



Republic of the Philippines
PROVINCE OF ZAMBOANGA DEL SUR
Municipality of Dumingag

-oOo-
OFFICE OF THE SB SECRETARY

EXCERPT FROM THE MINUTES OF THE 13th REGULAR SESSION OF THE
4th SANGGUNIANG BAYAN OF DUMINGAG, ZAMBOANGA DEL SUR
HELD AT THE MUNICIPAL SESSION HALL ON October 1, 2001.

<u>OFFICERS/MEMBERS</u>	<u>POSITION</u>	<u>PRESENT</u>	<u>ABSENT</u>	<u>OB</u>
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. 31, s. 2001

AN ORDINANCE PROVIDING PROTECTION AGAINST CHILD ABUSE, EXPLOITATION AND DISCRIMINATION, IMPOSING PENALTIES FOR ITS VIOLATION.

WHEREAS, the greater population is comprised by age bracket 18 years old below, that is categorically "The Children";

WHEREAS, Standards for the protection of the child have been set universally in the Convention on the Right of the Child, (CRC), and strengthened by RA. No. 7610;

WHEREAS, the Municipality of Dumingag is extending its effort and programs being cited as a multi-awarded and "Child-Friendly Municipality;

THEREFORE, ordaining this ordinance by the Sangguniang Bayan of Dumingag, Zamboanga del Sur, is indispensable.

Section 1. TITLE. This ordinance shall be called "an Ordinance providing protection against child abuse, exploitation and discrimination, imposing penalties for its violation in Dumingag, Zamboanga del Sur.

Section 2. SCOPE OF APPLICATION. Adopting the Universal Legal Sets of Standards in the protection of a child in all manners of Abuse, exploitation and discrimination, this ordinance shall apply only within the territory of Dumingag, Zamboanga del Sur.

Section 3. PURPOSE. This ordinance is aimed to provide strong rationale in the adoption of International/National Policies in the rights of Children so as to ensure effectivity in the implementation of their rights.

Section 4. DEFINITION OF TERMS. For purposes of this ordinance the following terms are defined as follows.

- 4.1 CHILD - any person as recognized, under 18 years old or over, but are unable to fully take care of themselves or protect themselves from abuse, neglect, cruelty, exploitation or discrimination due to physical, mental disability or conditions;
- 4.2 CHILD ABUSE - refers to the maltreatment, whether habitual or not, of the child which includes the following
 1. Psychology and physical abuse, neglect, cruelty, sexual abuse 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.
- 4.3 DISCRIMINATION - untoward impartiality or prejudice.
- 4.4 EXPLOITATION - refers to enabling the child to participate in the following
 1. Child prostitution and other sexual abuse;
 2. Child trafficking;
 3. Obscene publication and indecent shows;
 4. Other acts of abuse; and
 5. Circumstances which threaten or endanger the survival and normal development of children.

Section 5. REGULATORY PROVISIONS. As to strong and determined municipal action towards the protection of child following provisions shall be adopted:

The Local Government of Dumingag must provide special protection to children from all forms of abuse, neglect, cruelty, exploitation and discrimination;

- 5.1 Interventions in situations of child abuse, exploitation and discrimination on behalf of the child when parents, guardian, teacher or person having care of custody of the child fails or is unable to protect the child.
- 5.2 Support the protection and rehabilitation of the children gravely threatened or endangered by circumstances which affect or will affect their survival and normal development and over which they have no control.
- 5.3 As enunciated by United Nations Convention on the rights of the Child- the best interests of children shall be above in all consideration concerning them, which is to be taken by Municipal Social Welfare Development office.
- 5.4 The LGU of Dumingag shall exert all efforts to promote the welfare of children and enhance their opportunities for a useful and happy life.

Section 6. PENAL PROVISIONS. Any person or persons or corporate individual or business establishment found guilty of violating this ordinance shall be punished accordingly.

- 6.1 1st offense - shall be fined (P500.00) FIVE HUNDRED PESOS ONLY or an imprisonment of 3 months or both, upon court's discretion.
- 6.2 2nd offense - shall be fined (P1,000.00) ONE THOUSAND PESOS, or imprisonment of not more than 6 months or both upon court's discretion.
- 6.3 3rd offense - shall be fined (P1,500.00) ONE THOUSAND FIVE HUNDRED PESOS or imprisonment of not more than 1 year, or both upon court's discretion.

Section 7. IMPLEMENTING RULES AND REGULATIONS. The office of the Municipal Mayor shall formulate guidelines for proper implementation of this ordinance.

Section 8. REPEALING CLAUSE. Any provisions, inconsistent hereof is/are hereby modified, repealed or superceded accordingly.

Section 9. EFFECTIVITY CLAUSE. This ordinance shall take effect after review and 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 and further, announcement in the local Cable TV, informing the constituents of the provisions and date of effectivity thereof.

Enacted Oct. 22, 2001

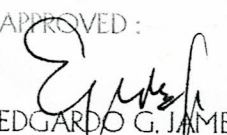
ATTESTED:


A. RESTILLONE
SB Secretary

CERTIFIED CORRECT:


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

APPROVED:


EDGARDO G. JAMERO
Municipal Mayor
Oct. 22, 2001