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Sangguniang Panlalawigan

BATAAN CAPITOL, BALANGA CITY



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EXCERPT FROM THE MINUTES OF THE 125TH REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN OF BATAAN ON APRIL 25, 2022 HELD VIA ZOOM IN THE PROVINCE OF BATAAN

PRESENT:

Hon. Ma. Cristina M. Garcia, Vice Governor and Presiding Officer

FIRST DISTRICT:

- Hon. Benjamin C. Serrano, Jr., Board Member
- Hon. Jomar L. Gaza J.D., Board Member
- Hon. Reynaldo T. Ibe, Jr., Board Member
- Hon. Godofredo B. Galicia, Jr., M.D., Board Member
- Hon. Maria Khristine G. Dela Fuente, Board Member



SECOND DISTRICT:

- Hon. Maria Margarita R. Roque, Board Member
- Hon. Manuel N. Beltran, Board Member
- Hon. Edgardo P. Calimbas, Board Member
- Hon. Jose C. Villapando, Sr., Board Member
- Hon. Romano L. Del Rosario, Board Member

- Hon. Noel Joseph L. Valdecañas, Board Member (PCL President)
- Hon. Doroteo M. Austria, Board Member (FABC President)
- Hon. Precious D. Manuel, Board Member (SKF President)

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ABSENT:

Hon. Rosita N. Sison, Board Member (IPM Representative) (O.B.)

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PROVINCIAL ORDINANCE NO. 10 SERIES OF 2022

THE REVISED PROVINCIAL ORDINANCE PRESCRIBING THE PREVENTION, CONTROL AND ERADICATION OF AVIAN INFLUENZA OR BIRD FLU IN THE PROVINCE OF BATAAN.

Sponsored by: Hon. Benjamin C. Serrano, Jr.

WHEREAS, the local government unit shall exercise the powers expressly granted, those necessarily implied, therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of general welfare;

WHEREAS, it is the duty of the Provincial Government of Bataan to prevent animal pests and diseases;

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Signature of Albert S. Garcia
ALBERT S. GARCIA
Provincial Governor

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"EXCELLENT PUBLIC SERVICE TOWARDS A BETTER QUALITY OF LIFE FOR ALL"

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WHEREAS, Avian Influenza is a zoonotic disease with high economic importance which can affect the livelihood of our farmers and ultimately, public health;

WHEREAS, the Bureau of Animal Industry detected a highly pathogenic avian influenza (HPAI) in provinces within Central Luzon;

WHEREAS, the Province of Bataan remains free from avian influenza and it is the responsibility of the province to protect our people from the effects of this disease;

NOW, THEREFORE, BE IT ORDAINED BY THE SANGGUNIANG PANLALAWIGAN IN REGULAR SESSION ASSEMBLED:

Section 1. Short Title. This Ordinance shall be known as "THE REVISED PROVINCIAL ORDINANCE PRESCRIBING THE PREVENTION, CONTROL AND ERADICATION OF AVIAN INFLUENZA."

Section 2. Purpose. This Ordinance is enacted for the purpose of preventing possible entry of Avian Influenza virus in the Province of Bataan and providing control and eradication procedures in case of disease outbreak.

Section 3. Scope and Applicability. This Ordinance shall apply to all sectors, government and private, engaging in poultry production, trading and processing of poultry products and its by-products within the territorial jurisdiction of the Province of Bataan.

Section 4. Definition of Terms. For the purpose of this Ordinance, the following terms are defined as follows:

1. Animal Disease Diagnosis and Reference Laboratory (ADDRL) – formerly the Philippine Animal Health Center (PAHC), a section under the Veterinary Laboratory Division (VLD) of the Bureau of Animal Industry (BAI).
2. Avian Influenza – an infection of poultry and other birds caused by any Influenza A virus with high pathogenicity (HPAI) and by H5 or H7 subtypes with low pathogenicity.
3. Avian Influenza Type A Virus – belongs to the Orthomyxoviridae family under Genus Influenza virus A; there are three genera – A, B, C, only type A is known to infect animals and is zoonotic.
4. Backyard Poultry Farm – any farm or household whether farming or non-farming that raises at least one head of bird and does not qualify as a commercial farm.
5. Broiler – poultry (i.e. chicken) raised for meat purposes only.
6. Buffer Zone – refers to the area within five hundred (500) meter radius from the poultry farm/aviary applying for compartmentalization; this shall cover all points in the market value chain (e.g. farm source, feeds, biologics and pharmaceutical source, transport, stops, processing plant, packaging, sale points).
7. Commercial Poultry Farm – refers to any farm which satisfies at least one of the following conditions:
 - a. 500 layers or 1,000 broilers;
 - b. Combination of 100 breeders/layers and 100 broilers;
 - c. 500 heads of duck, regardless of age;
 - d. 10,000 heads of quail; or
 - e. 500 heads of game fowl.
8. Culling – the humane killing of poultry and other birds to prevent the spread of Avian Influenza.

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Provincial Governor

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9. Day-old Chick (DOC) – a bird aged not more than 72 hours after hatching.
10. Disinfection – means the application, after thorough cleansing, of procedures intended to destroy the infectious or parasitic agents of animal diseases, including zoonoses; this applies to premises, vehicles and different objects which may have been directly or indirectly contaminated (OIE, 2019).
11. Dressing Plant – the premises/facilities used in the slaughter of poultry.
12. Duck – general term for waterfowl belonging to the family *Anatidae* of either sex; also refers to female duck.
13. Epidemiological Unit – a group of animals with a defined epidemiological relationship that share approximately the same likelihood of exposure to a pathogenic agent. This could be sharing a common environment (e.g. animals in a pen), or common management practices. However, an epidemiological unit may also refer to groups such as animals belonging to residents of a village, or animals sharing a communal animal handling facility. The epidemiological relationship may differ from disease to disease, or even strain to strain of the pathogenic agent (OIE, 2019).
14. Free-Range Chicken – refers to chickens which are raised to roam freely.
15. Game fowl – domesticated chicken, regardless of breed, age, and sex, rose solely for game or recreation purposes.
16. Hatchery – refers to a facility where eggs are incubated and chicks are hatched under artificial conditions.
17. Infected Premises – any site with avian population in which reportable Avian Influenza is confirmed to exist.
18. Layer – a female chicken, regardless of age, rose mainly for table egg production.
19. Meat – refers to all edible parts of an animal.
20. Monitoring – refers to a continuous, dynamic process of collecting data about health and disease and their determinants in a given animal population over a defined time period.
21. Native Chicken – refers to chicken found in one geographical location that developed unique physical characteristics, behaviour, product attributes, adapted to the local environment and are products of selection with no infusion of exotic breed for at least five generations.
22. Negative Monitoring Report – this document is usually accomplished by the Local Government Unit, certifying that certain diseases (e.g. AI and FMD) have not been reported for the specified period of time, and submitted to BAI as part of animal disease monitoring.
23. Outbreak – refers to the occurrence of one or more cases in an epidemiological unit.
24. Poultry – refers to all domesticated birds, including backyard poultry, used for the production of meat or eggs for consumption, for the production of other commercial products, for restocking supplies of game, or for breeding these categories of birds, as well as fighting cocks used for any purpose.

Birds that are kept in captivity for any reason other than those reasons referred to in the preceding paragraph, including those that are kept for shows, races, exhibitions, competitions or for breeding or selling these categories of birds as well as pet birds, are not considered to be poultry (OIE, 2019).

25. Poultry By-products – include manure, used litter, offal, feathers, mortalities, etc.
26. Premises – any site with avian population.
27. Quarantine Area – refers to the area within a minimum one (1) kilometre radius from the Infected Premises; this shall cover all sites with avian

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Provincial Governor

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- population including major markets, processing plants and general service areas.
- 28. Reportable Avian Influenza – includes all H5 and H7 subtypes regardless of virulence in poultry (all other subtypes are not reportable).
- 29. Rest Period – period from last disinfection to loading or restocking of bird/s.
- 30. Stakeholder – any person or institution who is affected by an issue, and particularly has anything to gain to lose.
- 31. Surveillance – the systematic ongoing collection, collation, and analysis of information related to animal health and the timely dissemination of information so that action can be taken.
- 32. Surveillance Area – the area with a seven (7) kilometre radius from the periphery of the Quarantine Area that shall serve as a buffer between Quarantine Area and the AI Free Areas; formerly called Control Area.
- 33. Suspect Premises – refers to any site with avian population that has been possibly exposed to an AI virus, such that quarantine, monitoring and surveillance, but no pre-emptive culling, are warranted.
- 34. Suspect Products – refers to domestic and wild birds and their products, by-products and wastes or any item introduced from an Infected Premises twenty-one (21) days prior to declaration of the premises as Infected.
- 35. Vehicle/Vessel – any means of conveyance including train, truck, aircraft or ship that is used for carrying/transporting animal/s.
- 36. Water fowls – according to the Ramsar Convention, these are birds that are ecologically dependent on wetlands.
- 37. Wildlife – means wild forms of animals, in all developmental stage, including those which are in captivity or are being bred or propagated (R.A. 9147).
- 38. Wild birds – refer to wild forms and varieties of avian species, in all developmental stages, including those which are being bred or propagated.
- 39. Zone – is a territory that has natural geographic boundaries such as bodies of water, mountain ranges or controllable points of entry. This shall consider the existing administrative regions organizing the different provinces of the country to facilitate effective movement and quarantine controls.
- 40. Zoonic Disease - is an infectious disease that is transmitted between species from animals to humans.

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Section 5. Creation of Local Avian Influenza Task Force (AITF).

The AI Prevention and Control Task Force shall be formed and shall be the main authority to oversee the implementation of the provisions of this Ordinance and other related activities as maybe provided by rules, regulations and guidelines promulgated by higher authority or mandated by national laws. It shall be composed of the following:

Chairperson: Provincial Governor

Vice Chairpersons: Provincial Veterinarian
Provincial Health Officer

Members: Provincial Agriculturist
Provincial Disaster Risk Reduction Management Officer
Provincial Information Officer
Provincial Government – Environment and Natural Resources Officer
Department of Interior and Local Government
Department of Education

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Philippine National Police
Department of Trade and Industry
President, Association of Barangay Captains
President, Mayor's League
Representative, Private Stakeholders
Provincial Engineer

Section 6. Components of the Provincial Avian Task Force (AITF).

The Provincial AI Task Force shall have the following components:

- a. Surveillance Team (Human and Animal);
- b. Rapid Action Team;
- c. Quarantine Team (Human and Animal);
- d. Clinical Management Team;
- e. Public Health Response; and
- f. Resource Mobilization.

Section 7. Duties and Responsibilities of AITF.

The following are the duties and responsibilities of the Local Avian Influenza Task Force:

1. To implement the guidelines stated in the Avian Influenza Protection Program (AIPP) Manual of Procedures released by the National Avian Influenza Task Force;
2. To prepare Avian Influenza Preparedness and Response Plan (AIPRP) consisting of four (4) stages to support the national government's plan;
 - a. Stage 1. Avian Influenza-Free Philippines
 - b. Stage 2. Avian Influenza in Domestic Fowl
 - c. Stage 3. Avian Influenza in Humans
 - d. Stage 4. Avian Influenza Outbreaks in Poultry and in Humans
3. To organize the AI Task Force at the city/municipal level and secure their cooperation in the implementation of AIPP;
4. To provide additional necessary materials (PPEs, disinfectants, vaccines, viral prophylaxis, etc.);
5. To establish linkages with the stakeholders to gather support for the success of the plan;
6. To undertake information and education campaign activities to draw up support for the effective implementation of the plan;
7. To coordinate and cooperate with the National/Regional AI Task Force in the emergency response to the fullest extent possible;
8. To identify, in coordination with Regional AITF, priority areas which are at risk based on the laboratory results of the samples collected by the Surveillance Team;
9. To enforce biosecurity measure in poultry farms within its territorial jurisdiction; and
10. Specifically, each component shall have the following responsibilities:
 - a. Surveillance Team
 - Inventory of all susceptible poultry species (e.g. broiler, layer, duck, quail, etc.).
 - Locate all poultry establishments, backyard and commercial.
 - Collect and submit samples to the Animal Disease Diagnosis and Reference Laboratory for confirmation of Avian Influenza.
 - Perform disease investigation to suspect animals. This includes contact tracing to possible source of infection.
 - Submit negative disease monitoring reports and facilitate the bi-annual testing of susceptible animals.

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- b. Rapid Action Team
 - Convene all responsible offices for the culling procedures.
 - Identify a burial site, in compliance to the regulations or standards set by the Department of Environment and Natural Resources.
 - Conduct immediate culling of AI-positive establishments.
 - Inventory of all affected farmers and depopulated birds.
- c. Quarantine Team
 - Prohibit movement of poultry, poultry products and poultry by-products from infected premises, until all culling procedures have been carried out.
 - Prohibit movement of poultry, poultry products and poultry by-products in a household/farm with suspect cases, until two negative laboratory results have been released.
 - Regulate movement of poultry, poultry products and poultry by-products within the Quarantine and Surveillance Area.
 - Facilitate quarantine of all personnel and staff with direct contact to AI-positive birds for a period of 10 days.
- d. Clinical Management Team
 - Administer current season's influenza vaccine to all workers directly or indirectly involved with handling AI-positive birds.
 - Prescribe prophylactic medicines for humans in the event of an AI outbreak in poultry.
- e. Public Health Response
 - Advocate cleaning, washing of hands, and use of alcohol.
 - Release advisories on proper cooking of poultry meat.
 - Promote good animal husbandry and biosecurity practices.
- f. Resource Mobilization
 - Ensure availability of laboratory materials (e.g. cotton swabs, transport media, test kits).
 - Ensure availability of culling materials and equipment (e.g. backhoe, disinfectants, PPEs).
 - Ensure availability of current season's flu vaccine and prophylactic medicines.

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Section 8. Case Definition. The following defines the occurrence of Avian Influenza:

1. For an animal (bird)
 - 1.1. Suspect Case: exhibiting any of the following clinical signs consistent with HPAI/LPAI – ruffled feathers, reduced egg production, misshapen eggs, respiratory signs such as ocular and nasal discharges, coughing, sneezing, dyspnea, incoordination and neurological signs, cyanosis of wattle and comb, marked depression, lethargy, decreased feed and water consumption, diarrhea, sudden death; and/or with a positive result in serological test for Influenza A virus.
 - 1.2. Confirmed Case: with a positive result for H5 or H7 virus in PCR or virus isolation test.
2. For a flock
 - 2.1. Suspect Case
 - 2.1.1. For commercial poultry operations: a flock in which an unusual number of birds have clinical signs consistent with HPAI/LPAI; and/or with any unusual mortality in a span of two

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days; and/or with one or more birds seropositive for Influenza A virus.

2.1.2. For backyard poultry raisers: any unexplained mortality in the flock in a span of two days.

2.2. Confirmed Case: one or more birds in a flock have had a positive result for H5 or H7 virus in a PCR or virus isolation test.

Section 9. In Case of AI Outbreak. If an outbreak of Avian Influenza/Bird Flu occurs, the whole province shall be put under State of Calamity where emergency measures shall be undertaken. Likewise, the LGU shall provide needed funds in mobilizing the speedy implementation of immediate emergency and control measures, as stated in the Avian Influenza Prevention Program (AIPP). Moreover, in order to maximize efforts at the grassroots level, the organized Barangay Health Emergency Response Teams (BHERTS) shall be mobilized to provide assistance to the LGU in the implementation of the Local Avian Influenza Prevention Program.

Section 10. Prohibited Acts. The following are the prohibited acts in the control and prevention of Reportable Avian Influenza:

1. Trade or possession of any unregistered exotic species of poultry wildlife;
2. Movement of poultry, poultry products and poultry by-products from the Infected Premises;
3. Transport of poultry, poultry products and poultry by-products from areas outside the Infected Premises without necessary documents which include:
 - a. Veterinary Health Certificate, signed by a private veterinarian and concurred by government veterinarian;
 - b. Shipping Permit signed by the Provincial Veterinarian, for products coming from provinces within Region III or Shipping Permit signed by the Regional Quarantine Officer, for products coming from provinces outside Region III;
 - c. Certificate of Accreditation, issued by the Bureau of Animal Industry, for commercial poultry farms; and
 - d. Negative laboratory result for Avian Influenza, for backyard poultry farms.
4. Tampering/falsification of the aforementioned documents;
5. Interference/disobedience to persons in authority; and
6. Refusal to farm inspection or disease surveillance.

Section 11. Penalty Clause. Offenders shall be fined/penalized based on the following:

- a. 1st Offense - fine of Two Thousand Pesos (P 2,000.00);
- b. 2nd Offense - fine of Three Thousand Pesos (P 3,000.00) or an imprisonment for a period not exceeding thirty (30) days or both at the discretion of the Court;
- c. 3rd Offense - a fine of Five Thousand Pesos (P 5,000.00) or an imprisonment for a period not exceeding one (1) year or both at the discretion of the Court, and/or upon the observation of due process cancellation of business permits.

Section 12. Repealing Clause. All previous ordinances, local laws, rules and regulations inconsistent with this ordinance are hereby repealed or modified, accordingly.

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Section 13. Separability Clause. If for any reason any part or provision of this Ordinance shall be held unconstitutional or invalid, other parts or provisions hereof which are not affected shall continue to be in full force and effect.

Section 14. Effectivity Clause. This Ordinance shall take effect upon approval and due posting.

ENACTED this 25th day of April 2022, Balanga City, Bataan.

I HEREBY CERTIFY to the correctness of the foregoing resolution.



ATTY. MARK LORENZ C. QUEZON
Secretary to the Sangguniang Panlalawigan



BENJAMIN C. SERRANO, JR.
Board Member




MARIA MARGARITA R. ROQUE
Board Member



JOMAR L. GAZA J.D.
Board Member



MANUEL N. BELTRAN
Board Member



REYNALDO T. IBE, JR.
Board Member



EDGARDO P. CALIMBAS
Board Member



GODOFREDO B. GALICIA, JR., M.D.
Board Member



JOSE C. VILLAPANDO, SR.
Board Member




MARIA KRISTINE G. DELA FUENTE
Board Member



ROMANO L. DEL ROSARIO
Board Member



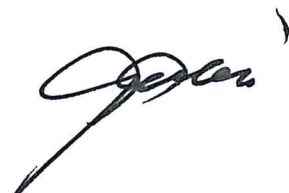
NOEL JOSEPH L. VALDECAÑAS
Board Member
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PRECIOUS D. MANUEL
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Provincial Governor



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DOROTEO M. AUSTRIA
Board Member
(FABC President)

ATTESTED:

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MA. CRISTINA M. GARCIA
Vice Governor & Presiding Officer

APPROVED:

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ALBERT S. GARCIA
Provincial Governor
Date: 5-16-2022

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