



OFFICE OF THE SANGGUNIANG BAYAN

Municipal Building, Poblacion, Bulalacao, 5214, Oriental Mindoro

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE 10TH SANGGUNIANG BAYAN OF BULALACAO, ORIENTAL MINDORO HELD ON JANUARY 3, 2022 AT BARANGAY BALATASAN COVERED COURT, BULALACAO, ORIENTAL MINDORO

PRESENT:

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| Hon. Ramon G. Magbanua | Municipal Vice Mayor/Presiding Officer |
| Hon. Dexter R. Gonzales | Sangguniang Bayan Member |
| Hon. Dennes M. Faner | Sangguniang Bayan Member |
| Hon. Edezer F. Aceron | Sangguniang Bayan Member |
| Hon. German S. Acosta | Sangguniang Bayan Member |
| Hon. Kieven E. Cantos | Sangguniang Bayan Member |
| Hon. Elpidio N. Contreras, Jr | Sangguniang Bayan Member |
| Hon. Edwin C. Aceron | Sangguniang Bayan Member |
| Hon. Enrico C. Villas | Pangulo, Liga ng mga Barangay |
| Hon. Kim Jonh Elco E. Cantos | SK Federation President |
| Hon. Tulay M. Caring | IPM Representative |

ABSENT:

- | | |
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| Hon. Jess V. Sapungan | Sangguniang Bayan Member |
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MUNICIPAL ORDINANCE NO. 22-01-308

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

Sponsors:

- Sangguniang Bayan Member DENNES M. FANER**
Chairperson: Committee on Games and Amusement
- Sangguniang Bayan Member EDEZER F. ACERON**
Chairperson: Committee on Ordinances and Legal Matters

Co-Sponsor

Sangguniang Bayan Member ELPIDIO N. CONTRERAS, JR.

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

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

"WHEREAS, Section 447, par. a of Republic Act No. 7160 otherwise known as the Local Government Unit 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;

HON. KIEVEN E. CANTOS

HON. GERMAN S. ACOSTA

HON. EDWIN C. ACERON

HON. DENNES M. FANER

HON. RAMON G. MAGBANUA

HON. ENRILO C. VILLAS

HON. TULAY M. CARING

HON. JESS V. SAPUNGAN

HON. ENRICO C. VILLAS

HON. EDEZER F. ACERON

HON. ELPIDIO N. CONTRERAS, JR.

HON. KIM JONH ELCO E. CANTOS

PERNITA L. PAZ

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“WHEREAS, Section 3 of the same law mentioned above, subject to the provisions of Book II 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 to promote the general welfare of the inhabitants of the municipality and pursuant to this legislative authority shall:

- i. [v] Any law to the contrary notwithstanding, authorize and license the establishment, operation and maintenance of cockpits, and regulate cockfighting and commercial breeding of game cocks. Provided, that existing rights should be 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 cockfighting activities at Byass Road/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 cockfighting activities as provided for and prescribed under existing laws, it appears that Mr. Anthony M. Enriquez, a Filipino citizen and a resident of Bulalacao, Oriental, Mindoro has substantially complied the requirements provided for;

“WHEREAS, this Sanggunian deems it proper and necessary to enact this ordinance in order to ensure the orderly and lawful conduct of cockfighting within the Municipality of Bulalacao, Oriental Mindoro;

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 cockfighting activities within the Municipality of Bulalacao, Oriental Mindoro, Mr. Anthony M. Enriquez, a Filipino citizen and a resident of Barangay Campaasan, this Municipality is hereby granted a franchise to establish, operate and maintain cockfighting activity {he is herein referred to as the Grantee} in the Bulalacao Cockpit Arena situated in Barangay Poblacion, this Municipality.

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 five (5) years from January 1, 2022 up to December 31, 2026.

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 to all existing laws, ordinances, rules and regulations similarly imposed to all impliedly necessary for the protection of the welfare and safety of all persons going or transacting in the said cockpit arena.

SECTION 4. Prohibition on Sale, Lease, Usufruct and Transfer of Franchise. The 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 hereunder 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. Observance of Health Protocols. In view of Covid 19 pandemic, the following protocols should be observed:

- a. Only vaccinated individual shall be allowed to enter in the cockpit arena;
- b. Wearing of facemask is a must;
- c. Social distancing should be observed at all times within the cockpit arena; and,
- d. All other orders or issuances or protocols that will be issued by the National or Municipal Inter Agency Task Force should be complied.

PERUFA L. PAZ

HON. KEYVINE C. CARTOS
TULAY M. CARING

HON. GERMAL S. ACOSTA
HON. RIM JOHN ELDON E. CANTOS

HON. EDUAR F. ACERON
HON. ENRICO C. VILLAS

HON. DENNIS M. PANER
HON. EDWIN C. ACERON

HON. DEXTER R. GONZALES
HON. ELLIOT M. CONTRERAS, JR.

HON. RICHARD M. MAGBANUA
HON. ERNLY C. VILLAS

SECTION 6. Mandatory Payment of Taxes and Fees Provisions. The Grantee shall be liable to pay to the Municipal Treasury Office all taxes and other fees prescribed by Municipal Ordinance No. 18-02-196 and Municipal Ordinance No. 14-12-143. 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 7. Revocatory Clause. This Franchise including the complementing 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 franchise previously granted by the Municipality are hereby revoked/rescinded accordingly.

SECTION 8. EFFECTIVITY. This ordinance shall take effect after ten {10} days of posting in at least three {3} conspicuous places in the Municipality.

ENACTED this 3rd day of January 2022, Barangay Balatasan, Bulalacao, Oriental Mindoro.

Hon. DEXTER P. GONZALES
Sangguniang Bayan Member

Hon. DENNES M. FANER
Sangguniang Bayan Member

Hon. EDEZER F. ACERON
Sangguniang Bayan Member

Hon. GERMAN S. ACOSTA
Sangguniang Bayan Member

Hon. KIEVEN E. CANTOS
Sangguniang Bayan Member

Hon. ELPIDIO N. CONTRERAS, JR.
Sangguniang Bayan Member

Hon. EDWIN C. ACERON
Sangguniang Bayan Member

Hon. TULAY M. CARING
IPM-Representative

Hon. ENRICO C. VILLAS
Pangulo, Liga ng mga Barangay

Hon. KIM JOHN ELCO E. CANTOS
SK Federation President

CERTIFIED TRUE AND CORRECT:

PERLITA L. PAZ
Secretary to the Sangunian

ATTESTED:

Hon. RAMON G. MAGBANUA
Municipal Vice Mayor/Presiding Officer

APPROVED:

Hon. ERNILLO C. VILLAS
Municipal Mayor

Date Signed: Feb. 3, 2022