



PROVINCE OF CAGAYAN
MUNICIPALITY OF STO. NINO

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT THE MINUTES OF THE 35TH REGULAR SESSION OF THE HONORABLE SANGGUNIANG BAYAN OF THE MUNICIPALITY OF STO. NINO, PROVINCE OF CAGAYAN HELD AT THE SANGGUNIANG BAYAN SESSION HALL ON MAY 15, 2023.

PRESENT:

Hon. Andrew Vincent R. Pagurayan,	Municipal Vice- Mayor/ Presiding Officer
Hon. Marites E. Cuntapay,	SB Member,
Hon. Andres M. Daquioag Jr.,	SB Member,
Hon. Elmer M. Tejada,	SB Member,
Hon. Ismael M. Macasaddu,	SB Member,
Hon. Edgar T. Tulali,	SB Member,
Hon. Detilinda C. Carag,	SB Member.
Hon. Erwin R. Oli,	Ex-Officio SB Member.

ABSENT:

Hon. Eden M. Aguinaldo,	SB Member,
Hon. Romeo A. Uy,	SB Member,
Hon. Michael Angelo G. Veraque,	Ex-Officio SB Member.

MUNICIPAL ORDINANCE NO. 03

Series 2023

“AN ORDINANCE GRANTING FRANCHISE TO MR. CHRIST VINCENT R. PAGURAYAN TO OPERATE AND MAINTAIN A COCKPIT ARENA IN THE MUNICIPALITY OF STO. NINO, CAGAYAN.”

Be it enacted by the Sangguniang Bayan in session duly assembled that:

WHEREAS, the Sangguniang Bayan as a legislative body, by express provision of law is empowered and authorized to license and grant franchise for the establishment, operation and maintenance of cockpits, regulate cockfighting activities and breeding of fighting cocks within its territorial jurisdiction, provided that existing rights should not be prejudiced;

WHEREAS, Mr. Christ Vincent R. Pagurayan, in his individual capacity has filed his application to be granted a franchise to operate a cockpit arena in the municipality;

WHEREAS, upon consideration of the guidelines in the grant of franchise to operate cockpit as provided for and prescribed under the Local Government Code of 1991 and Presidential Decree No. 449 otherwise known as the Cockfighting Law of 1974 and Municipal Ordinance No. 02, Series 2019 entitled *An Ordinance Prescribing The Guidelines For Operation And Grant Of Authority And License To Operate At a Cockpit Arena And Other Regulation Relative Thereto* and existing national laws appears that Mr. Christ Vincent R. Pagurayan, a Filipino citizen and resident of Centro Sur, Sto. Nino, Cagayan had substantially complied said requirements;

NOW, THEREFORE, BE IT ORDAINED THAT:

SECTION 1. Nature, Scope, Grant of Franchise. – Subject to the provisions of applicable laws, rules and regulations, a franchise to operate and maintain a cockpit within the Municipality of Sto. Nino, Cagayan is hereby granted to Mr. Christ Vincent R. Pagurayan, a Filipino citizen and resident of Centro Sur, Sto. Nino, Cagayan (herein referred to as the Grantee). As such, he is authorized to establish and operate one (1) cockpit arena specifically located at Sidiran, Sto. Nino, Cagayan.

SECTION 2. Declaration of Franchise. – Unless sooner revoked or cancelled, this franchise shall be valid for a period of THREE(3) years with the option on the part of the Grantee to renew the same and subject to the approval of the Sangguniang Bayan.

SECTION 3. Authority of the Office of the Mayor. - The Grantee shall apply and secure the required business permit to operate from the Office of the Mayor and the latter shall have authority to require compliance of all existing laws, ordinances, rules and regulations similarly imposed to all business establishments, and impose conditions thereto as are expressly or impliedly necessary for the protection of the welfare and safety of all persons going or transacting in said cockpit.

SECTION 4. Prohibition on Sale, Lease, Usufruct and Transfer of Franchise. - This franchise is non-transferable in character. As such, the Grantee shall not sell, assign, lease, grant the usufruct of, or transfer this franchise including any rights and privileges acquired thereunder to any person, natural or juridical, firm or other entities, nor merge with any corporation or individual without the prior notice and approval of the Sangguniang Bayan;

SECTION 5. Mandatory Payment of Taxes and Fees Provision. - The Grantee shall be liable to pay all taxes and other fees prescribed by the Municipal Revenue Code of the Municipality of Sto. Nino, Cagayan to the Office of the Municipal Treasurer. Said assessments shall be without prejudice to the subsequent impositions as may be adopted or hereafter may be required by law or ordinance. Failure on the part of the grantee to promptly and regularly comply with said tax obligations shall be a ground for the revocation or cancellation of this franchise.

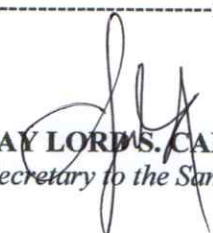
SECTION 7. Revocatory Clause. - This franchise including the complimenting business permit to operate shall be automatically revoked or canceled upon showing of any non-compliance of the conditions set forth therein, and for any violation of the provisions of PD 449 and other pertinent ordinances, rules and regulations.

SECTION 8. Effectivity. - This ordinance shall take effect immediately upon its approval.


On motion of Sangguniang Bayan Member Detilinda Carag, duly seconded, Ordinance No. 03, Series 2023 is **HEREBY APPROVED.**

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I HEREBY CERTIFY to the correctness of the foregoing ordinance.


JAY LORIS CARODAN
Secretary to the Sanggunian

ATTESTED BY:


ANDREW VINCENT R. PAGURAYAN
Municipal Vice Mayor/ Presiding Officer

APPROVED BY:


ATTY. VICENTE G. PAGURAYAN
Municipal Mayor