



Republic of the Philippines
PROVINCE OF ZAMBOANGA DEL SUR
Municipality of Dumingag
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OFFICE OF THE SB SECRETARY

Excerpt from the MINUTES OF THE 28th REGULAR SESSION OF THE 4th
SANGGUNIANG BAYAN OF DUMINGAG, ZAMBOANGA DEL SUR HELD AT THE
MUNICIPALSESSION HALL ON March 11, 2002

OFFICERS/MEMBERS	POSITION	PRESENT	ABSENT	OB
Hon. Nacianceno M. Pacalioga, Jr.	Vice Mayor	/		
Hon. Teofilo O. Oclaret	SB Member	/		
Hon. Corazon G. Tangalin	SB Member	/		
Hon. Jeremias Y. Lim	SB Member		/	
Hon. Roger M. Pacalioga	SB Member	/		
Hon. Bernard R. Lambatan	SB Member	/		
Hon. Inocentes D. Ylanan, Jr.	SB Member	/		
Hon. James D. Gandeza	SB Member	/		
Hon. Pastora E. Buendia	SB Member	/		
Hon. Nita T. dela Torre	Ex-Officio Member	/		
Hon. Libertine R. Mantos	Ex-Officio Member		/	
Mr. Alejandro R. Estillore	SB Secretary	/		

Ordinance No. 12, s. 2002

"AN ORDINANCE PROHIBITING CHILDREN BELOW 18 YEARS OF AGE FROM STAYING OR ROAMING MORE OR LESS PERMANENTLY IN THE STREETS AND/OR USE THE STREETS AND PUBLIC AND PRIVATE BUILDINGS AND THEIR PREMISES AS THEIR ABODE AND IMPOSING PENALTY FOR VIOLATION THEREOF."

WHEREAS, the declaration of municipality of Dumingag as a child-friendly municipality is an off-shoot of the initiatives of the LGU toward the promotion of the rights of the child which evolved deep commitment that was translated into meaningful and relevant actions truly protective of the children;

WHEREAS, as the municipality gently unfolds herself from an idle rural community to an unwavering route toward unswerving urbanization it goes with it a social problem of street children whose consequence, if left unchecked, would reach a magnitude that would be eventually appealing;

THEREFORE, as a preventive measure against this foreseen problem, be it enacted by the Sangguniang Bayan in session assembled that:

Section 1. TITLE. This ordinance is entitled, "An Ordinance PROHIBITING CHILDREN BELOW 18 YEARS OF AGE FROM STAYING OR ROAMING MORE OR LESS PERMANENTLY IN THE STREETS AND/OR USE THE STREETS AND PUBLIC AND PRIVATE BUILDINGS AND THEIR PREMISES AS THEIR ABODE AND IMPOSING PENALTY FOR VIOLATION THEREOF"

Section 2. LEGAL AUTHORITY AND PURPOSE. This ordinance is enacted pursuant to R. A. 7610 as amended by R.A. 7658, Convention on the Rights of the Child and the Philippine Constitution. It is enacted with the aim of providing a preventive measure against the onset of the problem of street children in Dumingag, Zamboanga del Sur in the foreseeable future.

Section 3. DEFINITION OF TERMS. The terms used in this ordinance are defined operationally.

1. *Street Children* - They are youngsters who, due to some circumstances, stay on or roam in the street or even worse, use the streets or public or private buildings and their premises as their abode.
2. *Abode* - Home or residence
3. *Mendicants* - Beggars

4. *Minor* - A child less than 18 eighteen years of age
5. *Vagrant* - a minor who has no settled home; a wayward, roaming minor.

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Section 4. MECHANICS OF IMPLEMENTATION

- 4.1 No minor is allowed to stay or roam more or less permanently in the streets acting especially as vagrant and or mendicants.
- 4.2 No minor is allowed to use the streets and public or private buildings and their premises thereof as his/her abode.
- 4.3 It is unlawful for any parent, guardian or kin to connive, persuade or force a minor to become a street child.
- 4.4 Any minor found violating the preceding sections hereof shall be apprehended and turned over to the Municipal Social Welfare and Development Officer who, in turn, shall endorse the same to the houseparent and other personnel of the refuge center who shall address the various needs of the child. No minor is allowed to return to his/her parents, guardian or kin unless he/she shall be thoroughly rehabilitated.

Section 5. PENAL PROVISION. Any parent, guardian or kin found violating the herein regulation shall be penalized with the following,

- 5.1 First offense - fine of P100.00
- 5.2 Second offense - fine of P250.00
- 5.3 Third offense - fine of P500.00 of imprisonment of one day or both at the discretion of the court.

Section 6. REPEALING CLAUSE. Any ordinance, order, memoranda, rules and regulations or parts thereof inconsistent with the provisions of this ordinance are hereby repealed or modified accordingly.

Section 7. SEPARABILITY CLAUSE. If any portion or section of this ordinance is declared void or unconstitutional, the remaining portions thereof shall be in full force and effect.

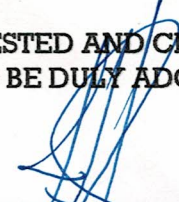
Section 8. EFFECTIVITY AND PUBLICATION CLAUSE. This ordinance shall take effect after the approval of the Sangguniang Panlalawigan and after fifteen (15) days from the date copy hereof is posted in the Bulletin Board at the entrance of the Municipal hall and in at least two (2) other conspicuous places in the Poblacion, announcement in the Local Cable TV, and further, published in a local newspaper of general circulation once a week for three consecutive weeks, informing the constituents of the provisions and date of the effectivity thereof.

APPROVED UNANIMOUSLY.

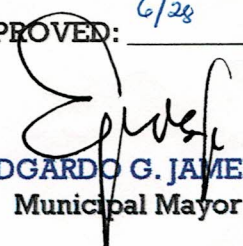
Enacted: April 29, 2002


A.R. ESTILLORE
SB Secretary

ATTESTED AND CERTIFIED
TO BE DULY ADOPTED:


NACIANCENO M. PACALIOGA, JR.
Municipal Vice Mayor
Presiding Officer

APPROVED: 6/28, 2002


EDGARDO G. JAMERO
Municipal Mayor