

ORDINANCE NO. 2006-025

AN ORDINANCE REVISING CITY ORDINANCE NO. 97-092 AS AMENDED, ENTITLED "AN ORDINANCE REGULATING THE OWNERSHIP, CARE AND UPKEEP OF ANIMALS IN THE CITY OF NAGA":-

Author: Hon. Salvador M. del Castillo

Be it ordained by the Sangguniang Panglungsod of the City of Naga, that:

SECTION 1. SHORT TITLE: This **ordinance** shall be known and referred to as the "Naga City Ordinance for Animal Care".

SECTION 2. COVERAGE: This Ordinance shall apply to animals raised or domesticated as pets, as draft animals, as sources of food, or as commodities for sale and profit.

SECTION 3. RATIONALE: This Ordinance is enacted pursuant to the declared policy of the state to safeguard life, promote health, public safety and public welfare.

SECTION 4. DEFINITION OF TERMS: As used in this ordinance, the following words and phrases shall mean and be construed as indicated :

- a. Impounding Center - shall refer to an enclosure where stray animals may be confined or restrained.
- b. Naga City Pound Office -shall refer to a section which shall be **established at the Naga City Abattoir**. It shall have its main impounding center at the Naga City Abattoir Compound, Bgy. Del Rosario, City of Naga, where stray animals shall be confined or restrained, called Naga City Animal Pound.
- c. Barangay Impounding Center - shall refer to the impounding center which may be established, managed and maintained in any of the twenty seven (27) barangays of the city in coordination with the Naga City Animal Pound.
- d. Stray Animals - shall refer to dogs, cats, goats, pigs, fowls, cows, carabaos, horses and other animals which may wander, specifically aimlessly from their places of confinement or origin. They are usually unrestrained, or not under the complete control of the owner or the one in-charge or in possession thereof. As a result, they roam the streets including public and private places not securely fenced.
- e. Streets and public places - shall include but are not limited to roads, road right of ways, alleys, highways, bridges, vacant or open public or private spaces, government compounds and grounds, and other similar structures.
- f. Large Ruminants - shall refer to cattle, carabaos, buffaloes, and other animals domesticated or reared as sources of food, as draft animals, or as commodities for profit or sale.

- b) To coordinate and/or collaborate with all concerned sectors, public or private, in furtherance and implementation of this ordinance.
- c) To establish, develop and maintain a fully equipped main impounding center at the Naga City Abattoir Compound and strategic impounding centers in all barangays within the city in coordination with the respective Sangguniang Barangay.
- d) To delegate operational authority to the Punong Barangay as may be necessary subject to the rules and regulation of the City Pound promulgated in furtherance of this ordinance.
- e) To provide incentives, rewards, recognition and awards to barangays involved in or supporting the objectives and implementation of this ordinance.
- f) To exercise such other acts as are incident to or appropriate and necessary in connection with the establishment of the City Pound, and
- g) To promulgate such rules and regulations in the implementation of this ordinance.

SECTION 6. VENUE: The City Pound shall have its main impounding center at the Naga City Abattoir Compound in Barangay Del Rosario, City of Naga. Barangay Impounding Center shall be provided and established in each of the 27 barangays in City of Naga in places as may be designated by the concerned Sangguniang Barangay within their area of jurisdiction.

SECTION 7. PERSONNEL AND FUNCTIONS: The Naga City Animal Pound shall be manned by the personnel of **the City Veterinary Office**:

- a) City Pound Supervisor - He must be a licensed Veterinarian. He shall direct the operation of the Pound in the registration of pets or companion animals; maintain sanitation of confining pens and pound premises; accept and receive impounded animals and process their release and maintain records in the office in coordination with the City Treasurer's Office; conduct regular vaccination against rabies and other animal diseases and educational campaign on relevant pet management and such other functions which may be required by his office.
- b. Veterinary Assistant - He must be a veterinary medicine graduate. He shall supervise the catching and impounding of stray animals, assist the City Pound Supervisor in the performance of his functions, conduct periodic rounds on all Barangay Impounding Centers and conduct vaccination on impounded animals thereat if necessary and such other functions which may be assigned to him, by the City Pound Supervisor.
- c. Animal Catchers - Animal catchers shall be appointed at the ratio of two per pound vehicle for every eight (8) hours of service. They shall perform the actual catching of stray animals.

SECTION 11.- TIME OF PAYMENT: The fees indicated in the preceding Section shall be paid to the City Treasurer's Office upon registration or renewal of the License Certificate on its anniversary date.

SECTION 12.- RENEWAL OF LICENSE CERTIFICATE: License Certificate issued to registered dogs or cats shall be renewed on or before the first twenty (20) days before the anniversary of its registration and shall be issued only after said dogs and cats have been vaccinated against rabies. The same fees indicated above shall be paid by the owners for the renewal of the License Certificate and renewed dog or cat tag.

SECTION 13. – PROPER EDUCATION AND ADVOCACIES FOR PET OWNERS AND DOG CATCHERS. – Representatives from the City Veterinarian's Office and the Naga City Animal Pound are mandated to conduct advocacy on the proper care and upkeep of animals and explain the provisions of this Ordinance and its amendments in every scheduled Parent Teachers and Community Association (PTCA) meeting in elementary and high schools in the City of Naga. The head of every elementary and high school is required to invite speaker/s from these offices to ensure the proper implementation of this ordinance and for the promotion of safety of the general public. Dog catchers should also be properly educated by the City Veterinary Office and Naga City Animal Pound in the proper way of impounding the caught dogs or cats.

SECTION 14. - REGISTRATION OF LARGE CATTLE: Every person who owns a large cattle which has reached six months old is required to register his ownership thereof with the City Treasurer's Office for which a certificate of ownership shall be issued to the owner thereof upon payment of the registration fee in the amount of Fifty Pesos (P50.00) per head. A branding iron shall be duly registered by the owner thereof, and shall likewise be marked at the left hind quarter and the city branding iron shall be marked at the right forequarter of the animal.

a. If the large cattle is sold or its ownership is transferred to another person, the sale or transfer shall likewise be registered with the City Treasurer for which a Certificate for Transfer shall be issued to the purchaser upon payment of a Transfer Certificate Fee in the amount of One Hundred Pesos (P100.00).

b. TIME OF PAYMENT: The fee indicated above shall be paid to the City Treasurer upon registration or transfer of ownership of a large cattle.

c. All pertinent data on large cattle presented to the City Treasurer shall be recorded in a book showing the name and residence of the owner and the class, color, sex, brand and other identifying marks of the large cattle. The data shall also be stated in the Certificate of Ownership issued to the owner thereof. If the large cattle is transferred to another person, the respective names and residences of the vendor/s or transferor/s and the vendee/s or the transferee/s, shall likewise be indicated in the Transfer Certificate of ownership.

d. All other matters relating to the registration of large cattle shall be governed by the pertinent provisions of the Revenue Code of Naga City not inconsistent with this Ordinance and of the Revised Administrative Code and other applicable laws, rules and regulations.

public auction. The advertisement shall be made through the posting of a notice at the city hall for ten (10) consecutive days. Upon completion of the sale, the City Pound Supervisor shall render the City Treasurer a bill of the actual expenses and authorized fees thereof, to be credited to the proper account. The balance received from the sale of the animal, after deducting the amount of the bill rendered if any, shall be refunded to the proven owner of such animal, provided such amount is claimed within one month after the date of the sale. If not claimed, said amount shall thereafter **accrue to the General Fund** of the city.

If the animal is impounded at the Barangay Impounding Center, the Barangay Treasurer shall make the required advertisement of sale, conduct the public auction and issue official receipt therefor. Proceeds of the sale less the cost of vaccination and other incremental expenses during the period of impoundment made by the City Barangay Pound Personnel if any, shall accrue to the general fund of the barangay.

d. REDEMPTIONS: At anytime during or before the auction sale, the owner of an animal impounded may redeem the same by paying to the City Treasurer or to the Barangay Treasurer as the case may be, the authorized fees for impounding, sustenance and care prescribed by this ordinance together with the cost of vaccination and license.

e. MONTHLY STATEMENTS: The City Pound Supervisor shall on the last day of each month, furnish the City Treasurer with a statement showing all animals impounded at the City Pound during the month, kind of animals and disposition of the same, copies of which shall be furnished the City Auditor, the City Agriculturist, the Sangguniang Panlungsod and the City Mayor.

f. No officer or other persons in-charge of the City Pound or employed in or concerned with the care of, or sale of animals impounded therein shall purchase or show interest being interested directly or indirectly in the purchase of any animal taken-up, impounded or to be sold animal under the provision of this ordinance. The same prohibition applies to the Barangay officials in the case the animals were impounded at the Barangay Impounding Center.

g. DISPOSAL OF UNSOLD/UNCLAIMED IMPOUNDED ANIMALS: All impounded animals not claimed nor unsold at the designated auction shall be disposed of as follows:

g.1 Healthy dogs and cats shall be donated to research institution or colleges and universities or shall be killed humanely;

g.2 Other impounded animal of the bovine family shall be slaughtered for public consumption and to be distributed to charitable institutions in accordance with existing laws and ordinances;

g.3 All diseased animals shall be condemned after proper examination by the City Veterinarian.

h. All impounded animals, specifically dogs and cats from 3 months old and above found unregistered and unlicensed shall be vaccinated against rabies, prior to the issuance of license and sale at public auction. The claimant or the winning bidder shall pay the license fee, vaccination fee, the license tag fee as prescribed in this ordinance. In furtherance of this provision, it shall be the duty

Barangay Council and the implementation of all provisions in this ordinance be entrusted to said Team, the composition of which shall be the responsibility of the said Barangay Council.

SECTION 22. – Proceeds herein of the fines and penalties after being paid to the City Treasurer shall be shared on a fifty-fifty basis by the Barangay concerned and the City of Naga, **if the animals were caught and turned over to the City Pound. The Barangay share shall be transferred by the City Accountant to be account of the Barangay concerned, and shall be spent solely for the operation of the Dog Pound Catching Team.**

SECTION 23. SEPARABILITY CLAUSE: Should any portion **or provisions** of this ordinance be declared unconstitutional or illegal by any court of competent jurisdiction, the portion **or provisions** not so declared shall remain in full force and effect.

SECTION 24. - REPEALING CLAUSE: Ordinance Nos. 97-092, 2001-005 and 2005-024 are hereby repealed, and the provisions of all ordinances, executive orders and administrative regulations or part or parts thereof which are inconsistent with this ordinance are hereby repealed or modified accordingly.

SECTION 25. - EFFECTIVITY. – This ordinance shall take effect immediately upon its approval and publication in a local newspaper of general circulation.

ENACTED: May 2, 2006.

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WE HEREBY CERTIFY to the correctness of the foregoing ordinance.

(Sgd) FIEL L. ROSALES
Secretary to the
Sangguniang Panlungsod

(Sgd) JOHN G. BONGAT
City Councilor/Acting City Vice-Mayor
& Presiding Officer

APPROVED:

(Sgd) JESSE M. ROBREDO
City Mayor