



Republic of the Philippines
Province of Surigao del Norte
MUNICIPALITY OF CLAVER



EXCERPT FROM THE MINUTES OF AUGUST 2, 2017 SPECIAL SESSION HELD AT LEGISLATIVE SESSION HALL, AT 10:29 IN THE MORNING

Present:

HON. NARLITO G. JAMESULA
Municipal Vice Mayor and Presiding Officer

Sangguniang Bayan Members:

Hon. Chanderyll R. Basul
Hon. Leah D. Patan
Hon. Renato D. Tiro

Absent

Hon. Georgia D. gokiangkee
Hon. Expedita L. Larase

Hon. Jaypee James N. Nasayao
Hon Francisco P. Jatulan Jr.

Hon. Jerry S. Mainit
Hon. Redeemer A. Gabunada, ABC Pres.

“MUNICIPAL ORDINANCE No. 2017- 16
Author: Hon. Francisco P. Jatulan Jr.

**“THE 2017 RABIES AND STRAY ANIMAL CONTROL ORDINANCE OF THE MUNICIPALITY OF CLAVER,
SURIGAO DEL NORTE”**

Be it ordained by the Sangguniang Bayan in session duly assembled that:

SECTION 1. TITLE- This Ordinance shall be known as: “The 2017 Rabies and stray Animal Control Ordinance of Claver, Surigao del Norte”.

SECTION 2. DEFINITION OF TERMS – For this Ordinance, the following terms shall mean as follows:

A. Rabies – is an acute contagious disease of an animal caused by a virus, transmittable from animal to man

B. Vaccination Against Rabies – means the inoculation of dogs with rabies vaccine, for the species licensed by the Bureau of Animal Industry, Department of Agriculture. Such vaccination must be performed by licensed veterinarian, trained agriculture technologist, trained livestock aid or livestock inspector or any trained deputies.

C. Owner – the term “owner” means any persons keeping, harboring or having charge or control of, permitting any dog and cat to habitually or remain, or be lodged or fed within such person’s house, yard or premises.

D. Enclosed Premises – means house, fenced where other people have no reason to enter except to conduct business or visit any or members of the household.

E. Restrained – means tethered, leashed or caged.

F. Stray Animals – means an animal which is not leashed, loose, unrestrained, unconfined and found running and roaming at large in the streets or in any public or private places and not under complete control of its owner or the one in charge of position thereof.

G. Street and Public Places-includes national, municipality or barangay streets, park and such other places to or the use of the public.

H. Private Places – includes privately owned streets, yards, rice fields or farmlands, and lot owned by individuals other than the owner of the animal.

I. Dog Bite – means seized by teeth inflicting wound or pierced, including scratches on skin of person.

J. Vicious – refers to an animal that by its action, intention, habit, tendency or propensity to do something harmful to people.

SECTION 3. RABIES VACCINATION. Every dog and cat aged three (3) months and older should be submitted by the owner for rabies vaccination once a year or as frequently as prescribed by or indicated on the label/literature of the vaccine. Young dogs and cats shall be vaccinated within 30 days after reaching three months of age. Actual vaccination shall be done by a licensed veterinarian or trained agriculture technologist/technician with the supervision of a veterinarian.

1. Owner's name, address and telephone number;
 2. Description of the dog and/or cat (color, sex, marking, age, name, species and bred);
 3. Rabies vaccination tag number;
 4. Vaccine producer;
 5. Date of Vaccination and vaccine expiration;
 6. Lot Number of Vaccine;
 7. Date of next vaccination;
 8. Vaccinator's name and signature;
 9. Name, logo, and address of the Agency or Office that take charge of the vaccination
- The provision may not be applied during emergency mass rabies vaccination campaign.

SECTION 4. ASTRAY ANIMAL CONTROL

A. It shall be unlawful for any owner of a dog or cat or a person having dog or cat in his possession or control to permit such dog or cat to be out of control and unattended in the premises of the owner or upon property of another person without the permission of the owner of such property or the person in possession thereof. An animal is under control if it is:

- a. controlled by leash;
- b. at heel or is beside a competent person and obedient to that person's command;
- c. within a vehicle driven or parked on the road or a parking lot;
- d. within the property limits of its owner or keeper.

B. The local Philippine National Police station commander or his equivalent or his deputy or the Municipal Agriculturist or his deputy or Rabies Control Officer recommended by the local Health Board are hereby authorized to:

- a. catch and impound stray animals found in public places where stray animals may be potential to cause damage, disturbance, and endanger human life;
- b. issue and cause the posting of appropriate notices at the Municipal Hall, Barangay Halls and other public places where animal is caught.

C. The Local Government of Claver shall appropriate annual funds for proper implementation of the Municipal Rabies and stray Animals Control Officer who shall also take charge in catching and impounding of stray materials.

D. The Municipal Government shall appropriate annual funds for proper implementation to the Municipal Rabies and Stray Animals Control Program to include the construction, maintenance of animal pound as well as provide appropriate compensation to assigned competent personnel.

SECTION 5. ANIMAL REGISTRATION, VACCINATION AND IMPOUNDING FESS.

A. Imposition of fees

a. Annual dog and cat registration is for fee. It shall be unlawful for any person to keep or own any dog or cat over three months old without first securing a registration certificate form the Municipal Agriculture Office. The later shall keep a register of all licensed dogs and cat, describing the same by name, breed, color, and sex, date of immunization and shall enter therein the name and address of the owner.

b. Vaccination/immunization is fir free

c. There shall be imposed the following fees for each day or fraction thereof on the impounding of each stray animal found running or roaming at large in public places.

- i. Dogs - Php30.00/day
- ii. Cats - Php 10.00/day

SECTION 7. NOTIFICATION OF BITES.

A. Reporting of biting incidents,

The owner of the dog or cat which has bitten any person shall, within 24 hours of the occurrence, report the incident to the police officer, Municipal Health Officer, Municipal Agriculturist or Health and two other public places that the animal is impounded for five (5) consecutive days showing the following information:

- a. Color, breed, and description of impound animal
- b The date and time when the respective impound animals were caught
- c. The place and location where respective impounded animals were caught
- d. After two (2) days of notice, unredeemed animals will be donated to research institution.

SECTION 8. LIABILITY OF THE OWNER OF BITING DOG AND CAT.

a. Dog and cat owners are required to restrain or put their dogs and cats in a leash to prevent them from going astray and the possibility of biting incidents, and restrain their dogs or cats for ten (10) to fourteen (14) days as observation period for any signs or rabies after the biting incident.

B. The owner of the dog which has bitten any person shall be responsible for:

- (a) All cost of treatment and examination incurred by the victim.
- (b) if the victim is severely injured and advised to rest for a certain number of days, the owner of the animals is required to pay the period the victim is not working. However, an exemption is made when the bite is inflicted by a restrained dog or cat and the incidence occurs inside the owner's enclosed premises.

In the case of death of the animal bite victim, the owner shall pay in full the burial cost of the victim without prejudice to civil or criminal liability as the court may determine as reflected under Section 27 of the Provincial Ordinance.

C. If the owner of the animal decides not to pay the expenses, the victim shall institute appropriate charges to enforce rightful claim.

SECTION 9. BITINGINCIDENT MANAGEMENT. The owner of the dog and animal bite victim shall report to Municipal Health Center or Hospital for initial wound care and post exposure management.

SECTION 10. DISPOSAL OF IMPOUNDED DOG.

All animals impounded, unless redeemed shall be disposed as follows:

A. Apprehended vicious astray animals and dogs and cats found to be suffering from either or rabies diseases or highly infections, disease shall be destroyed though euthanasia or mercy killing at the

direction of Municipal Agriculturist or Municipal Rabies Control Officer or any of his trained deputies subject to pertinent provisions or Republic Act No. 9482 otherwise known as the “Anti Rabies Act of 2007”.

SECTION 11. RABIES CONTROL COORDINATION COUNCIL.

There is hereby created a Municipal Rabies and Stray Animal Control Coordinating Council (MARSACCC) Chaired by the Municipal Mayor and vice chaired by the Municipal Agriculturist. The council members shall be composed of:

- (a) One representative from the Sangguniang Bayan;
- (b) Municipal Health Officer,
- (c) President – Association of Barangay Captains, and
- (d) one (1) representative from the Civil Society Organizations.

The MARSACCC shall properly implement the Rabies and Stray Animal Control Program eliminating rabies within the municipality in close coordination with Provincial and National agencies for activities involving:

- a. mass vaccination of canine;
- b. establishment of database for registered and vaccinated canine;
- c. protection, treatment to high risk implementing personnel and animal bite victims;
- d. information, education campaign, encouragement of responsible pet ownership as immunization.

SECTION 12. PENAL CLAUSE (a) For failure to register, the following penalties shall be imposed:

1 st Offence	Php 500.00
2 nd Offence	Php 1,500.00
3 rd Offence	Php 2,500.00

(b) a fine of not more than Two Thousand Five Hundred Pesos (Php 2,500.00) and imprisonment of not less than one (1) month and not more than six (6) months or both, at the discretion of the court shall be imposed for failure of dog or cat owner to abide by other provisions hereof.

SECTION 13. REPEALING CLAUSE. Any ordinance found inconsistent with any provision herein are hereby repealed or amended accordingly.

SECTION 14. SEPARABILITY CLAUSE. If any section or provision is declared unconstitutional, other sections or provision hereof which are not affected shall continue to be in full force and effect.

SECTION 15. EFFECTIVITY. This Ordinance shall taken effect upon its approval and validation by the Office the Sangguniang Panlalawigan and shall be enforceable ten (10) days after its posting at the bulletin of the Municipal Hall, Barangay Halls and two other conspicuous places within the Municipality.

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We hereby certify the correctness of the foregoing Ordinance duly enacted herein indicated:

(SGD) ARTURO T. RODA
Secretary to the Sangguniang Bayan

(SGD) FRANCISCO P. JATULAN, JR.
SB Member, Author

(SGD) CHANDERYLL R. BASUL
SB Member

(SGD) JAYPEE JAMES N. NASAYAO

(SGD) LEAH D. PATAN

SB Member

SB Member

(SGD) RENATO D. TIRO
SB Member

ATTESTED:

(SGD) NARLITO G. JAMESULA
Vice Mayor and Presiding Officer

APPROVED:

(SGD) EDDIE P. GOKIANGKEE
Municipal Mayor

Garbo nan Clavernon!