

Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
21st City Council

PO21CC-242

48th Regular Session

ORDINANCE NO. SP- **2990**, S-2020

AN ORDINANCE PROHIBITING PIGGERIES AND POULTRY FARMS WITHIN THE TERRITORIAL JURISDICTION OF QUEZON CITY, PROVIDING PENALTIES FOR VIOLATION THEREFOR AND FOR OTHER PURPOSES.

Introduced by Councilors FRANZ S. PUMAREN, DIORELLA MARIA G. SOTTO-ANTONIO and ERIC Z. MEDINA.

Co-Introduced by Councilors Bernard R. Herrera, Lena Marie P. Juico, Dorothy A. Delarmente, M.D., Tany Joe "TJ" L. Calalay, Nicole Ella V. Crisologo, Victor V. Ferrer, Jr., Winston "Winnie" T. Castelo, Eden Delilah "Candy" A. Medina, Ramon P. Medalla, Estrella C. Valmocina, Kate Galang-Coseteng, Matias John T. Defensor, Wencerom Benedict C. Lagumbay, Jorge L. Banal, Sr., Peachy V. De Leon, Imee A. Rillo, Marra C. Suntay, Irene R. Belmonte, Resty B. Malañgen, Ivy L. Lagman, Hero M. Bautista, Jose A. Visaya, Karl Castelo, Shaira L. Liban, Ram V. Medalla, Allan Butch T. Francisco, Melencio "Bobby" T. Castelo, Jr., Rogelio "Roger" P. Juan, Donato "Donny" C. Matias and Noe Dela Fuente.

WHEREAS, the General Welfare Clause of the Local Government Code of 1991 provides to ensure and support, among other things, the promotion of health and safety and the enhancement of the right of the people to a balanced and healthful ecology;

WHEREAS, Presidential Decree No. 856, otherwise known as the "Code on Sanitation of the Philippines", mandates the promotion and preservation of the health of the people and improvement of health standards of individuals and communities throughout the Philippines;

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WHEREAS, the Housing and Land Use Regulatory Board (HLURB) Resolution No. R-674, S-2000 or the "Implementing Rules and Regulations to Govern the Processing of Applications for Locational Clearance of Poultry and Piggery as Amended", expressly states that medium and large scale poultry/piggery projects shall not be allowed in urban areas;

WHEREAS, Quezon City is a highly urbanized city that has no rural areas or any land classification that allows backyard piggeries within its jurisdiction;

WHEREAS, backyard piggeries and poultry farms tend to pollute the various tributaries of Quezon City because such businesses often allow animal wastes to flow into the city's water system. Furthermore, the same tend to become public nuisances through the offensive odors and pest infestations they cause;

WHEREAS, the City Veterinary Department of the Quezon City Government strongly recommends the phasing out of backyard piggeries and poultry farms within the territorial jurisdiction of Quezon City due to public health issues and concerns;

WHEREAS, in order to protect the environment and public health, and to shield and safeguard the general welfare of the people against the spread of disease, there is an urgent need to prohibit pig and poultry raising in the City.

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 PROHIBITING PIGGERIES AND POULTRY FARMS IN QUEZON CITY."

SECTION 2. DEFINITION OF TERMS. - For purposes of this Ordinance, the following terms are defined as:

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- a) *Heads* – include weaning, growers and fatteners; or for poultry, it refers to the number of fowls (HLURB Resolution No. R-674, S-2020)
- b) *Piggery Backyard* – involving one sow and ten heads or less (HLURB Resolution No. R-674, S-2020).
 - a. *Medium Scale Piggery* – involving two sows and eleven to twenty heads (HLURB Resolution No. R-674, S-2020).
 - b. *Large Scale Piggery* – involving more than two sows and more than twenty heads (HLURB Resolution No. R-674, S-2020).
- c) *Piggery Farm* – refers to any parcel of land, building or other structure used for keeping, raising or breeding, depasturing, feeding or watering of pigs/swine (HLURB Resolution No. R-674, S-2020). Definition excludes stockades not for purposes of raising/breeding pigs, but for temporarily holding such animals for slaughter.
- d) *Pig/Swine* – hog raised for purposes of food or meat production.
- e) *Poultry* – domestic fowls that include chickens, ducks, quail, geese, turkey, pigeon ostrich, and the like, which are raised for the production of meat or eggs or whose flesh are used for food. For avoidance of doubt, the breeding of game cocks is excluded from the coverage of this Ordinance.
- f) *Poultry Farm* – shall refer to any structure or facility used to raise domesticated fowls, which serve as sources of egg and meat for human consumption, excluding any temporary stockades for holding animals prior to slaughter.

SECTION 3. PROHIBITION. – No piggery farms, poultry farms, or raising of pigs or poultry for the purposes of food shall be allowed within the territorial jurisdiction of Quezon City. Prohibition shall apply to all existing, proposed or expansion of existing backyard, whether medium and/or large scale piggeries or poultry farms.

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The foregoing shall not apply to raising of pets or gamecocks.

The discovery of a pig inside a housing structure or any other facility creates a prima facie presumption that the owner and/or tenant of the structure is operating an illegal piggery.

SECTION 4. PENALTIES. – *Any person found in violation of this Ordinance shall be penalized as follows:*

- a) First Offense - Fine of not less than Two Thousand Pesos (Php2,000.00) or imprisonment not exceeding three (3) months, or both such imprisonment and fine, at the discretion of the court;*
- b) Second Offense - Fine of not less than Three Thousand Pesos (Php3,000.00) or imprisonment not exceeding five (8) months, or both such imprisonment and fine, at the discretion of the court;*
- c) Third Offense - Fine of Five Thousand Pesos (Php5,000.00) or imprisonment not exceeding one (1) year, or both such imprisonment and fine, at the discretion of the court.*

Any sanctions and/or penalties under this Ordinance are without prejudice to the filing of the appropriate cases under the Code on Sanitation of the Philippines, Food and Safety Act, the Clean Water Act, the Solid Waste Management Act, and other relevant laws.

SECTION 5. IMPLEMENTING AGENCY. – *The Department of Public Order and Safety (DPOS), in coordination with the City Veterinary Department, City Health Department, and Environmental Protection and Waste Management Department (EPWMD), shall be in charge with the implementation and enforcement of this Ordinance.*

SECTION 6. REPEALING CLAUSE. – *All previous issuances, ordinances, rules and regulations or parts thereof which are inconsistent or in conflict with the provisions to this Ordinance are hereby repealed or modified accordingly.*

SECTION 7. SEPARABILITY CLAUSE. – *If, for any reason, any section or provision of this Ordinance is declared illegal or unconstitutional, the remaining sections or provisions hereof which are not affected thereby shall remain to be in full force and effect.*

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48th Regular Session

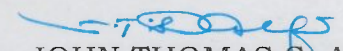
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SECTION 8. EFFECTIVITY CLAUSE. - This Ordinance shall take effect upon its approval.


ENACTED: November 23, 2020.


PATRICK MICHAEL VARGAS
City Councilor
Acting Presiding Officer

ATTESTED:

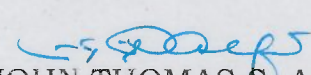

Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

APPROVED: DEC 22 2020


MA. JOSEFINA G. BELMONTE
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on November 23, 2020 and was PASSED on Third/Final Reading on December 1, 2020.


Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

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