

REPUBLIC OF THE PHILIPPINES
MUNICIPAL BOARD
ORMOC CITY

Office of the Secretary

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF
THE MUNICIPAL BOARD OF ORMOC CITY, PHILIPPINES, HELD
IN ITS SESSION HALL ON DECEMBER 1, 1956

PRESENT:

His Honor, Potenciano Larrazabal... Acting City Mayor
Presiding Officer
Hon. Rafael M. Mejia Acting Vice Mayor
" Cesar Samson City Councilor
" Iñaki Larrazabal " "
" Emilio C. Penserga " "
" Esteban C. Conejos " "
" Guillermo T. Parrilla " "
" Jorge P. Tan, Jr. " "
" Alvaro I. Gutierrez " "
" Teotimo P. Ocubillo " "

ABSENT:

N o n e

RESOLUTION NO. 202

The Board, on motion of Councilor Iñaki Larrazabal
seconded by Councilor Guillermo T. Parrilla;

"BE IT RESOLVED, as it is hereby resolved, to adopt:

ORDINANCE NO. XV

AN ORDINANCE REGULATING THE ESTABLISHMENT AND MAIN-
TENANCE OF COCKPITS IN ORMOC CITY.

BE IT ORDAINED by the Municipal Board of Ormoc City,
That:

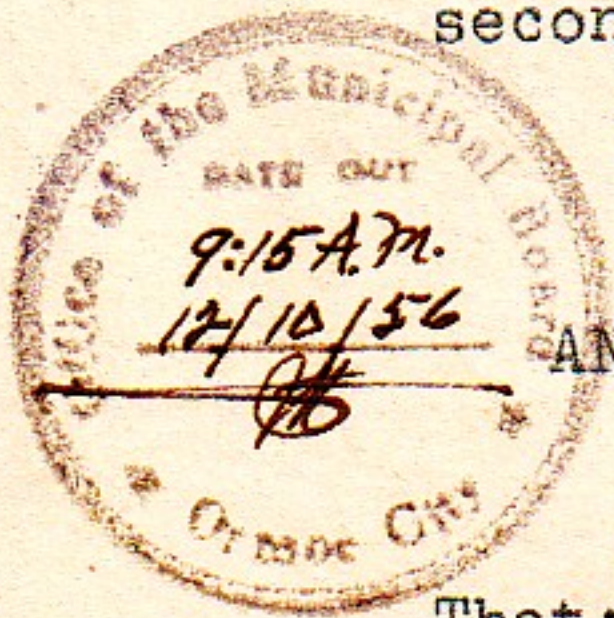
SECTION 1. No person, corporation, or association
of persons shall own, maintain or conduct any cockpit
within Ormoc City without first having obtained a lic-
ense therefor, and without first having observed the
following regulations:

(a) There shall be paid in advance to the
City Treasurer of Ormoc City for every license
granted a quarterly license fee which shall be
determined as follows:

For cockpits established, operated or
maintained

1. Within the poblacion, ₱150 per quarter;
2. In barrios along the national highway
and within a distance of 5 kilometers
from the poblacion, ₱100 per quarter;
3. In Macabug, Ipil and Valencia, ₱100
per quarter;
4. In all other barrios not herein speci-
fied, ₱50 per quarter.

(b) No two cockpits shall be established between
a distance of less than fifty (50) meters from
each other, and each cockpit must be not less than
four hundred (400) meters from any public or pri-
vate school.



(c) The holding of cockfights are allowed only on Sundays and holidays from 7:00 o'clock in the morning to 8:00 o'clock in the afternoon.

(d) All persons, corporations, or associations maintaining or conducting any cockpits, and any persons directly or indirectly participating in the cockfights shall abide by and obey the following internal rules and regulations of cockfighting, viz:

Article 1.- It is prohibited for any person to accept any bet without the corresponding money at his disposal to respond to the bet in case he loses.

Article 2.- No person shall talk to, interfere with or in any way obstruct the acts of, the starters while releasing their respective cocks; neither shall any person talk to interfere with or in any way hamper the referee while a cockfight is in progress, specially when the referee is in the act of rendering his decision on any match.

Article 3.- Any violation of the provisions of the two preceding articles shall give the management of the cockpit the right to eject the person or persons responsible therefor in addition to such criminal action the management may see fit to file against them.

REFEREE, ASSISTANT REFEREE, STARTERS AND
BET FIXER

Article 4.- There shall be a referee (sentenciador) appointed by the management of the cockpit (who shall be at least thirty years of age, of good moral character and undoubted honesty, and shall be well versed in the rules and usages of the game.) The referee shall have the following duties:

a. To direct and supervise the fight of game cocks in the ring and enforce all the rules on cockfight as herein prescribed;

b. To see to it, before the cocks are ordered released to fight, that their gaffs are genuine, placed in the correct position and in the right angle, and properly stringed;

c. To see to it that the contending cocks are in good physical condition - holding the cocks one after another at a reasonable height from the ground and releasing them so that they may alight freely - and that none of the cocks has been fixed (tiope), poisoned, injured, wounded or is unable to contend in a fight due to any physical defects intentionally inflicted upon it. In case any of the cocks suffers from any of these

defects, the match shall be nullified;

d. To keep the two roosters in constant fight until one is put out in the encounter or the two cocks are dead or refuse to fight any longer;

e. To decide each fight immediately and publicly and his decision shall be final.

Article 5.- There shall be an assistant referee possessing the same qualifications as the referee, who shall act in the absence or sickness of the referee or discharge such duties as may be assigned to him by the referee.

Article 6.- In case the referee needs assistance in carrying out any of the rules herein prescribed, as in the act of performing the confrontation and in the removal of the cocks to the center of the ring, he shall ask the assistant referee to render to him the necessary aid.

Article 7.- The contending sides may, in a particular match agree to designate a third party to act as referee who shall, however, be subject to all the rules herein prescribed.

Article 8.- The referee and assistant referee, including the members of their immediate families are absolutely prohibited to have a game cock of their own be bet directly or indirectly in any cockpit where they are the referee or assistant referee. Any violation of this rule shall disqualify permanently the referee, or the assistant referee, as the case may be, from acting as such in any cockpit.

Article 9.- There shall be two starters (soltadors) in each fight whose duties shall be to release the contending cocks and to go to their respective places opposite each other after the two cocks have met and are in actual fight. They shall not leave these places, except when their persons are endangered by the fighting cocks, remaining, however, always apart.

The management shall provide places where the starters shall be located after releasing their respective cocks which places shall be adjacent to the ring with free access thereto.

Article 10.- The starters shall not take back their respective cocks after releasing them to fight, except when so

ordered by the referee or when their respective cocks peck on the ground or are out of position.

Article 11.- The starters shall not interfere with the referee by either preventing the latter from taking the two cocks to perform the necessary confrontation (careo) or from rendering the decision in favor of one cock. Any starter violating this rule shall lose the matched money delivered by him or by the owner of the cock released by him to the bet fixer. Provided, however, that the bettings of the general public shall be decided in accordance with the result of the fight. The said starter shall furthermore be disqualified permanently from releasing any cock in the ring of any cockpit.

Article 12.- There shall be a bet fixer (casador) appointed by the management with such number of assistants as may be required by the management, whose duty shall be to take possession of the matched money from the owners of the two contending cocks before the fight, delivering the money to the corresponding winner after the fight and after deducting the participation to which the management and the government are entitled or returning it to the respective owners when the fight is declared a draw.

Article 13.- The bet fixer shall place the matched money before each fight on a table located within the premises of any cockpit for this purpose and shall advise the referee before the latter orders the release of the game cocks that all arrangements with regard to bettings have been completed.

Article 14.- Persons waging a bet may, at their option, change their bet or withdraw their matched money before any fight begins; but once the fight has started, no such change or rescission is permitted. Any discrepancy or shortage in the amount of bettings delivered to the bet fixer shall be paid for the management.

RULES OF THE FIGHT

Article 15.- The ring of any cockpit shall be at least seven meters long and seven meters wide which shall be maintained always clean.

Article 16.- Two circles with a diameter of forty centimeters each shall be drawn in the middle of the ring with a distance

of eight centimeters between them. In the middle of each circle, a smaller circle with a diameter of ten centimeters shall be drawn from which a cock matched to meet another shall be released by its starter.

Article 17.- The game cocks shall each have a gaff of such form or length and placed in such manner as may be agreed upon between the opposing sides. The gaffs shall be smooth, clean, pointed at the end and sharpened at one side. During the fight, the position of each gaff shall not be changed nor the said gaff touched even if it breaks or drops down or is loosened from the leg.

Article 18.- The referee may, however, interfere in any match for the purpose of allowing the contending cocks to continue the fight:

a. When the gaffs of both cocks are entangled with one another, thereby preventing the continuance of the fight; and

b. When the gaff of any fighting cock gets entangled with the railing of the ring or any object and its adversary does not take the initiative to attack.

Article 19.- Only seven persons shall remain in the ring when the two contending cocks are released to fight; the referee, the assistant referee, the two starters and other employees not exceeding three, provided that if it is necessary to maintain peace and order, any peace officer may enter or stay in the said premises.

Article 20.- After arrangements have already been made with regard to bettings waged on each fighting cock and after having complied with the requirements of the preceding articles, the starters, upon the direction of the referee, shall cause their respective cocks to peck each other, shall remove the sheath of the gaffs and forthwith release the contending cocks.

Article 21.- Any match shall be deemed terminated:

a. When one or both cocks are killed in a fight; and

b. When any one of them flees or runs away as a sign of giving up the fight.

c. When any one of them flees or runs away or flies outside the ring, if the ring is not enclosed.

The referee shall render his decision by raising the winning cock in his hand and delivering the same to the corresponding starter.

Article 22.- If in an encounter, a cock flees or runs away but does not quackle or give signs that it gives up the fight, it should be left undisturbed until it quackles and shows signs that it refuses to fight any longer.

Article 23.- The match shall be deemed terminated and considered a draw whenever any of the game cocks, without being attacked by its adversary, flees or runs away and refuses to fight.

Article 24.- Confrontation shall be effected by the referee in the following cases:

a. When neither of the contending cocks does initiate a fight or pursue its adversary;

b. When the cock that pursues its adversary in the ring stops in its pursuit or departs from its course and the fight is not resumed when seen by its adversary;

c. When one of the cocks, after receiving the blow of its adversary, taken to fight and it is not certain that it refuses to fight any longer;

d. When the two cocks, after an encounter, are seriously wounded and cannot attack each other;

e. When one of the cocks or both of them appear to be dead;

f. When one of the fighting cocks attacks the other and cannot pull off its gaff from its adversary; and

g. When one of the cocks falls on top of the other and remains in this position or in any case when the two cocks are so close to each other that each is impeded to make any movement to attack the other.

Article 25.- Whenever a contending cock abandons its position after confrontation and takes to flight with its feathers near its head raised as an indication of giving up the fight, the said cock shall be deemed to have lost although it walks slowly in leaving such position.

Article 26.- If during an encounter one of the contending cocks falls on the ground and then flees, leaving behind its adversary, the match shall not be deemed terminated whenever the fleeing cock stops and shows signs to fight in which case confrontation shall be effected. If it retreats or refuses to fight, the match shall be declared in favor of the adversary.

Article 27.- It shall be the duty of the referee to render his decision in favor of one cock only if this cock has pecked its adversary twice clearly. If the cock refuses to, or cannot, peck twice clearly the referee shall declare the fight a draw.

Article 28.- When both cocks are seriously wounded, the referee shall observe closely which of them shows signs of dying, such as twisting the head and packing on the ground; the cock thus making these signs shall be considered the loser.

Article 29.- When one of the contending cocks, without being attacked by its adversary, walks away from its position and there is doubt as to its desire to fight, the referee shall effect the necessary confrontation. If in the act of performing the confrontation the cock referred to instantly dies at the hands of the referee, it shall be considered as the loser. Should the other cock die instead, confrontation shall be effected just the same and if its adversary refused to fight, the latter shall be considered having run away when it moved from its position, in which case the fight shall be declared in favor of the dead cock.

Article 30.- In the event that the cock referred to in the preceding article, which walks away from the position, shows signs of dying in the same manner as its adversary, the referee shall immediately lift and hold it in his hand and place it in front of the other which might be lying on the ground or standing still to determine which of them shall be declared the loser in accordance with Article 28.

Article 31.- A cock which is seriously wounded shall not be considered loser although it sticks its beak on the ground:

- a. When it continues to stand on its legs; or
- b. When it sticks its beak on the ground as a result of its attempt to rise due to an injured leg or broken wing or to any wound; or
- c. When it does so because of its having been pecked by its adversary.

In the last case, the referee shall again place them in front of each other, except when the one which stuck its beak on the ground continues on the same condition.

Article 32.- When one of the cocks pierces itself with its own gaff and remains lying on the ground, the referee shall not

disturb the cock until he is satisfied that the wounded cock is already dead, in which case he shall pull out the gaff of the dead cock and shall hold its adversary in his hand. The dead cock shall be considered the loser. If on the other hand, it is found that the wounded cock is alive, the referee shall cause them to resume the fight.

Article 33.- If the cock which pierces itself with its own gaff remains alive and its adversary walks away from it, confrontation shall be effected by the referee after pulling out the gaff of the wounded cock.

Article 34.- If the cock which was not wounded by its own gaff dies, the referee shall proceed to the confrontation and should its adversary peck or attack the latter shall be declared winner. But should it quackle and refuse to fight, the match shall be declared a draw.

The match shall likewise be declared a draw if after pulling out the gaff which stuck into a cock the same dies thereafter and its adversary does not peck it.

Article 35.- In addition to the cases mentioned in the preceding articles, a match shall be declared a draw:

- a. When both cocks die simultaneously;
- b. When one of the cocks flees from the other which is in the act of dying;
- c. When both cocks show signs of dying and neither pecks or attack the other. In this case, the referee shall not wait for one to die ahead of the other, nor hold either of them;
- d. When one of the cocks jumps out of the railing of the ring after the first attack of its adversary and is not wounded;
- e. When both cocks refuse to peck each other before the start of any fight.

Article 36.- Confrontation shall be effected by the referee and the assistant referee without the intervention of the starters or other persons and shall be done precisely at the place where the cocks are found without the necessity of taking them to the middle of the ring. Confrontation between the live cock and the dead one shall be effected in the same place where they are found.

Article 37.- Question arising from any condition not covered by these rules shall be decided in accordance with practices and usages generally established and observed in the locality.

SECTION 2. Any person, corporation, or association found guilty of violating any of the provisions of this ordinance shall be fined not more than TWO HUNDRED PESOS (P200.00) or imprisonment of not more than 30 days, or both such fine and imprisonment, in the discretion of the Court.

SECTION 3. The rules on recidivism as provided for in the Revised Penal Code now in force in the Philippines shall be applicable to all violators of this ordinance.

SECTION 4. Any resolution or ordinance inconsistent with this Ordinance or parts hereof, are hereby repealed.

SECTION 5. This Ordinance takes effect immediately upon its approval by the Honorable City Mayor of Ormoc.


ENACTED, December 1, 1956.

APPROVED, December 11, 1956.


"RESOLVED FINALLY, to furnish copies of this Resolution-ordinance each to the Honorable Executive Secretary, Malacañang, Manila; the Honorable City Mayor, the City Treasurer, the City Auditor, the City Attorney, the Municipal Judge, the Chief of Police and all cockpit managements, all of Ormoc City.

"CARRIED UNANIMOUSLY."


I HEREBY CERTIFY to the correctness of the above-quoted Resolution-Ordinance.


RAMON BANTASAN
Secretary

APPROVED:


POTENCIANO LARRAZABAL
Acting City Mayor
Presiding Officer

ATTESTED:


ANTONIO C. SUMALJAG
Secretary to the City Mayor

/ibl.