

Republic of the Philippines
Region IX
PROVINCE OF ZAMBOANGA SIBUGAY
Municipality of Buug
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OFFICE OF THE SANGGUNIANG BAYAN

Excerpt FROM THE MINUTES OF THE 7TH REGULAR SESSION OF THE SANGGUNIANG BAYANNG BUUG, ZAMBOANGA SIBUGAY HELD AT THE MUNICIPAL SESSION HALL ON FEBRUARY 16, 2009 AT 10:30 IN THE MORNING

PRESENT:

HON. ARNULFO D. LIM,	Municipal Vice-Mayor/Presiding
Hon. Ermita A. Paderanga,	Member
Hon. Julieta T. Casas,	Member
Hon. Marvin Jessie G. Gako,	Member
Hon. Flordeliz C. Curiba,	Member
Hon. Rey Christian P. Famor,	Member
Hon. Alfonso B. Becada,	Member
Hon. Genison T. Pague,	Member, ABC President
Hon. Joel L. Langha,	Member/IP Representative

ABSENT:

Hon. Leo Jose L. Jumawan,	Member
Hon. Daryl John S. Uba,	Member
Hon. Randie L. Piscos,	Member

LATE: NONE

MUNICIPAL ORDINANCE NO. 05-2009

AN ORDINANCE PROVIDING FOR THE OPERATIONAL POLICY OF THE BUUG TRADING BAGSAKAN CENTER (BTBC), CREATION OF POSITIONS AND FUNCTIONS OF THE BTBC BOARD AND THE FUNCTIONAL STAFFING PATTERN, ESTABLISHING THE NECESSARY OPERATIONAL GUIDELINES, PRESCRIBING THE FEES FOR THE USE OF THE CENTER'S SERVICES, DECLARING CERTAIN PROHIBITIONS AND FOR OTHER PURPOSES

WHEREAS, the Local Government Unit of Buug (LGU-Buug), Zamboanga Sibugay is one of the project partners of the IFAD-assisted, DAR-led Western Mindanao Community Initiatives Project (WMCIP);

WHEREAS, one of the results of the project partners' collaborative efforts is the identification and establishment of the Buug Trading Bagsakan Center (BTBC) project for the municipality;

WHEREAS, the establishment of the BTBC is aimed to regulate and to standardize the agribusiness ventures in the locality and to augment the revenue of the municipality;

WHEREAS, among the undertakings corollary to this is for the LGU to provide for personnel complement to man the BTBC operations, prescribe fees for the centers; services, formulate policies and guidelines, appropriate funds and for other purposes;

NOW, THEREFORE, be it ordained, as it hereby ordained by the Sangguniang Bayan of the Municipality of Buug, Zamboanga Sibugay, in session duly assembled, that:

ARTICLE I - GENERAL PROVISIONS

Section 1. Title - This Ordinance shall be known as the "Buug Trading Bagsakan Center (BTBC) Ordinance" and shall hereinafter be referred to as the Center.

Section 2. Statement of Goal and Objectives:

a. Goal

Improved socio-economic status in the Lower Sibugay Sustainable Integrated Area Development and increased local income.

b. Objectives

- b.1 To augment the local revenues by 10% annually;
- b.2 To increase the local income of farmers and fishermen in the locality.
- b.3 To provide market for all agricultural and aquamarine products;
- b.4 To stabilize the prices of agricultural and aquamarine products;
- b.5 To protect the marginal farmers from unscrupulous traders; and
- b.6 To provide quantity and quality control of products.

ARTICLE II - DEFINITION OF TERMS

Section 1. Definition of Terms. For purposes of this ordinance, the following terms shall be construed as:

- a. Marginal Farmer – a farmer producer who tills or leases the land for living.
- b. Peddlers – one who roams around to buy and sell products.
- c. Barangay Farmer Organization – an organization duly registered by the Cooperative Development Authority (CDA), Department of Labor and Employment (DOLE) or the Security and Exchange Commission (SEC).
- d. Waste Segregation – shall refer to a solid waste management practice of separating, at a point of origin to promote recycling and re-use of resources and to reduce the volume of waste for collection and disposal.
- e. Receptacle - shall refer to individual containers used for the source separation and the collection of the recyclable materials.
- f. Vehicle – any vehicle used by any person transacting business at the Center.
- g. Aquamarine products – fishes and crustaceans both in the salt and fresh water.

ARTICLE III - The Buug Trading "Bagsakan" Center Operation

Section 1. Business Hours/Entrance Requirements/Procedures

- a. The Center is open from 4:00 pm to 9:00 am daily.
- b. Farmers entry to the center shall be a first-come-first-serve basis.
- c. Upon entry of a farmer to the center, he/she shall first pass thru the scaler where his/her agricultural product shall be classified accordingly;
- d. Once the product has been classified, the farmer shall be given a computation of the corresponding entrance fee.
- e. The farmer shall then pay the entrance fee to the collector; and
- f. The farmer shall present his/her cash ticket or official receipt to the utility worker who shall then guide him/her to his/her designated stall.

Section 2. Cleanliness

- a. Receptacles shall be provided in strategic locations inside & outside the Center;
- b. Mandatory segregation of waste shall be implemented in the Center;
- c. Stall occupants shall be responsible for the maintenance of cleanliness in their respective area.

Section 3. Parking Space. Parking space for vehicles of the sellers and buyers shall be provided.

Section 4. Stall Occupants.

- a. The Center shall provide carts to transport baggage's to and fro;

- b. Stall occupants shall be required to secure clearance from the management before leaving the Center;

Section 5. Other Policies. No peddlers shall be allowed in the Center and within the radius of 500- meters from the Center.

ARTICLE IV - FEES AND CHARGES

Section 1. Schedule of Fees and Charges. There shall be collected fees and charges at the Buug Bagsakan Trading Center. The Municipal Treasurer or his/her authorized representative is hereby empowered to issue cash tickets or official based on the schedule of fees and charges as herein described.

Agricultural Products		Rate of Fee per Day
1. Agricultural Products		
a. Carrots	P	.05/kilo
b. Gabi, curioso, and the like		.05/kilo
c. Potatoes		.05/kilo
d. Radish		.05/kilo
e. Singkamas		.05/kilo
f. Ubi		.05/kilo
g. All kinds of roots crops		.05/kilo
2. Fruits		
a. Apple	P	.50/kilo
b. Bananas:		
b.1 Bangan and Tundan		.50/kilo
b.2 Sab-a Cardaba, Sarabia and the like		.40/kilo
b.3 all other kinds of bananas		.30/kilo
c. Chicos		.50/kilo
d. Citrus, orange (native)		.10/kilo
e. Durian		.30/kilo
f. Grapes		.50/kilo

Agricultural Products		Rate of Fee per Day
g. Guavas (hybrid)		.20/kilo
g.1 Guavas (native)		.10/kilo
h. Jackfruit		.50/pc
i. Lanzones		.10/kilo
j. Marang		.10/pc
k. Mangoes		.50/doz
l. Pineapple		.50/pc
m. Watermelon		.10/kilo
n. Seniguelas		.05/kilo
o. Sunkist		.50/doz
p. All other kind of fruits		.10/kilo
3. Vegetables		
a. Leafy Vegetables		
a.1 Cabbage	P	.20/kilo
a.2 Chinese Pechay		.20/kilo
a.3 Native Pechay		.05/kilo
a.4 All other kind of leafy vegetables		.05/kilo
b. Fruit Vegetables	P	
b.1 Ampalaya		.20/kilo
b.2 Batong		.10/kilo
b.3 Upo		.05/kilo

b.4 Eggplant		.10/kilo
b.5 Pipino		.10/kilo
b.7 Sayote		.05/kilo
b.8 Tambayag		.10/kilo
b.9 All other kinds of fruit vegetables		.05/kilo
4. Spices		
a. Chinese spices	P	.20/kilo
b. Garlic		.20/kilo
c. Onions:		
c.1 Bulb		.10/kilo
c.2 Leaf		.05/kilo
d. Peppers		
d.1 atsal		.10/kilo
d.2 Pungent, Quilicot		.10/kilo
e. Tomatoes		.05/kilo
f. All other kinds of spices		.10/kilo
5. Cereal and Grains		
a. Cacao	P	.30/kilo
b. Coffee Beans		.20/kilo
c. Corn		
c.1 Grains		.01/kilo
c.2 Grits		.02/kilo
c.3 Young Ears (anagon)		.20/kilo
d. Mongoes		.01/kilo
e. Palay		.01/kilo
f. Polard		.10/kilo
g. Peanuts:		
g.1 Peeled	P	.20/kilo
g.2 Unpeeled		.10/kilo
h. Prawn and other fishpond fees		.03/kilo
i. Rice		.01/kilo
j. Sorghum		.02/kilo

Agricultural Products		Rate of Fee per Day
k. Rice and Corn bran		.01/kilo
l. Castor beans (tangan-tangan)		.05/kilo
m. All other kinds of beans		.05/kilo
6. Livestock		
a. Large Cattle		10.00/head
b. Hogs or Pigs (live weight)		5.00/head
c. Goats and other livestock (live weight)		2.50/head
d. Chicken and other fowls (live weight)		.05/head
7. Forest Products		
a. Charcoal	P	.05/can
b. Firewood		.05/bundle
c. Honey		.10/lt
d. Nipa Shingles		.50/bundle
e. Nito		.50/bundle
f. Rattan String		.50/bundle
g. Rattan Poles		.50/bundle
8. Industrial Products		
a. Bamboo Crafts	P	.20/pc

		.20/pc
b. Basket		
c. Ceramics and Pottery Products		.50/doz
d. Hats		.10/pc
e. Mats		.20/pc
f. Metal Products		.20/pc
g. Nigo and Ayagan		.10/pc
h. Ropes		
h.1 Synthetic Fibers		.10/kilo
h.2 Native Fibers		.05/kilo
i. Shell Crafts		.05/kilo
j. Stone Crafts		.50/kilo
k. Toys		.50/kilo
l. Other home products		.30/kilo
9. Other Industrial Products		
a. Coconut Oil	P	.20/lt
b. Lime		.05/kilo
10. Wet Goods		
a. Carabeef beef		.20/kilo
b. Pork		.10/kilo
c. Venison		.10/kilo
d. Fowls and the like		.20/kilo
e. Marine and Sea Products:		
e.1 First Class ¹		.30/kilo
e.2 Second Class ²		.25/kilo
e.3 Third Class ³		.20/kilo
e.4 Other marine products		.10/kilo
<p>1. <u>First Class Fishes:</u> Tangigi, Trakito, Rompi, Anduhao, Katambak, Mayamaya, Mantos, Bangus, Mangagat, Samiha, Timbongan, Caballas, Sulihao, Pugapo, Bilason and the like.</p> <p>2. <u>Second Class Fishes:</u> Dangit, Pakul, Sagoksok, Barongoy, Salsa, Suwasid, Dalo, Tulingan, Panit, Dulong-dulong, Tamban, Kitong and the like.</p> <p>3. <u>Third Class Fishes:</u> Pagi, Palotpot, Sanga, Bolinao, Ibis, Kabasi and the like.</p>		

Section 2. Agricultural products not sold on the day when the corresponding market entrance fee was paid shall be subject to market entrance fee of twenty (20%) percent of the original imposition, if still displayed and offered to sale the following day and thereafter, the same shall no longer be subject to market entrance fee until sold.

ARTICLE V - ORGANIZATION AND ADMINISTRATION

Section 1. The BTBC Management Board. The Center Board shall be the Center's policy making body. As such, its functions shall be as follows:

- a. To formulate and adopt specific and related rules, regulations and guidelines pertaining to the operation and management of the BTBC of the municipality consistent with the policy and provisions of this ordinance.
- b. To develop plans, programs and strategies beneficial to the BTBC to make it more viable, productive and stable.
- c. To serve as the advisory body of the Local Chief Executive and the Sangguniang Bayan on matters affecting the over all management of the Center.
- d. May propose adjustments and/or increases of any fees and amendment to this ordinance to the Sangguniang Bayan for a justifiable and reasonable cause.

- e. To perform such other functions as may be authorized by the Sangguniang Bayan necessary in the effective and efficient management of the Center.
- f. To facilitate monitoring and evaluation of the Center's operation for purposes of improving its performance and viability.

Section 2. Composition. The Center Management Board shall be composed of the following:

- a. Municipal Mayor - Chairperson
- b. Municipal vice Mayor - Co-Chairperson
- c. Chair, SB Committee on Appropriations – Member
- d. ABC President – Member
- e. Municipal Agriculturist – Member
- f. Municipal Treasurer – Member
- g. Municipal Planning and Development Coordinator - Member
- h. Municipal Budget officer – Member
- i. Municipal Engineer - Member
- j. Municipal Accountant – Member
- k. Municipal Health Officer
- l. SB Secretary – Member
- m. Ecological Solid Waste Management Officer - Member
- n. NGO Representative - Member

Section 3. Meetings. The Center board shall observe the following:

- a. The regular monthly meeting of the Board shall be held every second Monday at 1:00 pm
- b. The special meeting. The Chairman of the Board may call for a Special Meeting anytime should there be important and urgent matters/ that needs the attention and decision of the Board.
- c. Attendance in Board Meetings. It shall be the duty of the members of the Board to attend regular and special meetings that may be called by the chairman.
- d. Strictly no proxy is allowed in place of any member of the Board.
- e. The presence of the majority (50%+1) of the members of the Board in any meeting shall constitute a quorum.
- f. Agenda. Focus of the meetings shall include monthly status of collection and expenditures of such enterprise, issues and concerns that need the Board's decision, and other matters pertaining to the operation and management of the Center.

Section 4. Term of Office.

- a. The term of office of the Board's Chairman, Vice Chairman and the Chairperson o Sangguniang Bayan (SB) – Committee on Appropriations shall be co-terminus with their mandate as elected local officials.
- b. The NGO representative shall serve for a one (1) year term and can be re-appointed for another two terms.

Section 5. Staffing Pattern. There is hereby created positions that shall facilitate the operation of the Center and shall be composed of the following:

- a. Manager/Coordinator
- b. Enterprise Development Analyst
- c. Clerk
- d. Scaler/Classifier
- e. Collector
- f. Security Guard
- g. Utility Workers

Section 6. Job Description - The foregoing staffing pattern for the operation of the Center shall have the following job description:

a. Manager/Coordinator:

- a.1 Take charge of the overall day-to-day operation of the Center
- a.2 Recommend plans and strategies to the Board
- a.3 Enforce existing laws and other laws enacted/promulgated
- a.5 Recommend to the Municipal Mayor and to the Sangguniang Bayan on matters to improve the Center.
- a.6 Submit monthly report to the BTBC Management Board.

b. Enterprise Development Analyst:

- b.1 Prepare and analyze the financial and work plans for the project implementation in accordance with the objectives of the project;
- b.2 Render analysis

c. Clerk

- c.1 Prepare and dispatch official communications of the BTBC;
- c.2 Records incoming and outgoing communications;
- c.3 Keep and maintain the upkeep of the office;
- c.4 Perform other related functions as mandated by the proper authorities;

d. Scaler/Classifier

- d.1 Weigh and classify agricultural products and livestock;
- d.2 Take charge of the maintenance of the weighing scale;
- d.4 Perform other related functions as mandated by proper authorities;

e. Collector

- e.1 Collect the corresponding fees, charges and other related fees as determined by the scaler;
- e.2 Remit all collections to the liquidating officer of the Municipal Treasurer's Office;
- e.3 Perform other functions as mandated by proper authorities.

f. Security Guard

- f.1 Shall be responsible in the maintenance of peace and order in the Center premises and safety
- f.2 Perform other functions as mandated by proper authorities;

g. Utility Worker

- g.1 Maintain the cleanliness and orderliness of the premises of the Center.
- g.2 Assist the farmers to their assigned stall.
- g.3 Perform other functions as mandated by proper authorities.

ARTICLE VI - TRANSITORY PROVISION

Section 1. Transition Period. For the initial operation of the Center there shall be a transition period of three (3) months where the Center shall operate from 4:00PM to 9:00 AM during Saturdays and Sundays only.

ARTICLE VII - PROHIBITION

Section 1. Prohibited Acts. The following acts are strictly prohibited within the premises and immediate peripheries of the Center, to wit:

- a. To engage in any form of business inside the Center without a license or an expired license to operate;

- b. To allow any peddlers to engage in business in the Center premises and within the 500-meter radius from the Center.
- c. To engage in any forms of gambling as well as the selling and/or drinking of alcoholic beverages within the premises of the Center including inside the parked vehicles;
- d. To allow the selling and stocking of flammable/combustible liquids, such as gasoline, diesel, kerosene and lubricants;
- e. To allow any Center stall holder to engage in other businesses such as videoke bar and video games/video karera operations inside the premises of the Center;
- f. To allow stallholders to construct additional structures and/or improvements inside the premises.

Article VIII – Penal Clause

Section 1. Penalty Clause. Any person or entity found violating the foregoing provisions, or who shall directly or indirectly cause another person or entity to violate the same, shall be penalized, to wit:

- | | |
|-------------------|--|
| a. First Offense | P300.00 fine with warning |
| b. Second Offense | P500.00 fine plus suspension from entering the premises upon approval by the Board. |
| c. Third Offense | P1,000.00 fine plus barred from entering the premises and by an imprisonment of not exceeding six (6) months, or all, at the discretion of the proper court. |

Article IX – Repealing Clause

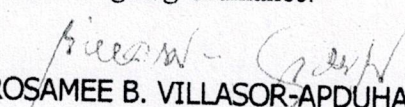
Section 1. Repealing Clause. All existing Ordinances, rules and regulations or part hereof, which are inconsistent with any of the provisions of this Ordinance, are hereby amended, modified or repealed accordingly.

Article X – Effectivity

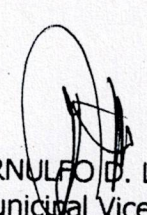
Section 1. Effectivity – This Ordinance shall take effect upon its approval and after ten (10) days after publication in the local newspaper of general circulation.

ENACTED AND APPROVED this 16th day of February 2009 during the 7th regular session of the Sangguniang Bayan of Buug, Zamboanga Sibugay.


I HEREBY CERTIFY to the correctness of the foregoing Ordinance.


ROSAMEE B. VILLASOR-APDUHAN
SB Secretary

ATTESTED BY:


ARNULFO D. LIM
Municipal Vice Mayor/Presiding

APPROVED:


TERESITA P. FAMOR
Municipal Mayor