

EXCERPT FROM THE MINUTES OF THE 28<sup>TH</sup> REGULAR SESSION OF THE 13<sup>TH</sup> SANGGUNIAN BAYAN OF MANOLO FORTICH, BUKIDNON HELD AT THE SANGGUNIAN BAYAN SESSION HALL ON JULY 30, 2003.

PRESENT:

HON. CLIVE D. QUIÑO	OIC-Legislative Dept. Pro-tempore Presiding Officer
HON. JERSON S. LEYSON	Majority Floor Leader
HON. RONULFO D. GANAS	Sangguniang Bayan Member
HON. VICTORIO G. DAGUNLAY	Sangguniang Bayan Member
HON. WARLEO A. GOAYAN	Sangguniang Bayan Member
HON. FE Q. DONGALLO	Sangguniang Bayan Member
HON. LEONILLO G. TILAP	Sangguniang Bayan Member Liga ng mga Barangay Rep.
HON. KARLO A. ALOMBRO	Sangguniang Bayan Member SK Federation Rep.

ABSENT:

HON. JULIANO C. LAVISORES	Municipal Vice Mayor On-Official Business
HON. DIOSDADO N. DITONA	Sangguniang Bayan Member On-Official Business
HON. EVELIO E. CORDOVEZ	Sangguniang Bayan Member

ORDINANCE NO. 2003-264  
(28<sup>th</sup> Regular Session)

AN ORDINANCE PROVIDING FOR CHILD SURVIVAL, DEVELOPMENT, PROTECTION, SECURITY AND PARTICIPATION AND ESTABLISHING A COMPREHENSIVE CHILDREN SUPPORT SYSTEM IN THE MUNICIPALITY OF MANOLO FORTICH AND FOR OTHER PURPOSES.

Sponsored by: Hon. Fe Q. Dongallo

WHEREAS, the municipal government, in its effort to address the needs of the most vulnerable sector of our society, the children, endeavors to recognize the children's right to life and the full development of their potentials and to protect and promote their physical mental and social well being;

WHEREAS, social trends show significant increase in the incidents of child abuse has brought the rapid growth of the city and its social disfunction, as well as the decline of moral and spiritual values;

WHEREAS, incidents of child abuse affronts the sovereignty of our republican and democratic society which main thrust is focused to the promotion of social justice and human rights;

OFFICE OF THE MUNICIPAL CLERK

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WHEREAS, to protect and uphold the dignity of children in our society is to secure the progress of our nation's posterity.

BE IT ORDAINED BY THE SANGGUNIANG BAYAN IN SESSION ASSEMBLED THAT:

## ARTICLE 1

### TITLE, POLICY, PRINCIPLES AND DEFINITION OF TERMS

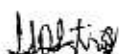
**Section 1. TITLE** - This Ordinance shall be known as "An Ordinance Providing For Child Survival, Development, Protection and Participation and Establishing a Comprehensive Children Support System in the Municipality of Manolo Fortich and for other purposes "otherwise known as the "Child Welfare Code of the Municipality of Manolo Fortich.

**Section 2. DECLARATION OF PRINCIPLES AND POLICIES**, the Municipality of Manolo Fortich is hereby declared a Child Friendly Municipality. As such it is the policy of the Municipal Government that the rights of children for survival, protection, participation and development of their potentials must be given priority. It shall support the role of the family providing for children and promote the efforts of communities to nurture and care for children, from infancy, especially during the earliest stages of childhood, up to adolescence. Consistent herewith, the Municipal Government shall endeavor to strengthen the establishment of comprehensive children and family support in the entire private sector to achieve the goals for the protection, participation and development of children.

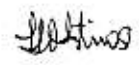
Furthermore, it shall ensure that all programs aimed at achieving the goals for the survival, protection and participation and development of children are given priority when resource are allocated, thus, exerting efforts to assertion that these programs are protected in times of economic austerity and structural adjustments.

### Section 3. DEFINITION OF TERMS

- a) Children refers to persons below eighteen (18) years of age or those over but are unable to fully take care of themselves or protect themselves from abuse.
- b) Survival Rights deal with the provision in relation to parental and governmental duties and liabilities, adequate living standard and access to basic health and health services and;
- c) Development Rights pertain to access of a child to educational opportunities access to relevant information, play, leisure, cultural activities, and the right to freedom of thought, conscience and religion;
- d) Protection Rights cover those which guard children against all forms of child abuse, exploitation and discrimination in major areas where child is considered in an extremely difficult circumstances;



- e) Participation Rights include the child's freedom to express oneself in matters affecting his/her life as part of preparation for responsible parenthood and to freedom of association;
- f) Circumstances which gravely threaten or endanger the survival and normal development of children which include, but are not limited to the following:
1. Being in a community where there is an armed conflict or being affected by armed conflict-related activities;
  2. Working under conditions hazardous to life, safety and morals which unduly interfere with their normal development of working without provisions for their education;
  3. Living in or finding for themselves in the streets of urban and rural areas without the care of parents or guardians or any adult supervision needed for their welfare;
  4. Being a member of indigenous cultural community and/or living under conditions of extreme poverty or in an area which is under developed and/or lack or has inadequate access to basic services needed for a good quality of life;
  5. Being with family members or guardians having psychological problems grave enough for them to commit incest, siblings rape, lascivious acts and other forms of physical and mental abuse;
  6. Being a victim of man-made or natural disasters or calamity;
  7. Being a victim of an illegal transactional organization; child trafficking;
  8. Circumstances analogous to those above stated which endanger the life, safety or normal development of children.
- g) Anti-Social related activities are those acts against property, chastity and person which include but not limited to the following:
1. Pretty crimes such as snatching, shoplifting, misrepresentation;
  2. Using and pushing prohibited drugs, selling illegal or lewd reading materials,
  3. Pimping for young and old prostitutes, doing or participating in obscene shows;
  4. Gambling of any form;
  5. Rape and incest;
  6. Unjust and inhumane manner of eviction and demolition,  
and
  7. Any other circumstances as defined in the existing laws
  8. Benefit Dance refers to an exploitative dance promoted locally wherein young girls and boys who are tagged as benefit dancers are being offered to



dance with any partner upon payment of a certain price.

9. Culturally Relevant Activities refer to activities showcasing the Filipino culture and tradition such as but not limited to the following:

1. Ethnic dances;
2. Historical Drama;
3. Folk dances;
4. Others

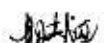
Pre-school education refers to the age from birth up to six of age (0-6) and known to be a critical phase of the Child's psychomotor development. It is the phase when ninety percent (90%) of the human brain is developed. It is therefore the phase when activities for development stimulation for children must be provided, hence, the need for childhood care and development program.

## **ARTICLE II**

### **SURVIVAL AND DEVELOPMENT RIGHTS OF CHILDREN**

**Section 4. UNDER SIX PROGRAM FRAMEWORK.** The Municipal government shall ensure to the maximum, extend possible the survival and development of the child. The Early Childhood and Development program coupled with Parents' Effectiveness Service program on child survival and development include the following, among others.

- 4.1 **DAY CARE SERVICE PROGRAM** - The Municipal Government shall develop, implement and sustain its Day Care Service Program which is population and community based. The day care centers which shall serve 4 to 5 years old children shall be set-up in every Barangay, the number of which shall depend on the population level of the community. The Manual on Day Care Services Program developed for the Municipality of Manolo Fortich shall form part of the rules and regulations and implementing guidelines of the Day Care Services Program of the Municipal Government.
- 4.2 **CHILD MINDING SERVICE PROGRAM** - The Municipal Government shall develop, implement and sustain a Child Minding Service Program for the care of 0 to 2 Years old children of working parents during the day, provided, that the child minding service program needed not take care of the children in a particular place but shall develop network of homes where adults may take care of children with adequate supervision of a Social Welfare Officer of the Municipal Social Welfare and Development Office; provided, further, that where young children are left to the care of paid domestic, an elderly relative or older children without adequate and adult supervision, the Municipal Welfare and



Development Office shall furnish such training and adult whereby the children under their care will develop normally health, happy and loved children, even in the absence of their parents during their working hours. The municipal Social Welfare and Development Office, in coordination with institutions dealing with under six-year old children, shall develop a manual for this service to augment the manual developed for the Day Care Service Program.

**Section 5. PRIMARY HEALTH CARE PROGRAM FRAMEWORK.** The Municipal Government shall implement and sustain the Primary Health Care Program to primarily cater to children. To further ensure the implementation of this Section, it shall take appropriate measures to support the program on health under the framework of primary health and preventive care.

5.1 **MATERNAL AND CHILD CARE PROGRAM.** The Municipal Government shall continue to implement and support to implement and support its maternal and child care service program which shall cater to the health of the mother which affects the child in womb with the end in view of delivering a health baby.

5.2 **MOTHER AND CHILD IMMUNIZATION PROGRAM.** The program on preventive child care and health services will include among others, the monitoring and registration of births and the completion of immunization series for prevention of tuberculosis, diptheria, pertusis neonatal tetanus, measles, poliomyetitis B, and such other diseases for which vaccines have been developed for administration to children up to five years of age.

5.3 **CHILD PATIENT OF INDIGENT PARENTS.** The Municipal Government shall ensure the availment of the hospital's indigent fund by a child patient of indigent parents needing the professional services of a private doctor/specialist to be cured of his ailment, subject to the recommendation of the Department of Social Welfare and Development (DSWD-Local) after ensuring the availability of funds for such purpose.

**Section 6. FAMILY 7 COMMUNITY WELFARE AND SUPPORT SYSTEM.** The Municipal Government shall implement and sustain a Family and Community Welfare Support System for children. To further ensure the implementation of this Section it shall take appropriate measure to support the program on family and community under a family and community Welfare and development framework.

There shall be established a Comprehensive Family and Community Welfare and Development Program which shall include courses and services on reproductive health, child health and





child rearing practices, parent effectiveness, pre marriage and marriage counseling, responsible parenthood, among others, in the context of the Filipino psychology.

- 6.1 **CHILD AND YOUTH WELFARE PROGRAM.** The Municipal Government shall establish and support and Comprehensive Child and Youth Welfare and Development Program which shall include the services such as peer group service, community-based services for street children, community-services for delinquent youth, and services for children in especially difficult circumstances, among others.
- 6.2 **WOMEN AND WELFARE PROGRAM** The Municipal Government shall recognize the role of women in the formation of the society as well as the child, hence, it shall establish and support a Women Welfare and Development program which shall include courses and services such as self-enhancement skills development, maternal and child care, skills training for employment and livelihood support, among others.
- 6.3 **NUTRITION PROGRAM.** The Municipal Government shall establish and sustain a growth and nutritional monitoring with nutritional feeding and supervision of nutritional intake of children at home and in school. This program shall be under the administration and
- 6.4 Supervision of the Municipal Health Office. The program on nutrition shall include a monitoring and evaluation system which shall be established by said office.
- 6.5 **"BALIK TULUGAN" PROGRAM.** The Municipal Government shall support the "Balik Tulungan" Program being implemented by the Provincial Social Welfare and Development Office Department of Education, Culture and Sports and augment program funds therefore. The program implementation shall be coordinated with the Municipal of Manolo Fortich Child Welfare Council.

**Section 7. COMMUNITY SUPPORT SYSTEM** There shall be established a comprehensive community support system for the established a comprehensive community support system for the survival and development protection, security and participation of children in the Municipality of Manolo Fortich. The community support system and structures shall be the Provincial Child Welfare Council, the Barangay Council for the Protection of Children, among others.

- 7.1 **THE MUNICIPAL CHILD WELFARE COUNCIL AND ITS MEMBERSHIP AND FUNCTIONS.** The Municipality of Manolo Fortich Child Welfare Council is hereby institutionalized. The Municipal council for the Welfare of Children shall become the Consultative Assembly of the Municipal of Manolo Fortich for its periodic planning



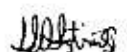
and programming, assessment and evaluation of all existing programs and projects designed for children.

- 7.2 **MEMBERSHIP OF THE MUNICIPAL CHILD WELFARE COUNCIL** - In consonance with the revised guidelines issued by the National Child Welfare Council, the Municipal Child Welfare Council shall be composed of the following:

1. Municipal Mayor
2. Chairman, Sangguniang Committee on Social Welfare Services/Health
3. Municipal Planning and Development Officer
4. Civil Registrar
5. Social Welfare and Development Officer
6. Health Officer
7. School Division Superintendent
8. Prosecutor
9. NGO's Representatives
10. Federation of SK Presidents
11. Presidents Liga ng mga Barangay (Municipal Chapter sa Pilipinas)
12. A member of the Local Finance Committee
13. A member of the Local Government Operations Officer, DILG.
14. People's Organization Representative
15. Municipal Police Chief
16. Chairman, Sangguniang Committee Women and Family
17. Representative, court Handling Youth offender cases & victims of child abuse
18. DOLE

- 7.3 **FUNCTIONS OF THE PROVINCE OF BUKIDNON CHILD WELFARE COUNCIL** - The following shall be the functions of Manolo Fortich Child Welfare Council:

1. Formulate Municipal plan of action for children; incorporating projects and programs needing assistance by the barangays: and ensure its integration into the provincial development plan;
2. Monitor and evaluate the implementation of the Municipal and Barangay action plans for children;
3. Submit quarterly status report on the plan implementation to the Regional Child Welfare Council through the Provincial Planning and Development Office;
4. Act promptly on issue and concerns affecting children and youth;
5. Advocate for the passage of other relevant child and youth protective ordinances;
6. Advocate for the increase support and resource allocation for children's programs and projects;
7. Provide technical assistance to the community based front line workers through conduct of capability building and human resource development activities; and
8. Prepare contingency measures to protect children and their families in crises situations brought by natural and man-made calamities.
9. Ensure the proper implementation of this Ordinance.



- 7.4 **CREATION OF COMMITTEES BY THE COUNCIL.** The Council shall create Committees which it may deem appropriate and necessary whose chairmanship shall be held by the regular mandated members of the Council for the purpose of furthering its functions.
- 7.5 **SECRETARIAL SUPPORT.** The secretariat support shall be lodged in the Municipal Social Welfare and Development Office and shall be responsible for the documentation of proceedings and meetings and preparation of reports and other necessary documents needed by the committee.
- 7.6 **HONORARIUM FOR COUNCIL MEMBERS.** The Council members shall be authorized to receive honoraria in connection with the disposition of their respective functions. The rates for their honoraria shall be based and in consonance with the pertinent guidelines issued by the Commission on Audit and/or the Government Accounting and Auditing Manual.
- 7.7 **THE MUNICIPAL COUNCIL FOR THE PROTECTION OF CHILDREN, ITS COMPOSITION, MEMBERS AND FUNCTIONS - CHILDREN, ITS COMPOSITION, MEMBERS AND FUNCTIONS-** There shall be created a Municipal Council for the Protection of Children (MCPCW) in every municipality to spearhead the creation and strengthening of the said council with support of the Municipal Social Welfare and Development Office and the Department of Interior and Local Government and other concerned government and non-government agencies in the area.
- 7.8 **COMPOSITION OF MUNICIPAL COUNCIL FOR THE PROTECTION OF CHILDREN.** The membership of the respective MCPC's shall be taken from responsible members of the community including a representative of the youth, as well as the welfare of children and youth whose area of assignment includes the particular Barangay. The membership shall be on purely voluntary basis.
- 7.9 **POWERS AND FUNCTIONS OF THE MUNICIPAL/BARANGAY COUNCIL FOR THE PROTECTION OF CHILDREN.** The following shall be the functions of the Municipal/Barangay for the protection of Children in each respective Barangay.

- Section 8. 1.** Foster education of every child in the municipalities.
2. Encourage the proper performance of duties of parents, and provide learning opportunities on the adequate rearing of children and on positive parent-child relationship;
  3. Protect and assist abandoned, maltreated and abused children and monitor cases filed against child abusers and report the same;
  4. Protect working children from abuse and exploitation,
  5. Take steps to prevent juvenile delinquency and assist parents so that they can get expert advice;
  6. Adopt measure for the promotion of good health and nutrition status of children;
  7. Promote the opening and maintenance of playgrounds and day care centers and other



*Waiting*



services that are necessary for child and youth welfare;

8. Coordinate the activities of organizations devoted for the welfare of children and secure their cooperation;
9. Promote wholesome entertainment in the community especially in the move houses;
10. Assist parents whenever necessary in securing expert guidance counseling from the proper governmental or private agencies;
11. Advocate for the passage of barangay and municipal plan for actions for children in the community and ensure its integration into the Municipal development plan and implementation by the municipality/Barangay.
12. Submit quarterly Municipal/Barangay accomplishment report of the implementation of the plan to the Province of Bukidnon Child Welfare Council;
13. Arrest any individual who is actually committing, about to commit or has just committed an offense against the person of any minor.

- 7.10 MUNICIPAL APPROPRIATION FOR MCPC- EACH MUNICIPALITY shall regularly appropriate funds of not less than 5% from its annual and/or supplemental budgets to support the administration and operational needs of the municipal council for the protection of the Children.

**Section 8. INSTITUTIONALIZATION OF FOSTER HOMES FOR CHILDREN** - The Municipal government, in its effort to establish a community based strategy for the protection of children, shall endeavor to institutionalize the foster homes for children with the technical assistance and supervision of the Department of Social Welfare and Development - In coordination with and technical assistance of the Development Office shall promulgate the implementing rules and regulations of this section as soon as this Ordinance has been approved.

**Section 9. PROVISION FOR THE STRICT IMPLEMENTATION OF ASIN LAW IN THE MUNICIPALITY OF MANOLO FORTICH** - The Municipal government shall ensure the strict implementation of RA 8172, otherwise known as "An Act promoting the Salt Iodization Nationwide and other related Municipal Ordinances" A committee created by the Municipality of Manolo Fortich Child Welfare Council shall be tasked to supervise the implementation of said law. Any person who is either salt producer, manufacturer, importer, or trader found to have violated this provision shall be penalized in the following manner after due proceeding by the court of justice having jurisdiction of such offense.

**FIRST OFFENSE** - A FINE OF ONE THOUSAND PESOS PLUS THREE MONTHS IMPRISONMENT.

**SECOND OFFENSE** - A FINE OF TWO THOUSAND FIVE PESOS PLUS SIX MONTHS IMPRISONMENT

*Walters*

*[Signature]*

**THIRD OFFENSE** - A FINE OF FIVE THOUSAND PESOS PLUS SIX MONTHS IMPRISONMENT - Provided that the penalty for third offense shall be in addition to the revocation of the offender's license to operate and provided further that in all case where the subject matter of the offense is a prohibited product, the court shall order the recall an/or withdrawal of the product form the market.

**Section 10. MOTHER AND BABY FRIENDLY HOSPITALS IN THE BUKIDNON** - All hospitals in the Municipality of Manolo Fortich of Bukidnon shall comply with the requirements of the Department of Health for a mother-Baby Friendly Hospital. The province of Bukidnon Child Welfare Council shall establish a committee tasked to monitor and ensure the compliance of all hospitals in the Municipality of Manolo Fortich, Bukidnon to the mandate of this provision. Any hospital found to have deliberately violated this mandate shall be recommended for appropriate sanctions by the Department of Health.

**Section 11. CHILD FRIENDLY BUILDINGS** - In approval of the proposed building plans in commercial buildings in the Province of Bukidnon by the Office of the Municipal Engineer, such office shall ensure the inclusion of child-friendly facilities therein. And to avoid any happening of child accidents, the proposed plans of commercial buildings must observe the hereunder specifications:

1. Balusters in staircases must be spaced in manner that their distance from each other would not exceed six (6) inches to avoid children from accidentally falling through.
2. In case of buildings having more than one storey, railings or balusters acting as horizontal or vertical barriers must be likewise space in a manner that their distance from each other must not exceed six (6) inches and said railings or balusters must have a height of not less than five (5) feet.
3. Lavatories exclusively for children's use must be installed in the proposed plans of commercial buildings to accommodate the personal necessities of children entering said buildings.

**Section 12. PROVISION OF PAGING BOOTH COMPLETE WITH COMPLETE SYSTEM IN ALL SHOPPING MALLS IN THE MUNICIPALITY OF MANOLO FORTICH, BUKIDNON.** - For the purpose of catering the problem of lost children inside shopping malls and safeguarding welfare and for other purposes appurtenant to the welfare of the public; all shopping malls in the Municipality of Manolo Fortich, Bukidnon are hereby ordered to provide for a paging booth complete with paging system inside their store. Failure to comply with this provision shall subject the offender to a fine of two thousand five hundred pesos (P2,500.00) in addition to the suspension of permit to operate business for one (1) year.

**Section 13. PROVISION FOR THE STRICT IMPLEMENTATION OF EXECUTIVE ORDER NO. 51** - To ensure that safe and adequate nutrition for all infants in the province of Bukidnon is provided, it is hereby ordered that Executive Order No. 51



entitled: "ADOPTING A NATIONAL CODE OF MARKETING OF BREASTMILK SUPPLEMENTS AND RELATED PRODUCTS, PENALIZING VIOLATIONS THEREOF, AND FOR OTHER PURPOSES" shall be strictly implemented. Any person who has been found to have violated the said code shall be penalized in accordance with the provision of Section 13 thereof.

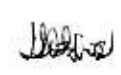
**Section 14. SURVEY AND ACTIVE PROGRAM FOR DIFFERENTLY ABLED CHILDREN** - the Municipal Government shall make a periodic comprehensive survey and situational analysis on the differently able children in the municipality. The Municipal Social Welfare and Development Office together with the offices of the District Supervisor, Municipal Health Office, Municipal Planning and Development Office shall spearhead the conduct of this situational analysis on differently-abled children in the municipality. The result of this situational analysis shall be the basis of the planning, by the Child welfare council and other concerned agencies, for programs and projects for these children.

**Section 15. TRAINING PROGRAM FOR EDUCATORS AND HEALTH PROFESSIONAL HANDLING DIFFERENT-ABLED CHILDREN.** Training program for educators and health professional handling differently-abled children shall form part of the priority programs of the Municipal Government of the Municipality of Manolo Fortich, Bukidnon, hence, funds which are to be sourced from the 20% Local government Development Fund (LGDF) shall be provided therefore.

**Section 16. SUPPORT TO SPECIAL EDUCATION (SPED) PROGRAM.** The Municipal Government shall support the Special Education Program which is presently implemented by the Department of Education, Culture and Sports by providing regular assistance thereto. The Municipal Government with the assistance of DECS, shall ensure that the special Education Center shall be set-up in public schools whenever to enroll if possible within their respective Barangays. The Municipal Government shall regularly provide funds for the SPED Program to be taken from but not limited to the special education fund (SEF)

**Section 17. PROVISION OF SUPPORT SYSTEM TO THE PRE SCHOOL EDUCATION PROGRAM FOR EARLY CHILDHOOD CARE AND DEVELOPMENT INITIATED BY THE PO's AND NGO's** - The Provincial Government shall provide for a support system to the pre-school education program for early childhood care and development initiated by the PO's and the NGO's by significantly responding to the gaps of government service in providing for a pre-school education program having an alternative curriculum which is developmentally appropriate and culturally relevant to urban poor communities; encouragement of accreditation; materials; technical assistance such as enrichment training for facilities; and financial aid and monitoring activities for community based Early Children Care and Development Program (ECCDP) as an alternative approach for the continuing basic problem of urban poor children.

**Section 18. PROVISION OF FUNDS FOR CHILDREN'S WELFARE AS A BASIS OF THE PROVINCIAL COUNCIL'S REVIEW OF MUNICIPAL BUDGET.** To ensure that the Municipality shall give priority to the welfare of children in their respective barangays, the Municipality shall review the Barangay budget and give strict



attention to the allocation of funds for program, projects and services for the welfare of children.

**Section 19. MUNICIPAL LEVEL RECREATIONAL AND CULTURAL FACILITIES AND PROGRAM** - A municipal level program for the revival of indigenous game reflective of the cultural diversity of Municipal Government of Bukidnon shall be installed. The Municipality of Bukidnon shall allocate space for recreation and provide recreational facilities appropriate for children's gender and age. A regular cultural program appropriate for each children's age group and gender shall be designed with due respect to cultural diversity. This regular cultural program shall be spearheaded by the respective municipal councils under the leadership of the mayor and the chairman on Social services. The existing community structures in the municipality shall be tapped to support this program.

**Section 20. LOCAL CHILDREN'S LITERATURE.** In support to the socio-cultural development of children of the Province of Bukidnon, the Provincial Government shall invest in the production of local literature and other relevant materials. The municipal governments shall also be encouraged to invest in such project.

**Section 21. PARENTING ORIENTATION COURSES.** Marriage License applicants shall be required to participate to a Parenting Orientation Course 1 on Pre-marriage Counseling Seminar, among other requirements, prior to the issuance of marriage license by the Local Civil Regional. This course shall become integral part of existing Family Planning Seminar on Reproductive Health Course in close coordination with the Municipal Health Office, the Municipal Social Welfare and POPDEV, MAO, NGO, and DILG. Parent-applicant for birth certificate of their children shall also be required to participate to a parenting Orientation II Course before issuance of Certificate of Live of Birth by the Civil Registrar without prejudice to the early registration of birth requirement under existing law.

**Section 22. INCLUSION OF THE CONVENTION OF RIGHTS OF CHILDREN IN THE SCHOOL CURRICULUM.** As part of the advocacy, information and education campaign of the government on the survival and development, protection and security, and participating rights of children, the convention on the Rights of Children shall be encouraged to include as part of the school curriculum opt the schools in the Municipality of Manolo Fortich, Bukidnon, both public and private at all levels.

**Section 23. TRAINING FOR TEACHERS ON RIGHTS OF CHILDREN** - Teachers, especially those in the kindergarten, elementary, and high school, are encouraged to undertake continuous training on the rights of the child and sensitivity to children in need of special protection to be liable to help them. The training shall be spearheaded by the Municipality of Bukidnon Child Welfare Council and the Department of Education, Culture and Sports in coordination with the Provincial Social Welfare and Development Office.







**ARTICLE III  
PROTECTION RIGHTS OF CHILDREN**

**Section 24. PROGRAM ON CHILD ABUSE EXPLOITATION AND DISCRIMINATION** - There shall be a comprehensive program to be formulated by the Municipal Social Welfare and Development Office (MSWDO) and the Municipal Council for the Welfare of Children in coordination with other governmental agencies. The private sector or NGO's concerned within one (1) year from the date of effectivity of this code to protect children against prostitution, child trafficking; obscene publications and indecent shows and other acts of abuse; and circumstances which endangered child survival and normal development. The program shall cover the strict implementation of the provisions of PD 603, otherwise known as "An act providing for stronger deterrence and special protection against child abuse, exploitation and discrimination, providing penalties for its violation, and for other purposes", and all other laws affording protection against child exploitation.

**Section 25. SANCTIONS FOR ESTABLISHMENTS OR ENTERPRISES WHICH PROMOTE, FACILITATE OR CONDUCT ACTIVITIES CONSTITUTING OBSCENE PUBLICATIONS AND INDECENT SHOWS.** All establishments or enterprises caught promoting on facilitating child prostitution and sexual abuse, child trafficking, obscene publications and indecent shows, and other acts of abuse shall be immediately closed and be fined an amount of Two Thousand Five Hundred Pesos (2,500.00) with their authority or license to operate permanently cancelled, without prejudice to the owner, manager and other personnel thereof for being prosecuted under RA 7610, as amended, otherwise known as "An act providing for stronger and special protection against child abuse, exploitation and discrimination, providing for its violation, and other purposes".

**Section 26. ESTABLISHMENTS TO POST NOTICES AND INFORMATION AT ENTRY OR FRONT DESKS REGARDING CHILD PROTECTION.** All hotels, sauna baths, inns, motels, night clubs and other establishments of similar services shall be required to post notices and information about child protection to serve as deterrent to committing child trafficking, protection and other sexual abuse. The notices and information to be posted shall be development by the Child Welfare Council with the technical assistance of the Municipal Social Welfare and Development Office. To ensure the compliance by the concerned establishments to this section of this Ordinance, the office of the Provincial Governor through the License Divisions shall require these establishments to post such information or notices before their respective licenses shall be renewed and/or approved.

**Section 27. CERTIFIED BIRTH CERTIFICATE AS A REQUIREMENT FOR WORKING PERMITS** - All applicants for working permits shall be required to submit a duly authenticated birth certificate by the Local Civil Registrar who issued said certificate. Any violation of this provision by any government official or employed shall subject such offender to administrative and criminal liabilities and shall be punished with the appropriate penalty that the law provides.

**Section 28. CREATION OF SPECIAL SERVICES FOR CHILDREN IN NEED OF SPECIAL PROTECTION AND LEGAL SERVICES** - The Provincial Government shall create special programs for the protection of children who are victims of incest and rape cases. It shall also endeavor to muster the support of the private sector more particularly the local chapter of the Integral Bar of the Philippines and the academe to provide legal and protective services to children who are in need of such services.


**Section 29. MONITORING CRIMINAL CHARGES FILED AGAINST CHILDREN AND APPROPRIATE ASSISTANCE.** Applicants for suspension of sentences of children charged with criminal offenses in connection with or related to any anti-social activities as defined herein shall be done by the Department of Social Welfare and Development with the assistance of the Municipal Social Welfare and Development Office. A special team from such offices shall be tasked to monitor closely the cases involving children in court to adequately enforce the suspension of sentences. Appropriate and responsive rehabilitation program shall be afforded to them under the care of the Municipal Social Welfare Development Office pursuant to PD 603 otherwise known as "Child and Youth Welfare Code", RA 7610 otherwise known as "An act providing stronger deterrence and special protection against abuse, exploitation and discrimination, providing penalties for its violation and for other purpose and other laws affording protection to children. The framework of assistance shall be designed by the municipal council for welfare of children in close coordination with the NGO's and other groups having special interest on children's rehabilitation.


**Section 30. SUPPORT TO PROSECUTORS OR COUNSEL WHO HANDLE CASES OF CHILDREN TO OBTAIN SPEEDY DISPOSITION AND PREFERENTIAL SETTLEMENT** - The Provincial Government, in its desire to protect the children who may either be the victims or the accused in any crime, shall give moral and other necessary support to the prosecutors or counsels handling their cases to ensure the speedy disposition and preferential thereof.

**Section 31. ESTABLISHMENT OF CHILD AND YOUTH RELATIONS SECTION FOR THE PURPOSE OF STRENGTHENING THE PILLARS OF THE JUSTICE SYSTEM** - The Police Station in the Municipality of Manolo Fortich, Bukidnon shall have a child and Youth Relations Section tasked to handle cases involving children. Child friendly police procedures shall be implemented as contained in the Police Handbook on the Management of Cases of Children in especially difficult circumstances. Each PNP elements shall be administered by a female police officer.

**Section 32 SPECIAL COURSE FOR PNP MEMBERS.** A condition special courses for members of the Philippine National Police shall be designed to handle effectively the children involved in anti-social activities. All police officers shall take up the course especially those who are interested to be assigned with the child and youth resolution (CYRS) and other CYRS Officer in each PNP detachment.

The course shall be designed and provided by the Child





Welfare Council in close coordination with the PNP Child Protection Team, NGOs and other Civic organization focused on child and youth programs.

**Section 33. CUSTODIAL BRUTALITY** - The commission of an offense against a (mino)(20% by any person while said minor(s) is being placed under his or her custody for whatever reason shall subject such offender (s) to the maximum penalty provided by law for the offense committed.

**Section 34. ESTABLISHMENT OF A REHABILITATION CENTER AND PROVISION OF SUPPORT FACILITIES** - There shall be established a rehabilitation center for children offenders or youthful offenders in the province of Bukidnon. Said center shall be equipped with necessary facilities for conducive dwelling. The Rehabilitation Center shall develop home life services, psychosocial intervention and other services that will make the center conducive to life and rehabilitation.

**Section 35. ESTABLISHMENT OF A SEPARATE DETENTION CELL FOR THE CHILDREN AND YOUTHFUL OFFENDERS** - To be able to safeguard the physical and psycho-social conditions of detained children having impending criminal chargers the Provincial Government shall establish within the Provincial Jail a separate detention cell exclusively for children and youthful offenders.

**Section 36. ESTABLISHMENT OF RECEPTION AND TRAINING CENTER FOR CHILDREN AND YOUTH WITH COMPLETE FACILITIES AND PROVIDING FUNDS THEREFORE** - The Provincial Government shall establish a reception and Training Center of Children and Youth (RTCCY) to provide services to children and youth who are abandoned, victims of rape, incest and other similar cases. This facility shall also include the provision of psycho-social needs of the Children.

The amount of P100.00 per day child shall be provided to sustain the board and lodging of the wards of the RTCCY, subject to an increase of 5% per year when necessary. The reception and training center shall be strictly a "no smoking area".

**Section 37. CHILDREN AND FAMILY PSYCHO-SOCIAL PROGRAM.** The Provincial Social Welfare and Development Office in coordination with other government and non-government agencies shall design a comprehensive psycho-social program for both children and their families those affected by armed conflict.

**Section 38. SELECTIVE BAN ON BENEFIT DANCE IN THE BARANGAYS WITHIN MUNICIPALITY.** Barangay level fund raising activities shall not include "benefit dance" as defined in this Ordinance. Any person caught promoting such "benefit dance" in the Barangay shall be punished due (6) months imprisonment and fined with Two Thousand Five Hundred Pesos (P2,500.00) after due proceeding by the court of justice having thereof.

Culturally relevant activities shall be promoted instead of utilizing young women as commodities "benefit dance".



**Section 39. CURFEW HOURS ON MINORS** - The provisions of the curfew hours for minors under Ordinance No. 99-124-A is hereby adopted as Section 39 of this code.

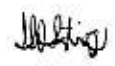
**Section 40. REGULATING AMBULANT VENDORS OF JUNK FOOD IN SCHOOL VICINITIES FOR SANITATION PURPOSES AND ESTABLISHING MONITORING SYSTEM THEREOF.** - The Municipal Government shall protect the school children from unsanitary food and junk food. In furtherance of this mandate, all vendors within the vicinity of at school campuses within the municipality shall be subjected to safety and sanitation standards.

**Section 41. SEPARATE PERMIT TO OPERATE COMPUTERIZED VIDEO GAMES** - All establishments operations computerized video games shall be required to seek a separate permit to operate said line of business activity from the Municipal Social Welfare and Development office to ensure that the operation of the same shall be strictly regulated with the end of protecting the welfare of children.

**Section 42. ESTABLISHMENT OF THE SAGIP BATANG MANGAGAWA ACTION TEAM** - The Sagip Batang Mangagawa (SBM) also known as the "Inter-agency quick Action Team against Child Labor", shall be established to immediately respond and act upon reported cases involving child labor. The said team shall have the following composition:

1. Representative of the Department of Labor and Employment (DOLE)
2. Representative of the Public Employment Service Office (PESO)
3. Representative of the Department of Social Welfare and Development (DSWD-NCR)
4. Officer of the Philippine National Police (PNP)
5. Representative of the Department of Interior and Local Government.
6. Representative from NGOS
7. Action officer of the Child Welfare Council
8. Action officer of the Barangay Council for the Protection of Children (BCPC)
9. Chairman of the Committee on Social Welfare of the Sangguniang Bayan
10. Representative of the Municipal Social Welfare and Development (CSWDO - Bukidnon)

**Section 43. ESTABLISHMENT OF THE BANTAY-BATA HOTLINE.** A round-the- clock reporting and monitoring base against child abuse shall be established and anchored by the Municipal Social Welfare and established and anchored by the Municipal Social Welfare and Development Office. Said hotline shall act as the 24 hour vanguard of children in all crimes and abuses committed against them by any person. Upon receiving information regarding any crime against a child, the Bantay-bata shall monitor every progress that may occur in relation to the apprehension and prosecution of the criminal.





**ARTICLE IV  
PARTICIPATION RIGHTS OF CHILDREN**

**Section 44. PARTICIPATION OF CHILDREN IN DECISION-MAKING PROCESSES** - The interest and welfare of children in the family, school, community or other organization or institutions shall be heard. Every child has the right to express his opinion freely in so far as such opinion is not contrary to law, morals, good customs, public safety and public policy, and to have that opinion be taken into account in all matters or procedures. Affecting the child, it shall be the responsibility of the adults to provide opportunities for children to express their views, organize among themselves, obtain information, make ideas or information known regardless of tribe, sex religion belief.

**Section 45. CONVENTION OF MINORS FOR PURPOSES OF CONSULTATION** - It is important to consult and provide venue for expression of children's view in the Municipal Government Policies. Consistent herewith, it is necessary that 7 to 12 years old and 13 to 18 years old are convened once a year, specifically during the children's month to be heard collectively of their clamor and needs. Every NGO concerned with these groups of children shall be instrumental in the process of the preparation and evaluation of the convention.

**ARTICLE V  
IMPLEMENTING MECHANISM**

**Section 46. CREATION OF A DIVISION FOR CHILDREN'S CONCERNS** - the division for Children's concern under the office of the Municipal Social Welfare and Development shall be crated to beef up the capacity of this office in realizing the provisions of this Ordinance. Said division shall especially specific programs and projects concerning children, it shall also file necessary complains on cases of unlawful acts committed against children in the most expeditious process.

**Section 47. COMPONENTS OF THE DIVISION FOR CHILDREN'S CONCERN** - The Division under the Municipal Social Welfare and Development Office shall have the following components, among others, to orchestrate its various program and projects consistent with the provisions of this Ordinance. Laws and International Covenants:

- a) Reception and Action Center for Child and Youth
- b) Psycho-social Rehabilitation Centers for Circumstances.
- c) Child's Rights Advocacy and Campaign
- d) Childhood Care and Development program
- e) Legal Assistance Program



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**ARTICLE VI  
FINAL PROVISIONS**

**Section 48. IMPLEMENTING RULES AND REGULATIONS.** Within six (6) months after the approval of this Code the Local Chief Executive shall formulate and name the appropriate rules and regulations necessary for the efficient and effective implementation and all provisions of this ordinance.

Such rules and regulations shall take effect after fifteen (15) days following the completion of their full publication in two (2) local newspapers of general circulation in the Province of Bukidnon.

**Section 49. PENALTY FOR REFUSAL OR NEGLECT ON THE PART OF ANY GOVERNMENT OFFICIAL OR EMPLOYEE TO IMPLEMENT THIS ORDINANCE -** Any government Official or Employee charged to implement this Ordinance, and who refuses or neglects his duty shall be punished with six (6) months suspension from service without pay, provided that due process on administrative discipline as established under the civil service law and other pertinent laws shall be strictly observed before said penalty is imposed to such offender.

**Section 50. FUNDING FOR THE EFFECTIVE AND EFFICIENT IMPLEMENTATION OF THIS ORDINANCE.** The Municipal Government shall regularly appropriate funds not less than five percent (5%) appropriated budget which is exclusive of the appropriation intended for the Municipal Health Office and Special Education Fund and without limitation to an additional appropriation in the Supplemental Budget. The amount of One Million pesos (1,000,000.00) shall be appropriated solely for the purposes of SPED which appropriation shall be sourced from the General Fund.

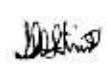
**Section 51. SEPARABILITY CLAUSE.** If for any reason a provision of this Ordinance is declared invalid or unconstitutional, all other provisions hereof not affected thereby shall continue to be in full force and effect.

**Section 52. REPEALING CLAUSE -** All Ordinance, Executive Orders, Resolution and other Local Memoranda of rules inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

**Section 53. EFFECTIVITY CLAUSE -** This Ordinance shall take effect fifteen (15) days for owing the completion of its full publication in at least one (1) local newspapers of general circulation within the Province of Bukidnon.

**SECTION 54. EFFECTIVITY**


This Ordinance shall take effect upon its approval.



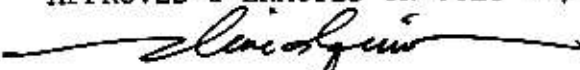
This Ordinance was passed and approved on motion of Hon. Fe Q. Dongallo duly seconded by all of the members present.

APPROVED: July 30, 2003.


CERTIFIED CORRECT:

  
**LYDIA O. LASTIMOSA**  
Secretary to the Sanggunian

CERTIFIED AND ATTESTED TO BE DULY  
APPROVED & ENACTED ON JULY 30, 2003:

  
**CLIVE D. QUIZO**  
Pro-tempore Presiding Officer  
OIC-Legislative Dept.

APPROVED:

  
**SOCORRO O. ACOSTA**  
Municipal Mayor