

Excerpt from the

MINUTES OF THE 39th REGULAR SESSION OF THE SANGGUNIANG BAYAN OF BAYBAY, LEYTE HELD IN THE SESSION HALL ON NOVEMBER 16, 2004

PRESENT:

HON. FLORANTE M. CAYUNDA.....	Municipal Vice Mayor & Presiding Officer
HON. ERNESTO M. BUTAWAN.....	Sangguniang Bayan Member
HON. VICENTE G. VELOSO.....	-do-
HON. DEOGRACIAS E. PERNITEZ.....	-do-
HON. JOSE C. GO.....	-do-
HON. EDGARDO R. OMPOY.....	-do-
HON. JUANITO B. MODINA.....	-do-
HON. REX A. RETANA.....	-do-
HON. EDUARDO S. GUINOCOR, JR.....	-do-
HON. GUALBERTO B. PICAL, JR.....	-do-

ABSENT:

HON. MICHAEL L. CARI.....	Sangguniang Bayan Member
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MUNICIPAL ORDINANCE NO. 007 S. 2004

AN ORDINANCE DECLARING A MORATORIUM ON THE GATHERING OF ABACA UMBAK AND MANDATORY TREATMENT AND ERADICATION ON ALL ABACA PLANTS ON THE BARANGAYS AFFECTED BY THE BUNCHY TOP VIRUS.

:SPONSORED & INTRO. SBM VICENTE G. VELOSO & SBM DEOGRACIAS E. PERNITEZ

WHEREAS, based on Section 2 of RA 7160, the LGU should protect the interest of its people;

Section 1. - It is hereby order to stop the gathering, trading and transporting of Abaca UMBAK in all the barangays affected by the bunchy top virus in the municipality of Baybay;

Section 11. - All landowners/tenants of diseased stricken areas are ordered to immediately conduct the removal and burning of all diseased abaca plants and the spraying of insecticides within and around the diseased stricken areas to stop the spreading of the bunchy top virus. Failure of the landowners and tenants to comply with this section the barangay officials shall automatically be authorized to conduct the said activity, and the. Landowners/tenants shall pay the said barangay officials as follows: (a) partially infected areas P2,500.00 per hectare;(b) Fully infected areas P5,000.00 per hectare.

- more over -

(Cont'd Mun. Ord. No. 007 s. 2004)

Section 111.- The affected barangays within the municipality of Baybay are the areas of Monterico, Sapa, Amguhan, Altavista, Pansagan, Kabungaan, Villa solidaridad Maypatag and Plaridel as certified by the FIDA, NARC, MAO and OPA.

Section IV. - That after 30 days from the implementation of the ordinance the FIDA, NARC, OPA and MAO should conduct a regular inspection of this barangays and or monitor the recurrence of bunchy top of such plantation and declare within one week the list of barangays affected. If the condition warrants, shall gradually be allowed to gather abaca UMBAK with the certification of FIDA, NARC, OPA and the Municipal Agriculture Office.

Section V,- Definition Terms.-

UMBAK - Dried outer leaf sheets of abaca plant.

ABACA BUNCHY TOP VIRUS - an aphid-transmitted viral disease characterized by rosetting or bunching of the leaves and stunted growth and death of the plant.

Section V1.- Penalty Clause - Any person who shall violate or case the violation of this Ordinance shall be subjected to a fine of not less than P500.00 and not more than P1,000.00 for the first offense and from P1,500.00 to P2,000.00 for the third offense or an imprisonment of not less than Sixty (60) days or both.

Section V11.- This shall be effective after a one week notice to all the abaca planted barangays.

Enacted November 16, 2004.

I HEREBY CERTIFY to the correctness of the foregoing ordinance which was duly adopted by the Sangguniang Bayan during its regular session on November 16, 2004.

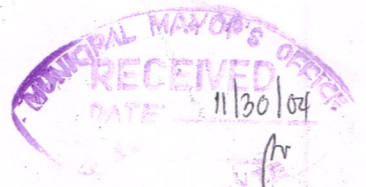
AMELITO V. BORNEO
Secretary to the SB

ATTESTED AND CERTIFIED TO BE
DULY ADOPTED.

FLORANTE M. CAYUNDA
Municipal Vice Mayor &
Presiding Officer

APPROVED BY HIS HONOR:

JOSE CARLOS L. CARI
Municipal Mayor



EDGARDO R. ONDOY
SB Member

JUANITO B. MODINA
SB Member

REX A. RETANA
SB Member

EDUARDO S. GUINOCOR, JR.
SB Member

GUABERTO B. PICAL, JR.
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