



Republic of the
Philippines Province of
Iloilo
Municipality of
Tigbauan

OFFICE OF THE SANGGUNIANG BAYAN

www.Tigbauan.gov.ph

Tel.No. (033) 511-85-30

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE HONORABLE SANGGUNIANG BAYAN, TIGBAUAN, ILOILO HELD AT THE SB SESSION HALL, TIGBAUAN MUNICIPAL BUILDING ON DECEMBER 26, 2013 AT 2:00 O'CLOCK IN THE AFTERNOON.

PRESENT:

HON. ROEL T. JARINA,	Vice Mayor & Presiding Officer
HON. JOSE DONEL T. TRASPORTO,	SB Member
HON. RENEE LIBRODO- VALENCIA,	SB Member
HON. VIRGILIO T. TERUEL,	SB Member
HON. MARLON R. TERUÑEZ,	SB Member
HON. MA. GERRYLIN SANTUYO-CAMPOSAGRADO,	SB Member
HON. SUZETTE MARIE HILADO-BANNO,	SB Member
HON. RICKY T. NULADA,	SB Member
HON. ARIEL I. BERNARDO,	SB Member

ON OFFICIAL BUSINESS:

HON. RONNIE T. PAGUNTALAN,	Pres., Liga Ng Mga Brgy.
----------------------------	--------------------------

Municipal Ordinance No. 2013-005

AN ORDINANCE GRANTING A.P. TENDEROS SPORTS ARENA-GALLERA DE TIGBAUAN, A FRANCHISE TO ESTABLISH, MAINTAIN, AND OPERATE A COCKPIT IN THE MUNICIPALITY OF TIGBAUAN

SPONSORED BY: HON. MARLON R. TERUÑEZ, *Chairman, Committee on Games & Amusement*

SECONDED BY : Hon. Jose Donel Trasporto, Hon. Renee Librodo-Valencia, Hon. Virgilio Teruel, Hon. Ma. Gerrylin Camposagrado, Hon. Suzette Marie Hilado-Banno, Hon. Ricky Nulada and Hon. Ariel Bernardo

Be it ordained by the Sangguniang Bayan of the Municipality of Tigbauan, Province of Iloilo, that:

Section 1. Subject to the provisions of laws, orders or issuances. A.P. Tendero Sports Arena - Gallera De Tigbauan ("grantee") is hereby granted a franchise to establish, maintain and operate a cockpit, for a period of twenty(20) years from the date of the effectivity of this Ordinance, unless sooner revoked or cancelled. In consideration of the Franchise and the rights herein granted, the grantee shall fully pay the amount of Two Thousand Pesos (P2,000.00) per annum, or a total of Forty Thousand Pesos (P40,000.00), prior to the grant of this franchise;

Section 2. The grantee shall begin to operate after it has secured an annual permit to operate a cockpit, the fee of which shall be paid within the first twenty (20) days of January;

Section 2.1. There shall be collected the following Mayor's Permit Fees from cockpit operators owners/licenses and cockpit personnel (as cited in the 2010 municipal tax code):

a. From the Owner/Operator Licensees of the Cockpit	Amount of Ta per Annum
1.) Application Filing Fee	P500.00
2.) Annual Cockpit Mayor's Permit Fee	P2,000.00
3.) Licensing/ Registration Fee	P5,000.00
4.) Ocular Inspection Fee	P500.00

5.) Sports Development Fund (SDF)	P200.00
	<u>Page 2-Mun.Ord.No.2013-005</u>
b. From Cockpit Personnel	
1.) Application Filing Fee/person	P50.00
2.) Licensee Fee for Promoters/Hosts	P600.00
3.) Registration Fee for Promoter/Cockpit Manager	P1,000.00
4.) Mayor's Permit Fee per application	P300.00
Mayor's Permit for as:	
5.) Pit Manager	P1,000.00
6.) Referee	P500.00
7.) Bet Taker "Kristo/Llamador"	P500.00
8.) Bet Manager "Maciador/Kasador"	P200.00
9.) Gaffer "Mananari"	P300.00
10.) Cashier	P200.00
11.) Derby (Matchmaker)	P200.00
12.) Medical Aide	P200.00

Section 2.2. The following payments/ fees for regular cockfights those held during Sundays, legal holidays and local fiestas and other derbies shall be imposed.

A. Special Permit	Amount of Ta per Annum
1.) Application Filing Fee	P500.00
2.) Mayor's Permit Fee	
Hack fight (1-cock derby)	P400.00
2-cock derby	P500.00
3-cock derby	P600.00
3.) Special Derby Assessment from Promoters	
2-cock derby	P300.00
3-cock derby	P400.00
4-cock derby	P500.00
5-cock derby	P700.00
6-cock derby	P800.00
7-cock derby	P900.00
4.) Sports Development Fund	P200.00
5.) Tourism Development Fund	P200.00
6.) Educational Program	P200.00
B. Municipal Fees	
1. Hack fights	
a. Bet of P2,000 or below	P100.00
b. Bet over 2,000 to P5,000.00	P150.00
c. Bet over P5,000.00	P200.00
2. Derby	
a. Bet over 2,000 or below	P150.00
b. Bet over P2,000.00 to P10,000.00	P200.00
c. Bet over P10,000.00	P250.00

Section 2.3. The payments/fees herein imposed shall be payable to the Municipal Treasurer's Office before the special cockfights and derbies can be lawfully held.

Section 2.4. The payments/fees collected on bets must be paid after the scheduled cockfights.

Section 2.5. The permit fees on cockpit personnel shall be paid before they participate in a cockfight and shall be paid annually upon renewal of the permit on the birth month of the permittee. Identification cards for this purpose shall be issued by the Municipal Treasurer's Office upon payment of cockpit personnel.

Section 3. The grantee shall be subject to the business and other laws and Ordinances now existing or hereafter enacted and any violation thereof, shall be a ground for the revocation of this franchise;

Section 4. Failure of the grantee to pay the annual business taxes, secure business and mayor's permit for a period of more than one (1) year shall be a ground for the revocation or cancellation of this franchise;

Section 5. The grantee shall not enter in any lease agreement, sub-contract, or sell granted franchise or rights and privileges acquired to any person, firm, company, partnership, corporation, or other commercial or legal entity, nor merge with any other person, firm, company, partnership or corporation organized for the same purpose without the prior approval of the Sangguniang Bayan;

Section 6. The cockpit shall be operated within the appropriate areas as prescribed in the Zoning Law or Ordinance;

Section 7.1. Cockfighting shall be allowed only in licensed cockpit during Sundays and legal holidays and during local fiestas for not more than three (3) days. It may also be held during provincial, city, or municipal, agricultural, commercial or industrial fair, carnival or exposition for a similar period of three (3) days upon resolution of the Sanggunian Bayan: Provided, that no cockfighting on the occasion of such fair carnival or exposition shall be held within the month of a local fiesta or for more than two occasions a year; Provided further that no cockfighting shall be held on December 30 (*Rizal Day*), June 12 (*Philippine Independence Day*) November 30 (*Bonifacio Day*), Holy Thursday, Good Friday, Election or Referendum Day and during Registration Days for each election or referendum.

Section 7.2. In the absence of licensed cockpit in the barangay, cockfighting maybe allowed during the celebration of barangay annual fiesta for not more than three (3) days to be held in the place provided for cockfighting; Provided, however, that Sangguniang Bayan resolution and Mayor's permit shall be secured prior to the scheduled cockfighting. In the event of conflict of schedule of cockfighting between the licensed cockpit and the barangay, the former shall prevail and the barangay cockfight shall be held before or after the scheduled cockfight in the licensed cockpit;

Section 7.3 Prerequisites Of Holding Cockfighting In The Barangay. Barangay concerned shall be responsible in processing all the requirements needed in conducting cockfighting in the barangay. Two (2) weeks before the holding of cockfighting, concerned barangay shall pass a resolution addressed to the Sanggunian Bayan and copy furnished the cockpit franchisee for proper action and/ or approval. Only upon approval of the cockpit franchisee and the Sangguniang Bayan, the barangay shall process their Mayor's permit and pay corresponding fees at the Municipal Treasurer's Office.

Section 7.4. Only licensed cockpit personnel shall administer the cockfighting in the franchise cockpit and in every barangay fiesta celebration with the presence of one (1) personnel from the Municipal Treasurer's Office.

Section 8. No gambling of any kind shall be permitted on the premises of the cockpit or place of cockfighting;

Section 9. This franchise shall be subject to amendment, alteration, or repeal by the Sangguniang Bayan when public interest so requires;

Section 10. PENALTY - Any violation of the provisions of this ordinance shall be subject for the revocation or cancellation of the franchise;

Section 11. APPLICABILITY – On other matters related to the operation of cockpit and holding of cockfighting in the Municipality of Tigbauan not expressly provided herein, the provisions of PD 449 and other pertinent laws shall have supplementary application;

Section 12. EFFECT OF ORDINANCE ON PAST ACTS – Acts executed prior to the effectivity of this ordinance shall be governed by the laws or ordinances at the time of their execution,, and nothing herein except as otherwise specifically provided, shall effect their validity or legality or operate to extinguish any right acquired or liability incurred;

Section 13. REPEALING CLAUSE. - All municipal ordinances, rules and regulations, or any part thereof, inconsistent with the provisions of this ordinance are hereby correspondingly modified or repealed.

Section 14. SEPARABILITY CLAUSE- If any provisions of this ordinance is declared void or invalid, the other provisions not affected shall remain effective and enforceable.

Section 15. EFFECTIVITY - This Ordinance shall take effect after the lapse of the reglementary period of posting of ten (10) days.

ENACTED: December 26, 2013

I HEREBY CERTIFY that the foregoing Municipal Ordinance No. 2013-005 was approved by the Sangguniang Bayan.

MARLENE TAYO-NAVA
S.B. Secretary

ATTESTED:

ROEL T. JARINA
Vice Mayor & Presiding Officer

APPROVED:

SUZETTE TENEFRANCIA-ALQUISADA
Municipal Mayor

HON. ROEL T. JARINA, M.D.
Municipal Vice Mayor

Sangguniang Bayan Members:

Hon. Jose Donel T. Trasporto, Lawyer
Hon. Renee Librodo-Valencia, CPA
Hon. Virgilio T. Teruel, Lawyer
Hon. Marlon R. Teruñez, Ph.D.

Hon. Ma. Gerrylin Santuyo-Camposagrado
Hon. Suzette Marie Hilado-Banno, M.D.
Hon. Ricky T. Nulada
Hon. Ariel I. Bernardo

Hon. Ronnie T. Paguntalan (LnB-President)

"Public office is a public trust. Public Officials must at all times be accountable to the people."