



Republic of the Philippines
QUEZON CITY COUNCIL

Quezon City
19th City Council

PO19CC-028

PO19CC-184

48th Regular Session

ORDINANCE NO. SP- **2386**, S-2014

AN ORDINANCE PROVIDING FOR A COMPREHENSIVE ANIMAL REGULATION AND CONTROL IN QUEZON CITY AND PROVIDING PENALTY FOR VIOLATION THEREOF.

Introduced by Councilors RAQUEL MALAÑGEN and JESSICA CASTELO DAZA.

Co-Introduced by Councilors Anthony Peter D. Crisologo, Dorothy A. Delarmente, Lena Marie P. Juico, Victor V. Ferrer, Jr., Alexis R. Herrera, Precious Hipolito Castelo, Voltaire Godofredo L. Liban III, Roderick M. Paulate, Ranulfo Z. Ludovica, Ramon P. Medalla, Estrella C. Valmocina, Allan Benedict S. Reyes, Gian Carlo G. Sotto, Franz S. Pumaren, Eufemio C. Lagumbay, Jose Mario Don S. De Leon, Jesus Manuel C. Suntay, Marvin C. Rillo, Vincent DG. Belmonte, Bayani V. Hipol, Julienne Alyson Rae V. Medalla, Godofredo T. Liban II, Andres Jose G. Yllana, Jr., Allan Butch T. Francisco, Karl Edgar C. Castelo, Candy A. Medina, Diorella Maria G. Sotto, Marivic Co-Pilar, Rogelio "Roger" P. Juan, Melencio "Bobby" T. Castelo, Jr., Donato C. Matias and Ricardo B. Corpuz.

WHEREAS, Republic Act No. 8485, otherwise known as the "Animal Welfare Act of 1998", was enacted for the purpose of protecting and promoting the welfare of all animals in the Philippines; ✓

WHEREAS, Republic Act No.7160, otherwise known as the "Local Government Code of 1991", empowers the Sanguniang Panlungsod to enact ordinances that regulates activities within the city in order to promote the general welfare" and thus for the said purpose states in Section 458 (4) viii of the said code that it "shall provide for the impounding of stray animals; regulate the keeping of animals in home or as part of a business, and the slaughter, sale, or disposition of the same; and adopt measures to prevent and penalize cruelty to animals";

WHEREAS, Republic Act No. 9482, otherwise known as "Anti-Rabies Act of 2006" declares that it is the policy of the State to promote the right to health of the people;

WHEREAS, under Ordinance No. SP-2155, S-2012, the City Veterinarian has the responsibility to ensure that all domesticated animals are properly immunized, registered, and that every immunized and registered animal be issued a tag;

WHEREAS, under Ordinance No. SP-1686, S-2006, all owners of dogs residing within the territorial jurisdiction of Quezon City are required to have their dogs vaccinated with Anti-Rabies vaccines;

WHEREAS, under Ordinance No. SP-1373, S-2004, the City pound section under the Veterinary Services Division of the Quezon City Health Department is empowered to regulate the keeping of Domestic animals and to eliminate stray and ownerless animals;

WHEREAS, Ordinance No. SP-1638, S-2005, or otherwise known as "Regulating the Ownership, Possession and/or keeping of Dogs in Homes and business" was enacted to safeguard the public from possible animal hazards;

WHEREAS, under Ordinance No. SP-1735, S-2006, provides that no animal stockade for livestock shall be maintained and operated within the territorial jurisdiction of Quezon City;

WHEREAS, there are diseases that can be transmitted from animals to Humans. Rabies, salmonella, ringworm- these are all zoonotic diseases, which mean that they can be transmitted from animals to people; √

WHEREAS, there is an increasing number of incidents of animal bites in Quezon City and the city places consistently high in positive rabies cases in the National Capital Region;

WHEREAS, Section 3 of the "Animal Protection and Care Act" recognizes the freedom of Animals, such as freedom from hunger and thirst, comfort, pain, injury or disease, and freedom to normal behavior from fear and distress;

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED:

SECTION 1. TITLE- This Ordinance shall be known as "AN ORDINANCE PROVIDING FOR A COMPREHENSIVE ANIMAL REGULATION AND CONTROL IN QUEZON CITY AND PROVIDING PENALTY FOR VIOLATION THEREOF";

SECTION 2. DEFINITION OF TERMS- For purposes of this ordinance, the following terms shall mean:

"Animal"- refer to any animal of whatsoever specie, genus, family, size, and purpose which include but is not limited to dogs, cats, and birds;

"Animal ID Card"- shall refer to the plastic or metal label permanently hanging around the neck of each registered dog or cat, consisting of such information or serial numbers that would exactly and clearly identify the pet animal upon which the tag is imposed with the registration certificate issued therefor;

"Animal owner"- refers to any person keeping, harboring, or having charge, care or control of an animal including his representative and allows any such animal to remain about his premises for a period of 10 days or more;



"Animal welfare"- the avoidance of exploitation of animals by maintaining appropriate standards of accommodation, feeding and general care, the prevention and treatment of the disease, and the assurance of freedom from harassment and unnecessary discomfort and pain;

"Bitten"- refers to an act by which a dog or cat seizes, cuts or grips with its teeth a person so that the skin of that person has been wounded, pierced or scratched;

"Breeder"- refers to individuals who own specialized variety of domesticated animals within the species with the main purpose of increasing the said species;

"Domesticated animals"- although all mammals can become infected with the rabies virus, only cats and dogs are covered in this ordinance;

"Depressed area"- region where unemployment and a low standard of living prevails;

"Euthanasia"- mercy killing, putting an end to the life of an animal;

"Fowls"- any of several domesticated animals such as chicken;

"Impound"- to seize and hold in custody of the law;

"Neutering"- refers to the surgical removal under anesthesia of the ovaries and the uterus in the female, and testicles for the male animals, as performed by a licensed veterinarian;

"Pound"- refers to a public enclosure for stray animals;

"Public place"- refers to any place open to the public like parks, malls, markets, streets, etc. γ



"Rabies"- shall pertain to the fatal viral disease of the nervous system of warm-blooded animals caused by rhabdovirus (genus Lyssavirus) usually transmitted through the bite of an infected animal and is characterized typically by increased salivation, abnormal behavior, and eventually paralysis and death;

"Rabies-susceptible Pet Animals"- shall refer to all warm-blooded animals such as, but not limited to carnivorous species (dogs, cats, etc.) and other mammals such as, but not limited to, bats including vampire bats, rodents, carabaos, cattle, goats, monkeys, etc. that are not immune from rabies and are kept commonly as pets;

"Registration fee"- shall refer to the legal cost of registration the Office of the City Veterinarian may impose against pet owners as a result of the compulsory registration of all domesticated cats and dogs;

"Rabies vaccination"- refers to the inoculation of a domesticated animal with rabies vaccine by a licensed and social disorganization;

"Stray Dog"- refers to any dog leaving its owners place or premise, and is no longer under the effective control of the owner;

"Vaccination"- means inoculation of dog/cat with standard rabies vaccine by a licensed government or private veterinarian or trained individual under the direct supervision of a licensed veterinarian. The services of said individual shall be limited only to rabies vaccination injection to dogs and cats during government mass-vaccination campaign;

"Vicious animal"- means any animal with known tendency to attack unprovoked or to cause injury or otherwise threaten the safety of human beings or other animals, or has bitten any person;



"Zoonotic disease"- diseases that can be transmitted from animals to humans;

SECTION 3. ANIMAL REGISTRATION- All Animals shall be licensed and registered with the City Veterinarian after they reach three (3) months of age.

The following shall be the requirements for animal license and registration:

- 1. Accomplished registration form;*
- 2. Certificate of Anti-Rabies vaccination, in the absence of which, the physical presence of such dog or cat to be registered;*
- 3. If neutered, a certification from the veterinarian;*
- 4. Special permit for commercial business of breeding, buying, selling, trading, training of animals;*
- 5. Two Hundred Pesos (P 200.00) per pet animal exclusive of the cost of animal tags.*

SECTION 4. ANIMAL TAGS AND LICENSE- Each registered animal shall be issued a tag which shall be securely displayed on the animal at all times. The absence of a tag is prima facie evidence of Non-Registration;

The City Veterinarian shall also issue an Animal Identification Card (Animal ID Card) which shall contain the following information:

- 1. Name and Address of the owner;*
- 2. Date of issuance of tags and license;*
- 3. Tag and license number;*
- 4. Name, breed, species, birth date, sex and color, and/ or markings of the animal;*
- 5. Date of most recent anti-rabies vaccination;*

SECTION 5. VACCINATION- All animals which could be carriers of the rabies virus are required to be vaccinated to qualify for registration. Certificates of vaccination issued and/or validated by the City veterinarian shall be a requirement for animal registration. ✓



It shall be the duty of any person who owns or harbors any dog or cat in the city to have them inoculated by a licensed veterinarian. Vaccination shall be valid for a period of One (1) year from the date of inoculation.

No person, while residing in Quezon City, shall keep as pet any dog or cat which is unvaccinated with Anti-Rabies vaccines. The refusal or failure by any owner thereof to have their animal vaccinated shall be punishable with the maximum penalty provided for under this Ordinance;

SECTION 6. PET RESTRICTION PER HOUSEHOLD- *Pet should be kept to a maximum number of four (4) per household.*

It shall be allowable to keep more than four (4) pets provided the space and vaccination requirements are complied by the owner of the animals and after securing a Special Permit under Section 8 hereof. All animals shall be kept with sufficient space requirement appropriate per animal.

Sufficient space requirement appropriate for dogs and cats:

A. For individually-caged dogs:

Dogs confined in a cage or kennel should have a room to move about normally. Cages for indoor holding should be clean and sanitary and should follow these minimum guidelines:

- 1. Large dogs (more than 50 lbs) at least 4 feet by 6 feet or 24 square feet;*
- 2. Medium sized dogs (36-50 lbs) at least 4 feet by 5 feet or 20 square feet;*
- 3. Small dogs (10-35 lbs) at least 3 feet by 4 feet or 12 square feet;*



B. For shared kennel:

Dogs who share kennel must be evaluated for compatibility and monitored closely. Each should have ample room to stand, lie down, turn around and sit normally. These require a minimum area of 4x4 feet for each dog. A shared 5x10 feet kennel should hold no more than 2 large dogs or 2 medium dogs or 3 small dogs.

C. For Cats:

The cage should be of the same size as that of a small dog. Kennels with runs whether fully enclosed (outdoor or indoor) should follow the minimum size guidelines:

- 1. Kennels- 4 feet by 6 feet;*
- 2. Runs- 4 feet by 8 feet.*

SECTION 7. EXEMPT ANIMALS - The following are exempted from the abovementioned Provisions:

1. Dogs/ cats brought to the city exclusively or the purpose of registering them as participants in dog/ cat shows or other similar exhibitions;

2. Dogs/ Cats owned or in the custody of or under the control of persons who are non-residents of the City or temporarily sojourning thereat for a period not to exceed sixty (60) days;

3. Animals other than dogs and cats, except for those animals that require proper and necessary clearance and permit from the Department of Environment and Natural Resources (DENR), that are not space consuming e.g. goldfish, lovebirds and the likes, whose number can be more than four (4) but not exceeding thirty (30). ✕

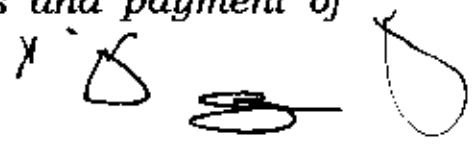
SECTION 8. KEEPING OF LARGE NUMBERS OF ANIMALS AND SPECIAL PERMIT - No person or household shall engage in the commercial business of breeding, buying, selling, trading, and training, without having obtained a special permit from the City Veterinary Services. The fee for such special permit, or any renewal thereof, shall be Five Hundred Pesos (P500.00);

It shall be allowable to keep more than four (4) pets provided that space and vaccination requirements are complied by the owner of the animals and after securing a special permit.

The Special Permit shall only be issued to owners who comply with the following conditions:

- 1. All dogs and cats should be vaccinated against rabies and should be registered;*
- 2. No complaints regarding the keeping of such number of dogs or cats such as running loose, foul odors, defecation, damage to property, injury to persons and other associated circumstances;*
- 3. In no event shall any person keep at his or her premises more pet animals than can be properly maintained in a healthy condition without presenting a health or safety to the owners, keeper or others and without constituting a nuisance to the occupants or neighboring properties;*
- 4. Compliant with the provisions of Section 9;*
- 5. Animals classified under Section 7 (3) of this Ordinance shall be deemed to be subjects of Commercial Business if such number of pets individually exceed thirty (30).*

Failure to comply in any of the aforementioned conditions shall be a ground for revocation of the license and special permit, confiscation of the excess number of animals and payment of appropriate penalties provided under Section 6.



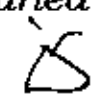
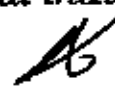
For purposes of this Ordinance, Commercial Business shall mean to be an endeavor engaged in commerce in a regular and fixed activity for profit whose transactions are conducted not on an isolated instance and not merely as an ancillary activity.

SECTION 9. DUTIES AND RESPONSIBILITIES OF PET OWNERS - *Animal Owners shall have the following duties and responsibilities. Failure to perform any of these will be penalized and in case of special permit, shall be revoked:*

- a. Take care and provide the needs of their animals such as grooming, adequate food and clean shelter and to prevent any cruelty to animals in accordance with Republic Act No. 8485, otherwise known as Animal Welfare Act of 1998;*
- b. Owners should keep animals within their premises or at least in public properties such as sidewalks or streets;*
- c. Not to let animals, particularly dog, under contact or physical restraint as to prevent such animal from becoming a danger to persons or property or from trespassing upon the property of the other;*
- d. To keep his animal, particularly dog, under contact or physical restraint as to prevent such animal from becoming a danger to persons or property or from trespassing upon the property of the other;*
- e. Must not allow the animal to defecate on another person's property or any street, boulevard, pathway or any public place. If unavoidable, the owner is responsible for the proper collection and disposal of the feces/ excreta;*



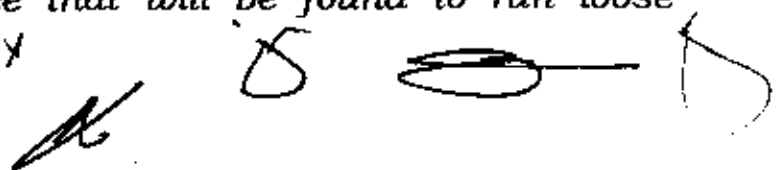
- f. Should be liable for any damage to property and/ or injury to persons including medical expenses and other incidental expenses caused by their animal while outside their premises or within their premises with the owner's permission. However, if at the time of such injury the pet is under the possession of a person other than the owner, then the actual custodian or possessor thereof shall bear the costs of indemnity the victim is entitled to receive;
- g. Within 24 hours, report immediately any dog biting incident to the concerned officials for investigation or for any appropriate action, and the dog should be placed under observation by a government or private veterinarian. Sudden death of any animal should also be reported immediately;
- h. Owner/ Harboring shall execute an undertaking to perform the aforementioned obligations and that he will be liable for any damage to and/ or injury to persons caused by his pet within his premises or at stray;
- i. In case of lost, stolen, or damaged Animal ID Card of registered dogs/ cats, owners thereof shall be required to submit such animal to the Office of the City Veterinarian for proper re-tagging within ten (10) days from the day such Card is lost, stolen, or damaged;
- j. In case of death of the animal, the Animal ID card imposed upon dogs and cats are required to be surrendered back to the Office of the City Veterinarian within five (5) days;
- k. In case of transfer, change of ownership of registered dogs/ cats, pet owners thereof shall within reasonable time but not to exceed ten (10) days notify the office of the City Veterinarian for proper identification;
- g. Pet owner shall not leave or throw unburied cadaver of any pet animal indiscriminately; y



SECTION 10. OTHER PROHIBITED ACTS – The following acts are prohibited whether intentionally or negligently:

- a. Keeping or harboring any dog which already exhibits the common and/ or known symptoms of a rabid dog;
- b. Keeping or harboring any dog which has assaulted or attacked any person without provocation;
- c. Has aggressively bitten, attacked, endangered, or has inflicted severe injury on a human being on public and private property;
- d. Has severely injured or killed a domestic animal while outside the owner's property;
- e. Has, when provoked, chased or approached a person upon the streets, sidewalks or any public grounds in a menacing fashion or apparent attitude of attack, provided that such actions are attested to in a sworn statement by one or more persons, and dutifully investigated by the proper authorities;
- f. Remove or cause the removal of the Animal Tag imposed upon such animal, except when these animals are participants/ contestants of dog/ cat show or other exhibitions, in which case, temporary removal thereof is allowed;
- g. Improperly transfer or cause the improper transferring of the Animal Tag imposed upon such particular animal to another animal to which such tag does not belong;

SECTION 11. IMPOUNDING AND DISPOSAL OF ANIMALS – The Veterinary Services shall capture, restrain and/ or confiscate any untagged dog or any animal covered under Section 3 and Section 11 of this Ordinance that will be found to run loose outside the owner's property. √

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Any untagged dog shall be impounded and its owner shall be required to register the same pursuant to the provisions of Section 3 before it can be returned to its owner, keeper, or claimant;

Any dog, whether tagged or untagged, which remains unclaimed for five (5) days shall be disposed of by using the most humane methods, such as intravenous chemicals, approved by government regulations, provided that the five (5) day period for tagged dogs shall begin from the time of notice of the Dog's impoundment has been received by the registered owner or a responsible member of the owners household.

The owner/ claimant of any impounded dog shall pay Five Hundred Pesos (P 500.00) for each day to cover the expenses necessary for the upkeep of the dog's well being.

SECTION 12. SURRENDERED ANIMALS – *Animals that are sick, of old age, abandoned and vicious or dangerous that are surrendered or picked up by the City Pound truck shall be charged a One Hundred Pesos (P 100.00) fee.*

SECTION 13. PENALTY – *Any person who shall violate any of the provisions of this Ordinance shall be penalized in the following manner:*

a. For violation of Sections 3, 4, 5, and 9:

First Offense: A Fine of One Thousand Pesos (P1,000.00). In addition therewith, the owners shall be required to register and/ or vaccinate the animal;

Second Offense: Fine of One Thousand Five Hundred Pesos (P1,500.00);

Third Offense: Fine of Two Thousand Pesos (P2,000.00) and confiscation of animal. ✓



- b. For violation of Section 6, Fine of Two Thousand Pesos (P2,000.00) and confiscation of the excess animals with no sufficient space requirement;
- c. For violation of Section 8, revocation of Business Permit and Special Permit, and a fine of Two Thousand Pesos (P2,000.00) and confiscation of the animals;
- d. For violation of Section 10, a fine of Two Thousand Pesos (P2,000.00) and confiscation of the animals;
- e. For violation of Section 11:

First Offense- a fine of Two Thousand Pesos (P2,000.00) and appropriate warning;

Second Offense- a fine of Five Thousand Pesos (P5,000.00) and immediate closure of the facility and confiscation of the animal.

Any other violation of any provisions of this Ordinance shall be fined with an amount not exceeding Five Thousand Pesos (P 5,000.00) and/ or an imprisonment for a period not exceeding one (1) year, or both, at the discretion of the court.

SECTION 14. NOTIFICATION – *Within a reasonable time but not to exceed six (6) months after this Ordinance shall have taken effect, the Office of the City Veterinarian shall cause the notification of all concerned City residents of this Ordinance.*

SECTION 15. IMPLEMENTING RULES AND REGULATIONS – *An Implementing Rules and Regulations shall be issued for the proper implementation of this Ordinance.*


SECTION 16. REPEALING CLAUSE – *All Ordinance, Local Executive Orders, Rules and Regulations or any part thereof which are inconsistent herewith are deemed repealed, modified, or amended accordingly. ✕*

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SECTION 17. SEPARABILITY CLAUSE – In case any provision of this ordinance is declared unconstitutional or invalid, the other provisions hereof which are not affected thereby shall continue to be in full force and effect.

SECTION 18. EFFECTIVITY CLAUSE – This Ordinance shall take effect fifteen (15) days upon its approval.

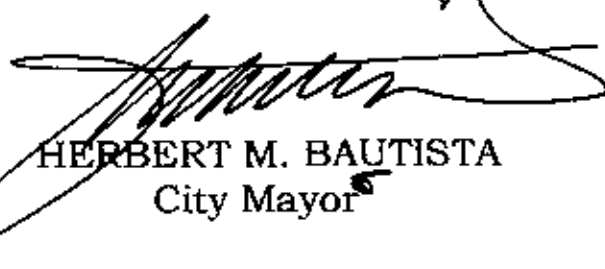
ENACTED: December 15, 2014.


MA. JOSEFINA G. BELMONTE
Vice Mayor
Presiding Officer

ATTESTED:


Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept. Head III

APPROVED: 13 MAR 2015


HERBERT M. BAUTISTA
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on December 15, 2014 and was PASSED on Third/Final Reading on January 26, 2015.


Atty. JOHN THOMAS S. ALFEROS III
City Gov't. Asst. Dept. Head III 