



Republic of the Philippines
Province of Oriental Mindoro
MUNICIPALITY OF ROXAS

OFFICE OF THE SANGGUNIANG BAYAN

EXERPTS FROM THE MINUTES OF THE 21st REGULAR SESSION OF THE SANGGUNIANG BAYAN OF ROXAS, ORIENTAL MINDORO HELD ON 22 JUNE 2009, 9:30 A.M. AT THE SANGGUNIANG BAYAN SESSION HALL.

Present:

Vice Mayor Violeta L. Dimapilis	- Presiding Officer
Councilor Jocelyn G. Solabo	- Member
Councilor Angeles D. Bautista	- Member
Councilor Hernan C. Erorita	- Member
Councilor Bernabe S. Mortel	- Member
Councilor Napoleon M. Dimapilis	- Member
Councilor Mary Jamaica Jeigh Q. Sarmiento	- Member, MSKF President

Absent:

Councilor Agustin L. Cusi	- Member
Councilor Cesar T. Baticos	- Member
Councilor Edren Y. Faderon	- Member
Councilor Rufino D. Lumbres	- Member, Liga President

RESOLUTION NO. 034

Series of 2009

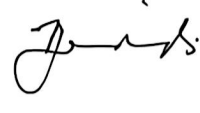
RESOLUTION ENACTING MUNICIPAL ORDINANCE NO. 01 SERIES OF 2009 AN ORDINANCE PROVIDING FOR A COMPREHENSIVE CHILDREN AND FAMILY SUPPORT SYSTEM IN THE MUNICIPALITY OF ROXAS, ORIENTAL MINDORO AND FOR OTHER PURPOSES.

WHEREAS, it is the policy of the Local Government to uphold the rights of children for survival, protection, participation and development;

WHEREAS, the Code shall work for the respect for the role of the family by providing the children the necessary support by providing the mechanics for child care and development from infancy including earliest stages of childhood to adolescence.

NOW THEREFORE on motion of Councilor Jocelyn G. Solabo duly seconded by Councilors Angeles D. Bautista, Hernan C. Erorita, Bernabe S. Mortel, Napoleon M. Dimapilis and Mary Jamaica Jeigh Q. Sarmiento -

BE IT RESOLVED to enact as it hereby enacts Municipal Ordinance No. 01 series of 2009 of the Municipality of Roxas, Oriental Mindoro, to wit:

MUNICIPAL ORDINANCE NO. 01

Series of 2009

**AN ORDINANCE PROVIDING FOR A COMPREHENSIVE CHILDREN
AND FAMILY SUPPORT SYSTEM IN THE MUNICIPALITY OF
ROXAS, AND FOR OTHER PURPOSES.**

Be it Ordained by the Sangguniang Bayan, Municipality of Roxas, that:

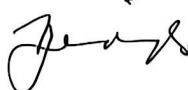
Section 1. Title. This ordinance shall be known as the "The Comprehensive Children and Family Support System in the Municipality of Roxas, Oriental Mindoro otherwise known as "The Children's Welfare Code of the Municipality of Roxas, Oriental Mindoro."

Section 2. Declaration of Policy and Principles of the Local Government of the Municipality of Roxas, Oriental Mindoro. It is hereby declared that it shall be the policy of the local government of Roxas, Oriental Mindoro, that the right of children to their survival, protection, participation and development must be given high priority; it will work for the respect for the role of the family in providing for children and will support the efforts of parents, other child care and development workers, NGOs, POs and communities to nurture and care for children, from infancy including the earliest stages of childhood to adolescence.

It shall be the policy of the local government of the Municipality of Roxas, Oriental Mindoro, to ensure that the programs aimed at the achievement of goals for the survival, protection, participation and development of children must be given priority where resources are located. Every effort shall be made by the local government of the Municipality of Roxas to ensure that such programs are protected in times of economic austerity and structural adjustments.

The Children's Welfare Code of Roxas shall also envision that every Roxaseno child be:

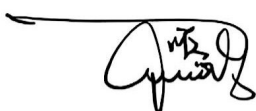
1. born healthy and well with an inherent right to life, endowed with human dignity;
2. happy, loved and nurtured by a strong, stable and God-loving family;
3. living in a peaceful, progressive, gender-fair and child-friendly society;
4. growing safely in a healthy environment and ecology;
5. free and protected by a responsive and enabling environment;
6. reaching his/her full potential with the right opportunities and accessible resources;



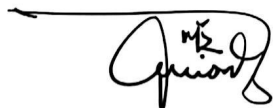
7. imbued with Filipino values steeped in his/her indigenous heritage;
8. assertive of his/her rights as well as those of others;
9. actively participating in decision-making and governance in harmony and solidarity with others, and sustaining the Filipino nation.

Section 3. Definition of Terms.

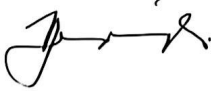
- a) "Children" refers to persons below eighteen (18) years of age or those over but are unable to fully take care of themselves or protect themselves from abuse, neglect, cruelty, exploitation or discrimination because of the physical or mental disability condition;
- b) "Survival Rights" deal with the provision in relation to parental and governmental duties and liabilities, adequate living standard and access to basic health and health service and social security.
- c) "Development Rights" pertain to the access of a child to the educational opportunities, access to relevant information, play, leisure, cultural activities and the right of freedom of thought, conscience and religion.
- d) "Protection Rights" cover those which guard children against all forms of child abuse, exploitation and discrimination in the major areas where a child is considered in extremely difficult circumstances.
- e) "Participation Rights" include the child's freedom to express oneself in matters affecting his/her as part of preparation for the responsible parenthood and to freedom of association.
- f) "Child Abuse" refers to the maltreatment of the child, whether habitual or not which includes any of the following:
 - 1) Psychological and physical abused , neglect, cruelty, sexual abused and emotional maltreatment;
 - 2) Any act by deeds or words which debases, degrades, or demeans the intrinsic worth and dignity of a child as a human being;
 - 3) Unreasonable deprivation of his/her basic needs of survival such as food and shelter; or
 - 4) Failure to immediately give medical treatment to an injured child resulting in serious impairment of his/her growth and development or permanent incapacity of death.
- g) "Circumstances which gravely threaten or endanger the survival and normal development of children" include, but not limited to the following:



- 1) Being in the community where there is armed conflict or being affected by armed conflict- related activities;
 - 2) Working under conditions hazardous to life, safe and normal development or working without the provision for their education;
 - 3) Living or in fending for themselves in the street of urban and rural areas without the care of parents and guardian or any adult supervision needed for their welfare;
 - 4) Being a member of an indigenous cultural community and/or living under condition 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 life;
 - 5) Being with family member of 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 natural disaster or calamity;
 - 7) Being a victim of an illegal transnational union or child trafficking;
 - 8) Circumstances analogous to those above stated which endanger the life, safety or normal development of children.
- h) "Comprehensive Children's Support Systems Against Child Abuse, Exploitation and Discrimination" refers to the coordinated program of services and facilities to protect children against;
- 1) Child prostitution and other sexual abuse;
 - 2) Child Trafficking;
 - 3) Obscene publications and indecent shows;
 - 4) Other acts of abuse;
 - 5) Circumstances which threaten or endanger the survival and normal development of children or as prescribed in the UN Convention on the Rights of the Child.
- i) "Comprehensive Support System for the Development of Children" also refers to the coordinated programs of services and facilities outlined in Section 3 of RA 6972 and as prescribed by the UN Convention on the rights of the Child.
- j) "Municipality of Roxas Special Office for Children's Concerns"(MRSOCC) refers to the office which shall be created by the local government of the Municipality of Roxas responsible for the implementation of this Ordinance.
- k) Junk food" are foodstuffs which are processed with artificial flavors, coloring and preservatives and which have been found to contain carcinogenic elements harmful for the body or those sold beyond their expiry period



- l) "Anti- Social Related Activities" are those acts against property, chastity and person which include but not limited to the following:
- Petty crimes such as snatching, shoplifting, misrepresentation;
 - Using the child for pushing prohibited drugs or abusive substances selling illegal or lewd reading materials;
 - Pimping for young and old prostitute and sexual perversions, doing or participating in obscene shows;
 - Gambling of any form;
 - Rape and incest;
 - Alliance with or membership to any fraternity, gang or any illegal organization purposely taking part in the commission of illegal acts;
 - Leaders/organizers of any illegal organization who violates anti-hazing law and practices;
 - Any other circumstances as defined in the existing laws.
- m) "Benefit Dance" refers to a dance in the locality where young girls and boys in the process are being commodified for fund raising purposes.
- n) Prostitution- refers to any act, transaction, scheme, or design involving the use of a person by another, for sexual intercourse or lascivious conduct in exchange for money, profit or any other consideration.
- o.) RA 9208-Anti- Trafficking in Persons Act of 2003- trafficking in persons- refers to the recruitment, transportation, transfer or harbouring, or receipt of persons across or without the victim's consent or knowledge, within or other forms of coercion, abduction, fraud, deception, abuse of power or of position, taking advantage of the vulnerability of the person, or, giving or receiving of payments or benefits to achieve the consent of a person for the purpose of exploitation which includes at a minimum, the exploitation or the prostitution of others or other forms of sexual exploitation or the prostitution of others or other forms of sexual exploitation, forced labour or services, slavery, servitude or the removal or sale of organs.
- The recruitment, transportation, transfer, harboring or receipt of a child for the purpose of exploitation shall also be considered as " trafficking in persons" even if it does not involve any of the means set forth in the preceding paragraph.
- p) Forced Labor or Slavery-refer to the extraction of work or services from any person by means of enticement, violence, intimidation or threat, use of force or coercion, including deprivation of freedom, abuse of authority, or moral ascendancy, debt-bondage or deception.
- q) Sex Tourism-refers to a program organized by travel and tourism-related establishments and individuals which consists of tourism packages or activities, utilizing and offering escort and sexual services as enticement for tourists. This includes sexual services

and practices offered during rest and recreation periods for members of the military.

- r) Sexual exploitation—refers to participations by persons in prostitution or the production of pornographic materials as a result of being subjected to a threat, deception, coercion, abduction, force, abuse of authority, debt bondage, fraud or through abuse of a victim's vulnerability.
- s) Debt Bondage-refers to the pledging by the debtor or his/her personal services or labour or those of a person under his/her control as security or payment of debt, when the length and nature of services is not clearly defined or when the values of the services as reasonably assessed is not applied toward the liquidation of the debt.
- t) Pornography- refers to any presentation, through publication, exhibition, cinematography, indecent show, information technology, or by whatever means, of a person engaged in real or simulated explicit sexual activities or any representation of the sexual parts of a person for primarily sexual purpose.
- u) RA 7610- The Special Protection of Children against Child Abuse, Exploitation, and discrimination penalizes child prostitution and other sexual abuse, child trafficking, obscene publications and indecent shows and other acts of abuse.
- v) RA 8353- reclassifies Rape as an act against persons and provides for sexual assault as a form of rape.
- w) The Convention Rights of the Child (CRC)- the 1859 Declaration of the rights of the Child. It was adopted by the UN General Assembly on 20 November 1989 and ratified GRP on 26 July 1990.
- y) RA 9344- Juvenile Justice Welfare Act of 2006-This maintains that the State shall apply the principles of restorative justice in all its laws, policies and programs applicable to children in conflict with the law.
- z) PD 603- The Child and Welfare Code of the Philippines
a code to secure and rehabilitate the welfare of the youthful offenders, who is a child, minor, or youth , including one who is emancipated in accordance with law, who is over nine years but under eighteen years of age at the time of the commission of the offense.

A child nine years of age or under at the time of the commission of the crime shall be exempt from criminal liability and shall be committed to the care of his or her father or mother, or nearest relative of family friend in the discretion of the court and subject to its supervision. The same shall be done for a child over nine years and under fifteen years of age at the time of the commission of the offense, unless he acted with discernment in which case he shall be proceeded against in accordance with Article 192.

a.a) RA 8980-(ECCD) Early Childhood care & development is comprised of : CARING, for the basic health, nutrition and safety



needs of young children (0-6) and providing for the MULTIDIMENSIONAL growth of their mental, emotional and social DEVELOPMENT.

b.b.) RA 8172- the ASIN LAW required that all salt for human and animal consumption be iodized to eliminate iodine deficiency disorders including mental and physical impairment.

c.c) E.O. 51 or the MILK CODE regulates the marketing of infant formula, follow-on formula, milk products, bottled complementary foods, feeding bottles and teats and other products that substitute or replace breast milk.

d.d RA 6972 -this makes the Day Care center a venue for comprehensive delivery of services for children.

e.e.) RA 8980 provides for comprehensive policy for integrated ECCD services.

f.f.) RA 9155 of the Governance of Basic Education Act-promotes school-based management, deconcentration of education management to school divisions and schools and sharing of responsibilities with local government units.

g.g.) The Civil Registry Law under the Civil Code of the Philippines provides for the registration of births, deaths, and civil status of persons.

h.h) RA 7875- (National Health Insurance Act) seeks to prioritize and accelerate the provisions of health services to all Filipinos, especially the segment of the population who cannot afford such services

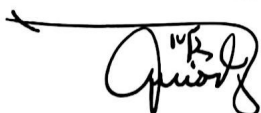
i.i.) Blood Services Act) seeks to promote adequate, safe and affordable and equitable distribution of supply of blood and blood products.

j.j.) PD 96, RA 7846, and Proclamation No. 46 are issuances that promote compulsory immunization of infants and children below eight years that include vaccines, against BCG, DPT OPV, measles, rubella and hepatitis B. The common illnesses and leading causes of death among infants and young children can be prevented by these vaccines.

k.k.) RA 8976- or Food Fortification Law requires the mandatory fortification of staples such as rice, flour, and sugar with iron and Vitamin A.

l.l.) PD 856 or Sanitation Code of the Philippines-consolidated sanitary laws to keep with modern standards of sanitation. There are still children in many parts of the country getting sick or even dying from water-borne diseases.

m.m.)RA 9165- provides for the rehabilitation of minor drug offenders and suspension of sentence of minor drug offenders.



n.n.) RA 8369- establishes Family Courts which have jurisdiction over cases involving minors either the victims or offenders including custody cases.

o.o.) Partners for Children's Welfare Advocacy- Lead agency Convention for the Welfare of Children, UNICEF, Plan Philippines, Save the Children -UK, Open-Heart Foundation, ECPAT Philippines, Consuelo Foundation and DSWD.

p.p.) HIV- Human Immuno-Deficiency virus

q.q) AIDS- Acquired Immuno-deficiency syndrome

r.r) RA 6425 as amended- The Dangerous Drugs Act of 1972
This is the Act for the crimes relative to opium and other prohibited drugs.

ARTICLE II PROTECTION RIGHTS OF CHILDREN

Section 4. Program on Child Abuse, Exploitation and Discrimination. There shall be a comprehensive program to be formulated by the Municipality of Roxas through the Municipal Social Welfare and Development Office (MSWD) and the Municipal Council for the Welfare of Children (MCWC) in coordination with the Special Office for Children's Concern (SOCC), other government agencies and the private sector concerned within One (1) year from the effectivity of this ordinance, to protect children against child prostitution and other sexual abuse; child trafficking, obscene publications and indecent shows and other sexual abuse; and circumstances which endanger child survival and normal development.

Section 5. Rape as a crime against person is defined by Section 2 of RA 8353.

Rape is committed-

- 1) By a man who shall have a carnal knowledge of a woman under any of the following circumstances:
 - a) Through force, threat or intimidation;
 - b) When the offended party is deprived of reason or otherwise unconscious;
 - c) By means of fraudulent machination or grave abuse of authority; and
 - d) When the offended party is under twelve (12) years of age or is demented, even though none of the circumstances mentioned above be present.
- 2) By any person who, under any of the circumstances mentioned in paragraph 1, hereof, shall commit an act of sexual assault by inserting his penis into another person's mouth or anal orifice, or

any instrument or object, into the genital or anal orifice of another person.

"Article 266-B Penalties. Penalties - Rape under paragraph 1 of the next preceding article shall be punished by reclusion perpetua.

"Whenever the rape is committed with the use of a deadly weapon or by two or more persons, the penalty shall be reclusion perpetua to death.

" When by reason or on the occasion of the rape, the victim has become insane, the penalty shall be reclusion perpetua to death.

"The death penalty shall also be imposed if the crime of rape is committed with any of the following aggravating /qualifying circumstance:

- 1) When the victim is under eighteen (18) of age and the offender is a parent, ascendant, step-parent, guardian, relative by consanguinity or affinity within the third civil degree, or the common-law spouse of the parent of the victim;
- 2) When the victim is under the custody of the police or military authorities or any law enforce or penal institution;
- 3) When the rape is committed in full view of the spouse, parent, or any of the children or other relatives within the third civil degree of consanguinity;
- 4) When the victim is a religious engaged in legitimate religious vocation or calling and is personally known to be such by the offender before or at the time of the commission of the crime;
- 5) When the victim is a child below seven (7) years old;
- 6) When the offender knows that he is afflicted with Human Immuno-Deficiency Virus (HIV) Acquired Immune Deficiency Syndrome (AIDS) or any other sexually-transmissible disease and the virus or disease is transmitted to the victim;
- 7) When committed by any member of the Armed Forces of the Philippines or para-military units thereof or the Philippines National Police or law enforce agency or penal institution, when the offender took advantage of his position to facilitate the commission of the crime;
- 8) When by reason or on the occasion of the rape, the victim has suffered permanent physical mutilation or disability;
- 9) When the offender knew of the pregnancy of the offender party at the time of the commission of the crime; and
- 10) When the offender knew of the mental disability, emotional disorder and/or physical handicap of the offended party at the time of the commission of the crime.

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Rape under paragraph 2 of the next preceding article shall be punished by prison mayor;

1. Whenever the rape is committed with the use of a deadly weapon or by two or more persons, the penalty shall be prison mayor to reclusion temporal.

2. Whenever the rape is attempted and a homicide is committed by reason or on the occasion thereof, the penalty shall be reclusion temporal to reclusion perpetua.

3. When by reason or on the occasion of the rape, homicide is committed the penalty shall be reclusion perpetua.

4. Reclusion Temporal shall also be imposed if the rape is committed with any of the ten aggravating/qualifying circumstances mentioned in this article.

Article 266-C Effect of Pardon.- The subsequent valid marriage between the offender and the offended party shall extinguish the criminal action or the penalty imposed.

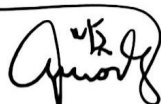
In case it is the legal husband who is the offended, the subsequent forgiveness by the wife as the offended party shall extinguish the criminal action or the penalty: Provided. That the crime shall not be extinguished or the penalty shall not be abated if the marriage is void ab initio.

Article 266-D. Presumptions.-Any physical overt act manifesting resistance against the act of rape in any degree from the offended party, or where the offended party is so situated as to render her/him incapable of giving valid consent, may be accepted as evidence in the prosecution of the acts punished under Article 266-A"

Section 6. This Ordinance also shall adopt RA 8505 which is "An Act Providing Assistance and Protection for the Rape Victims, establishing for the Purpose a Rape Crisis Center in every Province and City or Municipality, authorizing the Appropriation of Funds therefore, and for other Purposes-", altogether with its Implementing Rules and Regulations for the Rape Victims Assistance and Protection Act of 1998. The duties and responsibilities of the investigating police officer, examining physician, prosecutor and social worker or crisis workers shall also be governed by the same Act. The confidentiality and privacy of the Rape survivors shall be strictly observed and maintained by the public officials in charged thereto, subject to penalty prescribed by the same Act.

Section 7. Child and Other Sexual Abuse. Children, whether male or female, who for money, profit or any other consideration or due to the coercion or influence of any adult, syndicate or groups, indulge in sexual intercourse or lascivious conduct, are deemed to be children exploited in prostitution and other sexual abuse.

The penalty as prescribed in Section 5 of Republic Act No. 7610 (Special Protection of Children against Child Abuse, Exploitation and Discrimination Act) shall be imposed upon the following:



- 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.

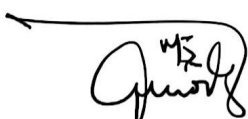
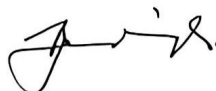
Section 8. Obscene Publications and Indecent Shows. Any person who shall hire, employ, use, persuade or coerce a child to perform/exhibit in obscene publication or pornographic materials shall suffer the penalty as prescribed in R.A. 7610.

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;

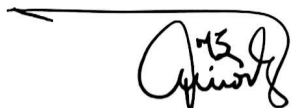
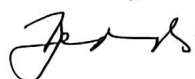
g) To recruit, hire, adopt, transport or abduct a person by means of threat, or use of force, fraud, deceit, violence, coercion or intimidation for the purpose of removal or sale of organs of said person;

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' escorts. 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.

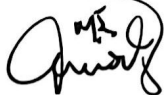
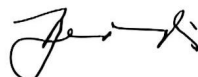
- Section 16. Other acts and/ or Condition Prejudicial to the Child's Development. It shall be unlawful for any people who orders the child to buy or acquire and any store owner who sells liquor, cigarette, abusive substances, illegal drugs to the child and other items detrimental to the development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

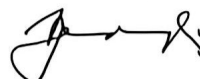
(c) Gambling through playing cards (tong-it and the like), bingo, cockfighting, cara y cruz, betting at STL, lotteng, Lotto are strictly prohibited. The place where the card games and bingo are held, the owner/operator of cockfighting, the bettor of STL, lotteng, Lotto outlet shall be penalized by a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

Table games such as pingpong, beto-beto, 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 (l); For table game operators who violate 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 pronouncement 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



framework of assistance shall be designed by the Municipality of Roxas Special Office for Children's Concern in close coordination with the NGOs and professionals with special interest on rehabilitation. A prescribed penalty under PART VIII, Rule No. 40 (Diversion for children who acted with discernment) shall be tried and serve his sentences accordingly.

C. Appointment of Child and Youth Relations Officers and Police Procedures. Each Police Station in Roxas shall have a Child and Youth Relation Officer 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 provided a copy of the said handbook.

D. Special Course for PNP Members. A special course for members of the Philippine National Police shall be designed to handle effectively the children involved in anti-social activities. All police officer shall take up the course especially those who are interested to be assigned with the Child and Youth Relation Section (CYPO) and other CYR Officer in each PNP detachment.

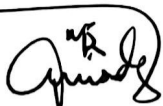
The course shall be designed and provided by the Roxas Special Office for Children's Concerned in close coordination with the PNP Child Protection Team per police manual and, NGO's and professional organizations focused on child and youth programs.

Section 20. Police Brutality. Any brutality committed against children by police authorities shall be subjected to penalty under this Ordinance as determined by the local People's Law Enforcement Board (PLEB) without prejudice to provision of the Revised Penal Code.

Section 21. Employment of Children. Children as defined in this Ordinance shall not be employed: Provided, that;

- a) The minimum requirements as stated in section 12 of Republic Act No.7610 as amended by RA 7658 on Child Labor Laws (children below 15 years old, except when he works under the supervision of his parents xxxx) shall be presented to MSWD for a work permit altogether with a medical certificate, picture of the child, birth certificate, certificate of enrolment, if the work requires the help of children; and
- b) Peddlers, vendors and other ambulant children sellers should secure first a working permit from MSWD. They may only be allowed provided their means and the duration of work of employment shall not be detrimental to the developmental, survival and protection rights of the said child;

Violation shall be penalized by P 500.00 and 1 week community work for parents or guardians; One thousand pesos and two weeks community work for the involved parents; and Two thousand Pesos and one month community work and repeated violation shall suffer a penalty prescribed by RA 7658;



- c) The employer shall register the child to the Roxas Special Officer for Children's Concerns under MSWD to enjoy benefits and other special protection as may be provided for by the said special office tasked to formulate rules and regulations and subject to pre-employment requirements under Section 4, Section 5, Section 6 of RA 7658. Violation thereof shall be penalized by not less than P1,000.00 and not more than P 2,500.00 or an imprisonment of not less than six (6) months or both provided that in repeated violation the offenders license to operate shall be revoked.

The Municipality of Roxas Special Office for Children's Concerns shall promulgate rules and regulations necessary for the effective implementation of this section.

Section 22. Prohibition on the Employment of Children's in Certain Advertisement. No person shall employ child to model in all forms of commercial or advertisements, promoting alcoholic beverages, intoxicating drinks, tobacco and its by- product, junk foods and exhibiting violence.

Section 23. Specialized Team of Educators for Mangyan and Indigenous People's Children. In addition to the rights guaranteed to indigenous and Mangyan children under the RA No.7610 and other existing laws, the District of Municipal Schools of Roxas shall create a team of special educators to look into appropriateness of curriculum for Indigenous and Mangyan children in Roxas and to design training for teachers assigned to their communities which is culture-specific and relevant to the needs and existing situation of their communities.

Section 24. Creation of Mangyan and Indigenous People's Council. A council of Mangyan and Indigenous communities in the Municipality of Roxas shall be created to facilitate planning, decision making, implementation, and evaluating of all government programs affecting children of indigenous and Mangyan people. NGOs focused on these communities shall also be recognized, respected and represented to the council.

Section 25. Children as Social Indicators of Local Condition. Children are hereby declared as Social Indicators of Local Condition. It shall be the responsibility of the Local Government of Roxas and all other sectors concerned to resolved armed conflict in order to idealize the UN Convention on the rights of the Child.

Section 26. Respect for the International Covenants Relevant to Armed- Conflict. The Local government of Roxas undertakes to respect and to ensure for rules of international humanitarian law applicable to Philippine political armed-conflict which are relevant to the child. Especially the following policies shall be observed, as supplemented by Article 10 of RA 7610:

- a. Children shall not be the object of attack and shall be entitled to special respect. They shall be protected from any form of threat, assault, torture or other cruel, inhumane or regarding treatment;



- b. Children shall not be recruited to become members of the Armed Forces of the Philippines or its civilian units of other armed groups, not be allowed to take part in the fighting, or used as guides, or couriers, or spies;
- c. Deliver of basic social services such as education, primary health emergency relief services shall be kept unhampered;
- d. The safety and protection of those who provides services including those involved in fact finding mission from both government and non-government institutions shall be ensured. They shall not be subjected to undue harassment in the performance of their work;
- e. Public infrastructure such as schools, hospitals and rural health units shall not be utilized for military purpose such as command post, barracks, detachments, and supply depots;
- f. All appropriate steps shall be taken to facilitate the reunion of families temporarily separated due to armed conflict.

Section 27. A. Evaluation of Children During Armed Conflict. Children shall be given priority during evacuations as a result of armed-conflict. Existing people's organizations shall be tapped to look after the safety and well being of children during the evacuation operations. Measure shall be taken to ensure that children evacuated are accompanied by person responsible for their safety and well being.

B. Family Life and Temporary Shelter after an armed encounter. Whenever possible, members of the safe family shall be housed in the same premises and given separate accommodation from other evacuees and provided with facilities to lead a normal family life. In place of temporary shelter, expectant and nursing mothers and children shall be given additional food in proportion to their psychological needs. Whenever feasible, children shall be given opportunities for physical exercise, sport and outdoor games. (in harmony with Sec. 24 of RA 7610).

C. Children and Family Psycho-Social Program. It is important for the children and their families that they shall be apart of a psycho- social program. The Municipality of Roxas Special Office for Children's Concerned shall design a comprehensive psycho-social program for both children and their families affected by the armed- conflict.

D. Rights of Children Arrested for Reasons Related to Armed Conflict. Any child who has been arrested for reasons related to armed conflict, either as combatant, courier, guide or spy is entitled to the following rights;

- a) Separate detention from adults except where families accommodated as families rights;
- b) Immediate free legal assistance;
- c) Immediate notice of such arrest to the parents or guardians of the child; and;
- d) Release on the child on recognizance within twenty- four (24) hours to the custody of the Municipality of Roxas Special Office for Children's Concerns or any responsible member of the community as determined by the court.



If after hearing the evidence in proper proceeding the court should find the aforesaid child has committed the acts against (CSAC-children in situation of armed conflict) him/her, the court shall determine the imposable penalty, including any civil liability chargeable against him/her. However instead of pronouncing judgement of conviction, the court shall be suspend all further proceeding and shall commit such child to the custody or care of the Municipality of Roxas Special Office for Children's Concerns or to any training constitution operated by the government, or duly license agencies or any other responsible persons, until he/she reached eighteen (18) years of age or for a shorter period as the court may deem proper, after considering the reports and recommendations of Municipality of Roxas Special Office or the agency or the responsible individual under whose care he/she has been committed.

The aforesaid child shall be subjected to visitation and supervision by a representation of Municipality of Roxas Special Officer for Children's Concerns or any duly-license agency or such other officer as the court may designated to such condition as it may prescribed, under the provisions of RA 9344.

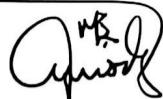
E. Monitoring and Reporting of Children in Situations of Armed Conflict. The Chairperson or any designated official of Barangay affected by the armed conflict shall submit the names of children residing in said barangay to the Local Social Welfare and Development Office (LSWDO) within twenty-four (24) hours from the occurrence of the armed conflict.

- Section 28. Selective Ban on Benefit Dance in the Barangays. Barangays level fund raising activities shall not include "benefit dance" as defined in this ordinance but may be allowed to young girls and boys ages eighteen (18) years and above. Young girls and boys below 18 years of age, may be allowed to dance as an intermission number only. During festivities, they are allowed to have a "Disco para sa Kabataan " but not for fund-raising.

Culturally relevant activities shall be promoted instead of promoting young women as commodities during "benefit dance" A penalty shall be imposed to the organizer of the benefit dance subject to the sound discretion by the Sangguniang Barangay and Brgy. Chairman.

- Section 29. Curfew on Minors. For the protection of children below 18 years of age, they shall be prohibited from loitering around or sleeping in public places after 9 o'clock in the evening until 4 o'clock in the morning, in the town proper or Metro Roxas (Bagumbayan, Dangay, Paclasan, Odiong, San Aquilino, also considered are areas along Palayan of San Isidro and the nautical highway of Barangay Cantil, other areas not mentioned shall be covered by ordinance unless they are in company with their parents or guardians.

A penalty equivalent to a whole day seminar on duties and responsibilities of children and parents or a community work for parents for one (1) day shall be imposed to the parents or guardians of the violator of this provision, for the first offender.



A 5- day community service as determined by the local court shall be imposed as penalty for second- time offenders, and one (1) month community service for the third offense.

ARTICLE III

SURVIVAL AND DEVELOPMENT RIGHTS OF CHILDREN

Section 30. Under Six Program Frameworks. The local government of Municipality of Roxas shall ensure to maximum extent possible the survival and development of the child. The program on survival and development shall include the following:

- a) Monitoring of registration of births and the completion of the immunization series for prevention of tuberculosis, diptheria, pertusis, tetanus, measles, polio myelitis and such other diseases for which vaccines have been developed for administration to children up to six (6) years of age;
- b) Growth and nutritional monitoring with nutritional feeding and supervision of nutritional intake at home;
- c) Care for children of working parents during the day and, where feasible. Care for children up to six (6) years of age when parents are working at night: Provided, That the day care center need not take care of the children up to six(6) hours, with adequate supervision from the Supervising Social Welfare Officer of the Municipality of Roxas Special Office for Children Concern's: Provided, further, that, where young children without adequate and competent adult supervision, the Supervising Social Welfare Officer shall provide such training and adult supervision until the children's care meets adequate standards whereby the children under their care will develop normally as healthy, happy and loved children, even in the absence of their parents during working hours, subject to compensation to night compensation according to the Labor Code;
- d) Materials and network of surrogate parents teachers who will provide intellectual and mental stimulation to the children, as well as supervised wholesome recreation, with a balanced program of supervised play, mental stimulation activities, And group activities with peers;
- e) A sanctuary for abused, neglected or exploited children which will take in children in urgent need of protection due to a situation which endangers the child or which are exposed the child to cruelty and abuse: Provided, That the center, with the health and support of the barangay officials and their barangay-level supports systems, may call upon law enforcement agencies when the child needs to be rescued from unbearable home situation;
- f) A Reproductive Health Care Center for pregnant mothers for prenatal and neonatal care and, in the proper case, for delivery of the infant under conditions which will remove or minimized risk to mother and child: Provided, That high-risk mother shall be

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referred to the property tertiary or secondary care service personnel and children who are at risk in any condition or illness will be brought for care: Provided Further, that hilots and barangay health workers are provided the needed basic training for normal delivery and are trained to recognize high-risk pregnancies which should be referred to competent obstetrical and pediatric medical care mother and child who are at risk;

- g) A barangay level networks of assistance from among the adults of the barangay for the total development and protection of children.
- h) Unstructured combined with structured learning exercises for children under the early childhood education shall be instituted in the children centers or day care centers respecting the participation right of the child.
- i) A pool of trained day care or child development workers with an upgraded salary scheme commensurate to the tasks assigned.

Section 31. A. Early Childhood Care and Development Program (RA 8980, Sections a to d).

The Local Government Municipality of Roxas shall promote a center-based programs such as day-care service, established under RA 6972, public and private pre-schools, kindergarten or school -based programs, community or early child childhood education program initiated by non-government organizations, or peoples organizations, work-related child-care and education programs, child-minding centers, health centers and stations. Home-based programs such as neighborhood-based play group , family day-care program, parent education and home visiting program. It shall also initiate program 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.

B. Population -Based Day Care Center Setting Up. The day care centers shall be set up in every barangay. Number of such centers depends on the population level of the children and the depressed the barangay as determined by the Municipality of Roxas Special Office for Children Concerns in coordination with the CSSD Office. Parents Program shall form part of this early childhood education.

C. Promotion of Primary Health Program. The Barangay Health Centers shall implement the primary health program. Each barangay health center shall have a Barangay Child Health Officer tasked to monitor child health in the barangay level with a salary commensurate to the task assigned.

To further ensure the implementation of section 19. C of this Ordinance, the local government of Municipality of Roxas, in particular shall take appropriate measures:

- c.1) To combat disease and malnutrition within the framework of primary health care, through inter alia the application of ready available technology and through the provision of adequate nutritious



foods and clean drinking water, taking into consideration the dangers and risk of environmental pollution.

c.2) To establish the comprehensive Parents Orientation Development Program which includes courses on reproductive health, child health and child rearing parties in the context of the Filipino psychology.

c.3). To monitor the full implementation of the Milk Code of the Philippines and advocate for the prosecution of milk firm which violate the code.

c.4. To conduct massive information education of breast feeding. Utilizing existing reference materials for effective breast feeding education program. And those students in levels are required to take up breast feeding course which shall be an integral part of all curricula.

Section 32. Comprehensive Training Course on Child Health. All health practitioners dealing with child health in government, NGOs or private institutions shall be required to complete a Comprehensive Training Course on Child Health. No one shall practice his or her health profession without the Update Certificate of Completion of this training course which shall be designed by Task Force on Child Health or as prescribe in the implementing rules and regulations of this ordinance.

Violation of this provision constitutes a penalty of cancellation of license to practice profession.

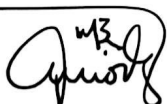
Section 33. Child-Friendly Hospital in Municipality of Roxas shall set-up child-friendly units to include rooming-in facilities and pediatric-appropriate mechanisms and gadgets.

Section 34. Survey and Active Program for Differently- Abled Children. The Local Government of Municipality of Roxas shall make a periodic comprehensive survey on the differently- abled in the Municipal which should be Child-focused and specific. It is basic to achieve a more systematic coordination of services (health nutrition and education) for children with special needs.

Section 35. Investment in Educators and Health Professional Training Program for Special Program with Differently- Abled Children shall form part of the priority of the Local Government of Municipality of Roxas.

Section 36. Barangay-Level Recreational and Cultural Facilities and Program. A barangay level program for the revival of indigenous games reflected of the cultural diversity in the Municipality of Roxas shall be installed. The Local Government of the Municipality of Roxas shall allocate space for recreational and provide recreational facilities appropriate for children's gender and age. A regular cultural program appropriate for each child's age-group and gender shall be designed with the due respect to cultural diversity.

Section 37. Local Children's Literature. In the support to the socio-cultural development in Municipality of Roxas, the Local Government of the



Municipality of Roxas shall invest in the production of local literature for children or other relevant materials.

Section 38. Parenting Orientation Courses. Marriage License applicants shall be required to participate of a Parenting Orientation Course I, among other requirements, prior to the issuance of marriage license by the Civil Registrar. This course becomes an integral part of existing Family Planning Seminar or Reproductive Health Course. The Municipality of Roxas Special Office for Children's Concerns in close coordination with the Municipal Health Office and the Civil Registrar without prejudice to the early registration of the birth requirements under existing law.

Implementing guidelines of this ordinance shall be formulated by the Municipality of Roxas Special Office for Children's Concerns in close coordination with the Office of the Civil Registrar.

Modules for these courses shall be designed by the Municipality of Roxas Special Office for Children's Concerns in close coordination with NGO child focused programs.

ARTICLE IV PARTICIPATION RIGHTS OF CHILDREN

Section 39. Participations of Children in decision- making Processes. The Children in the family, school, community or other organization or institution shall be heard. Each child regardless of sex, age and tribe has the right to express his/her opinion freely and to have that opinion taken into account in any matter or procedure affecting the child. It shall be the responsibility of the adults to provide opportunities to the children to express his or her views obtain information, make ideas or information known, regardless of tribe, rebellion, age and sex.

Section 40. Installation of Mechanism for Participation of Policy and Program Formulation in the Local Government. It is important to consult and provide venue for the expression of views relevant to Municipality of Roxas Government Policies. It is therefore proper that seven to twelve (7-12) years old and the thirteen to eight (13-18) years old are convened through their representatives in once a year basis, specifically during the children's month, every October. NGOs concerned with these groups of children shall be part of the process in both preparation and evaluation of the convention. Detailed implementing rules and guidelines shall be the Municipality of Roxas Office for the Children's Concerns.

Section 41. There shall be an annual Children's Congress initiated by MSWD in coordination with the DSWD for the children to raise up their grievances, to express their opinions and their opinions be taken into account that affect their welfare, in the month of October.

Section 42. There shall be an institutionalization of the annual search for the Child and Women -friendly barangay in the Municipality of Roxas, Oriental Mindoro.



ARTICLE V IMPLEMENTING MECHANISM

Section 43. Creation of the Special Office for Children's Concerns. The Municipality of Roxas Special Office for Children's Concerns shall be created to beef up the capacity of the Municipal Social Services and Development Office in realizing the provision of this Ordinance. It shall be the special coordinating and implementing arm of the Local Government of Roxas to focus on children specific programs and projects. It shall file complaints on cases of unlawful acts committed against children in the most expeditious process.

Section 44. Under RA 9344 , the Municipal Councils for the Protection of Children (MCPC) for the welfare of the juvenile and justice system shall be created.

Each barangay and municipality shall appropriate in its annual budget one percent (1%) of its annual internal revenue allotment (IRA) for the strengthening and implementation of the programs of the MCPC, as provided in Section 15 of the Act.

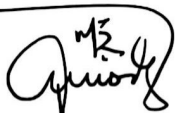
The LGU concerned shall be responsible for the disbursement of the fund as provided by existing laws.

Funds disbursed by LGU on current programs of the MCPC shall be deemed as appropriate disbursement under Section 15 of the Act. However the one percent (1%) IRA allocation under in this Rule is different from the budget disbursed by the LGUs for social services.

The Membership of MCPC, per Section 15 of the Act shall be chosen from among the responsible members of the community, including a representative from youth sector, as well as representative from government and private agencies concerned with the welfare of children.

Pursuant to DILG Memorandum Circular No. 2002-121, the MCPC in each level of LGU shall be composed of the Municipal Mayor as the Chairperson; Members Field Officer. MSWD, District Supervisor of DepED, Local Labor and Employment Officer, Municipal Planning and Development Officer, Municipal Budget Officer, Municipal Health Officer, Municipal Nutrition Officer, Chief of Police, Municipal Treasurer, Municipal Liga ng mga Barangay President, Municipal SK Federation President, PTA President, Child Representative, at least three (3) representatives of NGOs.

The composition of the Barangay Council for the Protection of Children are as follows: Punong Barangay, as Chairperson; Membership consists of: Barangay Kagawad (Chairperson on Women and Family), Barangay Nutrition Scholar, Barangay Day Care Worker, Barangay Health Nurse/ Midwife; Barangay Health Worker, DepED Principal, Chief Tanod, SK Chairperson, Child Representative, NGO Representative.



Section 45. The Municipal ECCD Coordinating Committee shall be composed of the Municipal Mayor as Chairperson, the District Supervisor of DepED, Municipal Planning and Planning Officer, Municipal Budget Officer, Municipal Health Officer, MSWDO, MLGOO. Municipal Treasurer, Municipal Nutrition Action Officer, President of Parent-Teacher Association, 2 representative of NGO involved in ECCD programs in the municipality, appointed by the Committee for a 2-year term subject to one (1) re-appointment as members. Functions of these officers shall be governed by RA 8980, Section 8, letter(c) no. 2.

Section 46. The Sangguniang Kabataan shall play an active role in the participation for monitoring, assisting and orienting the this Code for a closer peer group vigilance and protection against abuses and offenses committed in the respective barangay of their jurisdiction. The SK Chairperson in coordination with the Barangay SK Chairperson shall see to it that this Code is observed as herein mandated . A quarterly report on the concerns for children shall be submitted at the Office of the Municipal Social Welfare and Development, copy furnished the Office of the Sangguniang Bayan thru the Municipal Federation President.

Section 47. Components of the Municipality of Roxas Special Office for Children's Concerns. The special office shall have the following components to orchestrate its various programs and project consistent with the provision of this Ordinance, national issuance and international covenants:

- a) Reception and Study Center
- b) Psycho-social Rehabilitation Centers for Children in Extremely Difficult Circumstances
- c) Children's Hospital
- d) Child's Right Advocacy and Campaign
- e) Early Childhood Care and Development Program
- f) Legal Assistance Program

Section 48. Role of the Council for the Welfare of the Children. The Municipality of Roxas for the Welfare Children shall become the consultative-Assembly of the Municipality of Roxas Special Office For Children's Concerns for its periodic planning and programming, assessment and evaluation and evaluation. It shall acts as a regulatory body for the operation of all existing programs and projects designed for children. It shall involve in all the processes related to the refinement of the implementing rules and guidelines of the Ordinance.

Section 49. Appropriation. There shall be a fund appropriated for the implementation of all the programs stated in this Ordinance, effective Fiscal Year 2010 in the Annual Investment Plan in the amount of Three Hundred Thousand Pesos (P 300,000.00), as initial fund for the establishment of projects and programs for children of Roxas. It is also encouraged to seek financial assistance to the Partner-agencies for children as defined above.

The Barangay Annual Investment Plan shall also be reviewed to assure that at least a budget of Fifty-Thousand Pesos (P 50,000.00) be allotted for the implementation of this Code.



ARTICLE VI FINAL PROVISIONS

Section 50. Rules and Regulations. Unless otherwise provided in this Ordinance, the Municipality Prosecutor's Office in coordination with the Municipality of Roxas Special Office for Children's Concerns shall promulgate rules and regulations for the effective implementation of this Ordinance.

Such rules and regulations shall take effect upon their publication in two (2) local newspapers in general circulation.

Section 51. Appropriations. The amount necessary to carry out the provisions of this Ordinance is hereby authorized to be appropriated in the Annual Implementation Plan, specifically, 5% from each additional fund from other sources.

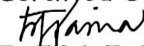
Section 52. Separability Clause. If any provision of this Ordinance is declared invalid or unconstitutional, the remaining provision not affected thereby shall continue in full force and effect.

Section 53. Repealing Clause. All Ordinance, local issuance or rules consistent with the provision of this ordinance are hereby repealed or modified accordingly.

Section 54. Effectivity Clause. This Ordinance shall take effect upon completion of this publication in at least two (2) local newspapers in general circulation.

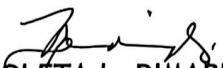
Enacted this 22nd day of June 2009 on motion of Councilor Jocelyn G. Solabo duly seconded by Councilors Angeles D. Bautista, Hernan C. Erorita, Bernabe S. Mortel, Napoleon M. Dimapilis and Mary Jamaica Jeigh Q. Sarmiento

Certified Correct:

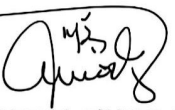

TEOFILA F. FAINA

Acting Secretary to the Sangguniang Bayan

ATTESTED:


VIOLETA L. DIMAPILIS
Municipal Vice Mayor/ Presiding Officer
Presiding Officer

APPROVED:


JACKSON CINCO DY
Municipal Mayor