



Attested:

JULIETA B. ANANAYO
Municipal Vice Mayor and
Regular Presiding Officer

LUCASA BUGATTY
Sangguniang Bayan Member

CASAN P. DUMULAG
Sangguniang Bayan Member

PABLO M. CUYAHON
Sangguniang Bayan Member

MARVINO. PAWID
Sangguniang Bayan Member

EVELYN Y. BALENGA
Sangguniang Bayan Member

JESSIE B. LACBAYAN
Sangguniang Bayan Member

PEOROB. BUTALE
Sangguniang Bayan Member

ROMEOL HAGUYAYAP
Sangguniang Bayan Member

ARMANDO P. BINMOHYA
Liga ng mga Brgy. President

Approved:

HILARIO T. BUMANGABANG
Municipal Mayor

Date: _____

Municipal Ordinance No. 44

Series of 2015

Introduced by:

Committee on Agriculture, Environment, Agrarian Reform, Livelihood and Cooperative

AN ORDINANCE INSTITUTIONALIZING THE INDIGENOUS FARMING SYSTEMS OF HUNGDUAN, IFUGAO AND INTEGRATING THE ORGANIC AGRICULTURE PROGRAM AND PROVIDING FUNDS THEREFORE AND FOR OTHER PURPOSES.

Be it enacted by the body in session that:

CHAPTER 1. GENERAL PROVISIONS

Section 1. TITLE – The title of this Ordinance shall be **“ORGANIC AGRICULTURE ORDINANCE OF HUNGDUAN, IFUGAO.”**

Section 2. LEGAL BASIS – The legal basis of this Ordinance is RA 10068 of 2010, “Development and Promotion of Organic Agriculture in the Philippines”.

Section 3. POLICY – It shall be the policy of the Local Government Unit of Hungduan, Ifugao to support the development, promotion, propagation, research and implementation of the practice of Organic Agriculture that contributes to better farm incomes and sustainable livelihood, improved health, environmental protection, disaster risk reduction and resilience to climate change and social justice.

Section 4. DEFINITION OF TERMS – For purposes of this Ordinance, the following terms shall be defined as follows:

(a) Organic- particular farming and processing system described in the standards and not in the classical chemical sense. It is synonymous to “Biological” or “Ecological”. It is also a labeling term that denotes products considered as organic.

(b) Organic Agriculture - production system that sustains the health of soils, ecosystems and people and relies on ecological processes, biodiversity and cycles adapted to local conditions, rather than the use of inputs with adverse effects.

(c) Conversion Period- time between the start of the organic and the certification of crops, animal husbandry or aquaculture products as organic.

(d) Biodegradable Wastes- organic matter for compost/organic fertilizer for organic cultivation, farming of food crops and includes discards segregated from non-biodegradable wastes.

(e) Commercialization- process of including a new agricultural and fishery technology either as

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product, process or service that has undergone the intensive innovative activities of assessment, promotion and transfer for economic benefit.

(f) Certification- procedure by which official certification bodies of officially recognized certification bodies provide written or equivalent assurance that food or food control systems conform to requirements.

(g) Accreditation- procedure by which a government agency having jurisdiction formally recognizes the competence of an inspection and/or certification body to provide inspection and certification services.

(h) Organic Food Establishment- an entity that produces inputs for organic agriculture.

(i) Indigenous farming Systems- the use of natural resources such as traditional varieties, natural fertilizers for pesticides from plants and animals, etc.

Section 5. COVERAGE – The provisions of this Ordinance shall apply for the development and promotion of organic agriculture in the municipality.

CHAPTER 2. MUNICIPAL ORGANIC FARMING PROGRAM

Section 6. ORGANIC AGRICULTURAL ZONES. – For the effective implementation of this ordinance, there are hereby set aside agriculture zones that will be protected from encroachment and contamination of using chemical-based farm inputs, mining, including contamination of genetically engineered crops and other similar activities. These zones shall be organized according to ecological districts based on existing categories of land tenure instruments and arrangements such as the ancestral domain, the protected area, the agrarian reform communities; the community-based forest management zones, and such similar instruments and arrangements, including all bodies of water.

These zones shall be set up according to the following criteria:

- a. Presence of actual organic agriculture practitioners;
- b. Presence of natural or man-made water formations, including areas covered by irrigation and similar facilities;
- c. Identified buffer zone to shield organic agriculture from other land uses that impact in the integrity of the practice if organic agriculture.

Section 7. CONSERVATION OF INDIGENOUS FARM PRACTICES. – Measures shall be established by the Local Government Unit in partnership with the farming communities, including indigenous people's communities, to conserve and protect indigenous knowledge relating to organic agriculture, and those that relate to seed conservation and propagation and the various ways in which on-farm and ex-situ mechanisms are established and sustained.

Section 8. ORGANIC GENE/SEED BANK. – The Municipal Government of Hungduan, through the Municipal Agriculturist's Office, in coordination with Non-Government Organizations (NGOs), international

organizations and other appropriate agencies shall establish an Organic Seed/Gene Bank which will produce and supply organic, endemic or indigenous seeds to farmers;

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Section 9. ORGANIC CENTERS. – The Municipal Government of Hungduan shall establish, recognize and support Organic Centers including those initiated by the private sector that will promote, market, and develop organic agriculture;

The Municipal Government may also recognize or support market centers which are established for the purpose of marketing organic products;

Section 10. RETAILING OF ORGANIC PRODUCE –a designated place in the public market of Hungduan shall be placed for the display and selling of organic products. Retail establishments or stores of organic produce shall also designate a separate area to display the organic produce to avoid mixing with non-organic produce.

CHAPTER 3 – IMPLEMENTATION MECHANISMS

Section 11. CREATION OF A MUNICIPAL TECHNICAL COMMITTEE (MTC) – The Municipal Mayor shall form a Municipal Technical Committee which shall implement activities in line with the Municipal Organic Agricultural Program of the Municipality of Hungduan and shall:

a. Shall be responsible in the promotion, development and implementation of organic agricultural programs, projects and activities including the provision and delivery of other support services intended for organic farmers in the Municipality of Hungduan;

b. Formulate policies/guidelines/plans/ programs and projects to develop and promote organic agriculture, production of organic fertilizers, organic pesticides, organic products, processing and marketing;

c. Do initial screening on products to be certified. When a product is certified as complying with organic product standards, they shall recommend it to the National Accredited Organic Certifying Body for official accreditation.

d. Register Organic Food and Organic Input Producers

e. Assist Organic Food and Organic Input Producers in the Labeling of their Organic Produce

f. Promulgate such rules and regulations and exercise such other powers and functions as may be necessary to carry out effectively the purposes and objectives of this ordinance; and

g. Perform such functions as may be necessary for its effective operations and for the continued enhancement, growth or development of organic agriculture in the Municipality.

CHAPTER 4. STRATEGIES

Section 12. SUPPORT SERVICE TO ORGANIC FARMERS. – The Municipal Government of Hungduan shall ensure support to organic farmers who wish to engage in organic agriculture, such as training, production, marketing and branding, including financial management and accounting, among other necessary skills to develop an organic agriculture product that will secure a market niche, including the practice of fair trade.

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Support services shall also be primarily extended to small and marginalized farmers and women's groups including the promotion, enhancement and fulfillment of their rights as defined in national laws.

Section 13. ACCESS TO CREDIT FOR SMALL AND ORGANIC FARMERS. The Municipal Government of Hungduan shall support Small and organic farmers through financial assistances from the local funds.

Section 14. BIOLOGICAL AND BOTANICAL CONTROL. The Municipal Government of Hungduan shall provide support to the Research Division of the Municipal Agriculturist's Office for the research and development of biological and botanical control methods, which relies on predation, parasitism, herbivory or other natural mechanisms in the control of pests and diseases in their organic farm;

Section 15. INCENTIVES TO FARMERS, SCHOOLS AND BARANGAYS. – The Municipal Government shall give incentives, awards and financial support to farmers, schools and barangay local government units which pursue, promote and practice organic farming. The Municipal Agriculturist's Office shall formulate guidelines for developing incentive programs, award systems and/or financial support.

Section 16. CAPACITY-BUILDING. – To sustain and broaden the base for the implementation of this Ordinance, there is hereby adapted a continuous effort for capacity-building and training, including the accreditation of institutions for standard testing and verification. Measures shall also be adopted to encourage integration of organic agriculture in the primary, secondary and tertiary school curricula.

CHAPTER 5. MISCELLANEOUS PROVISIONS

Section 17. PENAL PROVISION – Any person who willfully and deliberately obstructs the development or propagation of organic agriculture, or the manufacture, production, sale or use of organic agricultural inputs; and mislabels or claims that the product is organic when it is not in accordance with the existing standards for the Philippine Organic Agriculture or this ordinance shall, upon conviction, be punished by imprisonment of not less than one (1) month but not more than six (6) months, or a fine of not more than Two Thousand Pesos (Php 2,000.00), or both, at the discretion of the court.

Section 18. IMPLEMENTING RULES AND REGULATIONS – The MTC shall adapt rules and regulations to implement the provisions of this ordinance within ninety (90) days from the effectivity of this ordinance and submit the same to the Sangguniang Bayan for its information and approval.

Section 19. ANNUAL REPORT – The MTC shall render a semi- annual report to the Sangguniang Bayan on the accomplishment of the

program. A review on the viability of the program shall be made by the concerned agencies after three (3) years of its implementation.

Section 20. OVERSIGHT COMMITTEE – The Sangguniang Bayan shall be the oversight committee for purposes of this ordinance. The oversight committee shall review and approve the implementing rules and regulations of this ordinance and also perform the following instructions:

- (a) monitor and ensure the proper implementation of this ordinance.
- (b) Review the proper implementation of the programs on organic agriculture and the use of its funds;
- (c) Review the performance of the MOTC; and
- (d) Such other functions which are deemed necessary.

Section 21. ANNUAL APPROPRIATION – The amount of One Hundred Fifty Thousand Pesos (Php 150,000.00) shall be appropriated annually purposely for the implementation of this ordinance. Subsequent allocation shall be made as the need arises depending on the availability of funds. The LGU shall provide financial and technical assistance through the Office of the Municipal Agriculturist to assist organic farmers in technology development, and provide support to individual farmers and farmers organizations in the Promotion and Development of Organic Agriculture in the Municipality.

Section 22. SEPARABILITY CLAUSE – If any provision of this ordinance is declared invalid or unconstitutional, the other provisions not affected thereby shall remain in full force and effect.

Section 23. REPEALING CLAUSE – All ordinances, executive orders, rules and regulations or parts thereof contrary to or inconsistent with this ordinance are hereby repealed or modified accordingly.

Section 24. EFFECTIVITY – This ordinance shall take effect immediately.

I hereby certify to the passage of the foregoing Ordinance which was duly approved by the Sangguniang Bayan of Hungduan on 26 January, 2015.

JOCELYN H. DULNUAN
Secretary to the Sanggunian

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