

Excerpt from the  
MINUTES OF THE 17<sup>th</sup> REGULAR SESSION OF THE SANGGUNIAN  
PANLUNGSOD OF BAYBAY CITY, LEYTE, HELD AT THE SESSION HALL ON MAY  
11, 2009, AT 11:20 A.M.

PRESENT:

HON. ERNESTO M. BUTAWAN .....	SP Member, Presiding Officer
HON. CRISTELO S. LORETO .....	SP Member
HON. EDUARDO S. GUINOCOR, JR. ....	-do -
HON. LEONIDO A. BERAY .....	-do -
HON. LOLITO C. MUÑEZ .....	-do -
HON. ERLINDO P. LAPLANA .....	-do -
HON. TERESITA J. VELOSO .....	-do -
HON. MARGARITA C. CARI .....	ABC Federation, Ex-Officio
HON. CARL NICOLAS C. CARI .....	SK Federation President

ABSENT:

HON. REX A. RETANA .....	OIC, Mayor
HON. CARLO S. ENRIQUEZ .....	SP Member, OB, USA

CITY ORDINANCE NO. 004 S. 2009

AN ORDINANCE ON THE CONTROL AND ELIMINATION OF RABIES BY  
REGULATING THE ACQUISITION, OWNERSHIP AND POSSESSION OF DOGS

INTRO, & SPONSORED BY: HON. SP MEMBERS EDUARDO S. GUINOCOR, JR.,  
ERLINDO P. LAPLANA & LEONIDO A. BERAY

SECTION 1. Definition of Terms

**Animals** – the term “animals” used in this ordinance is limited only to domesticated dogs within the City of Baybay; Concerned Officials – refers to barangay officials, health workers, police officers or government veterinarians;

**Direct Supervision** – refers to range supervision where physical presence of the veterinarian within the barangay is necessary;

**Dog** – the term “dog” shall apply to a specific quadruped domestic animal belonging to the order carnivore (male or female) scientifically known as canis familiaris;

**Enclosed Premises** – means the owner's house, or fence yard, where people have no reason to enter except to conduct business or visit with the members of the household;

**Euthanasia** – refers to the process of painless death to Dogs and other animals;

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ERLINDO P. LAPLANA  
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SP MEMBER

CARL NICOLAS C. CARI  
SP MEMBER

LOLITO C. MUÑEZ  
SP MEMBER

LEONIDO A. BERAY  
SP MEMBER

EDUARDO S. GUINOCOR, JR.  
SP MEMBER

CRISTELO S. LORETO  
SP MEMBER



**Has been bitten** – means has been seized with the teeth so that skin of the person has been wounded or pierced, including scratches;

**Impound** – refers to seized and hold in custody of the law;

**Owner** – the term owner shall mean any person keeping, harbouring or having charge or control of or permitting any dog to habitually be a remain on, or be lodged or fed within such person's house, yard or premises;

**Pound** – refers to a public enclosure for stray animals;

**Public Place** – refers to any place open to the public like parks, malls, markets, streets, etc;

**Rabies** – refers to a highly fatal disease caused by a lyssa virus, transmitted mainly through the bite of an infected animal and is characterized by muscle paralysis, hydrophobia and aerophobia and other neurological manifestations;

**Rabies Control Committee** – duly authorized person or persons responsible for the enforcements of this ordinance as herein provided;

**Rabies transmission** – refers to the transmission or passage of the rabies virus through a bite by an infected animal, or through contamination with virus-laden saliva on breaks in skin and of mucous membranes such as the eyes, the lips, the mouth, or the genital organs;

**Rabies Vaccination of Dogs** – means the inoculation of a dog with a rabies vaccine licensed for the species by the Bureau of Animal Industry (BAT), Department of Agriculture. Such vaccination must be performed by a licensed Veterinarian assisted by a trained livestock from the BAI, Provincial Veterinary Office and Municipal Agriculturist' office;

**Rabies Vaccination\Immunoprophylaxis of Humans** – refers to 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;

**Registration** – means the presentation by the owner of the dog to the authorized person for purposes of recording the identity of the dog and its owner;

**Restrained** – means leashed or caged;

**Stray Dog** – refers to any Dog leaving its Owner's place or premise and no longer under the effective control of the Owner.

LOLITO C. MUNIZ  
SP MEMBER

LEONILDA A. BERRY  
SP MEMBER

EDUARDO S. GUINOCOR, JR.  
SP MEMBER

CRISTIANO S. LORETO  
SP MEMBER

ENRIQUE P. LAPLANA  
SP MEMBER

TERESITA J. VELOSO  
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MARGARITA C. CARI  
SP MEMBER

CARL NICOLAS C. CARI  
SP MEMBER



## SECTION 2. City Rabies Control Committee

A City Rabies Control Committee (CRCC) shall be form and shall possess the main authority of implementing this rabies ordinance and other rabies control-released activities as it may deem necessary.

This committee shall be composed of the following members, subject to additional membership as the need arise:

1. Mayor
2. City Committee Members (Chairperson of the Committee on Health and Agriculture)
3. City Agriculture\CAO
4. City Health Officer
5. City PNP Commander
6. Schools Division Superintendent
7. President, Association of Barangay Chairman
8. Two NGO Representatives
9. City Veterinary Officer
10. President, Federation of Homeowners Association

Note: Other suggested members:

1. CPDC
2. Clergymen
3. DILG representative

After the formation of the CRCC, the council shall formulate the implementing rules and guidelines for the implementation of this ordinance.

## SECTION 3. Fund Allocations

The Local Government Unit shall allocate in its regular annual budget a fund which shall be used by the CRCC in the implementation of its rabies prevention and control program. The amount of such fund shall be determined by the CRCC to cover such activities, among others, to wit:

- a. Acquisition of vaccines and other paraphernalia;
- b. Training of indigenous vaccinators;
- c. Reproduction of Information Education Campaign materials;
- d. Travelling expenses of involved personnel;
- e. Celebration of "Dog Vaccination Day"
- f. Giving of incentives or plaque for barangays with highest vaccination coverage;
- g. Others

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SP MEMBER



#### SECTION 4. Establishment of a Trust Fund

All monetary proceeds accruing (such as vaccination and registration fees, penalties, etc.) in relation to the enforcement of this ordinance shall go to a trust fund to be established by the city. Such fund, upon then attainment of a sufficient level shall be used to bank roll the implementation of the city's rabies control and prevention program substituting the fund allocation mentioned in section 3. An amount of Eighty pesos (80.00) shall be charged for each animal registration to cover the cost of vaccines, syringes, dog tags, and dog card and for miscellaneous expenses, and fifty (50) pesos thereafter for the vaccination of dogs every year.

#### SECTION 5. Duties and Responsibilities of the pet Owners

All pet owners shall be required to:

1. Have their dog/s registered upon reaching the age of 3 months and every year thereafter at the Office of the Barangay Chairman;
2. Have their dog/s regularly vaccinated against rabies every year or as indicated on the label/literature of the vaccine, but in no case should exceed 24 months. The dogs shall be vaccinated within 30 days after they have reached 3 months of age;
3. Have unvaccinated dogs registered after reaching the age of 3 months and dogs 3 months old and above not previously registered shall be vaccinated immediately after registration. The dog owner shall pay such registration fee as maybe determined by the City Rabies Control Committee;
4. Maintain control over their dog and not allow it to roam the streets or any public place without a leash;
5. Be a responsible owner by providing their dog with proper grooming, adequate food and clean shelter;
6. The owner of the dog which has bitten any person and the person who has bitten shall within 24 hours of the occurrence, report the incident to the Municipal Health Authority, barangay officials or police officers;
7. Assist dog bite victim immediately and shoulder the medical expenses incurred and other incidental expenses relative to the victim's injuries, unless the bite was inflicted by a restrained and registered dog or has occurred within the owner's enclosed premises, in which case arrangements shall be made between the owner and the bite victim.

#### SECTION 6. Duties/Responsibilities of other agencies

- A. Department of agriculture/City Agriculturist Office

ERLINDO P. LAPLANA  
SP MEMBER

TERESITA J. VELOSO  
SP MEMBER

MARGARITA C. CARI  
SP MEMBER

CARL NICOLAS C. CARI  
SP MEMBER

LOLITO C. KUNEZ  
SP MEMBER

LEONIDA A. BERRY  
SP MEMBER

EDUARDO S. GUINOCOA, JR.  
SP MEMBER

CRISTIANO S. LORETO  
SP MEMBER



1. Maintain and improve animal rabies surveillance system;
2. Strengthen the training of field personnel;
3. Coordinate with the other concerned agencies like the Department of Education, Department of the Interior and Local Government, Philippine National Police, non-government organizations, and people's organization in the information education and communication activities on rabies prevention and control and responsible pet ownership;
4. Monitor and observe the condition of the impounded dogs especially those dogs that have bitten the person.

B. Department of Health/Rural Health Units 1 & 2/WLPH

1. Ensure the availability and adequate supply of DOH pre-qualified human Anti-Rabies vaccine in animal bite treatment at all times and shall coordinate with other implementing agencies and concerned NGO's for this purpose;
2. The Western Leyte provincial Hospital (WLPH) shall provide Post-Exposure Treatment at the minimum expense to individuals bitten by the dog suspected being rabid which will consist of the initial vaccine and immunoglobulin dose;
3. Provide Pre-Exposure Treatment to high-risk personnel such as, but not limited to, laboratory staff, veterinarians, animal handlers, vaccinators and other persons working with rabies for free.

C. Department of Education

1. Strengthen education and information dissemination on rabies prevention and control through school health teaching/curriculum;
2. Coordinate with the LGU, DILG, NGOs and Pos on education and information dissemination on rabies prevention and control;

D. Barangay Officials

1. The Barangay Officials should have a vaccination dog registry, updated annually and submit such copy to the City Agriculture Office for not later than February of every year;
2. Inform their residents on responsible pet ownership and the rabies control and prevention. The officials shall also coordinate with CAO and DILG in the registration of all the pet dogs in their barangay;
3. The Barangay Officials after receiving any dog biting incident shall immediately transfer the information to the City Rabies Control Committee through the City Agriculture Office within 24 hours for investigation;
4. Barangay Officials shall facilitate the immediate transfer or transport of dog-bitten victims to the Western Leyte Provincial Hospital (WLPH) for immediate medical attention;

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LOLITO C. NUNEZ  
SP MEMBER

LEONIDO A. BERRY  
SP MEMBER

EDUARDO S. QUINOCAN, JR.  
SP MEMBER

CRISTOFLO S. LORETO  
SP MEMBER

ERINDEO P. LAPLANA  
SP MEMBER

TERESITA O. VELOSO  
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MARGARITA C. CARI  
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CARL NICOLAS C. CARI  
SP MEMBER



5. Barangay Officials shall make sure that the dog that have bitten the person be safe or be confined in a certain closed premise for farther study and observation of the CAO within the next 14 days from the day of the incident. For stray dogs, Barangay Captains shall be in-charged of keeping it.

#### SECTION 7. Duties and Responsibilities of the City Veterinarian /Vaccinator

1. It shall be the duty of each veterinarian when vaccinating any dog to complete a certificate of rabies vaccination (in duplicate) for each animal vaccinated. The certificate shall include the following information:
  - a. Owners name, address and telephone number (if any);
  - b. Description of dog (color, sex, markings, age, name, species and breed (if any);
  - c. Dates of vaccination and the next vaccination period;
  - d. Rabies vaccination tag number;
  - e. Vaccine producer;
  - f. Vaccinator's signature;
  - g. Veterinarians license number/vaccinator's address.
2. The dog owner shall be provided with a copy of certificate. The veterinarian/vaccinator shall retain one copy of the certificate. A durable metal or plastic tag, serially numbered, issued by the veterinarian/vaccinator, shall be securely attached to the collar of the dog.

Note: The above provisions may not apply in a mass vaccination campaign.

3. Private veterinary practitioners should coordinate closely with the City Agriculturist Office. They shall furnish the CAO a copy of the recording of their clients within 24 hours after the client's visit. Such record/s of client shall include those stated in Section 7, number 1 (items a-g)

#### SECTION 8. Responsibilities of the LGU

1. Ensure that all dogs are properly registered, immunized and issued corresponding dog tag for every immunized and registered dog;
2. Strictly enforce dog Impounding activities and field control to eliminate stray dogs;
3. Ensure that dogs are leashed or confined within the premises of the owners house or owner's fenced surroundings;
4. Allocate funds on the financing of supplies and human and dog vaccines needed for immunization, as stipulated in section 3 of this ordinance;
5. Ensure the enforcement of section 6 of Republic Act NO. 8485 or "The Animal Welfare Act of 1998"

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ERLINDO P. LAPLANA  
SP MEMBER

TERESITA J. VELOSO  
SP MEMBER

MARGARITA C. CARI  
SP MEMBER

CARL NICOLAS C. CARI  
SP MEMBER

LOLLIO C. YUNEZ  
SP MEMBER

LEONIDA A. AERAY  
SP MEMBER

EDUARDO S. GUINOCAR, JR.  
SP MEMBER

CRISTIANO S. LORETO  
SP MEMBER



Establish and maintain a Dog Impound where impounded dogs shall be kept. The impounding area shall be segregated according to the following:

- a. Considered registered dogs;
  - b. Astray dogs;
  - c. Dogs that has bitten a person(s)
6. Create/organize an ad hoc committee to oversee the issue of proper dogs elimination. LGU shall enter a Memorandum of Agreement (MOA) with the Visayas State University (VSU), College of Veterinary Medicine for the methods of disposing said animals considering RA 8485;
  7. The Local Chief Executive shall issue an office order creating the City Rabies Control Committee (CRCC) identifying the regular members and other additional members deemed necessary;
  8. Institute a certain mechanism to control the transport (in and out) of pet dogs to minimize the spread of rabies.

#### SECTION 9. Elimination of Unregistered Dogs

Pursuant to RA 8485, otherwise known as "The Animal Welfare Act of 1998", the killing of any animal dogs is declared lawful when done for the purpose of animal population control. However, the killing of the animals shall be done through human procedures at all times which means the use of the most scientific methods available as may be determined and approved by the committee.

Impounded dogs shall be disposed after the third day of their capture, confiscation or impoundment. If unclaimed after three days from capture, confiscation or impoundment, CRCC through the CAO shall have to dispose the said animals through the most humane possible methods. Diseased animals shall be condemned after proper examination by the City Agriculturist. Healthy dogs and other animals shall be donated to a research institution or shall be killed humanely.

Unregistered dogs over the age of 4 months shall be seized and humanely destroyed under the supervision of a licensed veterinarian of the City Rabies Control Committee or vaccinated and registered under the provisions of section 7.

The licensed veterinarian/trained vaccinator of the Rabies Control Committee shall give guidance on the destruction methods to be used (shooting, poisoning, carbon monoxide, anaesthetic overdose and lethal injection) in different environments (area of habitation, marketplace, rubbish dump, open country side, etc.)

The licensed veterinarian/trained vaccinator of the Rabies Control Committee and/or police officer may enter any are for the purpose of seizing or destroying a dog which is liable to be seized under this section.

Note: Elimination is based on the presence or absence of a dog and/or a registration or vaccination certificate.

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LOLITO C. MUNEZ  
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SP MEMBER

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SP MEMBER

CRISTIANO S. LORETO  
SP MEMBER

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GARL NICOLAS C. CARI  
SP MEMBER



## SECTION 10. Penalties for Violation of this Ordinance

Any person who fails to abide any of the provisions of this ordinance shall be subjected to the following penalties:

1. Pet owners who fail or refuse to have their Dog registered and immunized against Rabies shall be punished by a fine of Two Thousand Five Hundred pesos (P2,500.00);
2. Pet owners who refuse to have their Dog vaccinated against Rabies shall be liable to pay for the vaccination of both Dog and the individuals bitten by their dog;
3. Pet owners who refuse to have their Dog put under observation after said Dog has bitten an individual shall be meted a fine of Two Thousand Five Hundred pesos(2,500);
4. Pet owners who refuse to have their Dog put under observation and do not shoulder the medical expenses of the person bitten by their Dog shall be meted a fine of Two thousand Five Hundred pesos (2,500);
5. Pet owners who refuse to put leashed on their Dogs when they are brought outside the house shall be meted a fine of Five Hundred pesos (500.00) for each incident;
6. An impounded dog shall be released to its owner upon payment of a fine of not less than Five Hundred pesos (500.00) but not more than One Thousand pesos (1,000.00);
7. Any person found guilty of trading dog for meat shall be fine not less than Two Thousand Five Hundred pesos (2,500.00) per dog and subjected to imprisonment to not more than ten (10) days.
8. Any person found guilty of using electrocution as a method of euthanasia shall be fined not less than Two Thousand Five Hundred pesos (2,500.00) per act and subject to imprisonment for not more than ten (10) days.
  - i. If the violation is committed by an alien, he or she shall be immediately deported after service of sentence without any further proceedings.

**SECTION 11.** It shall be the responsibility of the City Rabies Control Committee to enforce said ordinance as defined under section 1.

LOLITO C. MUÑEZ  
SP MEMBER

LEONILDA A. BERRY  
SP MEMBER

EDUARDO S. GUINOCOR, JR.  
SP MEMBER

CRISTINO S. LROETO  
SB MEMBER

ERLINDO P. LANLANA  
SP MEMBER

TERESITA J. VELOSO  
SP MEMBER

MARGARITA C. CARI  
SP MEMBER

CARL MICOLAS C. CARI  
SP MEMBER



**SECTION 12. Repealing Clause**

All provisions inconsistent of this ordinance are hereby amended or repelled.

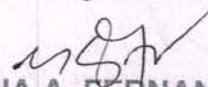
**SECTION 13.**

This ordinance shall take effect fifteen (5) days from its publication in a local newspaper.

RESOLVED, FURTHER, to let certified copies of this ordinance be furnished to the Sangguniang Panlalawigan of Leyte, Tacloban City and other offices concerned for their information and appropriate action.

ENACTED, May 11, 2009

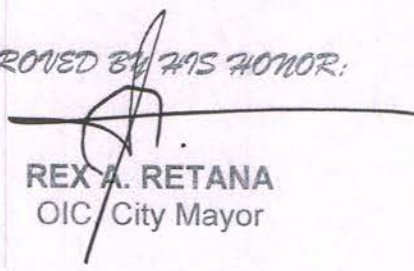
I HEREBY CERTIFY to the correctness of the foregoing ordinance which was duly adopted by the Sangguniang Panlungsod of during its regular session on May 11, 2009.


  
**VERULINA A. FERNANDEZ**  
Records Officer 1 & Acting SP Secretary


ATTESTED AND CERTIFIED  
TO BE DULY ADOPTED:

  
**ATTY. ERNESTO M. BUTAWAN**  
SP Member, Presiding Officer

APPROVED BY HIS HONOR:

  
**REX A. RETANA**  
OIC City Mayor

  
ERLINDA C. LAPLANA  
SP MEMBER

  
TERESITA D. VELOSO  
SP MEMBER

  
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