

Republic of the Philippines
Province of Davao del Norte
City of Tagum

BEFORE THE '3RD COUNCIL'

EXCERPT FROM THE MINUTES OF THE 108th REGULAR SESSION OF THE SANGGUNIANG PANLUNGSOD OF TAGUM CITY, PROVINCE OF DAVAO DEL NORTE HELD AT THE SP SESSION HALL ON SEPTEMBER 25, 2006.

PRESENT:

Hon. ALLAN L. RELLON, MPA,	City Vice Mayor (Presiding Officer)
Hon. MARIA LINA F. BAURA,	Member
Hon. GETERITO T. GEMENTIZA,	Member
Hon. RAYMOND JOEY D. MILLAN,	Member
Hon. ROBERT L. SO,	Member
Hon. OSCAR M. BERMUDEZ,	Member
Hon. ROGELIO E. ISRAEL, MPA,	Member
Hon. VICENTE C. ELIOT, SR.,	Member
Hon. JOEDEL T. CAASI,	Member
Hon. ERNESTO Y. OBERO,	Member (ABC Representative)
Hon. BRYAN KIM SAMUEL L. ANGOY,	Member (SKF Representative)
Hon. FRANCISCO C. REMITAR,	Member

CITY ORDINANCE NO. 222, s-2006

“AN ORDINANCE PROHIBITING THE CUTTING, DESTROYING OR IMPAIRING OF PLANTED TREES, SHRUBS, PALMS AND ORNAMENTAL PLANTS ALONG PUBLIC ROADS, PLAZAS, PARKS OR IN ANY OTHER PUBLIC GROUND.”

BE IT ORDAINED by the Sangguniang Panlungsod of Tagum City in session assembled, that:

SECTION 1. TITLE: This Ordinance shall be known as “An ordinance to prohibit the cutting, destroying or injuring of planted trees, shrubs, palms and ornamental plants along public roads, plazas, parks or in any other public ground.”

SECTION 2. DEFINITION OF TERMS. The terms used in this ordinance shall mean:

- a. Cutting – the separation of a physical parts or a portion of a physical parts of the trees, shrubs, palms and ornamental plants into two (2) portions, through the application of an acutely directed force.
- b. Injuring – a damage or harm caused to the trees, shrubs, palms and ornamental plants.
- c. Impairing – to diminish the value of the trees, shrubs, palms and ornamental plants.
- d. Destroying – to ruin, to kill or to put an end to the existence of the trees, shrubs, palms and ornamental plants.

SECTION 3. For the purpose of implementing this ordinance a Committee on the Protection of Trees, Shrubs, Palms and Ornamental Plants in the City Of Tagum is hereby created which is composed of the following:

Chairman	-	City Mayor
Vice Chairman	-	City Vice Mayor
Members	•	City Environment and Natural Resources Office (CENRO)

CITY ORDINANCE NO. 222, s-2006, cont'd:

SECTION 4. FUNCTIONS OF THE COMMITTEE ON THE PROTECTION OF TREES, SHRUBS, PALMS AND ORNAMENTAL PLANTS IN THE CITY OF TAGUM.

1. To formulate policies and guidelines for the proper implementation of this ordinance;
2. To recommend to the Department of Environment and Natural Resources (DENR) application for permit to cut;
3. To receive and accept complaints of unscrupulous cutting of trees, shrubs, palms and ornamental plants within the territorial jurisdiction of Tagum City;
4. To conduct investigation of the complaints;
5. To prepare and submit reports of the said complaints to the Department of Environment and Natural Resources (DENR) Region XI with the corresponding recommendation for their final action; and
6. To lead in the conduct of information dissemination to the different Barangay in the City of Tagum.

SECTION 5. PROHIBITION. No cutting, destroying, or injuring of planted trees, shrubs, palms and ornamental plants along public roads, in plazas, parks or in any other public ground shall be permitted except when the cutting, destroying or injuring of the same is necessary for public safety, infrastructure development or such pruning or same is necessary to enhance its beauty , or and only upon the recommendation of the committee. The cutting, destroying, or pruning shall be under the supervision of the committee subject to the provisions of the Civil Code of the Philippines on property relation.

SECTION 6. PENALTY CLAUSE. There shall be a penalty of Two Thousand Pesos (P2,000.00) for any violation committed of this Ordinance.

SECTION 7. SEPARABILITY CLAUSE. If any part or portion of this Ordinance is declared illegal or unconstitutional, the rest of the provisions not affected thereby shall remain in full force and effect.

SECTION 8. REPEALING CLAUSE. Any Ordinance or regulation inconsistent therewith is hereby deemed modified or amended accordingly.

SECTION 9. EFFECTIVITY CLAUSE. This Ordinance shall take effect two (2) weeks following its publication in at least one (1) newspaper of general circulation in Tagum City.

CARRIED AND APPROVED.

ENACTED AND PASSED this 25th day of September, 2006.

I HEREBY CERTIFY to the correctness of the foregoing.

(Sgd) REY A. BUHION
Secretary to the Sanggunian

ATTESTED:

(Sgd) ALLAN L. RELLON, MPA
City Vice Mayor
(Presiding Officer)

APPROVED:

