



REPUBLIC OF THE PHILIPPINES
PROVINCE OF PANGASINAN
LINGAYEN
—oOo—

OFFICE OF THE SANGGUNIANG PANLALAWIGAN SECRETARY

CERTIFICATION

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that at the regular session duly constituted of the Sangguniang Panlalawigan, Province of Pangasinan, held on November 29, 2002 at Lingayen, Pangasinan, the following provincial ordinance was approved:

Introduced by SP Member Ariel G. de Guzman

PROVINCIAL ORDINANCE NO. 99-2002

AN ORDINANCE PROHIBITING THE EXTRACTION AND HAULING OF SAND AND GRAVEL AND OTHER QUARRY MATERIALS FROM GRAVEL PIT AND OTHER QUARRY AREAS WITHIN THE JURISDICTION OF THE PROVINCE OF PANGASINAN FROM 5:00 O'CLOCK PM TO 8:00 O'CLOCK AM OF THE FOLLOWING DAY AND PROVIDING PENALTIES THEREOF

Be it enacted by the Sangguniang Panlalawigan in session assembled that:

SECTION 1. Title. – This Ordinance shall be known as “An Ordinance Prohibiting the Extraction and Hauling of Sand and Gravel and Other Quarry Materials from Gravel Pits and Other Quarry Areas Within the Jurisdiction of the Province of Pangasinan from 5:00 o'clock PM to 8:00 o'clock AM of the Following Day and Providing Penalties Thereof.”

SECTION 2. Definition of Terms. –

Extraction is the act or process of taking, excavating, and removing of sand and gravel and other quarry materials from the quarry pit.



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Hauling is the transporting of such quarry materials from the quarry pit or area other than its premises.

Boulder is the fragment of rock which are retained on a 75 mm (3 inches) U.S. standard mesh sieve.

Ordinary Earth is an ordinary soil (*lupa* or *dalín*).

Silica is a white or colorless crystalline compound occurring abundantly as quartz, sand, flint and many other minerals and used to manufacture a wide variety of materials, notably glass and concrete.

Limestone is a shaly or sedimentary rock containing variable quantities of magnesium carbonate and quartz used as a building stone and in the manufacture of lime, carbon dioxide and cement.

Gravel is a particle of rock passing .75 mm sieve.

Sand means particles of rock passing 2 mm sieve.

Tuff is a rock composed of compacted volcanic ash varying in size from fine sand to coarse gravel.

Bentonite/Zeolite either of two principally aluminum silicate clays, containing some magnesium and iron distinguished by sodium or calcium content used in various adhesives, cements and ceramic fillers.

Pebble is a small stone eroded smooth, clear and colorless quartz.

SECTION 3. Prohibition. – It shall be unlawful for any person, natural or juridical, to extract or haul sand and gravel and other quarry materials from gravel pits and other quarry areas within the jurisdiction of the Province of Pangasinan from 5:00 o'clock PM to 8:00 o'clock AM of the following day.



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SECTION 4. Exemption. – Government agencies exercising government functions when using their vehicles/equipment in extracting and hauling such quarry materials, and haulers, of sand and gravel and other quarry materials directly connected with government construction projects shall be exempted from the prohibition; *Provided*, that a permit shall be issued by the Provincial Governor or his duly authorized representative indicating thereof the time duration for such project.

SECTION 5. Persons Authorized to Enforce the Ordinance. – The enforcement officers of the ENRO-IMPACT Task Force of the Province, or officers duly deputized by the Provincial Governor, and duly deputized law enforcement officers of the municipality and barangay concerned where the sand and gravel and other quarry materials are hauled from the quarry site are hereby authorized to enforce this Ordinance.

SECTION 6. Penalties. – Any person, natural or juridical haulers and operators, who violates this Ordinance shall be apprehended and meted the following sanctions, or at the discretion of the court:

1. First Offense	P 1,000.00
2. Second Offense	1,500.00
3. Third Offense	2,000.00

The fines collected shall be distributed to the Province, to the Municipality involved and to the Barangay involved in accordance with the 40-30-30 scheme.

A repetition of the said offense for more than three (3) times will be penalized by an imprisonment of not more than six (6) months and a fine of not exceeding P2,000.00, or at the discretion of the court.

SECTION 7. Repealing Clause. – All ordinances, rules and regulations or parts thereof which are in conflict with, or inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

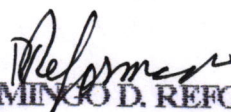


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SECTION 8. Effectivity. – This Ordinance shall take effect fifteen (15) days after a copy hereof is posted in a bulletin board at the Capitol Building and other prominent places in the Municipal/City/Barangay Halls and the Ordinance has been published for at least two (2) consecutive weeks in a newspaper of general circulation.


DOMINGO D. REFORMADO
Secretary to the Sanggunian

ATTESTED:


VICE GOVERNOR OSCAR B. LAMBINO
Presiding Officer

APPROVED:


VICTOR E. AGBAYANI
Governor