



Republic of the Philippines  
**QUEZON CITY COUNCIL**

Quezon City  
22<sup>nd</sup> City Council

PO22CC-363

6<sup>th</sup> Special Session

ORDINANCE NO. SP- **3291** , S-2024

**AN ORDINANCE PROVIDING TEMPORARY AMNESTY FROM THE PROHIBITIONS IN CITY ORDINANCE NO. SP-2990 SERIES OF 2020 FOR SMALL-SCALE AND MEDIUM-SCALE PIGGERIES WITHIN THE TERRITORIAL JURISDICTION OF QUEZON CITY AND PROVIDING FOR THE COMPENSATION OF CONFISCATED PIGS THEREFROM**

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*Introduced by Councilors DOROTHY A. DELARMENTE, M.D., VICTOR "Vic" BERNARDO and EMMANUEL BANJO A. PILAR*

*Co-Introduced by Councilors Bernard R. Herrera, Joseph P. Juico, Nikki V. Crisologo, Charm M. Ferrer, Fernando Miguel "Mikey" F. Belmonte, Candy A. Medina, Aly Medalla, Dave C. Valmocina, Tatay Rannie Z. Ludovica, Godofredo T. Liban II, Kate Galang-Coseteng, Don S. De Leon, Wencerom Benedict C. Lagumbay, Atty. Anton L. Reyes, Edgar "Egay" G. Yap, Imee A. Rillo, Raquel S. Malañgen, Irene R. Belmonte, Nanette Castelo-Daza, Marra C. Suntay, Joseph Joe Visaya, Alfred Vargas, MPA, Ram V. Medalla, Shaira "Shay" L. Liban, Aiko S. Melendez, Mutya Castelo, Maria Eleanor "Doc Ellie" R. Juan, O.D., Kristine Alexia R. Matias, Eric Z. Medina, Emmanuel Banjo A. Pilar, Victor "Vic" Bernardo, Jose Maria M. Rodriguez and Jhon Angelli "Sami" C. Neri*

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*WHEREAS, the General Welfare Clause of Republic Act No. 7160, otherwise known as the Local Government Code of 1991 provides to ensure and support, among others, the promotion of health and safety, and the enhancement of the right of the people to a balanced and healthful ecology;*

*WHEREAS, Presidential Decree No. 856, otherwise known as the "Code on Sanitation of the Philippines," mandates the promotion and preservation of the health of the people and the improvement of health standards of individuals and communities throughout the Philippines;*

*WHEREAS, the Housing and Land Use Regulatory Board (HLURB) Resolution No. R-674, S-2000 or the "Implementing Rules and Regulations to Govern the Processing of Applications for Locational Clearance of Poultry and Piggery as Amended," expressly states that medium and large-scale poultry/piggery projects shall not be allowed in urban areas;*

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WHEREAS, Quezon City is a highly urbanized city with no rural area or any land classification that allows backyard piggeries within its jurisdiction;

WHEREAS, backyard piggeries and poultry farms tend to pollute the various tributaries of Quezon City because such businesses often allow animal wastes to flow into the City's water systems. Further, the same tend to become public nuisances through the offensive odors and pest infestations they cause;

WHEREAS, City Ordinance No. SP-2990, S-2020, otherwise known as "An Ordinance Prohibiting Piggeries and Poultry Farms in Quezon City," prohibits the establishment, operation, maintenance, and expansion of piggery farms, poultry farms, or raising of pigs or poultry for the purposes of food within the territorial jurisdiction of Quezon City;

WHEREAS, Section 4 of City Ordinance No. SP-2990, S-2020 imposes penalties of fine or imprisonment or both to any person found to be guilty of violating the said prohibition;

WHEREAS, there are reports of the African Swine Fever (ASF) outbreak in the Country, and the City received official information that numerous hogs which were intercepted tested positive for ASF prior to entry into the City;

WHEREAS, for humanitarian reasons and in consideration of the plight of impoverished City residents who are engaged in small and medium-scale piggery farming in Quezon City as their sole source of living, a temporary amnesty from the prohibition under City Ordinance No. SP-2990, S-2020 is integral to balance the varying needs and interests of the City and its residents.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN SPECIAL SESSION ASSEMBLED:

SECTION 1. TITLE. – This Ordinance shall be known as the "Temporary Amnesty from the Prohibitions in City Ordinance No. SP-2990, Series of 2020 for Small Scale and Medium Scale Piggeries in the City."

SECTION 2. DECLARATION OF POLICY. – It is the policy of the Quezon City Government to ensure the protection of the environment and public health and to shield and safeguard the general welfare of the people against the spread of diseases in Quezon City, including ASF infecting farm-raised and wild pigs.

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**SECTION 3. COVERAGE.** – This Ordinance shall cover small and medium-scale piggeries operating within the territorial jurisdiction of Quezon City.

**SECTION 4. DEFINITION OF TERMS.** – For the purposes of this Ordinance, the following definitions shall apply:

- a.) *African swine fever (ASF)* – according to the World Organization for Animal Health, refers to a highly contagious viral disease of domestic and wild pigs, whose mortality rate can reach up to 100%. African swine fever virus (ASFV) is a DNA virus in the Asfarviridae Family, genus Asfivirus. ASF is the sole member of its Family.
- b.) *Applicable Laws* – refer to all applicable laws, rules, and regulations relating to the treatment of ASF cases, including but not limited to Department of Agriculture Administrative Order No. 22 S-2020.
- c.) *Small-Scale Piggery* – refers to an agricultural enterprise involved in raising pigs for commercial purposes, operating on a scale that does not exceed 1 sow and 10 heads or less (HLURB Resolution No. R-674, S-2020)
- d.) *Medium-Scale Piggery* – refers to an agricultural enterprise involved in raising pigs for commercial purposes, operating on a scale that does not exceed 2 sows and 11 to 20 heads (HLURB Resolution No. R-674, S-2020).

**SECTION 5. AMNESTY PERIOD.** – The Amnesty Period shall commence immediately upon the effectivity of this Ordinance and shall end 2 weeks from the effectivity of this Ordinance unless otherwise extended. For that purpose, the City Mayor is hereby authorized, as circumstances may warrant, to extend the Amnesty Period granted under this Ordinance. However, no such extension shall extend beyond September 30, 2024.

**SECTION 6. APPLICATION PROCEDURE.** –

- a.) *Small-scale and medium-scale piggery owners and operators seeking amnesty under this Ordinance shall immediately inform the Quezon City Government, through the City Veterinary Department (CVD), of their application to avail of the subject amnesty and provide relevant information which shall include, among others, the:*
  - i. *Full name of the piggery farm owner or operator;*
  - ii. *Complete address of the piggery farm;*
  - iii. *Number of pigs in the piggery farm; and*
  - iv. *Commitment to comply with the provisions of this Ordinance.*

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- b.) *The CVD shall immediately review applications and inspect the premises of the piggery farm, which may be done in coordination with the Department of Agriculture (DA). The CVD shall likewise conduct confirmatory tests on the pigs to detect the presence of ASF. Pigs and the piggery farm tested and found positive for ASF shall be dealt with following the procedures provided under Applicable Laws.*
- c.) *The Barangay which has jurisdiction over the piggery farm of the owner or operator applying for amnesty under this Ordinance shall monitor the piggery farm tested by the CVD until the release of the test results thereof. Further, the Barangay shall provide assistance to the CVD and DA as may be necessary for the implementation of this Ordinance.*

**SECTION 7. EFFECT OF AMNESTY. –**

- a.) *Temporary Suspension of Penalty: All fines or penalties related to non-compliance with City Ordinance No. SP-2990, S-2020, specific to small and medium-scale piggery operations shall be temporarily suspended during the Amnesty Period. Regardless of the amnesty, the Quezon City Government shall take custody of the pigs for appropriate action such as but not limited to their turnover to the DA for proper disposition or disposal.*
- b.) *Compensation for Healthy Pigs: For humanitarian considerations and subject to the availability of funds during the Amnesty Period, in the event that all the pigs of the piggery operator tested for swine flu under this Ordinance are found negative for ASF, and there are no ASF-infected pigs within zones which may be determined under Applicable Laws, the owner shall be entitled to compensation equal to 15% below the prevailing market rate for the pick-up price of live pigs per kilogram, as may be reported by the DA or any other reputable party. The compensation stated herein shall only apply to pigs over 25 kilograms, and in no case shall the compensation exceed Php10,000.00 per pig.*

*Further, the maximum number of pigs to be compensated shall not exceed 20 heads per owner or operator.*

- c.) *Slaughter of ASF Infected Pigs: In the event that any of the pigs of the piggery farm operator tested and is found positive for ASF, the pigs shall be promptly dealt with in accordance with the applicable laws to prevent the further spread of the ASF infection. Further, the owner of the affected piggery/pigs shall not be entitled to any compensation.*

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- d.) *Closure of Piggery Farm: In relation to the immediately preceding paragraph (c), the piggery farm shall likewise be immediately confined, shut down for cleaning and disinfection purposes, and fully closed.*

**SECTION 8. PROHIBITION. –**

- a.) *Misdeclaration: It is prohibited for any piggery owner or operator to misdeclare the number of pigs on their premises.*
- b.) *Restriction on Movement: Following the testing of pigs for ASF, the owner or operator of the piggery is prohibited from transporting or moving any pigs from or to their premises from the time the owner or operator applied for amnesty under this Ordinance up to the turnover of the pigs' custody to Quezon City Government for appropriate action.*
- c.) *Tampering: Tampering with any marks, tags, stamps, and the like, which the CVD or the DA has placed over pigs undergoing or have undergone confirmatory tests, regardless of results, is prohibited.*

**SECTION 9. PENALTIES. –** Any person found in violation of this Ordinance shall not be entitled to the amnesty provided herein and shall be subject to the penalties provided under City Ordinance No. SP-2990, S-2020.

*In addition, upon the expiration of the Amnesty Period provided under Section 5 of this Ordinance, any person who shall be found guilty of violating the prohibition under City Ordinance No. SP-2990, S-2020, shall be liable for the penalties provided therein.*

**SECTION 10. FUNDING AND APPROPRIATION. –** The funds for the implementation of this Ordinance shall be taken from the available funds of the Office of the City Mayor.

**SECTION 11. AUTHORIZATION FOR THE HONORABLE MAYOR. –** The Honorable Mayor, Ma. Josefina G. Belmonte, is hereby authorized to enter into agreements with third parties, including but not limited to the DA, for the proper disposal, sale, donation, or otherwise disposition of the pigs or piggeries subject of this Ordinance.

**SECTION 12. SEPARABILITY CLAUSE. –** If, for any reason, a part of this Ordinance is declared illegal or invalid, the other parts or provisions hereof which are not affected thereby shall remain valid and in full force and effect.

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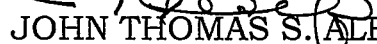
*SECTION 13. REPEALING CLAUSE. – All previous ordinances, issuances, rules, and regulations, or parts thereof which are inconsistent with any provision of this Ordinance are hereby repealed or modified accordingly.*

*SECTION 14. EFFECTIVITY CLAUSE. – This Ordinance shall take effect immediately the day after its posting on the bulletin board at the entrance of the Quezon City Hall and 2 other conspicuous places in the City and shall remain in force and effect as provided under Section 5 of this Ordinance. Afterwhich, it shall automatically expire by operation of law unless otherwise extended through a subsequent ordinance.*

ENACTED: August 22, 2024.

  
GIAN G. SOTTO  
City Vice Mayor  
Presiding Officer

ATTESTED:


  
ATTY. JOHN THOMAS S. ALFEROS, III  
City Government Department Head III  
(City Council Secretary)

APPROVED: AUG 29 2024

  
MA. JOSEFINA G. BELMONTE  
City Mayor

CERTIFICATION

*This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on August 22, 2024 under Suspended Rules and was PASSED on Third/Final Reading on the same date.*

  
ATTY. JOHN THOMAS S. ALFEROS, III  
City Government Department Head III  
(City Council Secretary)