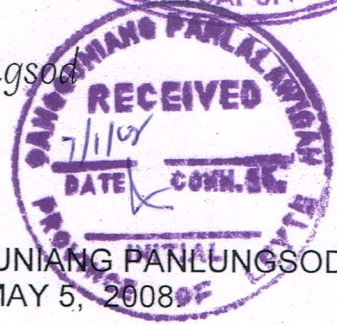
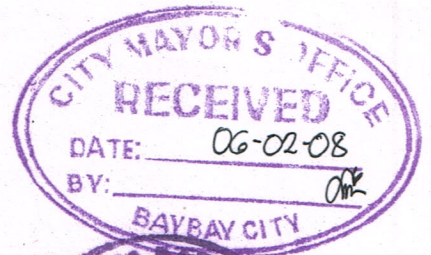




Republic of the Philippines
PROVINCE OF LEYTE
City of Baybay



Office of the Sangguniang Panlungsod

Excerpt from the

MINUTES OF THE 15th REGULAR SESSION OF THE SANGGUNIAN PANLUNGSOD OF BAYBAY CITY, LEYTE, HELD AT THE SESSION HALL ON MAY 5, 2008

CITY ORDINANCE NO. 3
S. 2008

AN ORDINANCE ON THE PREVENTION AND CONTROL OF AVIAN INFLUENZA (AI).

SPONSORED AND INTRO BY HON. SP MEMBER ERLINDO P. LAPLANA & HON. SP MEMBER CRISTELO S. LORETO.

Section 1. This ordinance shall be known as the "Avian Influenza Prevention and Control Ordinance."

Section II This Ordinance is enacted for the purpose of preventing and controlling possible entry/outbreak of Avian Influenza in the **city**.

Section III Objectives and Purposes:

1. To prevent the entry of Avian Influenza, thus ensuring public safety;
2. To protect the local livestock industry and other related industries, and
3. To promote and protect the health, safety, and general welfare of the residents.

Section IV Scope and Coverage - This ordinances shall be enforced within the territorial jurisdiction of the **City of Baybay**.

Section V Definitions - For the purpose of this ordinances, the following terms and phrases shall apply:

1. Avian Influenza - an **infectious** disease in chickens, 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 chickens, ducks, hatching eggs, hobby eggs, hobby birds, or birds of any kind.
3. Exotic Birds - any birds species or subspecies which do not naturally occur in the Phillippines.

- more over -

4. Poultry holding facilities - includes commercial farms, backyard units, hatcheries, processing plants, slaughterhouses, aviaries, feed mills, cockpits, and public markets.
5. Negative monitoring report- form to justify that there is no outbreak/infection of Avian Influenza.
6. Serum - means blood sample.
7. RADDL - Regional Animal Disease Diagnostic Laboratory.

Section VI Creation of the Local Avian Influenza Task Force -The 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 mandated by the national laws. Hereby created in every city, it shall be composed, but not limited to the following:

Chairman: City Mayor
Vice Chairman: City Vice Mayor
Members: SP Chair on Agriculture
City Agriculturist
City PNP Commander
City Veterinarian
President - Association of Brgy. Chairman
Two (2) NGO Representative
Information Officer
Poultry Raisers Association

Section VII Census-The **city government** shall conduct a census of all livestock and poultry holding facilities in their premises. The data shall include the type of poultry holding facilities, poultry species, poultry population density, facility owner/operator, locations, poultry disease profile, bio-security practices, vaccination programs, and veterinarian in charge.

Section VIII Prohibition of Offer for Sale and/or Sale- It shall be prohibited in any person to offer for comers, engage in trade or have in possession any exotic species of poultry wildlife. It shall be accordingly penalized as stipulated in Chapter IV (Illegal Acts) of RA 9147. This activity should be enforced in coordination with **any of the following agencies**; the authorities of the DILG -**City Government** Bureaus or the local PNP.

Section IX Prohibition of Possession - It shall be unlawful of any person to own or keep unregistered exotic birds whatever purpose or intent.

Section X Other Prohibitions - The LGU shall assist in the implementation of the following additional prohibitions to safeguard against Avian Influenza:

- Prohibition on **offer for sale of live chickens in the market which are infected and under treat of bird flu or AI has to be determined by the task force.**
- Prohibition on placing chickens, ducks and pigs together in the same area, cages or pens; and
- Prohibitions on chickens which are under treat or infected with bird flu or AI to roam freely in the backyard.

Section XI Coastal/**Upland** Monitoring of Smuggling of Fowl - Smuggling of fowl shall be reported to the Philippine Coast Guard or the local PNP.

Section XII Negative Reporting - The Local Veterinary/Agricultural Officer shall be regularly submit a monthly Negative Monitoring report to the Provincial Veterinarian or DA-RFU.

Section XIII Assist in Surveillance - the **city government shall extend limited of financial and manpower support to the National/Provincial, City,** surveillance group in the conduct of **serum-surveillance** in the **city**. They shall have in the identification of poultry holding facilities and encourage participation of facility owner-operators in surveillance in reporting. Surveillance reports shall be recorded and submitted to the National AI Task Force Center at the BAI. **Serum-surveillance** must be conducted twice a year in the backyard/commercial farms and other susceptible fowls.

The LGU shall likewise assist BAI in enforcing requirements covering the local transport or animals, including poultry by products, as covered by BAI Memorandum dated July 13, 2004. This activity shall be enforced in coordination with the local PNP Station.

Section XIV Information Dissemination - The local veterinary/agricultural officers shall conduct regular information campaigns. These campaigns shall include recommended bio-security and other AI preventive measures. They shall be trained by the National/Regional Task Force.

Section XV Suspected AI cases:

1. Reporting - The farm veterinarian or farm owner shall immediately report to the BAI, RFU-DA or city/municipal/provincial veterinarian any occurrence or mortality of 3% based on house population in just a day in commercial farms or any unexplained mortality of poultry in two or more household within barangay or "purok" in a span of 2 days in the case of backyard farms. Investigation/blood collection shall be conducted by the city/municipal/provincial veterinarian and the RADDL, technician within 24 hours.
2. Movement Control -The local PNP, upon notice from the Local Chief, shall enforce movement control. Farm personnel are not allowed to leave the suspected premises unless with approval from the head of AI Task Force. Likewise, poultry, poultry products, and by-products, farm equipment and feeds shall not be allowed to leave the suspected premises and instead shall be quarantined in 72 hours or 3 days.
3. Vaccination - The local health officers shall assist in immunizing veterinarians, laboratory staff, medical health workers, and poultry farm personnel. The local veterinary/agricultural officers/technical shall assist in the conduct of poultry vaccination in areas identified by the AI Task Force.

LOLITO C. YUNEZ
SP Member

LEONIDO A. BERRY
SP Member

EDUARDO S. QUINOCOR, JR.
SP Member

CRISTIANO S. LORETO
SP Member

ERLINDO P. LAPLANA
SP Member

CARLO S. ENRIQUEZ
SP Member

CARL NICOLAS C. CARI
SP Member

Section XVI Mobilization of Barangay Health Emergency Response Team (BHEARTS. To maximize efforts at the grassroots level, the organized BHEARTS, pursuant to DILG Memorandum Circular No. 2003-95 dated May 7, 2003 shall be mobilized to provide assistance to LGUs in the implementation of the Local Avian Influenza Prevention Program.

Section XVII Penalty - Any violation of this ordinance by any person, firm, poultry traders, farm owner shall be liable to prosecution and upon conviction, shall be subject to a fine of not less than One Thousand Pesos (P1,000.00) but not more than Five Thousand Pesos (P5,000.00) or imprisonment of not less than two (2) months but not more than one (1) year, or both, upon discretion of the Court. If its Corporation is found liable, the officers will be held liable, if alien, will be subjected to deportation proceedings after payments of fines/imprisonment.)

Section XVIII. EFFECTIVITY.

This ordinance shall take effect immediately after approval by the Sangguniang Panlalawigan of the Province of Leyte.

ENACTED, May 5, 2008

RESOLVED, FURTHER, to let certified copies of this ordinance be furnished to the Sangguniang Panlalawigan of Leyte, Tacloban City, and all office concerned for their information and guidance.

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing ordinance which was duly adopted by the Sangguniang Panlungsod during its regular session on May 5, 2008.

AMELITO V. BORNEO
SP Secretary

ATTESTED AND CERTIFIED
TO BE DULY ADOPTED

REX A. RETANA
City Vice Mayor &
Presiding Officer

APPROVED BY HIS HONOR:

MICHAEL L. CARI
City Mayor

LOLITO C. MUNEZ
SP Member

LEONIDO A. BRANA
SP Member

EDUARDO S. GUINOCOR, JR.
SP Member

CRISTELO S. LORETO
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ERLANDO P. LARLANA
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CARLO S. ENRIQUEZ
SP Member

CARL NICHOLAS C. CARI
SP Member