

**MUNICIPAL ORDINANCE NO. 10-72-10**  
**AN ORDINANCE FOR THE ECOLOGICAL SOLID WASTE MANAGEMENT**  
**PROGRAM OF BAYOG, ZAMBOANGA DEL SUR AND PROVIDING FINES AND**  
**PENALTIES FOR VIOLATING ANY OF THE PROVISIONS THEREOF.**

**ARTICLE I**

*Section 1.* BE IT ORDAINED, BY THE SANGGUNIANG BAYAN OF BAYOG, ZAMBOANGA DEL SUR ON ITS 123<sup>RD</sup> REGULAR SESSION ON FEBRUARY 8, 2010 AT 9:00 AM, THAT:

**ARTICLE II**

*Section 2. Scope and Coverage-* This Ordinance shall apply to all households, commercial establishment, such as hotels, resorts, recreational center, restaurants, cinema houses, public markets, department stores, groceries, sari-sari stores, stalls, shops, vendors, parlors, disco houses and dancing halls, and other commercial establishments in general, institutions like hospitals, clinics, funeral parlors, schools, churches, public and private offices, industrial establishments like slaughterhouses, piggeries, transportation facilities such as buses, Jeepneys, taxis, motorcycles-for-hire, single-motors-for-hire, hauler trucks, and all agri-industrial businesses within the territorial jurisdiction of the Municipality of Bayog, Zamboanga del Sur

**ARTICLE III**

*Section 3. Definition of Terms.* - For the purpose of this Ordinance:

- 1) "*Local Government*" shall refer to the Municipal Government of Bayog.
- 2) "*Buy-back center*" shall refer to a recycling center that purchases or otherwise accepts recyclable materials from the public for the purpose of recycling such materials.
- 3) "*Collection*" shall refer to the act of removing solid waste from the source or from a communal storage point.
- 4) "*Composting*" shall refer to the controlled decomposition of organic matter by microorganisms, mainly bacteria and fungi, into a humus-like product.
- 5) "*Controlled dump*" shall refer to a disposal site at which solid waste is deposited in accordance with the minimum prescribed standards of site operation.
- 6) "*Disposal*" shall refer to the discharge, deposit, dumping, spilling, leaking or placing of any solid waste into or in any land.
- 7) "*Disposal site*" shall refer to a site where solid waste is finally discharged and deposited.
- 8) "*Ecological solid waste management*" shall refer to the systematic administration of activities, which provide for segregation at source, segregated transportation, storage, transfer, processing, treatment, and disposal of solid waste and all other waste management activities, which do not harm the environment.
- 9) "*Generation*" shall refer to the act or process of producing solid waste.
- 10) "*Generator*" shall refer to a person, natural or juridical, who last uses a material and makes it available for disposal or recycling.

- 11) *"Hazardous waste"* shall refer to solid waste or combination of solid waste which because of its quantity, concentration, or physical, chemical or infectious characteristics may: cause, or significantly contribute to an increase in mortality or an increase in serious irreversible, or incapacitating reversible, illness; or pose a substantial present or potential hazard to human health or the environment when not properly treated, stored, transported, or disposed of, or otherwise managed.
- 12) *"Materials Recovery Facility" "MRF"* shall include solid waste transfer station or sorting station, drop-off center, a composting facility, and a recycling facility.
- 13) *"Municipal Wastes"* shall refer to wastes produced from activities within local government units, which include a combination of domestic, commercial, institutional and industrial wastes and street litters.
- 14) *"Open burning"* shall refer to the thermal destruction of wastes by means of direct exposure to fire.
- 15) *"Open dump"* shall refer to a disposal area wherein the solid wastes are indiscriminately thrown or disposed of without due planning and consideration for environmental and health hazards.
- 16) *"Person(s)"* shall refer to any being, natural or juridical, susceptible of rights and obligations, or of being the subject of legal relations.
- 17) *"Receptacles"* shall refer to individual containers used for the source separation and the collection of recyclable materials.
- 18) *"Recovered material"* shall refer to material and by-products that have been recovered or diverted from solid waste for the purpose of being collected, processed and used as a raw material in the manufacture of a recycled product.
- 19) *"Recyclable material"* shall refer to any waste material retrieved from the waste stream and free from contamination that can still be converted into suitable beneficial use or for other purposes, including, newspaper, ferrous scrap metal, non-ferrous scrap metal, used oil, corrugated cardboard, aluminum, glass, office paper, tin cans, plastics and other materials.
- 20) *"Recycled material"* shall refer to post-consumer material that has been recycled and returned to the economy.
- 21) *"Recycling"* shall refer to the treating of used or waste materials through a process of making them suitable for beneficial use and for other purposes, and includes any process by which solid waste materials are transformed into new products in such a manner that the original products may lose their identity, and which may be used as raw materials for the production of other goods or services.
- 22) *"Resource conservation"* shall refer to the reduction of the amount of solid waste that are generated or the reduction of overall resource consumption, and utilization of recovered resources.
- 23) *"Resource recovery"* shall refer to the collection, extraction or recovery of recyclable materials from the waste stream for the purpose of recycling, generating energy or producing a product suitable for beneficial use.
- 24) *"Re-use"* shall refer to the process of recovering materials intended for the same or different purpose without the alteration of physical and chemical characteristics.



- 25) *"Sanitary landfill"* shall refer to a waste disposal site designed, constructed, operated and maintained in a manner that exerts engineering control over significant potential environmental impacts arising from the development and operation of the facility.
- 26) *"Segregation"* shall refer to sorting and segregation of different materials found in solid waste in order to promote recycling and re-use of resources and to reduce the volume of waste for collection and disposal.
- 27) *"Segregation at source"* shall refer to a solid waste management practice of separating, at the point of origin, different materials found in solid waste in order to promote recycling and re-use of resources and to reduce the volume of waste for collection and disposal.
- 28) *"Solid waste"* shall refer to all discarded household, commercial waste, non-hazardous institutional, ports/harbor and industrial waste, street sweepings, construction debris, agricultural waste, and other non-hazardous/non-toxic solid waste.
- 29) *"Solid waste management"* shall refer to any resource recovery system or component thereof; any system, program or facility for resource conservation; any facility for the collection, source separation, storage, transportation, transfer, processing, treatment, or disposal of solid waste.
- 30) *"Source reduction"* shall refer to the reduction of solid waste before it enters the solid waste stream by methods such as product design, materials substitution, materials re-use and packaging restrictions.
- 31) *"Source separation"* shall refer to the sorting of solid waste into some or all of its component parts at the point of generation.
- 32) *"Special wastes"* shall refer to household hazardous wastes such as paints, thinners, household batteries, lead-acid batteries, spray canisters and the like. These include wastes from residential and commercial sources that comprise of bulky wastes, consumer electronic, and white goods, yard wastes that are collected separately, batteries, oil and tires. These wastes are usually handled separately from other residential and commercial wastes.
- 33) *"Storage"* shall refer to the interim containment of solid waste after generation and prior to collection for ultimate recovery or disposal.
- 34) *"Waste diversion"* shall refer to activities, which reduce or eliminate the amount of solid wastes from waste disposal facilities.
- 35) *"White goods"* shall refer to large worn-out or broken household, commercial, and industrial appliances such as stoves, refrigerators, dishwashers, and clothes washers and dryers collected separately. White goods are usually dismantled for the recovery of specific material (e.g. copper, aluminum, etc.)
- 36) *"Yard waste"* shall refer to wood, small or chipped branches, leaves, grass clippings, garden debris, and vegetable residue that are recognizable as part of a plant or vegetable and other materials.
- 37) *"Citation Ticket"* as constructed in this ordinance a citation ticket is a document printed as tickets in triplicate copies citing the violation committed and the corresponding amount of penalty.
- 38) **"GARBAGE FEE"** shall refer to the fees collected from individual household in return of the services rendered in the gathering, collecting hauling and or transporting solid waste materials and garbage residues to the disposal site or to the MRF.

39) "ENVIRONMENTAL FEE" shall refer to the fees collected from commercial, industrial, institutional, sari-sari stores, stall within the public market including mining plant and processing establishments in the gathering, collecting, hauling and or transporting solid waste materials and garbage residue to the MRF or in dumping site.

#### ARTICLE IV.

*Section 4. The Municipal Solid Waste Management Board, its Composition and Responsibilities.*

1. Mayor as Chairman

Members:

1. Vice Mayor
2. SB Member as Chairman of the Committee on Environment and Natural Resources
3. SB Member as Chairman of the Committee on Health
4. SB Member as Chairman of the Committee on Tourism
5. President of the Association of Barangay Councils
6. President of the Municipal Sangguniang Kabataan Federation
7. Punong Barangay of Poblacion
8. Punong Barangay of Kahayagan
9. MLGOO of DILG
10. Municipal Engineer
11. Municipal Health Officer
12. Municipal Economic Enterprise Officer
13. Municipal Planning and Development Coordinator
14. Municipal Treasurer
15. Three (3) members of NGO
16. Representative of the DENR in the municipality

*Section 4.1 Duties and Responsibilities.* - The Municipal Solid Waste Management Board shall perform the following duties and responsibilities:

- a) develop a Municipal Solid Waste Management Plan that shall ensure the integration of various solid waste management plans and strategies for the entire municipality after it shall conduct consultation with the various sectors of the community;
- b) adopt measures to promote and ensure the viability and effective implementation of solid waste management programs;
- c) monitor the implementation of the Municipal Solid Waste Management Plan through its various political subdivisions and in cooperation with the private sector and NGOs;
- d) adopt specific revenue-generating measures to promote the viability of its Solid Waste Management Plan;
- e) convene regular meetings for purposes of planning and coordinating the implementation of the solid waste management plan of the municipality;
- f) review every two (2) years or as the need arises the Municipal Solid Waste management Plan for purposes of ensuring sustainability, viability, effectiveness and relevance;
- g) develop specific mechanics and guidelines for the implementation of the Municipal Solid Waste Management Plan;
- h) recommend to appropriate local government authorities specific measures or proposal for franchise or build-operate-transfer agreements with duly recognized institutions pursuant to R.A. 6957, to provide either exclusive or non-exclusive authority for the collection, transfer, storage, processing, recycling or disposal of municipal solid wastes;
- i) provide necessary logistical and operational support;



- j) recommend measures and safeguards against pollution and for the preservation of the natural ecosystems; and
- k) coordinate all efforts in the implementation of the municipal solid waste management plan.

#### ARTICLE V

##### *Section 5. The Ecological Solid Waste Management Office.*

**Section 5.1** There shall be a permanent organization structure for Ecological Solid Waste Management (ESWM) through various local offices and line agencies which will be directly integrated and involved in the implementation of Solid Waste Management Program;

**Section 5.2** Assign lead agency/office to manage the overall ESWM program implementation through the issuance of an executive order by the LCE;

**Section 5.3** Forge Memorandum of Agreement with accredited NGO's and PO's within the municipality and other line agencies to establish a coordinated effort for the implementation of ESWM;

**Section 5.4** Organize Barangay Solid Waste Management Board in twenty eight (28) barangays;

**Section 5.5** The Barangay shall Deploy garbage aides in every barangay.

#### ARTICLE VI

**Section 6. Responsibility of the Residents, Households and the Local Government Unit -** Owners and occupants of households, lessors, lessees, operators or administrators of commercial and industrial establishments, government and non-government institutions shall be responsible for the cleanliness of their surroundings approximately from 3-5 meter radius from their owned or occupied properties.

#### ARTICLE VII

##### **MANNER OF STORAGE, COLLECTION AND TRANSPORTATION**

**Section 7. Segregation at Source must be properly observed.** Solid wastes shall be classified as: Compostable materials, recyclable materials, non-recyclable materials and special wastes. Waste containers must be properly labeled. Non-segregated wastes shall not be collected and the household-owners and entities of the un-segregated wastes shall be subject to penalty as prescribed under the penalty provisions of this ordinance. Only dry and segregated wastes shall be collected/ and shall be properly disposed of. No scavenging or unauthorized collection in designated segregation containers or areas shall be allowed. Collection or pick-up points and transportation schedule shall be decided by the Ecological Solid Waste Management Board and must be widely disseminated.

##### **Section 7.1 Residential Areas**

- a. Residents must segregate their generated solid waste by providing separate receptacles for every kind of recyclables waste like: paper, plastics, bottles. Cans must be clean and dry it should also be clean and bottoms are holed to prevent water accumulation;
- b. Solid Wastes shall be brought out of the household vicinity only during the scheduled time and day of collection;

- c. Every household, school, day care center, and church shall provide a compost pit for disposal of kitchen wastes, animal waste, and yard waste. If a compost pit is not available, the household shall provide a covered container, collection of which will be done once a week after paying a garbage collection fee as provided in this ordinance.
- d. Public thoroughfares and grounds in front or in the vicinity of the household shall be kept clean and tidy at all times.
- e. The use of non-biodegradable disposable materials (e.g. plastic-based wrappers, Styrofoam) must be minimized.
- f. Any toxic and hazardous waste must be stored and sealed in properly marked container/ bag before it shall be collected and disposed accordingly.
- g. It shall be the responsibility of the individual household to dispose all recyclables either through the recyclable buyer, or to be voluntarily brought to the Materials Recovery Facility (MRF) for disposal to buyers, proceeds shall accrue to the Municipal/Barangay/Purok and/or to the operator of the Materials Recovery Facility, as the case maybe, which fund shall be used in the operation and maintenance of the MRF and all Solid Waste Management Programs.

#### Section 7.2 Commercial Establishments, Sari-Sari Stores and Public Market

- a. Owners and/ or lessees of all commercial establishments, sari-sari stores and stall shall provide separate storage receptacles for segregated wastes and shall be kept in the premises of the establishment until the scheduled collection time and day;
- b. The use of biodegradable wrappers or bags (paper based) must be encourage and maximized;
- c. The lobby and immediate grounds of the establishment must be clean and orderly at all times;
- d. It shall be the responsibility of the owner/occupant to dispose all recyclables either through the recyclable buyer, or to be voluntarily brought to the Materials Recovery Facility (MRF) for disposal to buyers, proceeds shall accrue to the Municipal/barangay/Purok and/ or to the operator of the Materials Recovery Facility, as the case maybe, which funds shall be used in the operation and maintenance of the MRF and all Solid Waste Management Programs.

#### Section 7.3 Institutions

- a. No transport companies or individual entrepreneur shall be allowed to transfer or transport toxic wastes like plastic materials and chemicals. Unless authorized and accredited by the Fertilizers and Pesticide Authority (FPA), and other agencies tasked for its regulation;
- b. Hospital, pharmaceutical and funeral wastes must be properly handled and sealed, before it shall be transported and disposed during the scheduled time and day of collection, provided, further that the containment and handling is in accordance to the guidelines set by the Hospital Waste Management and P.D. 856 otherwise known as the Sanitation Code of the Philippines.

#### SECTION 7.4 INDUSTRIAL ESTABLISHMENTS.

- a. No wastes from the establishments shall be dumped in the controlled dump site maintained by the Municipality of Bayog or in any area within the jurisdiction of the municipality other than their own respective accredited dumpsite;

#### Section 7.5 Parks, Public Open Spaces, Thoroughfares and Transport Vehicles.

Where garbage receptacles are provided, it is the responsibility of the barangay to collect all solid wastes and transport it to the Materials Recovery Facility (MRF) for final segregation and disposal.



**ARTICLE VIII  
DISPOSAL OF GARBAGE AND WASTES**

Section 8. Disposal of Garbage and Wastes shall strictly be done by bringing the segregated and non-biodegradable wastes at the drop-off and Buyback Center.

Section 8.1 From the household or store it shall be brought to the Material Recovery Facility which shall serve as the buyback center.

**ARTICLE IX  
MATERIAL RECOVERY FACILITY (MRF), COMPOSTING AND CONTROLLED DUMPING**

**Section 9.1 Operations of a Material Recovery Facility**

Section 9.1.1 There shall be Material Recovery Facility in every barangay/purok, school and church which shall be designed to receive, sort, process and store compostable and recyclable material efficiently and in an environmentally sound manner. There shall also be ample area for composting of biodegradable wastes:

Section 9.1.2 The Barangays shall be responsible for the collection, segregation, recycling of biodegradable, recyclable, compostable and reusable wastes. MRF's will be established in every barangay or purok or by a cluster of households depending on its viability and applicability;

Section 9.1.3. The facility shall be established in a barangay-owned, a private land or any suitable open space to be determined by the barangay through its Sanggunian. For this purpose, the barangay or purok shall allocate a certain parcel of land for the MRF;

Section 9.1.4 The MRF shall receive biodegradable wastes fro composting, and clean and dry non-biodegradable wastes for final segregation, re-use and recycling;

Section 9.1.5 Residual wastes shall be provided with appropriate containers/bags for disposal to the controlled dumpsite.

Section 9.2.1 Composting facilities shall conform to the following setting, design and operating standards and criteria:

9.2.1a The facility shall not be sited in areas subject to frequent flooding, unless engineering controls are provided in the design to prevent inundation of the facility;

9.2.1b. Leachate and drainage controls must also be provided

9.2.1c Provisions for vector, odor, litter and dust controls shall be included

9.2.1d Records keeping shall be maintained at all times in accordance with section 2(b) of Rule XIV of IRR, RA. 9003;

9.2.1e Residues shall be managed as solid waste and shall be disposed of as such;

Section 9.2.2 Individual household backyard composting shall be exempted from the provision of this Section.

Section 9.3 The Controlled Dumpsite. There shall be controlled dumpsite to be operated by the Municipal Government.

Section 9.3.1 The controlled dumping area shall have fence, a buffer zone, drainage system and a Materials Recovery Facility;

Section 9.3.2 There shall also have considerable area for composting of biodegradable.

Section 9.3.3 A septic tank shall be constructed within the controlled dumping site to receive special waste which are classified as hazardous, toxic and infectious:

Section 9.3.4 Residual wastes shall also be accepted for dumping in the controlled dump site.

#### ARTICLE X. COLLECTION FEE

Section 10. Garbage Fees- there shall be fee for the collection of garbage in the following manner:

Section 10.1 A payment of P20.00 per month or P240.00 per annum shall be charged to individual household as environmental fee which shall be issued by appropriate and official receipts to accrue to the Municipal Government.

Section 10.2 An Environmental fees from commercial, industrial, institutional, sari-sari stores, and stalls within the public market shall be charged at 30.00 pesos per month.

#### ARTICLE XI PENAL PROVISIONS

Section 11. Prohibited Acts. The following are prohibited:

Section 11.1a Littering, throwing, dumping of wastes matters in public places such as roads, sidewalks, canals, esteros or parks, and establishments, or causing or permitting the same:

Section 11.1b Undertaking activities or operating, collecting or transporting toxic materials in violation of sanitation operation and other requirements or permits set forth in or established pursuant to this ordinance;

Section 11.1c The open burning of solid wastes;

Section 11.1d Causing or permitting the collection of non-segregated or unsorted wastes:

Section 11.1e Squatting in dumpsite;

Section 11.1f Open dumping, burying of biodegradable or non-biodegradable materials in rivers, creeks, lakes and flood prone areas;

Section 11.1g Unauthorized removal of recyclable material with other solid waste in any vehicle, box, container or receptacle used in solid waste collection or disposal;

Section 11.1h The mixing of source-separated recyclable material with other solid waste collection or disposal;

Section 11.1i The manufacture, distribution or use of non-environmentally acceptable materials;

Section 11.1j Transport and dumping of collected domestic, industrial, commercial and institutional wastes in areas other than centers of facilities prescribed under this ordinance;

Section 11.1k The construction of any establishment within two hundred (200) meters from controlled dump facility;

Section 11.1l Construction or operation of dumpsite or any waste disposal facility on any aquifer, groundwater reservoir or watershed area and/ or any portion thereof.



**Section 11.2. Fines and Penalties** - The following fines and penalties shall be imposed to any person who violates specific provisions of this ordinance, in the municipal level, it shall be issued a CITATION TICKET or NOTICE OF VIOLATION which shall be formulated by the Municipal Solid Waste Management Board; in the barangay level, the barangay council may adopt a similar ordinance stipulating the schedule of penalties, and issue CITATION TICKET or NOTICE OF VIOLATION as the council may deem appropriate. Fifty percent (50%) of the fines shall be declared mandatory incentive to the ESWM enforcer, the remaining Fifty percent (50%) shall accrue to the municipal/barangay/purok, whichever is the case, for the operation and maintenance of the solid waste management program.

**Section 11.2.a** Any person who violates Section 11.1.a shall be punished with a fine of no less than Two Hundred Pesos (P200.00) but not more than Five Hundred Pesos, or render community service for not less than one (1) day to not more than fifteen (15) days or both;

**Section 11.2.b** Any person who violates Section 11.1.b and Section 11.1.c shall be punished with a fine of not less than Two Hundred Pesos (P200.00) but not more than Five Hundred Pesos (P500.00), or imprisonment of not less than one (1) day to not more than fifteen (15) days, or both at the discretion of the court;

**Section 11.2.c** Any person who violates Section 11.1.d, Section 11.1.e, Section 11.1.f and Section 11.1.g shall be punished with a fine of not less than Three Hundred Pesos (P300.00) but not more than fifteen (15) days but not more than six (6) months, or both at the discretion of the court; MO No. 006 series of 2004/pp. 2-9

**Section 11.2.d** Any person who violates Section 11.1.h shall be punished with a fine of not less than Five Hundred Pesos (P500.00) but not more than Two Thousand Five Hundred Pesos (P2,500.00), or imprisonment of not less than one (1) month but not more than six (6) months, or both the discretion of the court;

**Section 11.2.e** Any person who violates Section 11.1.i, Section 11.1.j, Section 11.1.k and Section 11.1.l shall be punished with a fine of not less than Two Thousand Pesos (P2,000.00) but not more than Two Thousand Five Hundred Pesos (P2,500,000.00), or imprisonment of not less than one (1) month but not more than six (6) months, or both at the discretion of the court.

If the offense is committed by a corporation, partnership, or other juridical entity duly organized in accordance with law, the chief executive officer, president, general manager, managing partner or such other officer-in-charge shall be liable for the commission of the offense penalized under this ordinance.

CITATION TICKET

Republic of the Philippines  
Province of Zamboanga del Sur  
MUNICIPALITY OF BAYOG

Republic of the Philippine  
Province of Zamboanga del Sur  
MUNICIPALITY OF BAYOG

OFFICE OF THE MAYOR

OFFICE OF THE MUNICIPAL MAYOR

-oOo-  
NO. \_\_\_\_\_

-oOo-  
NO. \_\_\_\_\_

TO: \_\_\_\_\_

TO: \_\_\_\_\_

(First) (Middle) (Last) (First) (Middle) (Last)

ADDRESS: Date of Birth: Place of Birth: ADDRESS: Date of Birth: Place of Birth

CTC No: Date Issued Place Issued:

CTC No: Date Issued Place Issued:

Place of Violation: Date and Time:  
Time: \_\_\_\_\_

Place of Violation: Date and  
Time: \_\_\_\_\_

Violation: (List Specific Ordinance & Section)

Violation: (List Specific Ordinance & Section)

Apprehending Officers/Witness  
(Name & Signature) I.D. # Date & Time  
Time

Apprehending Officers/Witness  
(Name & Signature) I.D. # Date &

UPON RECEIPT, VIOLATOR IS ADVISED TO  
APPEAR AT OFFICE OF THE MUNICIPAL  
MAYOR WITHIN 5 DAYS.

UPON RECEIPT, VIOLATOR IS ADVISED TO  
APPEAR AT OFFICE OF THE MUNICIPAL  
MAYOR WITHIN 5 DAYS.

I HEREBY PROMISE TO APPEAR AT THE  
OFFICE OF THE MUNICIPAL MAYOR  
WITHIN 5 TO ANSWER THE ABOVE  
DESCRIBED CHARGES FOR COMPROMISE  
AGREEMENT IT IS UNDERSTOOD  
THAT IF I FAILED TO SETTLE MY CASE  
WITHIN 5 DAYS FROM THE DATE OF  
APPREHENSION, IT WILL CAUSE ME  
TO FALL TO SUCCEEDING OF FINES/  
WITHOUT ANY FURTHER NOTICE.

I HEREBY PROMISE TO APPEAR AT THE  
OFFICE OF THE MUNICIPAL MAYOR  
WITHIN 5 DAY TO ANSWER THE ABOVE  
DESCRIBED CHARGES FOR COMPROMISE  
AGREEMENT IT IS UNDERSTOOD  
THAT IF I FAILED TO SETTLE MY CASE  
WITHIN 5 DAYS FROM THE DATE OF  
OF APPREHENSION, IT WILL CAUSE ME  
CAUSE ME TO FALL TO SUCCEEDING OF  
FINES/WITHOUT ANY FURTHER NOTICE.

(Signature of Violator)

(Signature of Violator)



**ARTICLE XII. MISCELLANEOUS PROVISIONS**

**Section 12. Citizen Suits** - For purposes of enforcing the provisions of this ordinance, or provisions of R.A. 9003, any citizen may file an appropriate civil, criminal or administrative action in the proper courts/bodies.

**Section 13. Separability Clause** - If any provisions of this ordinance or the application of such provision to any person or circumstances is declared unconstitutional, the remainder of the ordinance or the application of such provision to other persons or circumstances shall not be affected by such declaration.

**Section 14. Repealing Clause.** - All ordinances or parts thereof inconsistent with the provisions of this ordinance are hereby repealed and modified accordingly.

**Section 15. Effectivity** - This Ordinance shall take effect after three (3) consecutive weeks of publication in a newspaper of General Circulation in the Province of Zamboanga del Sur.

ADOPTED this 8<sup>th</sup> day of February 2010, on motion of Hon. Aquilino T. Maala, duly seconded.

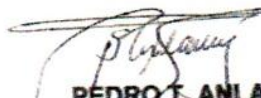
AYES: Hon. Celso A. Matias, Hon. Arnel E. Lucero, Hon. Romualdo S. Godin, Hon. Saturnino O. Amor, Hon. Alejandro A. Sarno, Hon. Aquilino T. Maala, Hon. Norelyn B. Rodriguez and Hon. Rio R. Apao.

NAYS: NONE

CERTIFIED CORRECT:

ATTESTED:

  
**JOSE C. GADAINGAN**  
SB Member-Secretary Designate

  
**PEDRO T. ANLAP**  
Municipal Vice Mayor-Presiding Officer

VERIFIED CORRECT:

APPROVED:

  
**CELSO A. MATIAS**  
SB Member-Floor Leader

  
**MARY ANN L. CARTALLA**  
Municipal Mayor