



REPUBLIC OF THE PHILIPPINES
PROVINCE OF ORIENTAL MINDORO
MUNICIPALITY OF PINAMALAYAN

OFFICE OF THE SANGGUNIANG BAYAN

RESOLUTION NO. 021-2003

RESOLUTION ENACTING AN ORDINANCE, AMENDING ORDINANCE NO. 10-81 OF THE SANGGUNIANG BAYAN OF PINAMALAYAN, ORIENTAL MINDORO.

WHEREAS, Ordinance No. 10-81 provides for penalizing unauthorized opening and unauthorized closing of checkgates or turnouts of the Irrigation Canals of the Pula River Irrigation System, the planting of Bananas and other plants, including vegetables, along the canals and construction of Footbridges across the canal;

WHEREAS, Ordinance No. 10-81 is ought to be amended now since some of its provisions are no longer adaptable and/or applicable to the current situation of an irrigation system because of the existence of new laws, rules and regulations and due to the condition of our environment which is constantly changing;

WHEREAS, the amendments to be effected hereon are not only meant to safeguard the interest of the irrigation system but also intended for the welfare of the irrigation users and to the ultimate beneficiary, the people;

NOW THEREFORE:

On motion of Councilor Quintin S. Maramot, Jr. duly seconded by all-

RESOLVED as it is HEREBY RESOLVED to enact an ordinance amending Ordinance No. 10-81.

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ORDINANCE NO. 03-2003

AN ORDINANCE AMENDING ORDINANCE NO. 10-81 OF THE SANGGUNIANG BAYAN OF PINAMALAYAN, ORIENTAL MINDORO.

BE IT ENACTED by the Sangguniang Bayan of Pinamalayan, Oriental Mindoro, that:

SECTION 1. This Ordinance shall be known as the "New Ordinance that Provides Rules & Regulations in the Operation and Maintenance of the Pula River Irrigation System";

SECTION 2. It shall be unlawful for any person to open or close any checkgates or turnouts of the irrigation canals of the Pula River Irrigation System (PRIS) without the knowledge and consent of the Administration of the PRIS or its authorized representatives; Provided, that any person or group of persons who commit such act or acts and directly benefits or benefit from the effects of obstruction, closure or opening of the herein referred irrigation facilities shall be considered as principal, if such obstruction, closure or opening remain unabated and unreported by said persons to the authorities of the System;

SECTION 3. All illegal constructions of turnouts are prohibited specially if it hampers the normal flow of water and all existing illegally constructed turnouts must be demolished within thirty (30) days upon effectivity of this ordinance;

SECTION 4. The removal of farm ditches without any clearance from National Irrigation Administration (NIA) is prohibited;

SECTION 5. Wallowing of animals in and pasturing the same along the canal, right-of-way dike of Pula River Irrigation System are hereby prohibited. It also declared unlawful to plant bananas and other trees including vegetable plants along the canal right-of-way;

SECTION 6. The throwing of garbage, kitchen waste and dead animals to the canals are prohibited;

SECTION 7. The construction of foot bridges across the canal is also prohibited; Provided that, such construction shall be allowed if written permit is secured from the System;

SECTION 8. Since this Ordinance is evidently applicable in rural areas where most violators reside, the members of the Barangay Council, Barangay Police, Officers and Members of Farmers Association, are hereby deputized or delegated for the effective and efficient implementation and information dissemination of the provisions of this Ordinance;

Handwritten signatures and notes on the left margin, including 'Agas' and 'Maramot'.

Handwritten signature at the bottom center.

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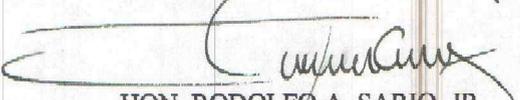
Page two (2) of Res. No. 021-2003/Ordinance No. 03-2003:

SECTION 9. PENALTY: Any person violating any of the provisions hereof, shall, upon conviction, be punished by imprisonment of not less than one (1) month but not more than three (3) months; by a fine of not less than Five Hundred (P500,00) pesos but not more than Two Thousand (P2,000.00) pesos on both upon discretion of the Court;

SECTION 10. REPEALING CLAUSE: All ordinances, rules & regulations, or part thereof, whose provisions of this ordinance are hereby repealed, amended or modified accordingly.

SECTION 11. EFFECTIVITY. This Ordinance shall take effect upon its approval.

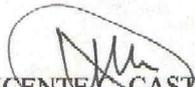
Approved this 28th day of March 2003.

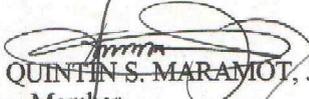

HON. RODOLFO A. SARIO, JR.
Member

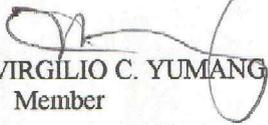

HON. CORAZON F. AGARAP
Member

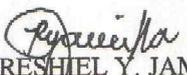

HON. MARCELITO N. MAPACPAC
Member


HON. ARNEL G. ABRENICA
Member

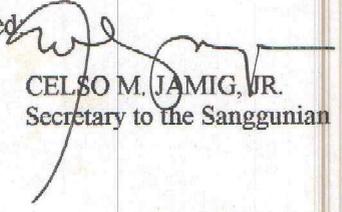

HON. N. VICENTE C. CASTILLO
Member


HON. QUINTIN S. MARAMOT, JR.
Member


HON. VIRGILIO C. YUMANG
Member


HON. RESHJEL Y. JAMILLA
SKMF President, Member

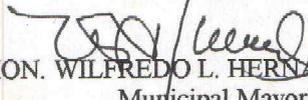
Attested


CELSO M. JAMIG, JR.
Secretary to the Sanggunian

Certified Correct:


HON. ROBERTO A. MORENTE
Vice Mayor, Presiding Officer

Approved:


HON. WILFREDO L. HERNANDEZ, SR.
Municipal Mayor