



Republic of the Philippines  
 PROVINCE OF CAGAYAN  
 City of Tuguegarao



**SEVENTH CITY COUNCIL**

EXCERPTS FROM THE MINUTES OF THE 59<sup>th</sup> REGULAR SESSION  
 OF THE SEVENTH CITY COUNCIL OF TUGUEGARAO CITY, CAGAYAN  
 HELD ON OCTOBER 24, 2017, 9:00 A.M., TUESDAY,  
 AT THE SANGGUNIANG PANLUNGSOD SESSION HALL

**PRESENT:**

Hon. Bienvenido C. De Guzman II	City Vice Mayor, Presiding Officer
Hon. Danilo L. Baccay	Sangguniang Panlungsod Member
Hon. Jude T. Bayona	-do-
Hon. Kendrick S. Calubaquib	-do-
Hon. Arnel T. Arugay	-do-
Hon. Gilbert S. Labang	-do-
Hon. Winocco R. Abraham	-do-
Hon. Imogen Claire M. Callangan	-do-
Hon. Mary Marjorie P. Martin-Chan	-do-
Hon. Raymund P. Guzman	-do-
Hon. Grace B. Arago	-do-
Hon. Anthony C. Tuddao	-do-
Hon. Jose G. Velasco	-do-



**ABSENT:**

Hon. Maila Rosario T. Que Sangguniang Panlungsod Member ( on Privilege Leave)

**CITY ORDINANCE NO. 49-2017**

**AN ORDINANCE PROHIBITING THE NAILING, PASTING, POSTING AND HANGING OF STREAMERS, POSTERS, BANNERS, POLITICAL ADS AND OTHER ADVERTISING MATERIALS ON TREES IN THE CITY OF TUGUEGARAO**

Sponsors: **Hon. Jude T. Bayona**  
**Hon. Bienvenido C. De Guzman II**  
**Hon. Danilo L. Baccay**  
**Hon. Kendrick S. Calubaquib**  
**Hon. Raymund P. Guzman**

Co- Sponsors: **Hon. Winnoco R. Abraham**  
**Hon. Arnel T. Arugay**  
**Hon. Anthony C. Tuddao**  
**Hon. Grace B. Arago**  
**Hon. Imogen Claire M. Callangan**  
**Hon. Maila Rosario T. Que**  
**Hon. Mary Marjorie P. Martin-Chan**  
**Hon. Gilbert S. Labang**  
**Hon. Jose G. Velasco**

**WHEREAS**, Section 16, Article II of the 1987 Constitution declares that, "The State shall protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature."

**WHEREAS**, Section 3 of Republic Act 3571, otherwise known as "An Act to Prohibit the Cutting, Destroying or Injuring of Planted or Growing Trees, Flowering Plants

and Shrubs or Plants of Scenic Value Along Public Roads, in Plazas, Parks, School Premises or in Any Other Public Pleasure”, provides that no cutting, destroying or injuring of planted or growing trees, flowering plants and shrubs or plants of scenic value along public roads, in plazas, parks, school premises or in any other public ground shall be permitted save when the cutting, destroying or injuring of the same is necessary for public safety, or such pruning of the same is necessary to enhance its beauty”;

**WHEREAS**, Section 458 (a)(1)(vi) of Republic Act 7160, otherwise known as the Local Government Code of 1991, provides that the Sangguniang Panlungsod shall approve ordinances and pass resolutions necessary for an efficient and effective city government, and in this connection, shall protect the environment and impose appropriate penalties for acts which endanger the environment;

**WHEREAS**, the nailing, pasting, posting and hanging of streamers, posters, banners, political ads and other advertising materials on trees especially when using iron nails could severely or seriously damage the health of trees;

**WHEREAS**, a healthy tree is a source of oxygen, a trap for carbon dioxide and greenhouse gases, provides shade, coolness and promotes a livable environment;

**NOW, THEREFORE**, be it ordained by the Seventh City Council in session assembled to enact:

**SECTION 1. -TITLE.** This Ordinance shall be known “**AN ORDINANCE PROHIBITING THE NAILING, PASTING, POSTING AND HANGING OF STREAMERS, POSTERS, BANNERS, POLITICAL ADS AND OTHER ADVERTISING MATERIALS ON TREES IN THE CITY OF TUGUEGARAO.**”

**SECTION 2. – DECLARATION OF POLICY.** It shall be declared the policy of Tuguegarao City to take an active role in the management and conservation of its natural resources, to promote and conserve the beauty of objects of scenic and ornamental value along public places and help preserve cool, fresh and healthful climate, to obtain the optimum benefits therefrom and to preserve the same for the future generations.

**SECTION 3. – SCOPE AND APPLICABILITY –** The provisions of this Ordinance shall apply to all acts of nailing, pasting, posting, hanging or attaching of any and all forms of streamers, posters, banners, political ads and other advertising materials on trees and species of similar nature found in both public and private places in the territory and within the jurisdiction of Tuguegarao City.

**SECTION 4.- DEFINITION OF TERMS.** When used in this Ordinance, the following terms shall mean:

- a) **TREE** – A usually tall plant that has a thick, wooden stem and many large branches; a woody perennial plant having a single usually elongate main stem generally with few or no branches on its lower part.
- b) **POSTER** – A bill or placard for posting often in a public place; especially, one that is decorative or pictorial.
- c) **STREAMER** – A long narrow piece of colored paper or plastic that is used as a decoration. It may be made of cloth or tarpaulin displayed to announce an event or promote a product.
- d) **BANNER** – A strip of cloth with a design, picture, or writing on it.



- e) **POLITICAL AD** – Any political campaign paraphernalia used during electoral campaign by political candidates; it may be made of paper, cloth, or tarpaulin in varying sizes.
- f) **OTHER ADVERTISING MATERIAS** – Any notices or announcements that promote a business, profession, service or entertainment, or a commodity sold or offered for public/private use.
- g) **NAILING** – The act of using a long, thin piece of metal that is sharp at one end and flat at the other end to attach things to wood.
- h) **POSTING** – To publish, announce, or advertise through the use of a poster, streamer or banner.
- i) **PASTING** – The act of causing something to adhere by applying paste.
- j) **HANGING** – To attach or place something so that it is held up without support from below.
- k) **PERSON AND JURIDICAL PERSON** - include natural persons as well as board of directors, officers of corporations, partnerships, associations and cooperatives who cause and authorize the nailing, pasting, posting and hanging of streamers, posters, banners, political ads and other advertising materials on trees in Tuguegarao City.

**SECTION 5. -PROHIBITED ACTS.** – It shall be unlawful to nail, paste, post, hand or attach any political advertisements, streamers, posters, banners or any other advertising materials on trees and species of similar nature, as defined in Section 4, Paragraph (a) found in both public and private places in the territory and within the jurisdiction of the City of Tuguegarao.

**SECTION 6. – PERSONS LIABLE.** – Any person and juridical person including board of directors, officers of corporations, partnerships, associations and cooperatives who cause and authorize the nailing, pasting, posting and hanging of streamers, posters, banners, political ads and other advertising materials on trees in Tuguegarao City and those who actually and directly nails, staples, tacks, posts, pastes, hangs or attaches streamers, posters, banners, political ads or other advertising materials on trees and species of similar nature as well as the private owners of the lot where the tree is located who consented to the same acts shall be deemed liable under this ordinance.

**SECTION 7. – RULES AND REGULATIONS.**

1. A Team of Personnel from City Environment and Natural Resources Office (CENRO), City Engineering Office (CEO) and City Planning and Development Office (CPDO), Barangay Officials and Barangay Tanods shall be deputized as Enforcers of this Ordinance.
2. The Enforcers shall be tasked with the proper and vigorous implementation of this Ordinance. They should exercise close monitoring and enforcement of this Ordinance.
3. The Tuguegarao City Police (PNP) shall be tasked to conduct orientation to units deputized as Enforcers who shall assist in the proper implementation of this Ordinance.
4. An IRR embodying the Enforcement Procedures of this Ordinance shall be formulated and shall provide for the following cases:
  - 4.a – If advertisement and other information materials are found already posted, nailed, hanged or pasted in the tree/s in both public and private places.
  - 4.b – If Offender is caught in the act.

4.c – For cases with unidentified violators, their posted advertisements will be removed right away by the ENFORCERS.

**SECTION 8. – PENALTIES.** – Any person or juridical person as defined in Section 6 hereof who has committed a violation of this Ordinance shall be meted the following penalties and any other penalties under existing rules, regulations and ordinances.

FIRST OFFENSE. The violator shall be subjected to a fine of ONE THOUSAND PESOS (P1,000.00)

SECOND OFFENSE. The violator shall be subjected to a fine of TWO THOUSAND PESOS (P2,000.00)

**SECTION 9. – SEPARABILITY CLAUSE.** – If for any reason/s any provision of this ordinance is rendered invalid or unconstitutional, such provisions not affected by such declaration shall remain to be in full force and effect.

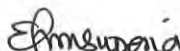
**SECTION 10. – REPEALING CLAUSE.** – Any Ordinance, local issuances or rules inconsistent with the provisions of this Ordinance are hereby modified or repealed accordingly.

**SECTION 11. – EFFECTIVITY.** – This Ordinance shall take effect after ten (10) days following its publication.


On motion of Hon.Jude T. Bayona and without any objection, **CITY ORDINANCE NO. 49-2017** was **APPROVED** on its Third and Final Reading under suspended rules.

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I HEREBY CERTIFY TO THE CORRECTNESS OF THE FOREGOING:

  
**EDITHA M. SUPEÑA**  
Administrative Officer V  
Acting Assistant Secretary to the Sanggunian

ATTESTED:

  
**HON. BIENVENIDO C. DE GUZMAN II**  
City Vice Mayor  
Presiding Officer  
Date: \_\_\_\_\_

APPROVED:

  
**HON. ATTY. JEFFERSON P. SORIANO**  
City Mayor  
Date: 10/21/17