



Republic of the Philippines
Province of Isabela
MUNICIPALITY OF PALANAN

OFFICE OF THE SANGGUNIANG BAYAN

Literal copy of **Municipal Ordinance No. 2021 – 074** approved by the Sangguniang Bayan of Palanan, Isabela in its **Regular Session** on **January 21, 2021** held at the Legislative Session Hall, this Municipality.

Sponsored by: HON. MICHAEL JOHN D. BERNARDO, Sangguniang Bayan Member

MUNICIPAL ORDINANCE NO. 2021-074

AN ORDINANCE REGULATING THE ESTABLISHMENT AND OPERATION OF COCKPITS AND COCKFIGHTS CONDUCTED IN THIS MUNICIPALITY AND PRESCRIBING PENALTIES THEREFOR

Be it Ordained by the Sangguniang Bayan of Palanan, Isabela in session assembled that:

SECTION 01. REGULATED ACTS. No person shall establish, operate or maintain any cockpit in the municipality and no person shall officiate or take part in any kind of duly authorized cockfights being conducted therein either as “promoter”, “pit manager”, “gaffers”, “referee”, “bet manager” or “bettaker” without first securing a license therefore from the Mayor. (Note: for legal basis Sec. 447, 3-v and Sec. 448, s-v of RA 7160).

SECTION 02. DEFINITION OF TERMS. As used in this Ordinance, the term:

Cockpit – refers to a place, structure or area for the cockfighting game, strongly built and spacious enough to accommodate appropriate number of spectator who watched the game.

Cockfighting –refers to the commonly known game or term “ Cockfighting Derby”, “Pintakasi”, or “ Concerti” or its equivalent term in different Philippine localities.

Cockfight – refers to the actual fight or physical combat of two (2) fitted or evenly matched gamecocks, with bets on either side are laid.

Promoter – refers to a person licensed as such, who is engaged in the convening, meeting, holding and celebration of specially programmed and arranged cockfighting like local and international derbies or competitions, special mains or matched sets or encounters, *pintakasi*, and ordinary cockfights inside a duly licensed cockpit.

Pit Manager - refers to a person who professionally, regularly and habitually manages a cockpit and cockfights therein. He may or may not be the owner of the cockpit himself.

Gaffer – (*Mananari*) refers to a person who is knowledgeable in the technique of arming fighting cocks with gaff or gaffs on either or both legs of the cocks.

Referee - (*Sentenciador*) refers to a person who watches and oversees the progress of the cockfight and decides its result by announcing the winner or declaring a draw or no contest game.

Bet Manager – (*Kasador*) refers to a person who calls and takes care of bets from owner of both gamecocks and those of other bettors before he orders commencement of the cockfight and thereafter distribute winning bets after deducting a certain commission.

Bettaker – (*Kristo*) refers to a person who participates in cockfights with the use of money or other bet takers and wins and loses his bets depending upon the result of the cockfight announced by the referee or “sentenciador”.

Handler – (*Soltador*) refers to a person who personally takes physical custody and control inside the arena of a pitted gamecock and who actually releases the same for actual fight and combat in cockfight.

RA 7160
PD 449
PD 1802

EARL JOHN ANGELO S. BERNARDO
SB MEMBER

MICHAEL JOHN D. BERNARDO
SB MEMBER

ROBERT B. NERI
SB MEMBER

PACITA MONA Q. ATANACIO
SB MEMBER

RONNE A. ATIENZA
SB MEMBER

ANGELINA A. BERNARDO
LNB PRESIDENT

JUSTIN KERRIS S. BERNARDO
SK FEDERATION PRESIDENT

GEORGE D. CAULIAN
SB MEMBER

CRISELDA S. DELA PENA
SB MEMBER

THEO ANGELO A. GARCIA
SB MEMBER

SECTION 03. RULES AND REGULATIONS.

No operator of a cockpit shall employ or allow to participate in a cockfight any gaffer, referee,bettaker, promoter, bet manager, or pit manager who has not secured a Mayor's permit.

No person shall bet in a duly authorized cockfights without the corresponding money at his disposal and no person below eighteen (18) years of age shall be allowed to participate in the betting therein.

No person shall talk to, interfere with, or in any way obstruct the act of the handler (*soltador*) while the latter is releasing his fighting cock; neither shall any person talk to, interfere with, or in any hamper the referee while the latter is overseeing the cockfight in progress, especially when he is in the act of rendering, or about to render, his decision in consummated cockfighting match.

No person shall be allowed to stay inside the ring during any cockfight, except the duly licensed referee or "sentenciador", the cock handlers or "soltadores"; and the police officer assigned to maintain peace and order therein.

No intoxicating liquor or wines of any kind shall be sold within the premises of any cockpit; neither shall any firearm or any kind of deadly weapon shall be carried within the premises thereof, except by police officers assigned to maintain peace and order therein.

COCKFIGHTING DAYS

Cockfighting shall take place only in a duly licensed cockpit during Sundays and duly proclaimed legal holidays except on Holy Thursday, Good Friday, election or referendum day and during registration days for such election or referendum.

During the celebration of the town fiesta or during agricultural, commercial or industrial fair, carnival exposition it shall be held for a period not exceeding three (3) days upon authorization of the Sanggunian thru a resolution adopted for that purpose. Special cockfighting such as "derby", "pintakasi" or "concierto" granted by the Sanggunian during these occasions shall be subject to the payment of the fees prescribed in existing tax ordinances of this municipality.

LOCATION - The site of the proposed cockpit shall be located outside the town proper (poblacion area) and shall be subject to the following requirements:

- 1) No cockpit shall be constructed, established or permitted to operate within a radius of 200 lineal meters:
 - from any educational, religious or public institutions such as, school, colleges, universities, hospital or clinics, churches or chapels, or government offices.
 - From any existing real estate subdivision, cluster of residential dwelling units with at least five (5) houses.
- 2) The lot on which a cockpit is proposes to be constructed shall have a minimum distance of two hundred (200) lineal meters away from any national, provincial or municipal road and fifty (50) meters for a barangay road;
- 3) The lot on which the cockpit is to be constructed shall have sufficient space for parking of motor vehicles including motorized tricycles.

SECTION 04. GENERAL GUIDELINES IN THE ESTABLISHMENT OF COCKPITS. Only one cockpit shall be allowed in this municipality until such time that its population exceeded one hundred thousand (100,000).

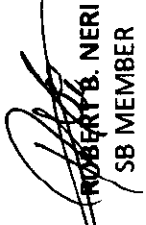
The minimum setback of the building from property lot lines shall be in accordance with the provisions of the National Building Code.

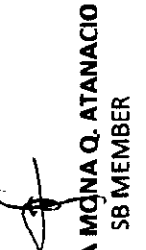
An easement or right-of-way prescribed by the Forestry Code and Water Code must be maintained, if a cockpit is traversed by a water course, drainage way, channel or stream.

Parallel plant strips or green way shall be provided.


EARL JOHN ANFELE S. BERNARDO
SB MEMBER


MICHAEL JOHN D. BERNARDO
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SB MEMBER


ROMINA A. ATIENZA
SB MEMBER

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LNB PRESIDENT

JUSTIN KENNETH S. BERNARDO
SK FEDERATION PRESIDENT

GLORIA D. CAJULAN
SB MEMBER

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THEO ANGELO A. GARCIA
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MUNICIPAL ORDINANCE NO. 2021-074: AN ORDINANCE REGULATING THE ESTABLISHMENT AND OPERATION OF COCKPITS AND COCKFIGHTS CONDUCTED IN THIS MUNICIPALITY AND PRESCRIBING PENALTIES THEREFOR

A planting screen of buffer three (3) to five (5) meters wide along the perimeter of the site shall be provided to protect adjacent land uses from nuisance.

Parking space shall be one (1) slot per fifty (50) square meters of gross floor area.

The arena shall be at least seventy (70) to one hundred (100) square meters, either circular or square. (Excerpts from the guidelines issued by the HLURB).

SECTION 05. PENALTY. Any violation of the provisions of this Ordinance shall punished by a fine of Two Thousand Five Hundred Pesos (P2,500.00) or imprisonment of more than six (6) months, or both fine and imprisonment, at the discretion of the Court.

SECTION 06. APPLICABILITY CLAUSE. The provision of PD 449, otherwise known as the Cockfighting Law of 1974, PD 1802 (Creating the Philippine Gamefowl Commission), and such other pertinent laws shall apply to all matters regarding the operation of cockpits and the holding of cockfights in this Municipality.

SECTION 07. SEPARABILITY CLAUSE. If any section or provision of this Ordinance is declared unconstitutional or invalid by a competent court, other sections or provisions not affected hereof shall continue to be in full force and effect.

SECTION 08. REPEALING CLAUSE. All ordinances, resolutions, rules and regulations, which are inconsistent with or contrary to the provisions of this Ordinance are hereby repealed or modified accordingly.

SECTION 09. EFFECTIVITY. This Ordinance shall take effect upon approval and after fifteen (15) days posting and publication.


I HEREBY CERTIFY that the foregoing ordinance was duly enacted by the Sangguniang Bayan of Palanan, Isabela during its Regular Session on January 25, 2021.



NELIA ALAMO-PLATA
Secretary to the Sanggunian


ATTESTED AND CERTIFIED
TO BE DULY ADOPTED:

APPROVED:

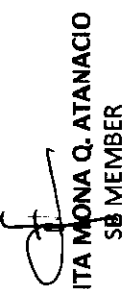

JIMMY B. GONZALES
Presiding Officer & Municipal Vice Mayor


ELIZABETH B. OCHOA
Municipal Mayor
Date: 2-9-2021


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