

Republic of the Philippines  
Province of Cebu  
CITY OF NAGA



Office of the Sangguniang Panlungsod

Excerpt from the minutes of the regular session of the 1<sup>st</sup> Sangguniang Panlungsod of the City of Naga, Cebu held on June 21, 2010 at the City Session Hall.

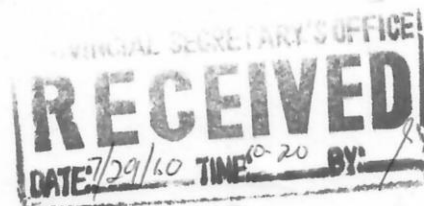
Present: Hon. Elmer Q. Lapitan – SP Member/Presiding Officer Pro-tempore

Sangguniang Panlungsod (SP) Members:

Hon. Nilo B. Alinsonorin                      Hon. Letecia F. Abangan  
Hon. Porferio V. Resaba, Jr.                Hon. Dominga P. Millena  
Hon. Othello M. Chiong                      Hon. Dolorita T. Nietes  
Hon. Shella Marie R. Navarro – SK President  
Hon. Virgilio M. Chiong – ABC President

Late : Hon. Venci R. del Mar – SP Member

Absent: Hon. Delfin R. Señor – Vice Mayor



**RESOLUTION NO. 016-L-2010**

Series of 2010

WHEREAS, with the present condition of the Local Government Unit-owned public cemetery located at Barangay West Poblacion, City of Naga, Cebu, this Body feels the need to establish another site as burial grounds to meet the demands of the growing population;

NOW THEREFORE, Be it resolved as it is hereby resolved by the Sangguniang Panlungsod of Naga, Cebu, on motion of Hon. Dolorita T. Nietes, to promulgate the following Ordinance:

**ORDINANCE NO. 2010-006**

AN ORDINANCE DECLARING LOT NOS. 5177 AND 5178 LOCATED AT BARANGAY NAALAD, OWNED BY THE CITY GOVERNMENT OF NAGA, CEBU AS A PUBLIC CEMETERY TO BE KNOWN AS THE “CITY OF NAGA MEMORIAL GARDEN” AND ESTABLISHING RULES AND REGULATIONS RELATIVE TO ITS OPERATION

*8/5/10* *North Poblacion*  
**Section 1. TITLE:** This Ordinance shall be known and cited as the “City of Naga Memorial Garden Ordinance”

**Section 2. DECLARATION:** Lot Nos. 5177 and 5178, owned by the City Government of Naga, Cebu, located at Barangay Naalad, are hereby declared as the site of the City of Naga Memorial Garden.

**Section 3. Definition of Terms.** For purpose of this Ordinance, the terms hereunder shall have the following meaning:

- a. Memorial Garden – a place for burying the dead
- b. Niche – an enclosure used to entomb the cadaver
- c. Cadaver – a dead body
- d. Burial – the internment of dead body
- e. Exhume – to remove from the grave
- f. Caretaker – a person employed to look or take charge of the memorial garden

**Section 4. Administration.** The City of Naga Memorial Garden shall be administered and operated by the City Government of Naga, Cebu and for purposes of

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enforcement of this Ordinance, the City Administrator shall perform the following functions:

- a. Supervision of the over-all operation and management of the Memorial Garden.
- b. Recommend to the Sangguniang Panlungsod the passage of such Ordinances as it may deem necessary for the preservation and improvement of the Memorial Garden.
- c. Keep records of all burial documents.

**Section 5. Rules and Regulations.**

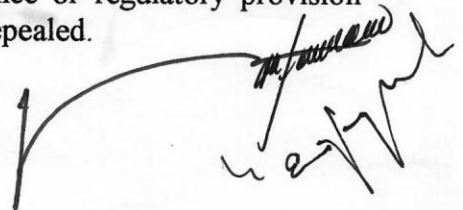
- a. The City Government shall provide the niche to contain the remains of the cadaver for a period of at least five (5) years.
- b. The remains of the dead shall be exhumed out from the niche and transferred to the space provided by the City Government at least five (5) years after the burial. In case the kin of the deceased cannot be located after five years, the remains shall be transferred from the niche to a common space provided by the City Government.
- c. No cadaver shall be buried without a Death Certificate. The Death Certificate shall be submitted to the City Administrative Officer or his duly authorized representative who shall then assign a niche number or space for the cadaver.
- d. The Memorial Garden shall be opened for visitation, burial and other related activities everyday from 6:00 in the morning to 6:00 in the evening, except from October 31 to November 3 of each year. No person shall be allowed to get inside the Memorial Garden during the hours not specified herein.
- e. No burial rights can be sold, assigned, transferred or pledged.
- f. No pets or any kind of animal shall be permitted in the Memorial Garden premises.
- g. Drinking of alcoholic beverages, music playing, boisterous laughter, merry making and other forms of disturbance are strictly prohibited inside the Memorial Garden premises.
- h. Markers must be of traditional stone or metal composition and should not exceed the size of the niche opening.

**Section 5. Imposition of Fees.** The amount of Five Hundred (P500.00) Pesos, representing rental fee for five (5) years for each cadaver, shall be rendered to the City Treasurer's Office, before a niche assignment will be issued by the Office of the City Administrator.

**Section 6. Penal Provision.** Any person who violates any of the provision of this Ordinance shall pay a fine of not less than P1,000.00 but not more than P5,000.00 or imprisonment of not exceeding six (6) months or both such fine and imprisonment at the discretion of the Court.

**Section 7. SEPARABILITY CLAUSE.** If for any reason or reasons, any parts or provision of this Ordinance shall be declared unconstitutional or invalid, other parts or provisions thereof not affected shall continue to be in full force and effect.

**Section 8. REPEALING CLAUSE.** Any ordinance or regulatory provision inconsistent with the provisions of this Ordinance is hereby repealed.

A handwritten signature and initials are present at the bottom right of the page. The signature appears to be "M. J. ...".

**Section 9. EFFECTIVITY CLAUSE.** This Ordinance shall take effect thirty (30) days after the approval of the Sangguniang Panlungsod provided, that posting period and publication of this Ordinance in accordance with Republic Act 7160 shall be complied with.

UNANIMOUSLY APPROVED this 21<sup>st</sup> day of June 2010.

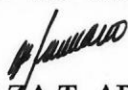
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July 4, 2010

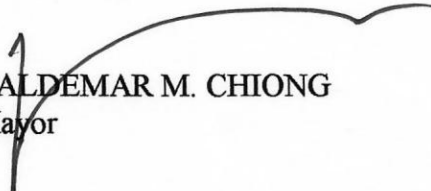
I HEREBY CERTIFY to the correctness of the afore-quoted Resolution-Ordinance taken from the minutes on file.

ATTESTED BY:

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

  
DELZA T. ARELLANO  
Secretary to the Sanggunian

APPROVED BY:

  
VALDEMAR M. CHIONG  
Mayor