



Republika ng Pilipinas

Lungsod ng Caloocan



TANGGAPAN NG SANGGUNIANG PANLUNGSOD
ORDINANCE NO. 0639 S. 2016
(PROPOSED ORDINANCE No. 10-017)

AN ORDINANCE MANDATING PET OWNERS WHOSE PET ANIMALS HAVE BEEN FOUND TO HAVE URINATED AND DEFECATED ON ANOTHER PERSON'S PROPERTY, AND ON STREETS, SIDEWALKS, AND OTHER PUBLIC PLACES, TO COLLECT AND PROPERLY DISPOSE OF THE PET WASTE AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

SPONSORED BY:

Hon. AURORA "ONET" A. HENSON, JR.

CO-SPONSORED BY:

Hon. CARMELO F. AFRICA III, Hon. DEAN ASISTIO, Hon. CHRISTOPHER E. MALONZO,
Hon. MARYLOU Z. NUBLA, Hon. ANNA KARINA TEH, Hon. EDGARDO N. ARUELO,
Hon. LUIS O. ASISTIO III, Hon. TOLENTINO J. BAGUS, Hon. CAROLYN C. CUNANAN,
Hon. MA. MILAGROS "ROSE" S. MERCADO, Hon. ROBERTO R. SAMSON
and Hon. MARC MERVILLE T. OROZCO

WHEREAS, Section 16 of the Republic Act (RA) No. 7160, otherwise known as the Local Government Code of 1991, provides that *"Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom x x x and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, x x x promote health and safety enhance the right of the people to a balanced ecology x x x preserve the comfort and convenience of their inhabitants."*;

WHEREAS, *Pet waste is very toxic—A study by the World Health Organization "Animal Waste, Water Quality, and Human Health" published in 2012, states that "the excreta of mammals ... are widespread across planet Earth and frequently contaminate water that is used for bathing and recreation, that is treated and distributed for human consumption, and that is used to irrigate crops."*; the United States of America's Environmental Protection Agency states that *pet waste provides a nitrogen source for algae blooms, which deplete the water of oxygen and can make people and animals sick.* Pet waste left on the street is washed down into waterways like rivers, bays, and beaches. This can make people sick from salmonella, E. coli, and other infections";

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WHEREAS, the City Government of Caloocan, is committed to protect the health and well-being of its citizens, while at the same time ensure that responsible pet ownership and humane treatment of animals be practiced by adopting the mandate of the Republic Act 8485 or The Animal Welfare Act, and Republic Act 9482 or The Anti Rabies Act, and intensify the implementation of The Caloocan City Rabies Control Ordinance of 2004;

WHEREAS, the Local Government Code of the Philippines 1991, states that the City Veterinarian shall *"take the necessary measures to eradicate, prevent or cure all forms of animal diseases"*;

WHEREAS, in Republic Act 9482, also known as the Anti Rabies Act, owners shall also be responsible for the proper collection and disposal of excreta/feces;

NOW THEREFORE, BE IT ORDAINED BY THE SANGGUNIANG PANLUNGSOD OF CALOOCAN CITY IN REGULAR SESSION DULY ASSEMBLED, THAT:

SECTION 1. SHORT TITLE - This Ordinance shall be known as: **CALOOCAN CITY PET WASTE ORDINANCE OF 2016.**

SECTION 2. SCOPE AND APPLICATION - All Owners of pets or domesticated animals residing in Caloocan City, and those who carry, transport, convey, and stop with their pets in the territorial jurisdiction of Caloocan City.

SECTION 3. DEFINITION OF TERMS - For the purpose of this Ordinance, the following terms are hereby defined as follows:

- a) **Pet** - any animal which is domesticated or considered tamed, restrained, confined, or under the control of its owner or the one in possession thereof; whether or not registered/licensed by the City Veterinarian of Caloocan City.

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- b) **Owner** - any person keeping, harbouring, having custody or control of any domesticated animal, or permitting the same to habitually remain on, or be lodged or fed within his/her yard or premises.
- c) **Enclosed Premises** - shall mean the house, fenced yard or property of the pet's owner.
- d) **Streets, Sidewalks, Public Places** - national, and city parks, plazas or other places open to the public.

SECTION 4. Owners of pets shall be responsible pet owners and abide by The Animal Welfare Act, The Anti Rabies Act, and The Caloocan City Rabies Control Ordinance of 2004;

SECTION 5. Pet owners whose pets are found to be urinating or defecating or have been proven to do so, on another person's property, on streets, sidewalks, and other public places, shall properly collect and dispose the excreta left behind.

SECTION 6. IMPLEMENTING OFFICE AND IMPLEMENTING RULES - The Caloocan City Health Department and the City Veterinary Office, shall be mandated with the authority of drafting up the implementation of the provisions of this Ordinance.

The Caloocan City Rabies Control Coordinating Committee (CRCC) shall undertake the planning, implementation, and coordination with other city government agencies and offices for assistance and proper implementation of this Ordinance.

The 188 Barangay Councils of the City of Caloocan, The Department of Public Safety and Traffic Management, and duly authorized personnel of the City Engineer and the City Environmental Management Office (CEMO) are tasked to monitor assist and support the local government in enforcing the provisions of this Ordinance, especially to monitor and ensure the strict compliance by the persons concerned.

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Section 7. PENALTY CLAUSE - Any violation of this Ordinance shall be imposed with the following fines and penalties:

- a. First Offense - FIVE HUNDRED PESOS (P 500.00)
- b. Second Offense - ONE THOUSAND PESOS (P 1,000.00)
- c. Third Offense - TWO THOUSAND PESOS (P 2,000.00)

SECTION 8. CRIMINAL LIABILITY OF OFFICERS OF PARTNERSHIPS, CORPORATIONS, ASSOCIATIONS OR OTHER JUDICIAL ENTITIES - In case of violation of this Ordinance by a partnership, corporation, association or any judicial entity, the partner, president, director, manager, trustee, administrator, or officer who consents to or knowingly tolerates such violation shall be held liable.

SECTION 9. The Caloocan City Health Department and the City Veterinarian Office is hereby tasked to implement this Ordinance. These units and offices must coordinate with the Office of the City Mayor to implement the provision of Section 8.

SECTION 10. Copies of this Ordinance shall be distributed to all concerned individuals and establishments as defined in Section 2, all barangay councils, and all concerned law enforcers.

SECTION 11. SEPARABILITY CLAUSE - If, for any reason, any provision or part of this Ordinance shall be declared not valid by a Court of competent jurisdiction or suspended or revoked by the authorities concerned, such judgment shall not affect or impair the remaining provisions, sections or parts which shall continue to be in full force and effect.

SECTION 12. APPLICABILITY CLAUSE - All other related matters not specifically provided in this Ordinance shall be governed by the pertinent provisions of existing applicable laws and ordinances.

SECTION 13. EFFECTIVITY CLAUSE - This Ordinance shall take effect after publication in a newspaper of general circulation.

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**ENACTED BY THE SANGGUNIANG PANLUNGSOD, CITY OF CALOOCAN AT ITS
REGULAR SESSION HELD ON THE 5TH DAY OF OCTOBER 2016.**

HON. CARMELO F. AFRICA III
CITY COUNCILOR

HON. EDGARDO N. ARUELO
CITY COUNCILOR

(ABSENT)

HON. DEAN ASISTIO
CITY COUNCILOR

HON. LUIS O. ASISTIO III
CITY COUNCILOR

HON. AURORA "ONET" A. HENSON, JR.
CITY COUNCILOR

HON. TOLENTINO J. BAGUS
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HON. ROBERTO R. SAMSON
CITY COUNCILOR

HON. ANNA KARINA TEH
CITY COUNCILOR

HON. MARC MERVILLE T. OROZCO
CITY COUNCILOR

APPROVED BY HIS HONOR, THE CITY MAYOR ON _____, 2016.

APPROVED BY:

CERTIFIED BY:

HON. OSCAR G. MALAPITAN
City Mayor

HON. CAROLYN C. CUNANAN
Presiding Officer

ATTESTED BY:

LILIBETH M. LUAKIAN
Secretary to the Mayor

LORENZO O. SUNGA, JR.
Secretary
Sangguniang Panlungsod