



Republic of the Philippines  
PROVINCE OF BENGUET  
La Trinidad  
**SANGGUNIANG PANLALAWIGAN OFFICE**  
email: [spobenguet@yahoo.com.ph](mailto:spobenguet@yahoo.com.ph)  
Telefax (6374) – 6530

REGULAR SESSION, December 3, 2015

**PRESENT: HON. NELSON C. DANGWA, Vice Governor and Presiding Officer**  
**HON. CONCEPCION D. BALAO, Board Member**  
**HON. FLORENCE B. TINGBAOEN, Board Member**  
**HON. JOHNNY D. WAGUIS, Board Member**  
**HON. ESTEBAN T. PIOK, Board Member**  
**HON. JACK I. DULNUAN, Board Member**  
**HON. NARDO B. CAYAT, Board Member**  
**HON. ALFONSO L. FIANZA, Board Member**  
**HON. BENJAMIN C. SAGUID, Board Member**  
**HON. ROBERT M. NAMORO, Board Member**  
**HON. LEONARDO L. LAWANA, PCL Pres., Ex-Officio Member**  
**HON. JAMES M. GUANSO, JR., LnB Pres., Ex-Officio Member**  
**HON. BLAS L. DALUS, IP Representative, Ex-Officio Member**

**ABSENT: HON. JIM G. BOTIWEY, Board Member (On OB)**

**PROVINCIAL ORDINANCE NO. 15 - 180**

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**AN ORDINANCE REGULATING AMBULANT VENDOR/S SELLING SEEDS, SEEDLINGS, PESTICIDES, FERTILIZERS AND OTHER FARM EQUIPMENT IN THE PROVINCE OF BENGUET AND PROVIDING PENALTIES FOR VIOLATION THEREOF**

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**WHEREAS,** there are ambulant vendor/s, selling unlicensed/unregistered and unregulated of unknown or dubious origin of seeds, seedlings, pesticides, fertilizers and other farm equipment in the Province of Benguet;

**WHEREAS,** the seeds, seedlings, pesticides, fertilizers and other farm equipment are of poor quality and are not adaptable to the condition in the Province;

**WHEREAS,** this activity of ambulant vendor/s is very alarming that it affects the farming industry of the province as well as the livelihood of the farmers resulting to losses;

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**WHEREAS**, in view of the foregoing and to enforce the power of the Province of Benguet to protect and promote the general welfare of its constituents particularly the farmers, there is a need to regulate ambulant vendor/s selling seeds, seedlings, pesticides, fertilizers and other farm equipment in the Province of Benguet;

**NOW THEREFORE, on motion duly seconded,**

**BE IT ORDAINED BY THE SANGGUNIANG PANLALAWIGAN OF BENGUET THAT:**

**SECTION 1.** This ordinance shall be entitled, "An Ordinance Regulating Ambulant Vendor/s Selling Seeds, Seedlings, Pesticides, Fertilizers and Other Farm Equipment in the Province of Benguet and Providing Penalties for Violation Thereof";

**SECTION 2. Definitions.** For the purpose hereof, the terms herein below shall be understood to mean as follows:

- a. **"Ambulant Vendors"** – a person/s moving around from place to place selling their products.
- b. **"Seed"** - a plant material used for the production of food, forage, fibers, industrial crops, oil, flowers, grasses, herbs, and aquatic plants, including but not limited to, meristem and clonal propagules such tubers, corms, cuttings, and micro-propagated plantlets.
- c. **"Seedling"** - a young developing plant that has been grown from a seed/plant parts.
- d. **"Pesticides"** - a chemical substance used to kill pests, especially insects, fungi, nematode, bacteria, virus and weeds.
- e. **"Fertilizers"** – an organic or synthetic substance usually added to or spread onto the soil to increase its ability to support plant growth.
- f. **"Farm Equipment"** – are materials used in farming such as Plastics, Spade Fork, Hoe, Sprayer, Shovel and other fabricated tools and engines.

**SECTION 3.** All ambulant vendor/s selling seeds, seedlings, pesticides, fertilizers and other farm inputs within the Province of Benguet are required to secure Provincial Permit in accordance to Section 78 of the Benguet Revenue Code of 2005 and to submit the following:

- a. List of products and its selling price;
- b. Fertilizers and Pesticides Authority (FPA License), Bureau of Fishery Standards (BAFS) Registration of their products and license to sell;
- c. Sample of their products;
- d. Business addresses and name of managers of chief executive officer and their contact numbers; and that they are Bureau of Plant Industry (BPI) – accredited Nursery Operator;
- e. **Phytosanitary Permit from source of origin (plants).**

before engaging the selling of their products.



**SECTION 4.** In addition to Section 3 hereof, all ambulant vendors shall submit their products to the committee that will be created by the Provincial Governor to evaluate the products on the following:

- a. The seeds, seedlings and other farm equipment should be healthy, free from impurities, and safe for use and likewise with pesticides and fertilizers;
- b. Should not be overpriced; and
- c. Products should be properly labeled with a bold safety precaution instruction for its use.

Once the Ambulant Vendor/s passed the evaluation duly approved by the Provincial Governor, Ambulant Vendors shall be required to pay a permit fee of P1,000.00 per annum of product classification before permits be issued in accordance to Section 77 of the Benguet Revenue Code;

**SECTION 5.** Products (seeds, seedlings, pesticides, fertilizers and other farm equipment shall not be sold in the Province of Benguet without said permits. The Municipal Mayors and the Punong Barrangays of the thirteen (13) Municipalities of the Province are authorized to cause the confiscation of these products (seeds, seedlings, pesticides, fertilizers and other planting farm equipment) if its being sold without Permits;

**SECTION 6.** After securing Provincial, Municipal and Barangay Permits, Ambulant Vendor/s are required to register to the Sangguniang Barangay where they are selling their products for security and confirmation purposes showing their Provincial and Municipal Permit and other pertinent documents;

**SECTION 7.** Violation of this Ordinance by any Ambulant Vendor/s shall be punishable by a fine, as follows:

- a. First Offense - P1,000.00 – Philippine Currency ;
- b. Second Offense - P4,000.00 – Philippine Currency; and
- c. Third Offense - P5,000.00 – Philippine Currency or imprisonment not exceeding One (1) year, or both in the discretion of the court and the total ban of the sale of their products.

**SECTION 9.** The Provincial Governor, after due process shall cause the cancellation of the Provincial and other Local Permits and shall issue an order for the violator not to sell his or its product in the Province of Benguet;

**SECTION 10.** Repealing Clause. – Any other ordinance or resolution to the contrary shall be repealed or amended accordingly;

**SECTION 11.** This Ordinance shall take effect upon its approval.

**CARRIED.**

*[Handwritten signatures and initials are present at the bottom of the page, including a large signature on the right and several smaller ones below it.]*

  
**CONCEPCION D. BALAO**  
Board Member

  
**FLORENCE B. TINGBAOEN**  
Board Member

**JOHNNY D. WAGUIS**  
Board Member

  
**ESTEBAN T. PIOK**  
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PCL President, Ex-Officio Member

  
**JAMES M. GUANSO, JR.**  
LnB President, Ex-Officio Member

  
**BLAS L. DALUS**  
IP Representative, Ex-Officio Member

**CERTIFIED CORRECT:**

  
**ATTY. BRIAN J. CRISPIN**  
Secretary to the Sanggunian

**ATTESTED BY:**

  
**NELSON C. DANGWA**  
Vice-Governor and Presiding Officer

**APPROVED:**

  
**NESTOR B. FONGWAN**  
Provincial Governor

Date: 2/5/16