

Republic of the Philippines
Province of Pangasinan
MUNICIPALITY OF MANGALDAN

Office of the Sangguniang Bayan

EXCERPT FROM THE JOURNAL OF PROCEEDINGS OF THE REGULAR
SESSION OF THE SANGGUNIANG BAYAN OF MANGALDAN,
PANGASINAN HELD AT THE SESSION HALL AT M.Y.D.C. ON MAY 24,
2022.

Vice Mayor Atty. Pedro A. Surdilla, Jr. called the session to order at
exactly 4:55 P.M..

ROLL CALL

Present:

- | | |
|---|----------------------------------|
| 1. Hon. Pedro A. Surdilla, Jr. | Vice Mayor/
Presiding Officer |
| 2. Hon. Joseph Emmanuel B. Cera | Councilor - P.O. Pro
Tempore |
| 3. Hon. Maria Teresa M. Abalos | Councilor |
| 4. Hon. Joselito G. Quinto | Councilor |
| 5. Hon. Aldrin O. Soriano | Councilor |
| 6. Hon. Christopher G. Romero | Councilor |
| 7. Hon. Joel C. Meneses | Councilor |
| 8. Hon. Fernando Juan A. Cabrera | Councilor - Floorleader |
| 9. Hon. Juvy O. Frialde | Councilor |
| 10. Hon. Rolly G. Abalos | Councilor - LIGA Pres. |
| 11. Hon. Michael Ervin C. Lomibao | Councilor - SKF Pres. |

Absent:

N o n e

MUNICIPAL ORDINANCE NO. 2022 – 05

AN ORDINANCE GRANTING FRANCHISE TO MR.
GARIBALDI M. ABALOS TO OPERATE AND MAINTAIN A
COCKPIT ARENA IN THE MUNICIPALITY OF
MANGALDAN, PANGASINAN.

WHEREAS, the Sangguniang Bayan is 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. GARIBALDI M. ABALOS, in his individual capacity
has filed his application to be granted a franchise to operate a cockpit arena located
at Brgy. Tebag, Mangaldan, Pangasinan;

WHEREAS, it appears that MR. GARIBALDI M. ABALOS has
substantially complied with the requirements and guidelines in the grant of
franchise to operate cockpit as provided for and prescribed under existing laws;

NOW, THEREFORE, BE IT ORDAINED, by the Sangguniang Bayan of
Mangaldan, Pangasinan in session duly assembled 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 Mangaldan, Pangasinan is hereby granted to MR. GARIBALDI M. ABALOS, a Filipino citizen and resident of Brgy. Poblacion, Mangaldan, Pangasinan (herein referred to as the Grantee). As such, he is authorized to establish and operate one (1) cockpit arena specifically located at Brgy. Tebag, Mangaldan, Pangasinan.

SECTION 2. REQUIREMENTS FOR APPLICATION OF FRANCHISE. – The following documentary requirements shall be submitted by the applicant prior to the granting of franchise:

a. For New Applicants:

1. Registration of business with the Department of Trade and Industry (DTI) or Securities and Exchange Commission (SEC);
2. Proof of Ownership/Possession of the land and/or the building where the business will be established;
3. Zoning Clearance and Building Permit;
4. Proof of payment of franchise fee and other fees prescribed under the Revenue Code of Mangaldan, Pangasinan;
5. Grant of Locational Clearance by the Sangguniang Bayan of Mangaldan by way of a Sangguniang Bayan Resolution; and
6. Proof of Public Hearing/Consultation conducted by the Barangay Council of the Barangay where the cockpit is situated, with the corresponding Resolution of Interposing No Objection.

b. For Renewal of Franchise:

1. Latest/updated Registration of business with the Department of Trade and Industry (DTI) or Securities and Exchange Commission (SEC);
2. Barangay Clearance;
3. Mayor's Permit;
4. Sangguninang Bayan Resolution Interposing No Objection to the Renewal of Franchise; and
5. Proof of payment of franchise fee renewal and other fees prescribed under the Revenue Code of Mangaldan, Pangasinan.

SECTION 3. DECLARATION OF FRANCHISE. – Unless sooner revoked or cancelled, this franchise shall be valid for a period of three (3) years from, with the option on the part of the Grantee to renew the same for a similar period and subject to the approval of the Sangguniang Bayan.

SECTION 4. 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 5. PROHIBITION ON SALE, LEASE, USUFRUCT AND TRANSFER OF FRANCHISE. – This franchise is non-transferable in nature. 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 6. MANDATORY PAYMENT OF TAXES AND FEES PROVISION. – The Grantee shall be liable to pay all taxes and other fees prescribed by the Revised Revenue Code of the Municipality of Mangaldan 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. SEPARABILITY CLAUSE. – If any part of this Ordinance is declared not valid, unconstitutional or unlawful, such declaration shall not affect or impair the remaining provisions, sections or part thereof, which shall remain or continue to be in full force and effect.

SECTION 8. REPEALING CLAUSE. – All previous ordinances and provisions inconsistent with this Ordinance shall be deemed repealed or modified accordingly.

SECTION 9. EFFECTIVITY. – This Ordinance shall take effect after fifteen (15) days following its publication in a newspaper of general circulation.

CERTIFIED CORRECT:

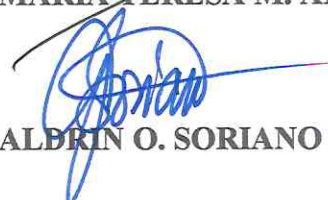

JUAN C. AQUINO
SB Secretary

APPROVED UNANIMOUSLY:
May 24, 2022


ATTY. JOSEPH EMMANUEL B. CERA


DR. JOSELITO E. QUINTO


MARIA TERESA M. ABALOS


ALBRIN O. SORIANO

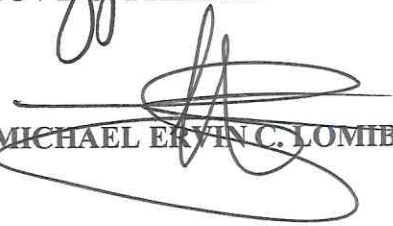

CHRISTOPHER G. ROMERO

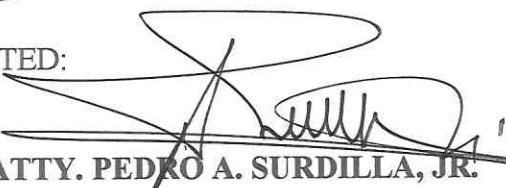

JOEL C. MENESES


ATTY. FERNANDO JUAN A. CABRERA


JUVY O. FRIALDE


ROLLY G. ABALOS


MICHAEL ERVIN C. LOMIBAO

ATTESTED:

ATTY. PEDRO A. SURDILLA, JR.
Municipal Vice Mayor/
Presiding Officer

APPROVED:

MARY MARILYN DG. LAMBINO
Municipal Mayor





