



Republic of the Philippines
PROVINCE OF ZAMBOANGA DEL SUR
Municipality of Dumingag
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Office of the SB Secretary

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF DUMINGAG, ZAMBOANGA DEL SUR, HELD AT THE MUNICIPAL SESSION HALL ON APRIL 18, 1996.

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PRESENT:

Hon. Edgardo G. Janero,
Hon. Nacianceno M. Pacalioga, Jr.,
Hon. Zacarias P. Tangalin,
Hon. Felipe Q. Robles,
Hon. Eddie Bueno,
Hon. Edman Ambil,
Hon. Wellie M. Geographia,
Hon. Inocencio T. Faunillan,
Hon. Allan Anggacs,
Hon. Jenelyn L. Yu,

Vice Mayor, Presiding
Sangguniang Bayan Member

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ABSENT:

Hon. Jovencio H. Bono,

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ORDINANCE NO. 15, S. 1996

AN ORDINANCE REGULATING THE OPERATION OF TRAVELLING RICE MILL AND PRESCRIBING ENVIRONMENTAL COMPLIANCE THEREOF. AUTHOR: KAGAWAD JUN PACALIOGA - CO-AUTHOR: KAGAWAD EDDIE BUENO AND KAGAWAD EDMAN AMBIL.

Be it ordained by the Sangguniang Bayan of Dumingag, Zamboanga del Sur in session assembled:

Section I - TITLE - This Ordinance shall be called "AN ORDINANCE REGULATING THE OPERATION OF TRAVELLING RICE MILL AND PRESCRIBING ENVIRONMENTAL COMPLIANCE THEREOF."

Section II - DECLARATION OF POLICY - Pursuant to Rule XVII, Art. 100 of the Local Government Code of 1991, the Sangguniang Bayan, as a legislative body of the municipality, has the powers to regulate business activities, ensure the efficient and effective delivery of basic services to the people and the power to enact measures protecting our environment.

It is a policy of the State provided in the Constitution that no legislation shall be enacted prohibiting any person, groups, entrepreneurs, corporation to engage in any legitimate business activities. This is the guiding legislative principle embodied in this ordinance.

Section III - DEFINITION OF TERMS - For purposes of this ordinance, the following terms are defined as follows:

- A. TRAVELLING RICE MILL - a rice mill set on a wheeled assembly and purposely designed for ease and convenience of customers.
- B. MILLING STATION - designated place/s in each barangay to have a fixed area for travelling rice mill.
- C. NOISE POLLUTION - excessive noise in the environment typically from machines and industries or additional sound to the environment beyond natural resources (measured in intensity, duration, and frequency).
- D. AIR POLLUTION - the destruction of the freshness of the natural air rendered by the excessive smoke from machine factories, burning of toxic materials, smoking and others and may consequently destroy the ozone layer.

Section 4 - ENVIRONMENTAL MEASURES - For purposes of maintaining ecological balance, the owners or operators of the travelling rice mill are mandated to comply the following measures :

1. Provide a portable container for waste rice shields good for one day of operation.
2. Milling near government or religious institutions or public places that can cause discomfort and excessive noise to the people and to the environment are strictly prohibited.
3. Observe traffic maintenance in daily operations. Generally passable roads and highways or any public passage that uses people, buses, trucks, jeepneys and etc., to go to and fro are prohibited for milling operations.
4. Establish milling station in every barangay and a scheduled route system. However, usual procedures that customers are providing a space/s /place near their houses or their backyard for milling is practically permitted, provided that it can't violate any prior provisions or sections of this ordinance.

Section V - ENVIRONMENTAL COMPLIANCE CERTIFICATE -(ECC) - The ECC is one of the requirements that shall be complied by the owner/s or operator/s of the travelling rice mill. Prior to the issuance of the Mayor's Permit, the ECC must be secured first from the Mayor through the recommendation of the Environment and Natural Resources Officer (ENRO) of the municipality who is designated by the Mayor and by paying to the Municipal Treasurer the amount of TWO HUNDRED PESOS (P200.00) after he has all complied with all the requirements.

Section VI - TRANSPORT PERMIT - No travelling rice mills are permitted to travel within the municipality without paying a transport permit in the amount of TWO HUNDRED PESOS (P200.00) to the Municipal Treasurer.

Section VII - ADMINISTRATIVE SUPERVISION - The Municipal Treasurer through the instruction of the Mayor, and in coordination with the designated ENRO of this municipality will monitor the implementation of this ordinance.

Section VIII - REPEALING CLAUSE - All resolutions, ordinances, or laws of local effect inconsistent with this ordinance are hereby modified, superseded or repealed accordingly.

Section IX - SEPARABILITY CLAUSE - Any section or provision of this ordinance which may be declared unlawful or unconstitutional shall not affect the other sections or provisions thereof.

Section X - EFFECTIVITY - This ordinance shall be enforceable upon approval by the Sangguniang Panlalawigan and after 15 days of the publication in our municipal bulletin board.

ENACTED 14th REGULAR SESSION, April 18, 1996.

ATTESTED:

A. T. BULLICORN
SB Secretary

APPROVED: June 15, 1996

DOMICIANO T. REAL
Municipal Mayor

CERTIFIED CORRECT:

EDGARDO G. JARICO
Providing Officer