



OFFICE OF THE SANGGUNIAN BAYAN

Office of the Vice Mayor/Sangguniang Bayan, 2nd Flr., Municipal Bldg., Madrid Blvd., Zone III, Pinamalayan, Oriental Mindoro
Email Address: vsangguniangbay@pinamalayan.gov.ph Tel. Nos. (043) 736-1432

MUNICIPAL ORDINANCE NO. 01-2025

Sponsored by:
Hon. Jeoffrey Paul; A. Umbao

AN ORDINANCE GRANTING THREE (3) YEAR FRANCHISE TO PINAMALAYAN COCKPIT ARENA CO. TO OPERATE AND MAINTAIN A COCKPIT IN THE MUNICIPALITY OF PINAMALAYAN, ORIENTAL MINDORO.

WHEREAS, Section 9. (2) of Municipal Ordinance No. 01-2020 provides that, every application for the renewal of a franchise shall be submitted to the Sangguniang Bayan no later than January 20 of every year. It shall be accompanied with the following documents:

- Official receipts showing payment of municipal taxes, fees and other levies as prescribed by Revenue Code of Pinamalayan and other ordinances;
- Certification by the Municipal Engineer that the building housing the cockpit is free from any material, structural or other defects, or fire hazards and that the building is fit for cockfighting purposes;
- Barangay Business Clearance from the Punong Barangay where the cockpit is situated;
- Health Certificate issued by the Municipal Health Office in the preceding year

WHEREAS, Presidential Decree No. 449 otherwise known as the Cockfighting Law of 1974, governs the establishment, operation, maintenance and ownership of cockpits, before such power was devolved to the local government thru the Local Government Code of 1991

WHEREAS, Pinamalayan Cockpit Arena Co. located at Barangay Papandayan, through Mr. Richard V. Inciong, Ms. Nilaima T. Inciong and Mr. Noli L. Mascariñas filed an application on December 9, 2024 for its renewal of franchise to operate;

WHEREAS, thorough review of the following documents showed that the PCA has fully complied with the documentary requirements prescribed under Municipal Ordinance No. 01-2020.

NOW THEREFORE, be it enacted by the Sangguniang Bayan of Pinamalayan in Session assembled that:

SECTION I. TITLE – This Ordinance shall be known and cited as the “**Grant of Three (3) Year Franchise to Pinamalayan Cockpit Arena Co. to operate and maintain a cockpit arena in the Municipality of Pinamalayan, Oriental Mindoro**”.

SECTION II. DECLARATION OF POLICY - It is a declared policy of the state that every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom as well as powers necessary, appropriate or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare which include the preservation and enrichment of culture as provided in RA 7160, otherwise known as Local Government Code of 1991. Section 447 of the Local Government Code of 1991 delegates the power to the Sangguniang Bayan, as legislative body of the municipality to enact ordinances, approve resolutions and appropriate funds for the general welfare of the municipality and its inhabitants, authorize and license the establishment, operation, and maintenance of cockpits, and regulate cockfighting and commercial breeding of gamecocks.

SECTION III. NATURE, SCOPE, GRANT OF FRANCHISE – A grant of Franchise is granted to Pinamalayan Cockpit Arena Co. to operate and maintain a cockpit arena in the municipality of Pinamalayan, Oriental Mindoro. Unless sooner revoked or cancelled for reasonable and valid grounds, the franchise shall be valid for a period of **THREE (3) years** on commencing from **March 22, 2025 to March 21, 2028**.



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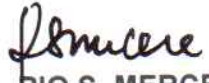
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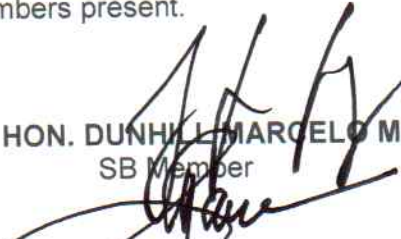
SECTION IV. ADMINISTRATIVE PROVISION - The provision of this Ordinance shall include:

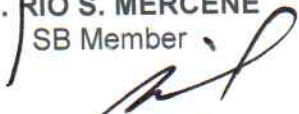
1. The grantee of franchise shall likewise apply and secure the required business permit and clearances with payment of corresponding fees and charges.
2. The Franchise is non-transferable in character and the grantee shall not sell, assign, lease, grant the usufruct of, or transfer the franchise including the rights and privileges acquired thereunder to any person, firm or other entities, nor merge with any corporation or individual without prior notice and approval of the Sangguniang Bayan.
3. The grantee shall strictly observe the provisions of the existing Municipal Ordinance No. 01-2020, national laws and all pertinent issuances governing the conduct of any cockfighting activities.
4. The Grantee shall be liable to pay all taxes and other fees prescribed in the existing applicable municipal ordinances.
5. The grantee is likewise encouraged to uphold its corporate social responsibility in the community.
6. The subject franchise including business permit to operate shall be automatically revoked or cancelled upon showing of any non-compliance and/or violation of the provisions of the existing Ordinance and other pertinent laws and issuances

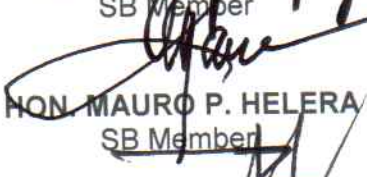
SECTION V. EFFECTIVITY – This Ordinance shall take effect upon approval.

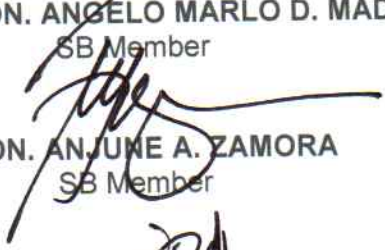
ENACTED UNANIMOUSLY this 13th day of January 2025 on motion of Hon. Jeoffrey Paul A. Umbao seconded by all Sangguniang Bayan Members present.

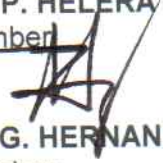

HON. RIO S. MERCENE
SB Member


HON. DUNHILL MARCELO M. DELMO V
SB Member

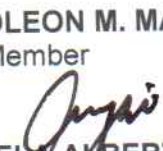

HON. ANGELO MARLO D. MADRID
SB Member


HON. MAURO P. HELERA
SB Member

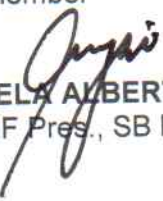

HON. ANJUNE A. ZAMORA
SB Member


HON. EDWIN G. HERNANDEZ
SB Member


HON. JEOFFREY PAUL A. UMBAO
SB Member


HON. NAPOLEON M. MANGARING
SB Member


HON. RAUL M. MICIANO
ABC President, SB Member

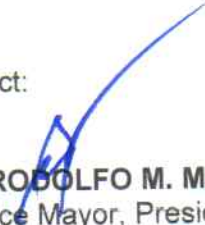

HON. DANIELA ALBERT H. MAGSINO
SKMF Pres., SB Member


HON. YULE Y. KASAFULO
IPM Representative, SB Member

Attested:


ATTY. MIRASOL J. SANTOS
Secretary to the Sangguniang Bayan

Certified Correct:


HON. RODOLFO M. MAGSINO
Mun. Vice Mayor, Presiding Officer

Approved:

HON. ARISTEO APASAN BALDOS, JR.
Municipal Mayor