

[EXECUTIVE ORDER NO. 318, January 24, 1941]

REGULATING THE OPERATION OF COCKPITS

By virtue of the powers vested in me under Commonwealth Act Numbered six hundred and one, entitled An Act to regulate the establishment, maintenance and operation of places of amusement in chartered cities and municipal districts," the following rules and regulations governing cockpits are hereby promulgated:

1. Cockfighting shall take place only in licensed cockpits and only upon legal holidays other than Rizal Day, and for a period of not exceeding three days during the celebration of the town fiesta as fixed by the Municipal Council.
2. No cockpit shall be constructed or permitted to operate within the radius of one thousand lineal meters from any city hall or municipal building, provincial building, public plaza, public school, church, hospital, athletic stadium, public park, or any institution of learning or of charity; neither shall permit be issued for the construction or operation of a cockpit on a lot which is not provided with sufficient space for parking and the public roads or highways shall not be used for such purpose.
3. Before any cockpit begins to operate, the owner or concessionaire thereof shall apply for a permit from the treasurer of the city concerned, if so authorized by its charter, and in the case of a municipality or municipal district, from the Provincial Treasurer or his duly authorized representative, and no permit shall be issued without proper certificates of the City or District Engineer certifying the suitability of the building and of the City or District Health Officer certifying to the sanitary condition of said building, and only after the proper fee or tax shall have been first paid to the city or municipal treasury, as required by this Executive Order or by existing ordinances of the city, municipality or municipal district concerned, for a period of at least one quarter.
4. In addition to the permit herein required, the owner or concessionaire of a cockpit shall obtain a license from the treasure of the city, municipality or municipal district concerned, and shall pay a municipal license tax of not less than two hundred pesos annually or fifty pesos quarterly and twenty-five centavos for every cockfight held in the cockpit: Provided, however, That existing ordinances prescribing higher fees than two hundred pesos annually or fifty pesos quarterly shall remain in force until otherwise provided for by the President: Provided, further, That a city or municipal council desiring to impose a higher fee may do so upon approval of the President.
5. Any person who believes that a cockpit is established or located in any place not authorized by this Executive Order, may file a protest with the Secretary of Interior, who is hereby authorized after proper investigation to decide the case or cancel the permit and license.