



**EXCERPT FROM THE MINUTES OF THE 77<sup>th</sup> REGULAR SESSION OF THE 13<sup>TH</sup> SANGGUNIANG BAYAN OF THE MUNICIPALITY OF BINGAWAN, PROVINCE OF ILOILO, HELD AT THE SANGGUNIANG BAYAN SESSION HALL ON DECEMBER 20, 2017.**

Present:

Hon. Matt P. Palabrica, Ph.D.	Vice Mayor/Presiding Officer
Hon. Jose C. Rabago, Jr.	SB Member
Hon. Ted Peter P. Plagata	SB Member
Hon. Lorens M. Belloga	SB Member
Hon. Nemesio A. Cachite	SB Member
Hon. Jofe C. Celeste	SB Member
Hon. Eduardo A. Dalipe	SB Member
Hon. Leovy C. Simora	SB Member/Floor Leader
Hon. Perceval T. Girao	Ex-officio SB Member/Liga President

On Leave:

Hon. Joy L. Quimba	SB Member
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Absent:

None

**MUNICIPAL ORDINANCE NO. 248**  
**(Series of 2017)**

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 Authored by: Vice Mayor Matt P. Palabrica, Ph.D.

Sponsored by: SB Member Joy L. Quimba  
 and the

Committee on Ways and Means and the Committee on Environmental Protection and  
 Natural Resources  
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**AN ORDINANCE REGULATING THE TRANSPORT OF BAMBOO POLES AND SLATS IN THE MUNICIPALITY OF BINGAWAN, PROVINCE OF ILOILO.**

**Section 1. Title.** This Ordinance shall be known as “An Ordinance Regulating the Transport of Bamboo Poles and Slats in the Municipality of Bingawan, Province of Iloilo”.

**Section 2. Rationale.** Demand for bamboo in the Philippines is steadily increasing and is a potential source of income for agroforestry farmers. It is the tallest perennial grass that belongs to the Graminae family. Due to its long cylindrical woody stem strength and ease of workability, bamboo is a versatile material for a variety of economic uses: handicraft and furniture; farm implements; fishpen, fish cages and other fishing gears; musical instruments; pulp and paper; and, house construction. Aside from these, young shoots of some species are edible.

Farm to market roads (FMRs) improve the mobility of people, goods, and services. They provide access to employment opportunities and basic social services such as schools and health centers. FMRs are the foundation of modern agriculture that provide market access to farmers, which can then motivate the latter to plant more, ultimately increasing their production and income. FMRs serve as catalysts in improving economy.



However, unregulated transport of bamboo poles and slats in massive numbers damaged these FMRs, thus, the formulation of this Ordinance.

**Section 3. Coverage.** This Ordinance covers within the territorial jurisdiction of the Municipality of Bingawan and shall be enforceable to all persons who take advantage in the transportation of bamboo poles and slats within the public and privately owned lands.

**Section 4. Definition of Terms.** For the purpose of this Ordinance, the following terms shall mean:

**Bamboo** – any of the woody or treelike tropical and semitropical grasses of the genera Bambusa, Phyllostachys, Dendrocalamus, and allied genera, having woody, usually hollow stems with stalked blades and flowering only after years of growth. The stem of such a plant, used as a building material and for making furniture, poles, etc.

**Bamboo Poles** – are hollow, long straight pieces of bamboo usually with a round cross-section with a length of more or less than four meters (4 m).

**Bamboo Slats** – are long, thin, flat pieces of bamboo parts spliced from the bamboo poles with a length of more or less than four meters (4 m).

**Mode of Conveyance** – any animal drawn or motor vehicle not exceeding 10.0 gross tonnages used in transporting bamboos poles and slats.

**Operator** – includes the owner, manager, administrator, or any other person/s that operates, owns or is responsible for the transport of bamboo pole and slats.

**Section 5. Transport Permit Fees.** There shall be One Hundred Pesos (PhP100.00) municipal transport permit fee per mode of conveyance to be paid by the operator to the Office of the Municipal Treasurer before the bamboo poles and slats are transported.

**Section 6. Guidelines.** In order to protect the farm to market roads, the following guidelines shall be followed:

- a) The Punong Barangay and the Barangay Council where the source of bamboos come from must have the authority and discretion to hold/control and to limit the number in transporting the bamboo poles and slats based on weather and road conditions of their barangay;
- b) Operators are advised not to transport the bamboo poles/slats during heavy rains or immediately after heavy rains;
- c) Payment of municipal transport fee shall only be accepted upon issuance of Barangay Clearance from the barangay of origin of bamboo poles and slats;
- d) The Chief of Police of the Bingawan Municipal Police Station, Municipal Environment and Natural Officer and other proper authorities shall be informed before the transport of bamboo poles and slats; and



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**MUNICIPALITY OF BINGAWAN**  
 Office of the Sangguniang Bayan



- e) The Municipal Mayor and the Chief of Police of the Bingawan Municipal Station shall provide necessary assistance to the barangay in the implementation of this Ordinance.

**Section 7. Penalty.** Any violation of the provisions of this Ordinance shall be punished by a fine of not exceeding Two Thousand Five Hundred Pesos (PhP2,500.00) or imprisonment of not exceeding six (6) months or both, at the discretion of the Court.

**Section 8. Administrative Provision.** The Municipal Mayor shall issue such other rules and regulations for the smooth implementation of this Ordinance.

**Section 9. Separability Clause.** If for any reason, any provision, section or part of this Ordinance is declared not valid by a Court of competent jurisdiction or suspended or revoked by the Sangguniang Panlalawigan, such judgment shall not affected or impair the remaining provisions, section, or parts thereof which shall remain or continue to be in full force and effect.

**Section 10. Applicability Clause.** All other matters relating to the impositions in this Ordinance shall be governed by pertinent provision of existing laws and other ordinances.

**Section 11. Repealing Clause.** All ordinances, rules and regulations, or parts thereof, in conflict with, or inconsistent with any provisions of this Code, are hereby repealed, amended or modified accordingly.

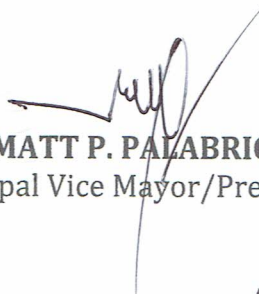
**Section 12. Effectivity.** This ordinance shall take effect on the day following its posting in the bulletin board at the entrance of the Municipal Hall and in at least two (2) other conspicuous places in the municipality for a minimum period of three (3) consecutive weeks and after publication in a newspaper of general circulation in the Province of Iloilo.

**ENACTED**, this 20<sup>th</sup> of December 2017.


**CERTIFIED CORRECT:**

  
**JULIO C. CASTIGADOR**  
 SB Secretary

**ATTESTED:**

  
**MATT P. PALABRICA, Ph.D.**  
 Municipal Vice Mayor/Presiding Officer

**APPROVED:**

  
**MARK P. PALABRICA**  
 Municipal Mayor

Signed on: 27 DEC 2017