Barangay Captain and/or his/her authorized representative to any erring party (including business establishment) and individuals upon discovery, documentation, and confirmation of the violation of this ordinance. A copy of the citation ticket showing the violation, penalty and deadline to resolve the matter shall be furnished to the barangay and a blotter report shall formally be filed with all the evidence such as pictures. The person shall be summoned to the barangay if upon confirmation he/she did not act to resolve the violation he committed within the time given. The erring party who submits himself after being summoned shall be required to sign a Promissory Note that specifies agreed matters and acts to be performed by the erring party at a specific period of time. Failure to act and/or failure to appear in the Barangay after being summoned is tantamount to the defiance of this ordinance and the City Veterinary Office (CVO) or the Barangay Officials in each of their jurisdiction shall file a case through the City Legal

Office invoking the provisions of this ordinance and the Republic Act No. 9482 or the "Anti-Rabies Act of 2007".

As a proof of action and/or compliance of the erring party, he shall show to the City Veterinary Office (CVO) or the Barangay the original **official receipt (OR)**, if required to pay, must present his **leashed or caged dog with vaccination certificate**, if required to update its vaccination or surrender it, or show **certificate of hard labor completion (only for individual violator)** signed by the barangay captain if required to work in lieu of fines that the erring party cannot pay.

Any violation of an individual committed against this ordinance shall be enough ground for the disapproval of any support due him from the LGU Bayawan City and/or from the Barangay unless he/she complies all the penalties within the time given. Business entities' permit shall be revoked or disapproved until it complied all of its responsibilities cited on the citation ticket.

Section 6. Veterinary Clearance (VC)

The Business One Stop Shop (BOSS) and/or the Joint Inspection Team (JIT), acknowledging the responsibility of the business owners/operators to comply with this ordinance for the safety of the general public, their clients and workers, shall require business establishments of a VC as one of the requirements before the approval of new or renewal of their application for Business/Mayor's permit.

The City Veterinary Office (CVO) shall regularly convey to the BOSS and/or JIT in writing the list of business establishments that violated this ordinance with the evidence attached to serve as basis for any appropriate action.

Business establishments with dogs and cats within their premises shall be required to show the records of their dogs and will be required to update the vaccination of each dog at their own expense. Lapsed or un-updated vaccination records and/or failure to put their dog under effective control, among other violations, shall be penalized as cited in this ordinance.

Section 7. Dog Registration

Each Barangay, in coordination with the City Veterinary Office (CVO), shall set up two or more dog registration and vaccination schedules per year, preferably before May and November. Dog owners shall register with their dogs and have their dogs vaccinated in their respective Barangays as scheduled and each Barangay shall furnish a copy, soft and hard, of the dog and dog owners' registry to the City Veterinary Office (CVO) for consolidation every May and November of each year. Further, each Barangay shall establish a database of dogs and dog owners and all the reported erring parties (including business establishments), violations indicating the offenses committed, the number of offenses made by each erring party, dates of the incidents, and how the violation was resolved to serve as basis for the determination of the fitting charges and/or penalties, fines, and action particularly on impounded dogs.

The City Veterinary Office (CVO) personnel who shall conduct the vaccination and issue the yellow card or the Dog Vaccination Certificate as proof of vaccination and registration shall assign a unique ID code to a dog and it shall be legibly written on the Dog Vaccination Certificate for the owner to copy on his/her dog's tag. The same code shall be legibly copied/encoded on the dog and dog owner's registry of the barangay.

In addition to the apparently printed tag, the dog owners are required to buy or pay for the microchip that will be placed under the skin of their dog. The microchip shall correspond to the details of dog owner and its complete description as pointed by the same code written on its tag.

Section 8. Establishment and Operation of Dog Pound and Burying Area

The City Veterinary Office shall be responsible in the operation of the City dog pound that will cater Barangays Villareal, Tinago, Suba, Ubos, Boyco, and Poblacion. The rest of the Barangays shall establish each of their dog pound/shelter or enclosure and burying field to hold captured stray/wild dogs and for proper cadaver disposal, respectively.

Stray dogs captured by the City Veterinary Office (CVO) team and/or the barangay officials and/or each of their respective representatives shall be placed at the Dog Pound and will only be released to their respective owner at the Dog Pound (where the dog was impounded) after complying all the pet owner's responsibilities such as but not limited to the following; a) updating of the dog's rabies vaccination, b) issuance of a new yellow card (if lost), c) presenting a leash or cage, and collar and tag with the code, d) paying all the imposed fees and penalties at the City Treasurer's Office, e) attending the forced/mandatory

orientation on responsible pet ownership, RA9482 and RA8485 at the CVO and f) subjecting the dog to forced neutering and paying all the fees to the service provider (for dogs that was caught for the second time).

The City Veterinary Office (CVO) team shall provide proper training to the personnel of the barangay who will be involved in the management of the barangay dog pound and conduct of dog catching activities.

Section 9. Euthanasia

Euthanasia shall be performed by a duly licensed veterinarian and/or his/her duly authorized and trained representative, by the Barangay Captain and/or his/her authorized and trained representative, or by any member of the Philippine National Police and other authorized law enforcement agencies with the use of a gun not less than 0.22 caliber using non expansive bullets provided that the animal is pursued to death in accordance to the guidelines set by Republic Act 8485.

Untagged and tagged stray dogs without proper code/identity shown on its tag (including those with deleted/erased code) and without microchip shall be euthanized after 24 hours from its capture. Surrendered and severely ill dogs with very poor prognosis shall be euthanized within 24 hours after having been placed under the custody of the City Veterinary Office (CVO). Unredeemed and/or unadopted tagged dogs or dogs with microchip shall be euthanized after three days (72 hours) from its capture.

Section 10. Disposal of Cadaver

The bodies of euthanized dogs shall be disposed or buried in a sanitary manner by each barangay operating a dog pound/shelter or enclosure and burying field, while euthanized dogs at the City's dog pound shall be disposed by the City Environment and Natural Resources Office (CENRO). Cadaver of dogs killed in a vehicular accident shall be disposed by its owner or the Barangay Officials and/or their representative/s within their jurisdiction if and only if after thorough investigation upon receipt of report or upon discovery of the incidence the dog owner was not determined.

The barangay shall send request to City Veterinary Office (CVO) to scan the microchip in the body of the dog involved in the accident. With positive identification of the owner, he shall be held liable to the victim of such incident and shall pay for all that is due to the victim as cited in this ordinance.

Section 11. Decision on Suspected Rabid Dog

Suspected rabid dog, as determined by the signs and symptoms it presented, particularly abnormal changes in its behavioral patterns, shall be put to death by anybody. The dog shall be decapitated, its head placed in a plastic container to limit water from soaking it, placed in a styrobox or cooler with ice and forwarded to the City Veterinary Office for submission to the Provincial Animal Disease Diagnostic Laboratory (PADDL) with the complete details of the dog. The owner of the suspected rabid dog shall shoulder all the expenses in sending/transporting the dog's head and any other incidental expenses may be incurred for the tests and analysis of the head for rabies detection or confirmation.

Section 12. Stray dogs

All stray dogs shall be considered as nuisance to communities as they spread diseases and parasites, scatter waste, damage properties, harm and/or kill domesticated animals, cause unnecessary fear and/or boredom, and threaten the safety of the walking, pedaling and riding public. All stray dogs are presumed to be unhandleable, has a tendency of being vicious, had been abandoned by its rightful owner, and are capable of inflicting pain or damage to anyone and to any susceptible properties of the populace including transport vehicles and food, pet and/or companion animals.

Section 13. Dog Collar with tag or ID and Microchip

All dog owners are required to purchase microchip (to be administered by CVO personnel) and collar with tag (which the owner shall place on his/her dog). A code that points to the dog and its owner's name as indicated on the Dog Vaccination Certificate shall be determined by the CVO personnel upon registration and/or first vaccination. This code shall be engraved and/or inked by the owner on both sides of the dog's tag or ID. Each letter and/or number in the code must be of Tahoma font style, at least one (1) centimeter in height and 0.75 centimeter in width to make it visible with an unaided eye at a distance of five (5) meters. The same code shall correspond the details encoded in its microchip.

Section 14. Authority of the CVO Rabies Control Team, Barangay Captains and their authorized representatives

To protect the safety of the public and everyone's properties, and inculcate responsible and disciplined pet ownership, the CVO Rabies/Dog Control Team, Barangay Captains and their respective authorized representatives are authorized to capture and impound tagged and untagged stray dogs. Further, this ordinance hereby authorizes their entry in open private domicile and business establishments as part of their responsibility to inspect and confirm the compliance of each of their constituents to this ordinance.

Section 15. Authority to capture stray dog

All Bayawanons, including business establishments, are hereby authorized to capture and put stray dogs under effective control and to report the same to the City Veterinary Office (CVO) the soonest and fastest way possible for the captured dog/s to be picked up.

Section 16. Responsibilities of Pet Owners. All Pet Owners must:

- (a) Register and subject their dogs to vaccination within March and April or as scheduled at the Barangay in coordination with the CVO. Registration shall only be done once in the whole life of the dog unless the owner lost the dog's yellow card and/or the microchip is no longer working due to any reason.
- (b) Buy and put collar with tag/ID engraved and/or permanently inked with the code (specified in this ordinance) as indicated on the Dog Vaccination Certificate or the yellow card and microchip.
- (c) Buy a microchip and applicator (upon registration) for a lifetime dog and dog owner identification. The owner shall inform the City Veterinary Office (CVO) upon giving, donating or selling the dog to another individual so that the dog's owner will be updated.
- (d) Maintain the tag/ID clean and the code readable within a five-meter distance.
- (e) Have their dog annually vaccinated against Rabies and maintain the dog vaccination certificate (yellow card) which shall contain all vaccinations conducted on their dog.
- (f) Maintain effective control over their dog or ensure that dogs are caged, leashed or confined within its premises or fenced surrounding that is kept closed and not allow it to roam the streets or any public places without a leash including working areas and spaces where business establishments deal with their clients.
- (g) Provide the dog with proper grooming, adequate food and clean shelter.
- (h) Not subject the dog to cruelty or maltreatment.
- (i) Within twenty-four (24) hours, report any dog biting incident to the concerned officials for appropriate action, put the dog under effective control and completely separate it from other animals and humans preventing contact, and subject the dog to 14-day observation period. He/she may surrender the dog to the City Veterinary Office (CVO) for the same purpose with corresponding fees during the observation period.
- (j) Provide the dog's food during impoundment after its capture and while under observation at the City or Barangay pound or enclosure (as in cases of dog bites in humans).
- (k) Assist the dog bite victim immediately and shoulder all the medical and incidental expenses incurred relative to the victim's injuries.
- (l) Pay the reasonable value of the assets, if totally damaged, or shoulder its repair including labor and materials plus the opportunity loss if the asset is used by the owner in doing business or is essential in providing for the owner's family survival.
- (m) Pay the reasonable value of the domesticated animal/s or pet if killed or rendered useless or left with a nil possibility of survival, or shoulder the treatment of the harmed animal/s and the reasonable opportunity lost due to delayed or decreased production and/or temporary or permanent incapacity to perform its normal functions due to the damage.
- (n) Subject the dog to neutering at his/her own expense if it is not intended for breeding.
- (o) Fully pay the hospitalization of the rider upon confirmation by the concerned officials of the identity of the dog as indicated by the code on its tag and the microchip.
- (p) Subject the dog to forced spaying or neutering upon the second time it was captured.
- (q) Surrender their dog for proper disposal upon the third recorded violation of any of the provisions in this ordinance.
- (r) Surrender their dog to concerned officials when they are no longer interested in keeping it for any reason.
- (s) Attend educational and promotional campaign on responsible pet ownership or proper dog domestication.

- (t) Attend forced orientation-seminar on responsible pet ownership in the barangay upon first capture or offense in any form as stipulated in this ordinance.
- (u) Subject his/her dog to forced neutering/spaying upon the second capture. All the expenses for the neutering/spaying shall be shouldered by the owner.
- (v) Allow the Dog Domestication Task Force or any of its members entry in their private domicile to conduct inspection and other dog control related activities as specified in this ordinance.

Section 17. Dog Domestication Task Force

This ordinance hereby create the Dog Domestication Task Force composed of

1. **City Veterinarian and/or his/her authorized representative** –shall head the Task Force in educating the public on responsible Pet Ownership and implementing this ordinance. The Dog Control Team under the City Veterinarian shall be responsible in dog vaccination, catching stray dogs, issuing citation ticket, administering microchip, assisting in the determination of the owner of stray dog that caused an accident, and maintaining the City's dog pound. A CVO representative shall be responsible in the issuance of Dog Vaccination Certificate as a proof of registration during the dog's first vaccination and registration as scheduled by the barangay.
2. **Officials of Barangay Led by the Barangay Captain and/or his/her authorized Representative** –shall be responsible in scheduling of, and information dissemination for, the dog vaccination and registration in the barangay, catching stray dogs, issuing citation ticket, registering and updating dog and dog owner's registration, determining the owner of stray dog that caused an accident, disposing dead dogs or determining the owner of the dog and requiring him/her of the cadaver's proper disposal and maintaining barangay dog pound/enclosure in their jurisdiction.
3. **City Health Officer and/or Sanitary Inspector, and/or his/her authorized Representative** –shall lead in the investigation on suspected and/or confirmed human rabies and violation of sanitation code, and actively participate in the conduct of educational and promotional campaign on responsible dog domestication with focus on rabies prevention in humans.
4. **City Environment and Natural Resources Officer and/or his/her authorized Representative** –shall lead in the proper disposal of euthanized dogs particularly in digging and covering a pit at the City's Dog Pound and pick up of dead dogs after an accident in Barangays Villareal, Tinago, Suba, Ubos, Boyco, and Poblacion upon request of the barangay if the owner was not determined after thorough investigation.
5. **General Services Officer and/or his authorized Representative** –shall support the implementation of this ordinance by conducting preventive maintenance and immediate repairs of the vehicle (utilized in catching stray dogs), city dog pound, dog cages, and trailer. Further, the GSO shall assist the CENRO in the disposal of dead/euthanized dogs.
6. **Department of Education and State and Private Colleges and Universities' Administrator and/or their authorized Representatives** – shall actively participate in the conduct of educational and promotional campaign on responsible dog domestication and integrate Anti-Rabies Program in selected areas of the School Curriculum to educate pupils and students who are the most vulnerable to the disease.
7. **City Legal Officer and/or his/her authorized representative**– shall serve as legal counsel of the Task Force in lawsuits filed against any erring party and as legal adviser of the Task Force on the implementation of this ordinance and Republic Acts 9482 and 8485.
8. **Chief of Police and/or his/her authorized representative**– shall strengthen the capability of the Task Force and the Dog Control Team of CVO and Barangays for the strict implementation of this ordinance particularly on the issuance of citation ticket, dog catching and other activities in the course of implementing applicable laws, statutory rules and regulations on rabies prevention and control and advocacies against cruelty to animals as provided for in this ordinance and RAs 9482 and 8485, and apprehend erring parties at the same time protect any member of the Task Force during raids and roving operations to catch dogs investigate violators of this ordinance. Further, PNP shall give emergency assistance to barangays with reports of 'mad' or rabid dog/s that has to be euthanized by shooting and other allowable means.
9. **City Public Market Manager/Supervisor and/or his/her authorized representative**– shall actively monitor the presence of stray dogs in the public market, report the same to the CVO, and document any erring business establishment or person who owns a stray dog for proper resolve by the Task Force and/or the CVO Dog Control Team.

10. **Business One Stop Shop (BOSS) Joint Inspection Team (JIT)**— shall require all applicants, new and renewal, for Mayor's/Business Permits a Veterinary Clearance (VC) before its approval to ensure its compliance to this ordinance. Further, it shall require all businesses that involves care and management of any animal species to secure an Animal Facility Registration Certificate from Bureau of Animal Industry before the issuance of Mayor's/Business Permit.

11. **Non-Government Organizations (NGOs) and People's Organizations (POs)**—shall actively participate in community mobilization, health education/information dissemination on Rabies and responsible pet ownership, mass anti-rabies campaign, surveillance/reporting of Rabies cases in animals and prevention of animal cruelty. Further, it shall register its animal facility (if present) with the Bureau of Animal Industry before it is allowed to operate in Bayawan City.

Section 18. Rabies Month and World Rabies Day Celebration

The LGU shall celebrate March as Rabies Awareness Month and September 28 as World Rabies Day. Further, it shall be the responsibility of the City Veterinary Office to prepare activities and programs for the celebration of the said month and day.

Section 19. Responsibility of Pet Shop Owners

All pet shops, veterinary clinics/hospitals, and zoos shall be required to post information regarding Rabies and responsible pet ownership, and register their animal facilities at the Department of Agriculture-Bureau of Animal Industry (DA-BAI) before the issuance of their Mayor's/Business Permit.

Section 20. Ownership of Dog/s

Only persons 18 years old and above, Filipino or alien/foreigner, are hereby given the privilege to own a dog.

Section 21. Budget Allocation

Barangays shall allocate funds for the establishment of a dog pound/enclosure except Barangays Villareal, Tinago, Suba, Ubos, Boyco, and Poblacion.

The LGU shall allocate funds to augment the implementation of the National Rabies Prevention and Control Program, particularly on the financing of supplies for human and Dog vaccines needed for immunization based on the number of animal bites reported per year and 70% of dog population per Barangay. Further, a budget shall be allotted for the construction of animal welfare compliant dog catching trailer and pound.

Section 22. Dog Domestication Task Force and authorized organizations' authority to act in case of human death due to confirmed and/or suspected rabies virus infection, and/or confirmed report of unprovoked dog attack and damage to properties including biological assets.

Upon confirmation of the above cited circumstances, Dog Domestication Task Force and its members, the CVO Dog Control Team, and authorized organizations, are hereby authorized to eradicate any suspected stray dog to be rabid or vicious by shooting or by any effective means of euthanasia to ensure the safety of the public and prevent further damages to properties to safeguard the livelihood of the people and avoid spread of the disease to humans and other animals.

This ordinance hereby authorizes all the Members of the Task Force and any trained and qualified organizations to humanely eradicate or euthanize any suspected rabid stray dogs by shooting or any means possible.

Section 23. Number of dogs per household

Each household shall be allowed to raise/own a maximum of four dogs aged 1.5 months and above, male or female, large or small breed, provided that the four dogs are registered. All puppies shall be counted as one dog upon weaning (1.5 months of age). Unwanted puppies shall be surrendered by the owner to the CVO or barangay dog pound at his own expense. The household head shall be charged under this ordinance when the Task Force or the CVO or Barangay Dog Control Team discovers more than four dogs upon inspection.

Section 24. Dog breeding as a business

All persons shall be allowed to raise and breed more than four dogs for business purposes provided that his/her business is registered, complies with the requirements of RA 8485 and his/her animal facility is registered at the Bureau of Animal Industry (BAI). As such, no business that involves care and management of any animal shall be issued a Business or Mayor's permit without first securing an animal facility registration certificate from the BAI. Any household with more than four (4) dogs without business permit,

Section 25. Adoption of more than four (4) dogs for purposes of animal welfare advocacies

For purposes of animal welfare advocacies any party shall be allowed to raise more than four (4) dogs provided that he/she complies the requirements of this ordinance, the RA 9482 for responsible pet ownership and RA 8485 for animal welfare provisions. Further, its facility must be registered at the DA-BAI and the non-government organization is registered with the authorities and has a legal identity.

Section 26. Business establishment harboring dogs

All business establishments found in violation of this ordinance, RA9482 and/or RA8485 shall be issued a citation ticket and recommended for the cancellation of its Business or Mayor's Permit after the third offense. A citation ticket from the CVO and/or the Barangay shall be issued to erring business establishment and their inaction shall mean a grave disregard of this ordinance which will be dealt with accordingly.

Section 27. Fees to be paid at the Barangay Treasury.

- 1) Mandatory annual registration fee at fifty pesos (Php. 50.00) per dog.
- 2) Lodging fee at two hundred (PhP200.00) per dog per day for dogs surrendered, voluntarily taken by its owner for lodging purposes for a certain number of days due to any reason, including dogs subjected to 14-day observation period at the Barangay's dog pound/enclosure.
- 3) Impoundment fee for dogs captured by the Barangay Officials and/or their authorized representatives at five hundred (PhP500.00) per dog per day.
- 4) Penalties cited herein as a result of dog control activities performed by the barangay.

Section 28. Fees to be paid at the City Treasury

- 1) CVO services fee at fifty pesos (PhP50.00) per dog for the conduct of anti-rabies vaccination.
- 2) Lodging fee at two hundred (PhP200.00) per dog per day for dogs surrendered, voluntarily taken by its owner for lodging purposes in a certain number of days due to any reason, including dogs subjected to 14-day observation period at the City's dog pound.
- 3) Impoundment fee for dogs captured by the CVO Rabies Control Team at five hundred (PhP500.00) per dog per day.
- 4) Lost dog vaccination certificate (Yellow Card) fee at one hundred pesos (PhP100.00) before the issuance of a new one.
- 5) PhP4,000.00 and PhP5,000.00 for forced neutering and spaying, respectively if to be conducted by the CVO.
- 6) Veterinary Clearance at PhP100.00.
- 5) Penalties cited herein as a result of dog control activities performed by the CVO.

Section 29. Fines and Penalties. The following fines and penalties shall be imposed to the erring party by virtue of this ordinance without any court proceedings unless specified herein:

- 1) Any person documented slaughtering dogs for food or for Dog meat trade shall be fined PhP5,000.00.
- 2) Pet owners who failed to show proof of vaccination (yellow card) against rabies upon redemption of captured dog shall pay a fine of PhP2,000.00.
- 3) Individuals who refuse to have their dogs registered and immunized against rabies during a scheduled vaccination day in barangays shall be fined of two thousand pesos (P2,000.00).
- 4) Pet owners of unvaccinated dogs or those who failed to show proof of vaccination of dogs that bite a victim shall pay a fine of PhP5,000.00.
- 5) Pet owners shall pay for all the cost related to treatment and all other incidental expenses of the bite victim including but not limited to transportation cost, medicine, and vaccination of both his dog and the individual bitten by his dog.

- 6) Pet owners who refuse to have their dog to be put under observation after said dog has bitten an individual shall be meted a fine of five thousand pesos (PhP5,000.00).
- 7) Pet owners who do not shoulder the medical expenses of the person bitten by their dog shall be meted a fine of five thousand pesos (P5,000.00).
- 8) Pet owners who failed to shoulder all the medical and incidental expenses of his dog's victim shall be indicted by and through the City Legal Office.
- 9) Pet owners who refuse to put leash on their dog when they are brought outside the house shall be meted a fine of five hundred pesos (P500.00) per incident.
- 10) Owners of collared and tagged stray dogs and/or dogs not under effective control as documented (with picture) by any concerned citizen shall be charged one thousand pesos (PhP1,000.00) per dog per day as confirmed by the Dog Control Team of CVO and/or the Barangay Captain or his duly authorized representative.
- 11) Owners of captured stray dogs without tag/ID shall be fined three thousand pesos (PhP3,000.00).
- 12) Owners shall be fined five hundred pesos (PhP500.00) for a lost dog vaccination certificate (yellow card).
- 13) Owners shall be fined one hundred pesos (P500.00) for an expired or lapsed annual anti-rabies vaccination as indicated on the yellow card.
- 14) Regardless of which dog was captured, the number of offenses shall be based on the name of the owner, and upon the fourth recorded offense of such person, he/she shall be required to surrender all his dogs for mandatory neutering procedure at his expense (PhP5,000.00 for female and PhP4,000.00 for male, regardless of weight and breed of the dog) plus a fine of five thousand pesos (PhP5,000.00).
- 15) No captured dogs shall be released unless the owner showed the dog vaccination certificate (Yellow Card), microchip was placed, and the updated rabies vaccination, and the collar and ID with engraved and inked registration code. Owners of unregistered dogs shall be required to register their dogs at the barangay where it was located and shall be required to pay all the fees pertinent thereto including all penalties before the release. Failure to show dog vaccination certificate shall automatically mean a failed, or lapsed, anti-rabies vaccination, and failure to register or lost yellow card, thus corresponding penalties shall be charged.
- 16) Pet owners who are found practicing cruelty to dogs shall be fined five thousand pesos (PhP5,000.00).
- 17) Any person found guilty of slaughtering and/or trading dog for meat shall be fined not less than five thousand pesos (P5,000.00) per dog and subjected to imprisonment for one to four years after proper court proceedings.
- 18) Any person found guilty of using electrocution as a method of euthanasia shall be fined not less than five thousand pesos (P5,000.00) per act and subject to imprisonment for one to four years after proper court proceedings.
- 19) Owner of dogs who abandons his/her responsibility towards the owner of the property damaged or wasted by his/her dog or didn't shoulder the hospitalization and other expenses of the victim of vehicular accident caused or predisposed by the dog shall be fined not less than five thousand pesos (P5,000.00) per act and subject to imprisonment for one to four years after proper court proceedings.
- 20) Owners shall be fined PhP500.00, PhP1,000.00, and PhP1,500.00 if the captured stray dog is redeemed within 24 hours, 48 hours, and 72 hours, respectively. This is in addition and not in lieu of other fees and penalties may be imposed to the owner as the case may be.
- 21) Business establishments shall be fined PhP5,000.00 if found to harbor stray dogs. The presence of dog/s within the premises of the establishment where the workers and customers have access is tantamount to this violation.
- 22) Dog owners who didn't clean the mess and feces/poop of his/her dog in public places shall be fined PhP500.00.
- 23) Dog owners who cannot pay the penalties charged shall be required to render forced labor as determined by the barangay.
- 24) Dog owners shall be fined PhP500.00 for each dog that exceeds four heads in his/her household upon inspection.
- 25) Dog owners shall be fined PhP500.00 for each dog if he/she fails to show any proof of dog vaccination upon inspection in his household.
- 26) Veterinary clinics and other veterinary ventures operating without animal facility registration shall be fined PhP5,000.00.
- 27) Dog owners shall be fined PhP500.00 for each unregistered dog found upon household inspection. This is over and above other penalties may be applied when the dog in question is unvaccinated, with expired vaccination, and other offenses.

28) Pet shop owners and agri-veterinary stores owners shall be fined PhP2,500.00 for failure to post information materials about rabies upon store inspection.

Section 30. CVO and Barangay Dog Control Teams' Incentive

Each individual from the CVO and Barangay Dog Control Teams shall equally receive an annual incentive from the 30% of the total penalties paid by the erring parties to the City Treasury and Barangay Treasury, respectively. The City and Barangay Treasurers shall ensure that penalties imposed and paid by the erring parties are recorded and the amount equivalent to 30% is determined yearly to be equally divided to the Dog Control Team members of the City and Barangay, respectively. If need be, a special fund or trust fund for purposes of collecting penalties due to the violation of this ordinance shall be created.

Section 31. Repealing Clause.

All existing ordinances of the City of Bayawan relative to this Ordinance is hereby repealed.

Section 32. Effectivity.

This ordinance shall take effect after compliance of the provisions of R.A. 7160 otherwise known as the Local Government Code of 1991;

“Enacted.”

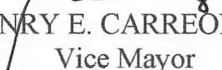
* * *

I hereby certify to the correctness of the foregoing resolution.

* * *


JULIUS T. ESPARTERO
Secretary to the Sangguniang Panlungsod

ATTESTED:


HENRY E. CARREON, JR.
Vice Mayor
Presiding Officer

APPROVED:


JOHN T. RAYMOND, JR.
Mayor
Date: 16 FEB 2023

Copy for:

- The Honorable Provincial Board, Dumaguete City