

Republic of the Philippines  
Province of Iloilo  
Municipality of Tigbauan  
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OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE HONORABLE SANGGUNIANG BAYAN, TIGBAUAN, ILOILO HELD AT THE SB SESSION HALL, TIGBAUAN MUNICIPAL BUILDING, TIGBAUAN, ILOILO ON OCTOBER 8, 2008 AT 2:00 P.M.

PRESENT:

HON. ROEL T. JARINA,	Vice Mayor & Presiding Officer
HON. SUZETTE TENEFRANCIA-ALQUISADA,	Councilor
HON. AGATON O. TUMABOTABO,	Councilor
HON. MARLON R. TERUÑEZ,	Councilor
HON. NORBERTO T. TURALBA,	Councilor
HON. JOSE T. TAVARRO, JR.,	Councilor
HON. LORETA LUNGAY-ARIAS,	Councilor
HON. ELMER T. TORRATO,	Councilor
HON. LEA E. TORREFLORES	SKMF President

HON. ORVILLO T. TANGENTE, Pres., Liga Ng Mga Barangay

ABSENT:

HON. SUZETTE MARIE HILADO-BANNO, Councilor - (*Forced Leave*)

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**Municipal Ordinance No. 2008-009**

**AN ORDINANCE PROHIBITING THE BURNING OF RICE STRAW WITHIN THE TERRITORIAL JURISDICTION OF THE MUNICIPALITY OF TIGBAUAN, PROVINCE OF ILOILO AND PROVIDING PENALTIES IN VIOLATION THEREOF**

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**Sponsored by:** Hon. Norberto T. Turalba, Chairman Committee on Agriculture, Fisheries & Cooperatives

**Seconded by:** Hon. Suzette Tenefrancia-Alquisada, Hon. Agaton Tumabotabo, Hon. Marlon Teruñez, Hon. Jose Tavarro, Jr., Hon. Loreta Lungay-Arias, Hon. Elmer Torrado, Hon. Orvillo Tangente and Hon. Lea Torreflores

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WHEREAS, the Municipality of Tigbauan has vast area for rice production and the rampant burning of rice straws after the harvest season was noted;

WHEREAS, it is the responsibility of the municipal government to effectively and efficiently implement and manage the unsystematic disposal or burning of agricultural wastes especially rice straws which cause pollution of the environment;

WHEREAS, the continued increase of fertilizer cost had adversely affect the income of farmers hence the utilization/decomposition of agricultural waste rice straws is recommended;

WHEREAS, rice straws can be easily decomposed through Modified Rapid Composting method and can be a good source of compost or organic fertilizer thus cutting down fertilizer input cost and minimizing commercial fertilizer usage resulting to increase of income of farmers in terms of rice production.

NOW, THEREFORE, BE IT ORDAINED BY THE SANGGUNIANG BAYAN OF THE MUNICIPALITY OF TIGBAUAN, PROVINCE OF ILOILO THAT:

**SECTION 1 - TITLE** - This Ordinance shall be known as “An Ordinance Prohibiting The Burning Of Rice Straw Within The Territorial Jurisdiction Of The Municipality Of Tigbauan, Province Of Iloilo And Providing Penalties In Violation Thereof”

**SECTION 2 - DEFINITION OF TERMS:**

As used in this Ordinance, the following terms are defined as follows:

- a. Agricultural Wastes - refer to wastes generated from planting or harvesting of crops, trimming or pruning of plants and wastes or run-off materials from farms or fields.
- b. Compost - decayed organic material for use as soil conditioner or fertilizer.
- c. Composting - biological degradation under controlled conditions; the process of making biodegradable such as food wastes, animal wastes, human wastes, into compost by mixing them with soil water, biological additives-activators (optional) and air.
- d. Rice straws - rice plant materials left in the field after harvest which are source of organic fertilizer.
- e. Organic fertilizer - fertilizer derived from the decayed rice straws and decayed bodies of dead animals.
- f. Commercial fertilizer - shall mean any formula or product distributed for further distribution or ultimate use as a plant nutrient, intended to promote plant growth.
- g. Modified Rapid Composting - production of on-farm compost using rice straws with use of *Trichoderma harzianum* that hastens the decomposition of bio-mass or farm wastes.
- h. *Trichoderma harzianum* - fungus activator used to hasten rapid decomposition, anti-pathogens that fight fungal and bacterial infection or microorganism that converts available nutrient readily available to plants.
- i. MTFBSD - Municipal Task Force “Bantay Sunog Dagami”
- j. BTFBSD - Barangay Task Force “Bantay Sunog Dagami”

**SECTION 3 - ORGANIZATION OF TASK FORCE “BANTAY SUNOG DAGAMI”**

**SECTION 3.1 Municipal Task Force “Bantay Sunog Dagami”(MTFBSD)** - A functional Municipal Task Force “Bantay Sunog Dagami” shall be organized and established and shall have the main authority issuing policies and enforce the proper implementation of this Ordinance as well as other related activities that may be deemed necessary.

The task force shall be composed of the following members:

Chairman:	Municipal Mayor
Action Officers:	Sangguniang Bayan Members Chairman, Committee on Agriculture, Fisheries & Cooperatives Chairman, Committee on Environmental Protection, Housing, Land Utilization, Zonification, Assessment & Expropriation
Members:	Municipal Agriculturist

MENRO - Designate  
MLGOO  
Municipal Chief PNP Officer  
President, Liga ng mga Barangay  
MAFC Chairman  
Two (2) NGO representatives

**SECTION 3.2 FUNCTIONS** - The Municipal Task Force “Bantay Sunog Dagami” (MTFBSD) shall have the following functions:

- \* Strict enforcement of ordinance
- \* Conduct of advocacy activity through information/education programs
- \* Monitor and evaluate the implementation of BTFBSD activities
- \* Recommend and establish strategies for the efficient and effective implementation of the ordinance

**SECTION 3.3 (a.) Barangay Task Force “Bantay Sunog Dagami” (BTFBSD)** – A functional Barangay Task force “Bantay Sunog Dagami” shall be organized and established in every barangay to help the Municipal Task Force “Bantay Sunog Dagami” achieve its purpose and shall have the main authority of ensuring the proper, effective and sustainable implementation of this ordinance as well as other activities in the barangay level. (b.) The Municipal Agricultural Technologist is tasked to conduct proper examination of the rice straws (in case of suspected pest infestation) to determine the disease and should make proper recommendation thereof.

The Task Force shall be composed of the following members:

Chairperson: Punong Barangay  
Vice Chairpersons: Sangguniang Barangay Members  
Chairperson, Committee on Agriculture, Fisheries & Cooperatives  
Chairperson, Committee on Environmental Protection, Housing, Land Utilization, Zonification, Assessment & Expropriation  
Members: All other Barangay Officials  
Agricultural Technologist assigned in the Area  
Agricultural Organization Representative  
Barangay Tanods

**Section 3.4 FUNCTIONS** – The BTFBSD shall have the following functions:

- \* Act as the prime movers in the strict implementation of the ordinance
- \* Assist the MTFBSD in the conduct of information/education campaign in the barangay
- \* Submit report to the MTFBSD for the imposition of penalties

**SECTION 4 - PENALTY CLAUSE** - Any person who burns rice straw in violation of this Ordinance shall be penalized as follows:

A. Private Individuals

First Offense - P500.00 and/or 1-2 days imprisonment  
Second Offense - P800.00 and/or 1-5 days imprisonment

Third Offense - P1,000.00 and/or 1-10 days imprisonment

- B. Barangay Officials shall be administratively liable for gross negligence and dereliction of duty for permitting and tolerating the open burning of solid wastes and for failure to implement strictly this ordinance.

**SECTION 5 - INCENTIVES TO BARANGAY TASK FORCE “BANTAY SUNOG DAGAMI” (BTFBSD)** - Fines and/or Penalties from offenders shall accrue to the following:

Thirty percent (30%) - to the barangay where the apprehension was made

Thirty percent (30%) - to the person who reported the violation and stand as the witness

Forty percent (40%) - to the Municipal Government.

The whole proceeds from the operations shall be turned over to the Municipal Treasurer as income of the Municipal Government while the incentives of the barangay and the person who reported the violation shall be released to them following the COA rules and regulation.

**SECTION 6** - Barangay Officials and Barangay Tanods are hereby authorized to monitor, apprehend and report to the Office of the Chief Police any person who violates this Ordinance for appropriate action in accordance with Section 4 of this Ordinance.

**SECTION 7 - SEPARABILITY CLAUSE** - In the event any part or portion of this ordinance is declared to be illegal, unconstitutional or invalid, those parts or portions thereof which are not affected thereby shall continue to be effective and enforceable.

**SECTION 8 - REPEALING CLAUSE** - Any prior ordinance in conflict or inconsistent with this ordinance shall be deemed repealed or amended accordingly.

**SECTION 9 - EFFECTIVITY CLAUSE** - This ordinance shall take effect 10 days after its approval and having been posted in conspicuous public places in the Municipality of Tigbauan, Province of Iloilo.

**ENACTED.** October 8, 2008

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I HEREBY CERTIFY that the foregoing Municipal Ordinance No. 2008-010 was approved by the Sangguniang Bayan.

CERTIFIED CORRECT:

MARLENE T. NAVA  
S.B. Secretary

ATTESTED:

ROEL T. JARINA  
Vice Mayor & Presiding Officer

APPROVED:

JAMES EXCELSIOR M. TORRES  
Municipal Mayor