



Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
17th City Council

PO2008-168

46th Regular Session

ORDINANCE NO. SP-**1891**, S-2008


AN ORDINANCE GOVERNING THE SLAUGHTERING OF FOOD ANIMALS, MEAT INSPECTION AND MEAT TRADE IN QUEZON CITY.

Introduced by Councilors ALLAN BUTCH T. FRANCISCO, FRANZ S. PUMAREN, WINSTON "Winnie" T. CASTELO, BERNADETTE HERRERA-DY, VICTOR V. FERRER, JR., RICARDO T. BELMONTE, JR., ANTONIO E. INTON, JR., JESUS MANUEL C. SUNTAY, JAIME F. BORRES, EDCCEL B. LAGMAN, JR., JANET M. MALAYA and BAYANI V. HIPOL.

WHEREAS, Section 15, Article II under the Declaration of State Policies and Principles of the 1987 Philippine Constitution provides, "The state shall protect and promote the right to health of the people and instill health and consciousness among them";

WHEREAS, Section 458 (a), sub-par (5) of Republic Act No. 7160, otherwise known as "An act providing for a Local Government Code of 1991" provides that, "The Sangguniang Panlungsod, as the legislative body of the city shall approve ordinances which shall ensure the efficient and effective delivery of basic services and facilities x x x and in addition shall x x x (iv) regulate the preparation and sale of meat, poultry, fish, vegetables, fruits, fresh dairy products, and other food stuffs for public consumption";

WHEREAS, Section 448 (5) (ii) of Republic Act No. 7160 empowers the Sangguniang Panlungsod to "establish market slaughterhouses or animal corrals and authorize the operation thereof x x x (iii) regulate the preparation and sale of meat, poultry, x x x for public consumption";



WHEREAS, Administrative Order No. 6, Series of 1975 of the National Meat Inspection Service (NMIS) has provided for the Rules and Regulations governing meat inspection in the country, including the ban on the sale of animal and poultry meat that have not undergone inspection and are found to be unfit for human consumption;

WHEREAS, Section 6 of the said Administrative Order has also provided, "No person, firm, or corporation shall store, traffic, transport, sell or otherwise dispose of for food any carcass or parts of carcasses which have not been previously inspected and passed in accordance with this Order. Carcasses of animals or parts thereof found upon inspection to be unfit for human consumption shall be condemned in accordance with the provision of this Code";

WHEREAS, the proliferation of stalls in various parts of the city selling various foodstuffs and products has raised concerns from consumers regarding the sanitary conditions of their products and their sources;

WHEREAS, consistent with the general welfare of its constituents, the city government should properly address the sprouting of stalls and ambulant vendors that sell meat, fish and poultry products without prior approval from the City Government;

WHEREAS, public interest dictates the necessity for the City Government to improve the delivery of basic services by providing its constituents with safe and wholesome meat and likewise create job opportunities to those who are qualified.


NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED:

ARTICLE I
TITLE AND DEFINITION OF TERMS

Section 1. Title - This Ordinance shall be known and cited as: "ORDINANCE GOVERNING THE SLAUGHTERING OF FOOD ANIMALS, MEAT INSPECTION AND MEAT TRADE IN QUEZON CITY"

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Section 2. Definition of Terms – As used in this Ordinance, the following terms shall mean:

2.1 Slaughter – refers to the process of humane killing of animals intended for human consumption.

2.2 Slaughterhouse or abattoir – refers to the premises approved and registered by the government used in the slaughtering of animals for human consumption.

2.3 Carcass – refers to the body of slaughtered animal after bleeding or dressing.

2.4 Meat Inspector – refers to an employee trained in meat inspection work and authorized to do so.

2.5 Dressing – refers to the process by which animals are processed after killing.

2.6 Food animals – refers to the domestic animals killed for human consumption.

2.7 Meat – refers to the edible part of the animal slaughtered.

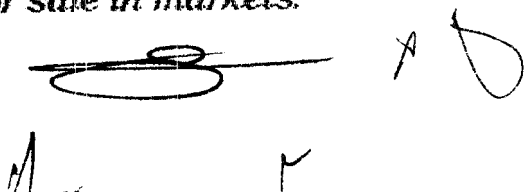
2.8 Ante-mortem – refers to the process before slaughter.

2.9 Post mortem – refers to the process after slaughter.

2.10 Double-Dead Meat – refers to carcasses, parts thereof, of food animals or poultry that are already dead, but are still slaughtered and offered for sale to innocent market goers.

2.11 Hot Meat – refers to meat from food animals and poultry clandestinely slaughtered in places unauthorized by law, has not undergone examination or inspection by NMIS-authorized meat inspectors, and sold to the public. This includes the prohibited dog and cat meat.

2.12 Poultry – refers to all chickens and other fowls slaughtered for their meat that are offered for sale in markets.



2.13 FMD or Foot and Mouth Disease - refers to the highly infectious viral disease that caused by Picornavirus that primarily affects pigs, cattle, carabaos, sheep, goats and other cloven-footed animals, the symptoms of which include among others, appearance of vesicles and blisters, lameness due to vesicles affecting the hooves, loss of appetite due to the blisters or vesicles on the tongue, mouth and snout.

2.14 FMD-Susceptible Animals - shall refer to cloven-footed animals including but not limited to pigs, cattle, carabaos, sheeps and goats.

2.15 By-Products - refers to hides, horns, skin, bones, hooves and other parts or products of pigs, cattle, carabaos, goat, sheep and other cloven-footed animals that are unsustainable for human consumption.

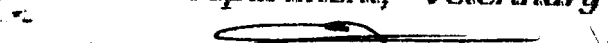
2.16 Animal Effects - refer to any hay, forage or similar materials used as blankets and the like for FMD-sustainable animals.

2.17 FMD Outbreak - refers to one or more reported clinical case of FMD infection among animals that occurred in a specific date and location (backyard or commercial farm, slaughterhouse or auction market). FMD cases that were detected within 2 weeks after the initial case are also considered part of the same reported outbreak.

2.18 FMD Controlled Area - refers to an area where there has been no FMD outbreak for the past six (6) months and where vaccination may be continuing or has ceased.

2.19 FMD Free Area - refers to an area where there has been no FMD outbreak for the past two (2) years and that no vaccination has been done for the last twelve (12) months.

2.20 Illegal/Unauthorized Shipments - refer to modes of transporting animals, meat and meat products prohibited under this ordinance and those not covered by any written authority or permit from the appropriate government agencies which include but not limited to the Bureau of Animal Industry (BAI), National Meat Inspection Service (NMIS), City Health Department, Veterinary Quarantine Service (VQS) etc.



**ARTICLE II
ADMINISTRATIVE PROVISIONS**

Section 3. Slaughtering of Food Animals

3.1a. The slaughtering of any kind of animal intended for sale and/or consumption in Quezon City shall be done only at the City Slaughterhouse duly accredited by the NMIS. The slaughter of animal intended for home consumption shall not be sold or offered to the general public otherwise, the same shall be subject to automatic confiscation and if found fit for human consumption, this shall be donated to charitable institutions. Owners of confiscated carcass/meat shall pay all corresponding fees and fines and a certificate of confiscation shall be issued to them.

3.1b. Before any animal is slaughtered, a permit thereof shall be secured from the City Veterinarian or a duly designated authority his or her authorized representative who shall determine whether the animal is fit for human consumption or not. Neither permit to slaughter shall be granted nor fees be collected on animals denied entry by the City Market Administrator.

3.1c. Before issuing Permit to Slaughter, the City Market Administrator shall require the production of certificate of ownership in the name of the applicant. If the applicant is not the original owner and there is no certificate of transfer made in his favor, one such certificate shall be issued upon payment of corresponding fees with the City Treasurer.

3.1d. The permit to slaughter legally secured from the City Market Administrator shall show the date of issue as well as the page of the book in which said permit is entered and wherein data on the owner and the animal shall appear. Moreover, a Meat Inspection Certificate may be issued if requested by the owner before leaving the premises of the slaughterhouse.

3.1e. The permit to slaughter as herein required shall be kept by the owner/retailer to be posted in a conspicuous place in his/her stall at all times.

3.1f. Illegally slaughtered carcasses found in the possession of meat traders and meat vendors shall be confiscated and properly disposed of by the City Market Administrator. The license of violators shall be revoked and they may be permanently banned from engaging in business without prejudice to the imposition of the penal provisions of this ordinance

3.1g. All animals to be slaughtered in the City Slaughterhouse shall be quarantined for at least six (6) hours prior to slaughtering and shall undergo both ante-mortem and post mortem inspections. All animals that arrive in the City Slaughterhouses shall be immediately inspected upon arrival. Provided, however, emergency slaughter may be conducted to save the carcass but the same shall be subjected to procedural inspections.

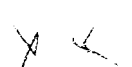
3.1h. The Management of the City Slaughterhouse shall not be responsible in feeding the animals that are kept in the stockyard or corrals; neither shall it be responsible for loss or damage to animals that are kept in these stockyards or corrals. No carcass, entrails, viscera or fat condemned or retained should be removed or caused to be removed by any person except under the direction and supervision of the City Market Administrator or his authorized representative.

3.1i. All meat inspectors, meat handlers/vendors, butchers and other people who have access to and come in contact with meat in the slaughterhouse are required to undergo medical examination to be conducted by the City Health Office. Such medical examination should be done before these persons can be employed in City Slaughterhouses.

3.1j. No person who is found to be positive with the use of prohibited drugs and medically found to be suffering from, or who is carrier of, any communicable disease particularly tuberculosis, diarrhea, skin disease or any condition causing discharge of pus or serum from any part of the body, are allowed to work in the preparation, handling, packaging, or transporting of meat from City Slaughterhouses to any point of destination.

3.1k. Every person who is on duty at the City Slaughterhouse must maintain a high degree of personal hygiene and cleanliness and must at all times wear the prescribed clothing and footwear.

3.1l. Only the City Market Administrator and his staff of Meat Inspectors or duly authorized meat inspectors, the City Veterinary and/or authorized representative of the NMIS shall perform meat inspection work inside the Quezon City markets, meat shops, similar food establishments and City Slaughterhouses. As such, they shall have access at all times to the establishments mentioned thereat



3.1m. All animals slaughtered for food in the Slaughterhouses must undergo ante-mortem and post-mortem inspections before being marked "PASSED" for human consumption. Carcasses of animals slaughtered without these inspections shall be confiscated in accordance with the provisions of this Ordinance.

3.1n. The confiscation of carcasses as herein provided shall not be in lieu of, but shall be in addition to, the penalties in this Ordinance or those prescribed by the NMIS in so far as the operation of the City Slaughterhouses, which should be observed and are, therefore, hereby adopted.

3.2 Guidelines on the Movement and Slaughter of Swine and other FMD Susceptible Food Animals: Pursuant to the Administrative Order No. 28, Series of 2003 by then DA Secretary Luis P. Lorenzo, Jr.

a) The Transport, shipment and bringing in of livestock and other FMD-susceptible animals, their meat, meat products, by-products, animal products, and animal effects from FMD-infected, areas as determined by the Quezon City Health Department through the City Veterinary Division Office with notice to the public, to FMD-free areas into and within the city, shall be prohibited unless such livestock, FMD-susceptible animals, meat, meat products, by-products, animal products and animal effects come from a duly accredited farms, meat processing farms and the like and are accompanied by a Veterinary Health Certificate (VHC), Bureau of Animal Industry (BAI) authority to ship, Meat Inspection Certificate (MIC), Livestock/Meat Handler's License and Shipping Permit duly issued by any licensed veterinarian duly recognized by BAI through the recommendation of the City Health Department Officer and the City Mayor.

b) It shall be unlawful to transport, ship, or bring into the City, livestock and other FMD-susceptible animals, their meat, meat products, by-products, animal products and animal effects found to be infected with FMD, with or without the required permits, clearances and other documents.

- c) All permits, license and certificates such as but not limited to Livestock Handler's License, Veterinary Health Certificate, Meat Inspection Certificate and Shipping Permit are required for the transport of livestock and other FMD-susceptible animals, their meat products, by-products, animal products and animal effects from one local government unit to another within or outside the Region. The permits, license, certificates and other necessary documents shall be presented to the authorities whenever required.
- d) All vehicles and carriers used in the transportation of livestock and other FMD-susceptible animals must be disinfected upon loading and unloading. In case where the animal cargo is found positive for FMD, the vehicle shall be impounded in the impounding area and properly disinfected under the supervision of the Department of Agriculture-Bureau of Animal Industry, Veterinary Quarantine Service (VQS) and the City Health Department. The infected animals shall be properly disposed of in accordance with the provisions of this ordinance.
- e) All livestock and meat traders must secure all the necessary permits, licenses, certificates and clearances for the transport of live animals, meat, meat products and by-products.

Section 4. Meat Inspection. The inspection of all meat in the city shall be done by the City Market Administrator and the City Veterinary and or his/her staff of Meat Inspectors and or their duly authorized representatives from NMIS.

Section 5. Meat Trade

5.1. Selling of meat, fish and poultry products. - The selling of meat, fish and poultry products by any person throughout Quezon City is allowed only in the following outlets:

(a) Stalls within the premises Public Markets PROVIDED that such stalls are authorized by the Market Development and Administration Department (MDAD) and possess the corresponding ~~business license and Permit issued by the city~~ government;

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(b) Private wet markets and any other meat outlets and similar establishments, Provided, that such markets and outlets possess the required business license.

5.2. All establishments authorized in Section 5.1 shall contain seals of approval from concerned national and local government agencies empowered by law or ordinance to conduct inspection before the same are distributed and sold.

ARTICLE III PENALTIES

Section 6. Penalties. The penalties for any or all violation of this Ordinance are as follows:

6. 1 Slaughterhouse's Rules and Regulations under Article II, Section 3.2

(a) 1st Offense - 3-day suspension of the privilege to use the slaughterhouse;

(b) 2nd Offense - 1 week suspension of the privilege to use the slaughterhouse; and

(c) 3rd Offense - Permanent ban from the use of the slaughterhouse and revocation of the permit to operate.

6.2 Meat Trade Rules and Regulations under Section 5.1

(a) 1st Offense - a fine of two thousand (P2,000.00) Pesos ;

(b) 2nd Offense - a fine of three thousand (P3,000.00) Pesos and or imprisonment of two (2) weeks or both at the discretion of the proper court;

(c) 3rd Offense - a fine of five thousand (P5,000.00) Pesos and or imprisonment of 30 days and the permanent closure of the establishment or both at the discretion of the proper court.



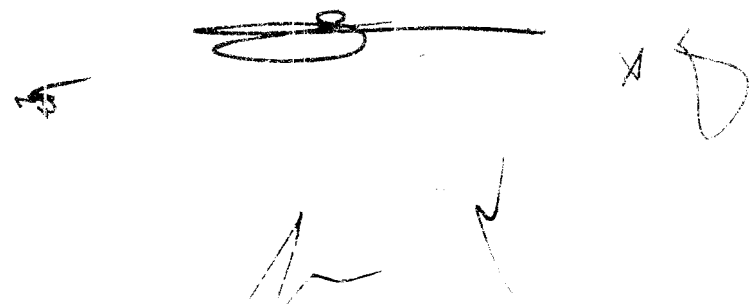
6.3 Violation of Section 5.2 - The owner, proprietor, or operator of any establishment who violates the provisions of Section 5.2 shall be penalized by a fine of Two Thousand Pesos (P2,000.00) without prejudice to other penalties laid down by law or ordinance.

6.4 Any individual or individuals apprehended in transporting, distributing, storing and/or selling "double-dead meat" and "hot meat" shall be penalized with a fine of Five Thousand Pesos (P5,000.00), confiscation of condemned meat and revocation of business permit and license to sell and closure of business establishment and/or imprisonment of six (6) months or all of the above-mentioned penalties at the discretion of the proper court.

6.5. In case of a meat dealer or distributor, the penalty imposed will be confiscation of the condemned meat and total ban and prohibition of his or her meat distribution business in Quezon City. The payment of fine or imprisonment as herein provided shall not relieve the offender from the payment of the delinquent fee or charge imposed under this Ordinance. If the violation is committed by a Juridical entity, the President, General Manager or any person entrusted with the administration thereof at the time of the commission of the violation shall be held responsible or liable therefor. Moreover, the latter is under obligation to notify its employees about the violations and penalties imposed under this Ordinance.

Section 7. Coverage. This Ordinance shall cover all private and public markets and mini-markets, talipapa, cold stores, groceries, and all meat marketing outlets and distributors operating within Quezon City.

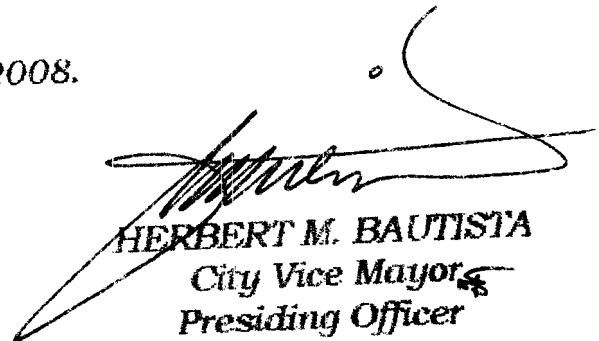
Section 8. Implementing Authority. The Market Development and Administration Department in cooperation with the City Health Department through its Veterinary Division are hereby delegated to implement this Ordinance

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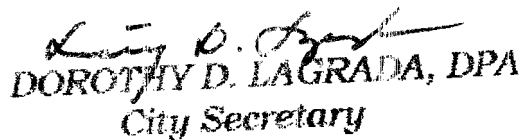
Section 9. Separability Clause. If, for any reason or reasons, any part of this Ordinance shall be declared unconstitutional and held to be invalid, other parts or provisions hereof which are not affected thereby, shall continue to be in full force and effect.

Section 10. Effectivity. This Ordinance shall take effect upon its approval and satisfaction of its publication and posting requirement.

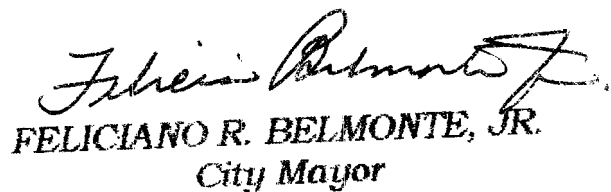
ENACTED: December 15, 2008.


HERBERT M. BAUTISTA
City Vice Mayor
Presiding Officer

ATTESTED:

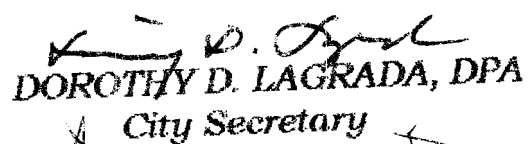

DOROTHY D. LAGRADA, DPA
City Secretary

APPROVED: Feb. 9, 2009


FELICIANO R. BELMONTE, JR.
City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on December 15, 2008 and was finally PASSED on Third/Final Reading under Suspended Rules on the same date.


DOROTHY D. LAGRADA, DPA
City Secretary