

- a) Those who engage and/or promote, facilitate or induce child prostitution which include, but are not limited to the following:
 - 1) Acting as a procurer or a person with moral ascendancy who is given trust and confidence of a child prostitute by means of written or oral advertisements or use of electronic messaging system(text or e-mail) other similar means;
 - 2) Inducing a person to be a client of a child prostitute by means of written or oral advertisements or other similar means;
 - 3) Entering into a relationship with, or taking advantage of a child as prostitute;
 - 4) Threatening or using violence toward a child to engage him/ her as a prostitute or participant in indecent shows;
 - 5) Giving monetary consideration, goods or other pecuniary benefit to a child with the intent to engage such child in prostitution.
- b) Those other persons who commit the acts as stated in the article III of Republic Act No.7610 and shall be penalized accordingly as prescribed in the same.

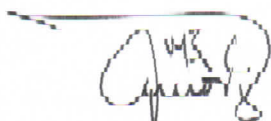
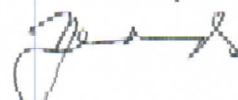
Section 8. **Obscene Publications and Indecent Shows.** Any person who shall hire, employ, use, persuade or coerce a child to perform/exhibit in obscene publication or pornographic materials shall suffer the penalty as prescribed in R.A. 7610.

Section 9. **Sanction for Establishment or Enterprise which Promote, Facilitate or Conduct Activities Constituting Child Prostitution and Indecent Shows.** All establishments or enterprises which promote or facilitate child prostitution or sexual abuse, child trafficking, obscene publications and indecent shows, and other acts of abuse shall be immediately closed in their authority or license to operate cancelled, without prejudice to the owner or manager thereof being prosecuted under this ordinance. A sign with words: "Child Rights Violator" shall be conspicuously displayed outside the establishments or enterprise by the Municipality of Roxas Special Office for Children's Concerns for such period as the special office shall determine.

Section 10. **Child Trafficking.** Any person who shall engage in trading and dealing with children including, but not limited to, the act of buying and selling of a child for money, or for any other consideration, or barter, shall suffer the penalty as prescribe in Article IV of the Republic Act No. 7610.

Section 11. **Acts in Trafficking in persons (RA 9208, Section 4).** It shall be unlawful for any person, natural, juridical, to commit any of the following acts:

- a) To recruit , transport, transfer, harbour, provide, or receive a person by any means, including those done under the pretext of domestic or overseas employment or training or apprenticeship for

the purpose of prostitution, pornography, sexual exploitation, forced labour, slavery and involuntary servitude or debt bondage;

b) To introduce or match for money, profit or material economic or other consideration, any person or , as provided for under RA 6955, any Filipino woman to foreign marriage for the purpose of acquiring, buying, offering, selling or trading him/her engage in The Municipality of Roxas shall initiate for the care of 0-2 years old children through the Early Childhood Care and Development Program and that supervision of 0-2 years old is a daily 8-hour programme, if need, shall be initiated in every day care.

c) To offer or contract marriage, real or simulated for the purpose of acquiring, buying, offering, selling or trading them to engage in prostitution, pornography, sexual exploitation, forced labor, or slavery or involuntary servitude or debt bondage;

d) To undertake or organize tours and travel plans consisting of tourism packages, or activities for the purpose of utilizing and offering persons for prostitution, pornography or sexual exploitation;

e) To maintain or hire a person to engage in prostitution or pornography;

f) To adopt to facilitate the adoption of persons for the purpose of prostitution, pornography, sexual exploitation, forced labor, slavery, involuntary servitude or debt bondage;

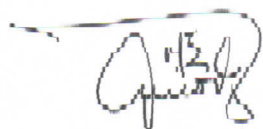
g) To recruit, hire, adopt, transport or abduct a person by means of threat, or use of force, fraud, deceit, violence, coercion or intimidation for the purpose of removal or sale of organs of said person;

h) To recruit, transport or adopt a child, to engage in armed activities in the Philippines or abroad.

It shall be penalized by this law prescribing thereof an imprisonment of twenty (20) years and a fine of not less than 1 Million Pesos but not more than 2 Million Pesos.

Section 12. Acts that Promote trafficking in person- (letters (a) to (g) Section 5, RA 9208), substantially providing any promotion in print, faking of certificates, publishing, broadcasting, advertising and distribution of flyers or propaganda and the same acts enumerated in the same provision, shall be penalized under Section 10 of same law, letter (b), shall suffer an imprisonment of not more than fifteen (15) years and a fine of not less than 500 Thousand pesos to 1 Million.

Section 13. Qualified Trafficking in Persons- Section 6, RA 9208. The following are considered as qualified trafficking. This substantially qualifies the offender who committed the trafficking are an adopting parents, syndicate or in a large scale, relatives or guardian or a person with an authority over the child, member of military or law enforcement agency, and when the offended party dies, become insane, or suffer mutilation or is affected by HIV or AIDS.



The offender shall suffer an imprisonment of life imprisonment and a fine of not less than 2 Million but not more than 5 Million.

- Section 14. Confidentiality (Section 7, RA 9208)-All persons in authority from investigation to prosecution, shall recognize the right to privacy. It is mandated that these persons in authority shall maintain full confidentiality or closed- door investigation and shall never be disclosed to the public.

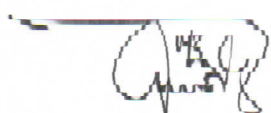
The offender shall suffer an imprisonment of six (6) years and a fine of not less 500 Thousand and more than 1 Million.

- Section 15. Attempt to Commit Child Trafficking. There is an attempt to commit child trafficking under section 6 of this ordinance:

- a) When a child below 12 years old travels alone or together with an unrelated person to the child to or from Roxas without valid reason therefore and without clearance issued by the Municipality of Roxas Special Office for Children's Concern or written permit of justification from the child's parents or legal guardians;
- b) When a pregnant mother, father or guardian executes an affidavit of consent for adoption for a consideration; or consent, participates or in any manner causes the registration of the birth of such child in the name of another with or without consideration (simulation of birth), subject to regulation of Executive Order 209 (Family Code);
- c) When a person, agency, establishment or child- caring institution recruits women or couples to bear children for the purpose of child trafficking;
- d) When a doctor, hospital or clinic official or employee, nurse, midwife, local civil registrar or not any other person who simulates birth for the purpose of child trafficking;
- e) When a person engage in act of finding children among low-income families, hospital, clinics, nurseries, day-care centers, for the purpose of child trafficking ; or
- f) When a person, authority, agency or institution who are witness to and fails to report transactions related to circumstances in child trafficking.

A penalty prescribed in Article IV of Republic Act No. 7610 shall be imposed upon the principles of the attempt to commit service shall be imposed for the commission and omission of Acts under Section 7. Such service shall be defined by the Social Development Committee of the Municipal Council.

The Referral System for the Recovery and Reintegration of Trafficked Persons as Developed by The DSWD and Social Technology Bureau shall be maintained, declaring that the Municipality of LGU and DSWD locally based who first rescued the child-victim at the first



instance of case reception shall recognize the referral assistance system hereto prescribed. Further stating that the anti-trafficking in Person Act of 2003 also known as RA 8208 created the Inter-Agency Council Against Trafficking (IACAT) which is the over-all national policy and coordinating body. It is composed of several government agencies and representatives of NGOs from the children, women and overseas Filipino workers' sectors. Cognizant of the important roles and responsibilities of the field offices of national government agencies ((NGA) and local government units (LGU) in the effective implementation of RA 9208, the IACAT created the Inter-agency Committees Against Trafficking in Persons and Violence Against Women and Children (IACAT-VAWC) at the regional (RIACAT-VAWC), provincial (PIACAT-VAWC) municipal level (M/CIACAT-VAWC).

In terms of recovery and reintegration of trafficked persons, the DSWD is mandated to develop and implement a comprehensive program in coordination with NGOs. Therefore, at the national level, the DSWD is the coordinating agency (CoRA) while the DSWD Field Offices and the City/Municipal levels. The various NGOs coordinate with the government agencies at all levels.

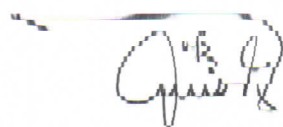
- Section 16. Other acts and/ or Condition Prejudicial to the Child's Development. It shall be unlawful for any people who orders the child to buy or acquire and any store owner who sells liquor, cigarette, abusive substances, illegal drugs to the child and other items detrimental to the development of the child.

For the purpose of this Ordinance, the penalty of the commission of such acts as prescribed in Article IV of Republic Act No. 7610 shall be imposed. The victim of the act committed under this section shall entrusted to care of the Roxas Special Officer for Children's Concerns.

- Section 17. (a) Control on Children Exposure to Commercial Amusement Video Games, Beerhouse, Videoke and other commercial Establishments catering rental of electronic video games and the likes as aforementioned, to children during school days from 7:00 o'clock in the morning to 6:00 o'clock in the afternoon or recommended only during Saturdays or Sundays without classes, at the radius of two hundred meters (200) meters away from the school, day care centers, churches and other government facilities, shall be subjected to suspension of business permit for fifteen (15) days during the first offense and, one (1) month suspension of the same for the second offense, confiscation of all video units of said establishment and cancellation of business permit shall constitute the penalty of third offense.

Noise control shall be maintained along the said establishments' parameters subject to the regulation of Barangay officials.

Acts violating this provision shall be penalized by: first offense, fifteen (15) days suspension of operation; second offense, one (1) months suspension of operation and third offense, confiscation of all video units and cancellation of business permits.



(b) Gambling through commercial amusement machines such as video karera, fruit games, slot-machines and the likes shall NOT be allowed, thus will be penalized by CONFISCATION of the machine/s, CLOSURE of the establishments, and subject to a fine of P 3,000.00 and/or an imprisonment of six (6) months;

(c) Gambling through playing cards (tong-it and the like), bingo, cockfighting, cara y cruz, betting at STL, lotteng, Lotto are strictly prohibited. The place where the card games and bingo are held, the owner/operator of cockfighting, the bettor of STL, lotteng, Lotto or/urler shall be penalized by a fine of Two (2) Thousand pesos and an imprisonment of six (6) months;

Table games such as pingpong, hero-hero, color games or the likes shall only be allowed during fiestas of the municipality or barangay. No children ages fifteen (15) years old and below shall be allowed to play. Otherwise, the parents shall be penalized by doing a community work for three (3) days, according to the discretion of the Barangay official. For the child offender, who is committing the same violation for three (3), he shall undergo the intervention program as dictated by RA 9344, Section 3 letter (1); For table game operators who violates this provision shall be penalized by three (3) months imprisonment or a fine of Two (2) Thousand Pesos, whichever is higher or both.

Section 18. Children Involved in Anti- Social Related Activities as defined by Section 3 of this Ordinance . Children who are engaged in the defined activities shall be protected by RA 9344, Section 2 , letter (d) pursuant to Article 40 of UN Convention on the right of the Child. Children who are involved in anti- social or related activities shall be registered in a intervention program, as prescribed by RA 9344, Part VII, Rule No. 35, for children ages below fifteen (15) that shall assist the children to rebuild themselves and reintegrate in the mainstream of society and for children having an age of fifteen (15) and below eighteen (18) years.

Section 19. A. Automatic Suspension of sentence (RA 9344, Rule Number 65) Once the child who is under 18 years of age at the time of the commission of the offense is found guilty of the offense charged, the court shall determine and ascertain any civil liability which may have resulted from the offense committed. However, instead of pronouncing the judgement of conviction, the Court shall place the child in conflict with the law under suspended sentence, without need of application; Provide, however, that suspension of sentence shall still be applied even if the juvenile is already 18 years of age or more than at the time of the pronounce of his/ her guilt.

B. Monitoring of Suspended Cases of Children and Appropriate Assistance. Application for suspension of sentences of children below 18 years old but more than 15 years of age, who are involved in anti-social activities shall be done by the Roxas Special Office under MSWD, (funded by the LGU) for Children's Concerns. A special team from such office shall 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 Roxas Special Office for Children's Concern. The

