



**Republic of the Philippines a
Province of Iloilo
MUNICIPALITY OF OTON
OFFICE OF THE SANGGUNIANG BAYAN**

EXCERPTS from the Minutes of the Sangguniang Bayan of Oton, Iloilo during its Regular Session held at the Municipal Session Hall of Oton, Iloilo last **July 26, 2006** at 2:30 in the afternoon.

<p>PRESENT:</p> <p>Hon. Vicente B. Flores, Jr. Hon. Jafet P. Salinas Hon. Jose Neil P. Olivares Hon. Eusebio G. Villavicencio, Jr. Hon. Felimon Gregorio M. Calvo Hon. Virginia F. Olivares Hon. Francisca C. Erpeleta Hon. Pablo S. Guevara, Jr. Hon. Simplicio R. Carraon, Jr. Hon. Edgar N. Javellana</p> <p>ON OFFICIAL BUSINESS: None.</p> <p>ABSENT:</p>	<p>Hon. Jafet P. Salinas Hon. Jose Neil P. Olivares Hon. Eusebio G. Villavicencio, Jr. Hon. Felimon Gregorio M. Calvo Hon. Virginia F. Olivares Hon. Francisca C. Erpeleta Hon. Pablo S. Guevara, Jr. Hon. Simplicio R. Carraon, Jr. Hon. Edgar N. Javellana</p> <p>Hon. Lee C. Allison</p>	<p>Vice Mayor (Presiding Officer) SB Member SB Member (Asst. Floor Leader) SB Member SB Member (Floor Leader) SB Member SB Member SB Member SB Member SB Member (ABC Representative)</p> <p>SB Member (SK Representative)</p>
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ORDINANCE NO. 2006 – 158

**AN ORDINANCE REGULATING THE SELLING OF FISHES AT
THE OTON PUBLIC MARKET AND 'TALIPAPA' IN THE
MUNICIPALITY OF OTON**

AS PROPOSED by Hon. Jafet P. Salinas, **ON MOTION** of the Committee on Agriculture and Aquatic Resources, namely, Hon. Eusebio G. Villavicencio, Jr., Hon. Pablo S. Guevara, Jr. and Hon. Edgar N. Javellana and duly seconded by Hon. Virginia F. Olivares

BE IT ORDAINED by the Sangguniang Bayan of Oton, Iloilo, an Ordinance, to wit:

SECTION 1. INTRODUCTION. The Local Government Code provides that each local government unit shall exercise the powers necessary, appropriate, or incidental for its efficient and effective governance, and those for which are essential for the promotion of general welfare, health and safety and to preserve the comfort and convenience of its inhabitants.

SECTION 2. DEFINITION OF TERMS.

- a. **Fish** – includes fish, shellfish, crustaceans, marine animals, mollusks, sea turtles, cetaceans, and other marine wildlife excluding fishes or marine life that have been declared endangered by the concerned agencies.
- b. **Market** - refers to Oton Public Market.
- c. **Talipapa** – refers to small – sized market located in the barangays.
- d. **Vendor** – refers to person or agency that sells.
- e. **Stale Fish / lub-ok** – species not supposed to be eaten; it has high histamine content that causes allergies, dizziness, indigestion, etc.

SECTION 3. REGULATED ACTS. All fish vendors selling fish at the market and talipapa must label in Hiligaynon or local name the fishes they are selling. It must be written in one fourth (1/4) size of paper or cartolina or other medium or materials suitable for wet areas.

SECTION 4. PROHIBITED ACTS.

- a. Use of chemicals for preservation which is proven to be detrimental for human health.
- b. Selling of fishes temporarily banned for a certain season as determined by the Municipal Agricultural and Cooperative Office (MACO).
- c. Selling fishes discovered to be stale or "lub ok".

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SECTION 5. PENALTIES.

- a. vendors violating the provisions under section 3 shall be meted a fine, to wit:
 - 1. One Hundred Pesos (P100.00) for first offense
 - 2. Two Hundred Pesos (P200.00) for the second offense
 - 3. Three Hundred Pesos (P300.00) for the third offense.
- b. for violating the provisions under Section 4, the fishes will be confiscated and a fine of Five Hundred Pesos (P500.00) or an imprisonment of not less than One (1) day and not more that Ten (10) days or both fine and imprisonment upon the discretion of the court.

SECTION 6. COMPROMISE AGREEMENT. Should the violator of this Ordinance opt for a compromise agreement, he shall sign the form for such agreement admitting therein the commission of the violation, pay the Compromise Agreement Fee in the amount of P _____ and waive his right for a due process in a court of competent jurisdiction.

SECTION 7 DUTIES AND RESPONSIBILITIES. The Municipal Administrator, Market Inspector, Municipal Agriculture and Cooperative Office, the Municipal Health Office and the Oton Fish vendors Association shall implement this ordinance. The MACO shall designate fish inspectors and the Oton PNP will assist the inspectors in cases of confiscation and other violations of this ordinance.

SECTION 8. SEPARABILITY CLAUSE. If any provision of this Ordinance is held invalid, the other provisions not affected thereby shall continue in operation.

SECTION 9. REPEALING CLAUSE. All municipal ordinances or parts of any municipal ordinance inconsistent with provisions of this Ordinance are hereby repealed or modified accordingly.

SECTION 10. EFFECTIVITY CLAUSE. This Ordinance shall take effect after 3 weeks following the completion of its posting in at least 2 conspicuous places in the municipality and publication in the newsletter / journal of the Municipality of Oton.

SECTION 11. COPIES. This Ordinance shall be furnished to the Office of the Mayor; MTC; Oton – PNP; GSO; MPDC; Fish Vendors Association and the Sangguniang Panlalawigan of Iloilo for information and guidance.

UNANIMOUSLY APPROVED.

I HEREBY CERTIFY to the correctness of the foregoing **Ordinance**.

Attested: 
VICENTE B. FLORES, JR.
Vice Mayor

Approved: 
ATTY. CARINA V. FLORES
Municipal Mayor

Concurred: 
NICOLAS C. DAMASCO
Secretary to the Sanggunian

FELIMON GREGORIO M. CALVO
Floor Leader

Date Approved: SEP 05 2009

Date Posted: _____ /jod/