



The 4th Student Assembly

The official legislative arm of the SAMAHAN.

Resolution No. 027-2425

A RESOLUTION URGING THE SAMAHAN COMMISSION ON STUDENT'S RIGHTS, & WELFARE (StRAW) TO STRENGTHEN EXISTING QUALIFICATIONS ON FORMS OF SEXUAL HARASSMENT, AND FOR THE UNIVERSITY TO PROVIDE CASE, EMOTIONAL, AND PROTECTIVE ASSISTANCE

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WHEREAS, the Samahan ng mga Mag-aaral ng Pamantasang Ateneo de Davao (SAMAHAN) Constitution, as the law of the land, embodies the will, ideals, and aspirations of its constituents,

WHEREAS, Article 8, Section 1 of the SAMAHAN Constitution states that the SAMAHAN Commission on Student's Rights and Welfare (StRAW) is an independent commission tasked to take initiatives and create programs in pursuit of championing the rights and welfare of students, as well as to facilitate and formulate student services.

WHEREAS Article 9, Section 7, Clause 2 of the SAMAHAN Constitution states that every student has the right to be protected from any form of sexual misconduct.

WHEREAS, the act of strengthening the existing qualifications in all forms of sexual harassment will provide organized details of online and on-campus sexual harassment, highlighting wider considerations on the acts that are sexual in nature.

WHEREFORE BE IT RESOLVED, The proposed added qualifications of Online Sexual Harassment are as follows:



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Online sexual harassment is an unwanted behavior that is sexual in nature wherein it is committed publicly or privately through the use of information and communication technology. Specifically, the following are acts that are deemed qualified as online sexual harassment but are not limited to:

- a. Unwanted sexual misogynistic, homophobic, transphobic, and sexist remarks through public or private comments and direct or group messages.
- b. Stalking online and unwanted incessant messaging.
- c. Unauthorized recording and sharing of pictures and videos with sexual malice and without the consent of the victim.
- d. Sharing of unwanted sexual content to the victim such as, but not limited to: pictures, videos, links, memes, and files.
- e. Posting false information online to silence the victims.
- f. Impersonating the victim online with sexual malice.
- g. Posting or sharing sexual information online about the victim that causes harm, injury, or suffering.
- h. Publishing online any personal information about the victim with the intent to incite online sexual harassment
- i. Unwanted physical sexual gestures and sexual dares, challenges, or invites that are done virtually.

WHEREFORE BE IT RESOLVED, The qualifications of on-campus sexual harassment are as follows:

On-campus sexual harassment is any form of unwanted behavior that is sexual in nature wherein it is committed within and outside the physical premises of the University and in any work, training, or education-related place or area outside the physical premises of the Ateneo de Davao University. On-Campus Sexual Harassment may be done in ways such as but not limited to written, spoken, and physical. Specifically, the following are acts that are deemed qualified as On-Campus Sexual Harassment but are not limited to:

- a. Unwanted sexual advancements such as but not limited to sexual requests or favors, physical sexual gestures, and sexual conducts that are sexually suggestive or implicitly sexual.
- b. Incessant stalking and intimidation of victims.
- c. Sexual conditions as a term for University admission, organizational appointment, promotion, application, resignation, and academic rewards.
- d. Unwanted and persistent requests for dates and romantic or sexual attention.
- e. Oral or written sexual comments or jokes about a person's appearance or body.



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- f. Unwanted physical contact against a person's body that is deemed sexual such as but not limited to groping, touching, pinching, and grabbing.
- g. Unwanted gifts, tokens, or notes with a sexual underpinning.
- h. Spreading sexual rumors about a person.
- i. Retaliating against the victim for filing a sexual harassment case.
- j. Performing unwanted and unrequired obscene acts in the presence of any person.
- k. Bullying a person based on their sexual orientation or gender identity to sexually intimidate.
- l. Public humiliation through sexual comments, jokes, or remarks.

WHEREFORE BE IT RESOLVED, the SAMAHAN, through legislative enactment, should expand the definition of sexual harassment and include online sexual harassment as one of its forms.

WHEREFORE BE IT RESOLVED, the committee on anti-sexual harassment shall include, but not be limited to, the Student Services Rights and Welfare Head Commissioner and its members, Protection of Women's Equality and Rights of Ateneo de Davao University President and its members, and Ateneo Libulan Circle President and its members.

WHEREFORE BE IT RESOLVED, The responsibilities of the SAMAHAN StRAW is of the following:

- a. Collaborate with the University Committee on Decorum and Investigations to create the internal guidelines of the Sexual Harassment Investigation Committee.
- b. An independent internal mechanism will ensure that students' rights are observed in the processes, policies, and decisions made by the Sexual Harassment Investigation Committee.
- c. Develop awareness programs that are helpful in enhancing prevention and investigations such as but not limited to symposiums, trainings, workshops, and seminars.
- d. Perform other duties that may be necessary.

WHEREFORE BE IT RESOLVED, the SAMAHAN StRAW shall provide direct assistance in formulating the complaint procedure in full accomplishment with the procedures stated in Rule VI of the Implementing Rules: Anti-Sexual Harassment Act of 1999 and in compliance with the university procedures such as the Gender and Development Code.



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WHEREFORE BE IT RESOLVED, the Center of Psychological Extensions and Research Services, as well as the College of Wellness and Testing Center, shall offer assistance in terms of an emotional support system, providing an emotional support system to the complainants from the day of filing the formal or informal report.

WHEREFORE BE IT RESOLVED, the SAMAHAN StRAW shall lobby protective measures to the complainants to ensure their well-being and security. These measures will be under the jurisdiction of the Office of Student Affairs, including but not limited to (a) class arrangement adjustments, and (b) security details for the complainants.

WHEREFORE BE IT RESOLVED, in cases where the reported action is deemed severe and substantiated by solid evidence, the involvement of legal authorities and professional counselors is necessary to uphold justice, safeguard the well-being of the complainant, and maintain the integrity of the university.

WHEREFORE BE IT RESOLVED, that the Ateneo Blue Knight Parliament approves and adopts the strengthening of existing qualifications on forms of sexual harassment, and for the University to provide case assistance and protective assistance as a mechanism to exercise the students' rights to protection against on-campus and online sexual harassment.

WHEREFORE BE IT FINALLY RESOLVED, that the SAMAHAN StRAW will strengthen existing qualifications on forms of sexual harassment.

Approved by the 4th Student Assembly on the 3rd day of May, in the year of our Lord, Two Thousand and Twenty-Five.



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