



Office of the Sangguniang Panlungsod

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5TH SANGGUNIANG PANLUNGSOD

CITY ORDINANCE NO. 21, S-2021

“AN ORDINANCE MANDATING REGISTRATION OF OWNERSHIP OF AGRICULTURAL AND FISHERIES MACHINERY AND EQUIPMENT WITHIN THE TERRITORIAL JURISDICTION OF THE CITY OF BAYBAY.”

AUTHORED BY: HON. ROMULO B. ALCALA

CO-AUTHORED: HON. PHILIP L. SIU AND HON. RAMON RONALD J. VELOSO

PREFATORY STATEMENT

WHEREAS, Section 19 of RA No. 10601, otherwise known as the “Agricultural and Fisheries Mechanization Law, provides that all owners of agricultural and fishery machinery and equipment are mandated to register their agricultural and fishery machinery and equipment with the city or municipal agriculture office and city government units;

WHEREAS, per provision of said Republic Act, the main objective of this registration is to establish ownership and create a national database of agri-fisheries machinery and equipment for planning and monitoring purposes, as well as, to ensure their quality and safety;

WHEREAS, the Joint Memorandum Circular No. 2018-02 dated August 2, 2018, issued by the Department of Agriculture (DA) and Department of Interior and Local Government (DILG) directs national guidelines for the registration of ownership of agricultural and fisheries machinery and equipment of the city and local government units;

WHEREFORE, on motion of Honorable Romulo B. Alcala and duly seconded by Honorable Philip L. Siu and Honorable Ramon Ronald J. Veloso,

BE IT ORDAINED, by the Sangguniang Panlungsod, City of Baybay in its 25th Regular Session assembled on June 24, 2021, as hereby is adopted, to wit:

Section 1. TITLE: This Ordinance shall be known as, “AN ORDINANCE MANDATING REGISTRATION OF OWNERSHIP OF AGRICULTURAL AND FISHERIES MACHINERY AND EQUIPMENT WITHIN THE TERRITORIAL JURISDICTION OF THE CITY OF BAYBAY.”

Section 2. SCOPE/COVERAGE.

The Ordinance shall cover a one-time registration of ownership of both new and currently used agricultural and fisheries machinery and equipment by any individual-owner, registered farmer-cooperatives and farmer-associations, -and private entities, which are registered by SEC, DTI, DOLE or CDA, which machinery and equipment are used for crop, livestock and fisheries production, harvesting, processing, storage, manufacture, preserving, transporting and distribution, research, extension and instruction including, but not limited to the list of agricultural and fisheries machinery and equipment enumerated therein. Furthermore, agricultural and fisheries machinery and

equipment owned and operated by government entities are likewise covered by with this registration

Section 3. DEFINITION OF TERMS. For purposes of this Ordinance, the following terminologies are used and defined as follows

- a. **Agricultural and Fisheries Machinery-** refers to machinery and equipment for the production, harvesting, processing, storage, manufacture, preserving, transporting and distribution of agricultural and fisheries products. These include but not limited to, tractors and their attachments, power tillers, seeders, transplanters, windmills, harvesting machines, crop protection and maintenance equipment, irrigation equipment and accessories, greenhouse and other thermal conditioning equipment, livestock equipment, fishery equipment, slaughtering equipment, meat/fishery and crop processing equipment, post-harvest machines such as milling machines, dryers, threshers, grain and other strippers, agricultural transport machinery and storage facilities include cold storage, reefer vans, slaughterhouses and fishing boats of three (3) gross tons or less. New agricultural and fishery machinery includes newly imported as well as one that has not been used since its date of manufacture.
- b. **Processing Complexes-** integrated system of equipment and facilities for processing of agricultural and fisheries products.

Section 4. REGISTRY OF AGRICULTURAL AND FISHERIES MACHINERY AND EQUIPMENT. The City Agriculture Office (CAO) shall maintain and update a registry of agricultural and fisheries machinery and equipment. This function shall be transferred to and assumed by the City Agricultural and Biosystems Engineering Office/Division the moment it will be created and fully operational pursuant to Section 29 of R.A. No. 10601 and Joint DA-DBM-CSC Memorandum Circular No. 02, series of 2020, otherwise known as the "Implementing Guidelines on the Strengthening and Establishment of the Agricultural and Biosystems Engineering Groups of the Local Government Units".

The CAO shall have: (1) trained Agricultural and Biosystems Engineer/s (ABE) to undertake the registration, and if in-case it does not have shall hire at least one ABE; (2) one QR printer.

The list of newly registered agricultural and fisheries machinery and equipment with complete information shall be uploaded monthly to the server of Philippine Center for Post-Harvest Development and Mechanization-Agricultural and Fisheries Mechanization and Engineering Resource Network (PhilMech-AfMechERN). Likewise, this shall be submitted by the CAO quarterly to the Agricultural Engineering Division of the Provincial Agricultural Office (PAO) for consolidation. The consolidated report shall be endorsed to the Department of Agriculture-Regional Agricultural Engineering Division (RAED), copy of which shall be furnished to the Barangay Offices.

The machinery owner shall report to the Barangay Office whenever the machinery and equipment that are no longer operational so that these can be deleted from the registries of the CAO.

Section 5. REGISTRATION OF AGRICULTURAL AND FISHERIES MACHINERY AND EQUIPMENT PRESENTLY REGISTERED BY OTHER CONCERNED NATIONAL GOVERNMENT AGENCIES. The registration of agricultural and fisheries machinery and equipment presently being undertaken by concerned government agencies, such as by the Bureau of Fisheries and Aquatic Resources (BFAR) for fishing boats; Philippine Coconut Authority (PCA) on oil mills and other concerned national government agencies shall be included in the registry of agricultural and fisheries machinery and equipment of the city.

Section 6. GENERAL GUIDELINES FOR THE ISSUANCE OF CERTIFICATE OF AGRICULTURAL AND FISHERIES MACHINERY EQUIPMENT REGISTRATION (CAFMER). The owner/user of agricultural and fisheries machinery and equipment shall submit to the Agricultural Engineering Division of CAO the following documents:

- a. Certificate of Location/Address of the owner of Agricultural and Fisheries Machinery/Equipment from the Barangay Office;
- b. Duly accomplished prescribed Registration Application Form as per Annex B; and
- c. Any evidence of acquisition/ownership of agricultural and fisheries machinery and equipment such as: Delivery Receipt (DR), Sales Invoice (SI), Official Receipt (OR) or Deed of Donations, Memorandum of Agreement (MOA or Memorandum of Understanding (MOU). In cases that these documents are not available, the barangay office where the owner resides shall execute an affidavit attesting to the lawful ownership of the machinery or equipment.

The Agricultural Engineering Division/ABE of CAO shall verify and evaluate the submitted documents. Upon finding that the owner of the machinery/equipment has complied with all the documentary requirements and has paid the registration fee, the CAO shall process and recommend the issuance of CAFMER (Annex C) for approval by the City mayor or his duly representative.

The registration sticker shall be issued by the CAO after the application form has been approved. The CAO shall keep a copy of the approved CAFMER and ensure that the registration is uploaded to the PHilMech-AFMechERN.

The data of the registered agricultural and fisheries machinery and equipment will be linked to the PHilMech-AFMechERN server upon registration.

Section 7. PROCEDURE IN CASE OF AMENDMENT TO THE CERTIFICATE OF AGRICULTURAL AND FISHERIES MACHINERY AND EQUIPMENT REGISTRATION (CAFMER). The Office of the City Mayor shall issue a Certificate of Clearance and an amended CAFMER in the following instances:

- a. Transfer of Ownership of the agricultural and fisheries machinery and equipment- The documents stated in the preceding section, the Original CAFMER and Certificate of Clearance shall be required in the application for an amended CAFMER; and
- b. Transfer of Location to another city- A new registration form shall be secured which shall be approved by the city where the owner has transferred.

The Office of the City Mayor shall issue a Certificate of Clearance to the owner for submission to the city where the owner has transferred within 30 days. The portion in the application form which states "For Deletion/Cancellation of Agricultural and Fisheries Machinery and Equipment Registration" should be filled up.

THE CAO of the city of origin shall delete the agricultural and fisheries machinery and equipment in the list of registration of such machinery and equipment in the city. Likewise, the machinery owner shall report to the CAO on any non-serviceable machinery and equipment so that these can be deleted from the registries of CAO. The issuance of the amended CAFMER will require the owner to undergo another registration process. Thus, the owner will pay the registration fee as provided for this Ordinance.

In the event that such machinery and equipment are involved in any criminal or civil case regarding question of ownership as reported by the Barangay Officials, no Certificate of Clearance shall be issued by the CAO.

Section 8. REGISTRATION FEES. The registration fee of Three Hundred Pesos (P300.00) shall be assessed and collected from all owners of agricultural and fishery machineries or equipment with cost more than **Five Hundred Thousand (Php 500,000.00)** pesos.

The agricultural and fishery machineries and equipment owned by the cooperatives duly registered under R.A. No. 6810, Magna Carta for Countryside and Barangay Business Enterprises (Kalakalan 2000) and R.A. 6938 (Cooperative Code of the Philippines) shall be exempted from the payment of registration fees pursuant to Section 133 of the Local Government Code of the Philippines.

Section 9. INCENTIVES FOR THE REGISTRATION OF AGRICULTURAL AND FISHERIES MACHINERY AND EQUIPMENT.

- a. Registration may be used in the availment of government incentives/subsidies;
- b. Registered machinery may be used as loan collateral;
- c. Registration will facilitate the location of lost agricultural and fisheries machinery units;
- d. Availment of Common Service Facilities (CSF) services in the city; and
- e. Provision of insurance (e.g. Registry System for Basic Sectors in Agricultural for registered agricultural and fisheries machinery and equipment.

The CAO shall coordinate with the Philippine Crop Insurance (PCIC) for the most appropriate insurance package for agricultural and fisheries implements, in reference to the Registry System for Basic Sectors in Agriculture (RSBSA) of the DA-ICTS.

Section 10. PUBLIC INFORMATION CAMPAIGN. The City Agriculture Office (CAO) in collaboration with the City Information Office and Barangay Councils shall undertake information campaign on the implementation of the registration of ownership of agricultural and fishery machinery equipment;

Section 11. FUNDING. Funding for the implementation of the registration of agricultural and fisheries machinery and equipment which include the hiring of ABEEs, purchase of registration equipment (QR Printer, etc.) and other activities on the registration of ownership of agricultural and fishery machinery and equipment shall be incorporated in the annual work and financial plan of the City Government of Baybay.

Section 12. SEPARABILITY CLAUSE. The provisions of this Ordinance are hereby declared separable and if one or more provisions are held invalid, or unconstitutional, the remaining provisions hereof are not affected and shall remain valid and in full force and effect.

Section 13. REPEALING CLAUSE. All ordinances, resolutions and regulations inconsistent with or contrary to the provisions of this Ordinance are hereby repealed, amended or modified accordingly.

Section 14. EFFECTIVITY. This Ordinance shall take effect 15 days upon its approval by the Sangguniang Panlalawigan and after due compliance with all the requirements as provided for under R.A. 7160, otherwise known as the Local Government Code of 1991.

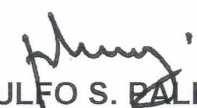
Enacted: June 24, 2021.
Baybay City, Leyte, Philippines.

CARRIED BY ALL OF THE MEMBERS PRESENT:

ROMULO B. ALCALA
SP Member

DR. FULTON IKE C. ARRADAZA
SP Member

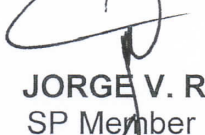

EDGARDO R. OMPOY
SP Member


RODULFO S. PALMA, JR.
SP Member


ARTURO ELISA O. ASTORGA
SP Member



FILEMON F. AVILA
SP Member

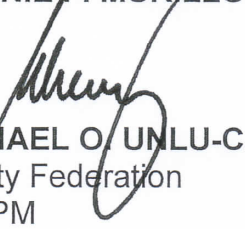

ATTY. JOSE ROMMEL A. PEÑARANDA
SP Member


JORGE V. REBUCAS
SP Member


RAMON RONALD J. VELOSO
SP Member

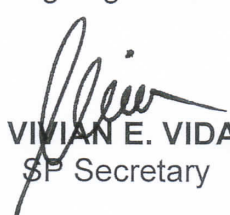

DOMINIC JUNIE F. MURILLO
SP Member


PHILIP L. SIU
President, LIGA Ng Mga Barangay
Ex-Officio SPM


MARK MICHAEL O. UNLU-CAY
SK Chair, City Federation
Ex-Officio SPM

RESOLVED FURTHER, that certified copies of this ORDINANCE be furnished to the City Mayor Honorable Jose Carlos L. Cari, City Administrator Deogracias E. Pernitez; City Legal Officer, Atty. Avito C. Cahig, Jr.; City Budget Officer, Raul Mabini; City Accountant Jay Ryan Austero; OIC - City Treasurer Gina Cabras, CLGOO Juvy C. Pedrera, and to all other offices/agencies/entities concerned for their information, guidance and appropriate action.

I HEREBY CERTIFY to the correctness of the foregoing Ordinance.


ATTY. VIVIAN E. VIDALLON
SP Secretary

Attested & Certified True & Correct.


ATTY. JOSE ROMMEL A. PEÑARANDA
SP Member, Presiding Officer

Approved by His Honor:


ENGR. JOSE CARLOS L. CARI
City Mayor

Date Approved: _____

Annex B. AFME Registration Application Form

Republic of the Philippines

Province of _____

City/Municipality of _____

CITY/MUNICIPAL AGRICULTURAL AND FISHERIES MACHINERY & EQUIPMENT REGISTRATION APPLICATION FORM		DATE OF APPLICATION
TYPE OF REGISTRATION: <input type="checkbox"/> Initial Registration <input type="checkbox"/> Issuance of Amended Certificate of Registration (CAFMER)		
NAME OF OWNER/REP. (Surname, First Name, Middle Name)		ADDRESS (Street/House No., Barangay, Municipality/City, Province)
BIRTHDATE (mm/dd/yyyy):	GENDER: <input type="checkbox"/> Male <input type="checkbox"/> Female	CONTACT NO.:
NAME OF COOP/ASSOCIATION (If owned by coop/association):		

----- AGRICULTURAL AND FISHERIES MACHINERY AND EQUIPMENT OWNED FOR REGISTRATION -----

MACHINERY/ EQUIPMENT TYPE (Ref. Code)	CAPACITY	ATTACHMENTS / ACCESSORIES (Ref. Code)	SUPPLIER	SUPPLIER ADDRESS (Street No., Barangay, Municipality/City, Province)
1.				
2.				
3.				

	YEAR ACQUIRED	BRAND	SERIAL NUMBER	MODE OF ACQUISITION (Cash, Grant, Cost-sharing)	APPLICATION NO. (To be filled up by the Registering Office)
MACHINERY/ EQUIPMENT	1.				
	2.				
	3.				
ENGINE/ ELECTRIC MOTOR	1.				RATED POWER (hp/kW)
	2.				
	3.				

----- FOR CHANGE OF OWNERSHIP -----

NAME OF PREVIOUS OWNER (Surname, First Name, Middle Name)	ADDRESS OF PREVIOUS OWNER (Street No., Barangay, Municipality/City, Province)
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----- FOR DELETION/CANCELLATION OF AGRICULTURAL AND FISHERIES MACHINERY & EQUIPMENT REGISTRATION -----

REASONS FOR DELETION/CANCELLATION

- ☐ Loss of Agricultural and Fisheries Machinery and Equipment
- ☐ Transfer of Municipal/City Area of Operations
- ☐ Others : _____

I HEREBY CERTIFY THAT ALL INFORMATION
CONTAINED HEREIN IS TRUE AND CORRECT

Printed Name and Signature of Owner/Representative

FOR USE OF THE REGISTERING OFFICE ONLY. PLEASE DO NOT WRITE BELOW THIS LINE.

REMARKS, FINDINGS AND RECOMMENDATIONS		
EVALUATED/RECOMMENDED BY:	NOTED BY:	
_____ Chief, City/Municipal Agricultural Engineering Division/Section	_____ City/Municipal Agriculturist	

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Annex C. Certificate of AFME Registration

Republic of the Philippines

Province of _____

City/Municipality of _____

CERTIFICATE OF AGRICULTURAL AND FISHERIES MACHINERY
AND EQUIPMENT REGISTRATION (CAFMER)

CERTIFICATE NO.:

THIS IS TO CERTIFY THAT _____ of Barangay _____, Municipality/City of _____, in
the Province of _____ is the **OWNER** of the herein named and described agricultural and fisheries machinery and
equipment.

MACHINERY/
EQUIPMENT TYPE

CAPACITY

ATTACHMENTS /
ACCESSORIES

SUPPLIER

SUPPLIER ADDRESS

MACHINERY/
EQUIPMENT

YEAR
ACQUIRED

BRAND

SERIAL NUMBER

MODE OF
ACQUISITION

RATED POWER

ENGINE/ ELECTRIC
MOTOR

Issued in Compliance with R.A. No. 10601 otherwise known as the "Agricultural and Fisheries Mechanization Law"
and Municipal/City Ordinance No. _____ at _____ on _____.

Municipal/City Mayor

Paid under O.R. No. _____

Date _____

AFMEReg2017C-1

