



Republic of the Philippines
Province of Oriental Mindoro
MUNICIPALITY OF BULALACAO

OFFICE OF THE SANGGUNIANG BAYAN

Municipal Building, Poblacion, Bulalacao, 5214, Oriental Mindoro

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF BULALACAO, ORIENTAL MINDORO HELD ON DECEMBER 14, 2018 AT THE SANGGUNIANG BAYAN SESSION HALL

PRESENT:

Hon. Edwin C. Aceron	Temporary Presiding Officer
Hon. Dexter R. Gonzales	Sangguniang Bayan Member
Hon. Dennes M. Faner	Sangguniang Bayan Member
Hon. German S. Acosta	Sangguniang Bayan Member
Hon. Edezer F. Aceron	Sangguniang Bayan Member
Hon. Guillermo G. Salas, Jr.	Sangguniang Bayan Member
Hon. Elpidio N. Contreras, Jr.	Sangguniang Bayan Member
Hon. Teresita S. Bantugan	Sangguniang Bayan Member
Hon. Tulay M. Caring	IPM Representative
Hon. Enrico C. Villas	Pangulo, Liga ng mga Barangay
Hon. Kim Jonh Elco E. Cantos	SK Federation President

ABSENT:

Hon. Ramon G. Magbanua	Municipal Vice Mayor- O.B.
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MUNICIPAL ORDINANCE NO. 18-12-223

AN ORDINANCE GRANTING FRANCHISE TO MR. ANTHONY M. ENRIQUEZ TO ESTABLISH, OPERATE AND MAINTAIN A COCKPIT ARENA AND CONDUCT OF COCKFIGHTING ACTIVITIES WITHIN THE MUNICIPALITY OF BULALACAO, ORIENTAL MINDORO

Sponsors: SB Member Dennes M. Faner
Chairman: Committee on Games and Amusement

SB Member Edezer F. Aceron
Chairman: Committee on Ordinances and Legal Matters

"WHEREAS, cockfighting is part of the cultural heritage and identity of the Filipino nation that has been assured of preservation for posterity with its evolution as a popular sports/amusement activity or even a tourism attraction;

"WHEREAS, in line with the municipality's vision "Beautiful Bountiful Bulalacao", the Local Government Unit is encouraging and supportive of the efforts of the private sector in establishing additional tourists attraction in the municipality;

"WHEREAS, Section 447, par. A, sub-par 3, 3(V) of Republic Act 7160 otherwise known as the Local Government Code of 1991 expressly provides that "the Sangguniang Bayan, as the legislative body of the municipality, shall enact ordinances, approve resolutions and appropriate funds for the general welfare of the municipality and its inhabitants pursuant to Section 16 of the Code in the proper exercise of the corporate powers of the municipality as provided under Section 22 of the Code, and shall

[Handwritten signatures and initials]

(3) Subject to the provisions of Book 11 of this Code, grant franchise, enact ordinances authorizing the issuance of permits or licenses, or enact ordinances levying taxes, fees and charges upon such conditions and for such purposes intended for the general welfare of the inhabitants of the municipality and pursuant to this legislative authority shall:

(3V) Any law to the contrary notwithstanding, authorizes and licenses the establishment, operation and maintenance of cockpits, and regulate cockfighting and commercial breeding of fighting cocks: Provided, that existing rights should not be prejudiced."

"WHEREAS, Mr. Anthony M. Enriquez in his individual capacity has filed his application to be granted a franchise to establish, operate and maintain a cockpit arena and conduct of cockfighting activities at Bypass/Diversion Road, Barangay Poblacion, Bulalacao, Oriental Mindoro.

"WHEREAS, upon consideration of the guidelines in the grant of franchise to establish, operate and maintain a cockpit arena and conduct of cockfighting activities as provided for and prescribed under existing laws it appears that Mr. Anthony M. Enriquez, a Filipino citizen and resident of Bulalacao, Oriental Mindoro had substantially complied the requirements provided for;

"WHEREAS, the body deems it proper and necessary to enact this ordinance in order to ensure the orderly conduct of cockfighting within the Municipality; Now, therefore...

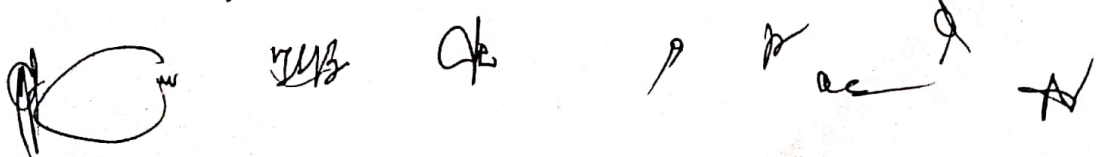
BE IT ORDAINED by the Sangguniang Bayan of Bulalacao, Oriental Mindoro:

SECTION 1. Nature and Scope of the Grant of Franchise. Subject to the provisions of applicable laws, rules and regulations, a franchise to establish, operate and maintain a cockpit and cockfighting activities within the Municipality of Bulalacao is hereby granted to Mr. Anthony M. Enriquez, a Filipino citizen and resident of Bulalacao, Oriental Mindoro (herein referred to as the Grantee). As such, he is authorized to establish and operate one (1) cockpit arena and conduct of cockfighting activities specifically located at Bypass/Diversion Road, Barangay Poblacion, Bulalacao, Oriental Mindoro.

SECTION 2. Declaration of Franchise. Unless sooner revoked or cancelled for any legal and just reason, this franchise shall be valid for a period of three (3) years from January 1, 2019 up to December 31, 2021.

SECTION 3. Issuance of Business Permit. The Grantee shall apply and secure the required business permit to operate from the Office of the Municipal Mayor and the latter shall have authority to require compliance of all existing laws, ordinances, rules and regulations similarly imposed to all business establishments, and impose conditions thereto as to expressly or impliedly necessary for the protection of the welfare and safety of all persons going or transacting in said cockpit arena.

SECTION 4. Prohibition on Sale, Lease, Usufruct and transfer of Franchise. This franchise is non-transferable in character. As such, the Grantee shall not sell, assign, lease, grant the usufruct of, or transfer this franchise including any rights and privileges acquired thereunder to any person, natural or juridical, firm or other entities, nor merge with any corporation or individual without prior notice and approval of the Sangguniang Bayan.



SECTION 5. Mandatory Payment of Taxes and Fees Provision. The Grantee shall be liable to pay all taxes and other fees prescribed by Municipal Ordinance No. 18-02-196 and Municipal Ordinance No. 14-12-143 to the Municipal Treasury Office. Said assessment shall be without prejudice to the subsequent impositions as may be adopted or hereafter may be required by law or ordinance. Failure on the part of the grantee to promptly and regularly comply with said tax obligations shall be ground for the revocation or cancellation of this franchise.

SECTION 6. Revocatory Clause. This franchise including the complimenting business permit to operate shall be automatically revoked or cancelled upon showing of any noncompliance of the conditions set forth therein, and for any violation of the provisions of PD 449 and other pertinent ordinances, rules and regulations.

All other cockpit franchises previously granted by the municipality are hereby revoked/rescinded accordingly.

SECTION 7. EFFECTIVITY. This ordinance shall take effect immediately upon its approval.

ENACTED this 14th day of December, 2018. Bulalacao, Oriental Mindoro.

HON. DEXTER R. GONZALES SB Member	HON. DENNES M. FANER SB Member
HON. GERMAN S. ACOSTA SB Member	HON. EDEZER F. ACERON SB Member
HON. GUILLERMO G. SALAS, JR. SB Member	HON. ELPIDIO N. CONTRERAS, JR. SB Member
HON. TERESITA S. BANTUGAN SB Member	HON. TILAY M. CARING IPM Representative
HON. ENRICO C. VILLAS Pangulo, Liga ng mga Barangay	HON. KIM JONH ELCO E. CANTOS SK Federation President

CERTIFIED TRUE AND CORRECT:

PERLITA L. PAZ
Secretary to the Sanggunian

ATTESTED:

HON. EDWIN C. ACERON
Sangguniang Bayan Member/
Temporary Presiding Officer

APPROVED:

HON. ERNILO C. VILLAS
Municipal Mayor
Date Signed: YAU 20, 2019