

RESOLUTION NO. 016-G-2010

WHEREAS, the number of broiler raising establishments operating in different locations within the City of Naga, Cebu is increasing wherein the foul odor and uncontrolled presence and multiplication of flies emanating from the conventional type of broiler raising lead to several complaints and petitions from affected residents;

WHEREAS, this unsanitary condition caused by the conventional type of broiler raising has brought diseases and ailment to affected residents;

WHEREAS, cognizant of the need to protect the health of the people of this City without prejudice to the businessmen in the broiler raising industry, this Body sees the need to regulate the operation of broiler raising in this City;

NOW THEREFORE, Be it resolved by the Sangguniang Panlungsod of Naga, Cebu to adopt as it hereby adopts the following Ordinance:

ORDINANCE NO. 2010-002

**AN ORDINANCE REGULATING THE OPERATION OF
BROILER RAISING AND PROVIDING PENALTIES
FOR VIOLATIONS THEREOF**

Be it ordained by the members of the Sangguniang Panlungsod in a regular session assembled that:

Section 1. **DECLARATION OF POLICY.** The new, modern and sanitary technology in broiler raising industry, particularly the TUNNEL VENTILATION POULTRY SYSTEM is hereby required to all Broiler Raisers in this City, in accordance with the following guidelines:

(a) The new applicants for broiler raising operation shall adopt a new and modern technology in broiler raising, particularly the tunnel ventilation poultry system. No permit shall be granted to applicants if the standard specification will not be met.

(b) The existing establishments shall be given five (5) years after the approval of this Ordinance to upgrade their technology or modernize their equipments and adopt the standard specification.

Section 2. **DEFINITIONS OF TERMS.** When used in this Ordinance, the term:

- a.) "Broiler raising" means the production of chicken for a certain period and harvesting after such period has been attained.
- b.) "Board" means the Broiler Raising Monitoring Board

Section 3. **BROILER RAISING MONITORING BOARD.** (a) There is hereby created a Broiler Monitoring Board (BRMB) to implement the provision of this Ordinance to be composed of the following:

Chairman : Department Head of the City Agriculture Office
Vice Chairman: City Health Officer
Members : Agriculture Technician

Sanitary Officer
Office of the Building Official representative

(b) The Chairman of the Board shall act as the Presiding Officer. The membership of the Board may be increased or decreased by the Sangguniang Panlungsod through the recommendation of the Board as it may deem necessary.

(c) The Board shall set the standard specifications in broiler raising operations. The Board shall determine whether the applicant has complied with the standard specifications and shall recommend to the Committee on Agriculture of the Sangguniang Panlungsod of such findings by issuing a Certificate of Compliance.

Section 4. **POWERS AND FUNCTIONS OF THE BOARD.** The Board shall establish policies and guidelines in the implementation of this Ordinance. The Board shall be vested with the following powers and functions:

- (a) to promulgate the rules, regulations and guidelines implementing this Ordinance
- (b) to set and update the standard specifications in broiler raising operations and to submit it to the Secretary to the Sanggunian, for reference
- (c) to determine whether the applicant has complied with the standard specifications in broiler raising and to submit recommendation to the Committee on Agriculture through the Chairman such findings, for review and approval
- (d) to conduct an annual ocular inspection on all existing broiler raising establishments

Section 5. **PROHIBITION.** No structure or building used for broiler raising should be built:

- 1.) around or within the residential or commercial areas, near religious or educational institutions and cafes, food courts or restaurants
- 2.) which will endanger the health and safety of the residents in the community as well as the people working in the establishment
- 3.) which will obstruct the public view on natural scenery and hinder the enjoyment thereof

Section 6. **ADMINISTRATIVE PROVISIONS.**

(a) The Broiler Raising Monitoring Board (BRMB) shall furnish the Sangguniang Panlungsod through the Secretary to the Sanggunian a set of standard specifications, for reference.

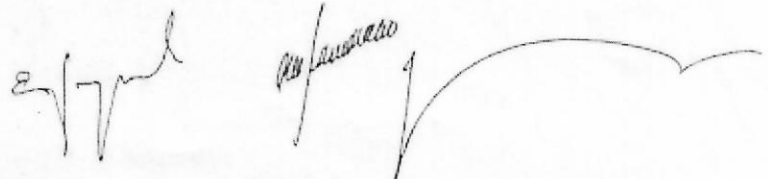
(b) The Chairman of the Committee on Agriculture shall conduct an ocular inspection to determine whether the broiler raising establishment has complied with the standard specifications as recommended by the Broiler Raising Monitoring Board.

(b) The City Mayor may from time to time issue such rules and regulations necessary for the effective implementation of this Ordinance.

Section 7. **PENALTY.**

(a) Any violation of the provisions of this Ordinance particularly Sections 1 and 5 hereof and its implementing rules and regulations formulated and issued by the BRMB thereafter, shall be a ground for disapproval or cancellation of business permit.

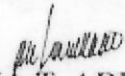
(b) The failure of the existing establishments to comply with the provisions of (b) section 1 of this Ordinance shall be a ground for closure of business and the cancellation of business permit



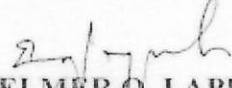
Section 8. **REPEALING CLAUSE.** All previous Ordinances or parts thereof, which are inconsistent with the provisions of this Ordinance are hereby repealed, modified or amended accordingly.

Section 9. **EFFECTIVITY.** This Ordinance shall take effect fifteen (15) days after its publication.

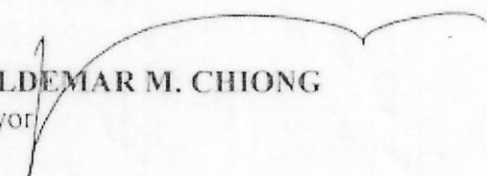
ATTESTED BY:


DELZA T. ARELLANO
Secretary to the Sanggunian

CERTIFIED CORRECT:


ELMER Q. LAPITAN
SP Member/Presiding Officer
Pro-tempore

APPROVED BY:


VALDEMAR M. CHIONG
Mayor

*Cebu Prov Res. # 1250-10 - Study 09, 2010
referred to Com. on Law*