



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

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THE 4th SANGGUNIAN BAYAN OF DUMINGAG, ZAMBOANGA DEL SUR HELD AT THE
MUNICIPAL SESSION HALL ON June 10, 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. 28, s. 2002

AN ORDINANCE CREATING A CHILD WELFARE CODE IN DUMINGAG

*A Code Enhancing, Promoting, and Protecting Children's Rights to Survival, Development,
Protection and Participation in the Municipality of Dumingag.*

Be it enacted by the Sangguniang Bayan in session assembled that:

Article I
Policy and Basic Principles

Section 1. **TITLE.** This Code shall be known as Dumingag Child Welfare Code

Section 2. **DECLARATION OF POLICY AND PRINCIPLES**

1. It is hereby declared the policy of the Municipality of Dumingag that the enhancement, promotion and protection of Children's rights as to their survival, development, protection and participation be given utmost priority. Toward this end; the Municipality shall provide a more responsive and empowered structure adopting convergence strategy whereby the family, the government, the civil society and business sectors as implementors, shall be made "child sensitive" thus addressing effectively the rights and welfare of children.
2. It is also hereby declared as the policy of the Municipality of Dumingag to ensure that the programs geared toward the welfare of children are allocated with sufficient resources and are accounted for at all times for the continuance of the program.

Section 3. **DEFINITION OF TERMS**

- 3.1. *Children.* It 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 due to physical or mental disability or condition.

- 3.2. *Survival rights.* It relates to the provision in relation to parental and governmental duties and liabilities, adequate living standard and access to basic health services and social security.
- 3.3. *Development rights.* It pertains to the access of a child to educational opportunities, access to relevant information, play, leisure, cultural activities, and the right to freedom of thought, conscience and religion.
- 3.4. *Protection rights.* This covers those which shield and guard children against all forms of child abuse, neglect, exploitation and discrimination in major areas where children are considered in extremely difficult circumstances
- 3.5. *Representation and participation rights.* It includes children's freedom to express themselves in matters affecting their lives in preparation for responsible parenthood and in their participation and/or representation in the government and civil society as members of the citizenry.
- 3.6. *Child abuse.* a) It refers to the maltreatment of a child which includes psychological and physical abuse, neglect, cruelty, sexual abuse and emotional maltreatment; b) It is any act or deed or word which debases, degrades or demeans the intrinsic worth and dignity of a child as a human being c) It is unreasonable deprivation of his/her basic needs of survival such as food and shelter, or d) It is failure to immediately give medical treatment to an injured child resulting in serious impairment of his/her growth and development or permanent physical, mental incapacity or death.
- 3.7. *Circumstances which gravely threaten or endanger the survival or normal development of children.* It refers to, but not limited on, the following conditions:
- 3.7.1. Being in the community where there is armed conflict or being affected by a med conflict or being affected by armed conflict-related activities;
 - 3.7.2. Working under conditions hazardous to life, safety and morals which unduly interferes with their normal development or working without provision for their education;
 - 3.7.3. Living in or finding for themselves in the streets without care of parents or guardians, or without any adult supervision needed for their welfare;
 - 3.7.4. Being a member of an indigenous cultural community and/or living under conditions of extreme poverty or in an area which is underdeveloped and/or lack or has inadequate access to basic services needed for a good quality of life;
 - 3.7.5. Being with family members or guardians who have psychological problems grave enough for them to commit incest, sibling rape, lascivious acts and other forms of physical and mental abuse;
 - 3.7.6. Being a victim of man-made or natural disaster or calamity;
 - 3.7.7. Being a victim of illegal transnational union or child trafficking;
 - 3.7.8. Circumstances analogous to those above stated which endanger the life, safety or normal development of children.
- 3.8. *Comprehensive Children's Support Systems Against Child Abuse, Neglect, Exploitation and Discrimination.* It refers to the coordinated program of services and facilities to protect children against:
- 3.8.1. Child prostitution and other sexual abuse;
 - 3.8.2. Child trafficking;
 - 3.8.3. Obscene publication and indecent shows;
 - 3.8.4. Other acts of abuse;

- 3.8.5. Child labor, and,
- 3.8.6. Circumstances which threaten or endanger the survival and normal development of children, or as prescribed in the United Nations Convention on the Rights of the Child.
- 3.9. *Dumingag Council for the Welfare of Children.* It refers to the Council which shall be created by the Municipality of Dumingag responsible for the implementation of this code.
- 3.10. *Anti-Social Related Activities.* They are activities against property, chastity and person which includes, but not limited to the following:
 - 3.10.1. Petty crimes such as snatching, shoplifting, etc.;
 - 3.10.2. Using and pushing prohibited drugs, selling illegal or lewd reading materials;
 - 3.10.3. Pimping for young and old prostitutes and sexual perversions, doing or participating in obscene shows;
 - 3.10.4. Gambling of any form;
 - 3.10.5. Rape, incest; and
 - 3.10.6. Any other circumstances as defined in the existing laws.
- 3.11. *Child sensitive.* A characteristic required of the implementers of the municipality in addressing effectively the rights and welfare of children. It is the honest, sincere and sustained service for, and generous and genuine love of children.
- 3.12. *Children in conflict with law.* Children who attempt to or have committed crimes against the law.
- 3.13. *Children with disability.* Children who cannot carry on an activity/task normal children do due to certain physical and/or mental defect or condition.

Article II

Survival and Development Rights of Children

Section 4. **UNDER SIX PROGRAM FRAMEWORK.** The Municipality of Dumingag shall ensure to the maximum extent possible the survival and development of the child. The following existing programs shall be strengthened and sustained for the survival and development of the child:

- 4.1. *Early Childhood Care and Development Program.* The Municipality of Dumingag shall implement and sustain, for the care of children through the Municipal Early Childhood Care and Development Programs.
 - 4.1.1. *Day Care Service Program.* The Municipality of Dumingag shall strengthen and sustain a population and community-based Day Care Service Program for 3-5 year-old children. There shall be set up day care service centers in all barangays. The Manual on Day Care Service Program shall serve as the base rules, regulations or guidelines in the implementation of this program. Day Care/Kinderergarten Service centers run by the NGO's shall be mandated to seek accreditation from the DSWD through the Municipal Social Welfare and Development and to establish close linkages with the offices of MSWD and DepEd in order to align their curriculum offerings to the child friendly thrust of the LGU. No Day Care/Kinderergarten Service Center shall be permitted to operate unless it is accredited by the DSWD/MSWD per R.A. No. 6972, An Act establishing a Day Care Center in Every Barangay, Instituting

Therein a Total Development and Protection of Children Program, Appropriating Funds Therefore, and for Other Purposes" (Brgy.-Level Total Development and Protection of Children Act)

- 4.1.2. **Parent Effectiveness Service Program.** There shall be strengthening of the Parent Effectiveness Service Program which shall facilitate parents' education focused on scientific childbearing and childrearing practices to ensure the healthy growth and development of the child provided further that should the child be left to the care of the domestic and other persons without adult and proper supervision, the MSWD shall furnish training and supervision to children's caregivers until such time that they meet adequate standards whereby the children under their care will develop normally as healthy, happy and loved children ever in the absence of their parents.

Section 5. PRIMARY HEALTH CARE AND PREVENTIVE PROGRAM FRAMEWORK The Municipality of Dumingag shall sustain and continue to improve the existing primary health care system that shall effectively address the priority needs of children in terms of health care and preventive program.

- 5.1. **Maternal and Child Health Care Program.** The Municipality of Dumingag shall continue to improve its Maternal and Child Health Care Program which cater to pregnant mothers to ensure the development of a healthy fetus, and normal and safe delivery of the baby. This program includes administration of sufficient micronutrients for pregnant and lactating mothers. There shall likewise be provided the needed basic training and updates for normal delivery and recognition of high risk pregnancies for the hilots and barangay health workers and provided further that high risk pregnancies shall be referred to the competent obstetrical and pediatric medical care for mother and child.
 - 5.1.1. **Expanded Program of Immunization (EPI).** The program on preventive maternal and child care and health services shall be enhanced by the Municipality to include tetanus and immunization for mothers and completion of series of immunization for preventable diseases such as tuberculosis, diphtheria, pertuses, neonatal, tetanus, measles, poliomyelitis, hepatitis and such other diseases for which vaccines shall have been developed for administration to children below one (1) year old.
 - 5.1.2. **Under 5 clinic.** The Municipality of Dumingag shall sustain the under five clinic program to give early diagnosis and complete treatment of children below five years old.
 - 5.1.3. **Family Planning Service Program.** The Municipality of Dumingag shall sustain and improve the Family Planning Service Program to cater to the needs of Women in their productive years. This includes spacing of births as well as production and control.
 - 5.1.4. **Monitoring of Birth Registration.** The Municipality of Dumingag shall strengthen and continue its program on monitoring of birth registration. Midwives, BHW, and Hilots are mandated to facilitate the timely registration of births within 30 days from delivery to avoid late registration of births. This is pursuant to R.A. 9048 and Municipal Ordinance No. 2, s. 2002.

- 5.2. *Program for Child Patients of Economically Depressed Families (Indigency Program).* The Municipality shall ensure the availability of the Hospital Indigent Fund for members of indigent families who need the expertise of medical specialists. The MSWDO shall recommend for their hospitalization subject to the availability of funds.

Section 6. **FAMILY AND COMMUNITY WELFARE AND SUPPORT PROGRAMS.** The Municipality shall implement, sustain and strengthen the family and Community Support programs framework, which shall include services, training and advocacy on reproductive health, neonatal care, child health, childbearing and childrearing practices, pre-marriage and marriage counseling, family planning and responsible parenthood, gender sensitivity, among others, in the context of Filipino psychology.

6.1. *Nutrition Program*

- 6.1.1. The Municipality shall sustain its existing nutrition program/s which include **Operation Timbang (OPT)** for growth and nutritional monitoring and evaluation. The nutritional feeding and supervision of nutritional intake of children at home and in school shall be under the supervision of the Municipal Health Office in close coordination with the Municipal Nutrition Action Officer (MNAO) and the academe. A complete up-to-date data on the nutrition status of children in Dumingag shall be kept in order to evaluate the status of the health of children. These offices shall also empower the BNS, BHW, hilots and other mandated organizations in the administration, monitoring and evaluation of the weighing of children, administration of micronutrients, breastfeeding and supplemental feeding.
- 6.1.2. **Comprehensive Training Course on Maternal and Child Health.** The Municipality of Dumingag shall strengthen the training and updates dealing with child health. The health personnel involved are BHW, BNS and Hilots. The training course shall be designed by the Municipal Health Office.
- 6.1.3. **Strict Implementation of the Milk Code of the Philippines.** The Municipality of Dumingag shall strictly implement and monitor the Milk Code of the Philippines and conduct massive information and education campaign on breastfeeding. The secondary institutions likewise, shall be required to incorporate breastfeeding course which shall be integrated in the lessons of the Science/Health subjects. Monitoring of the implementation of this program shall be done by the RHU in coordination with the MNC. This is pursuant to E.O. 5, dated Oct. 20, 1980.
- 6.1.4. **Strict Implementation of Asin Law.** In order to give assurance of an adequate supply of iodine to children, mothers and other members of the family, strict implementation of Ordinance No. 24, s. 1996 of the Municipality of Dumingag as amended and RA. No. 8172 shall be strictly enforced and violation thereof shall subject the violator penalty stipulated in said ordinance. The Salt Iodization Promotion Action Team (SIPAT) shall be tasked to oversee this program.

- 6.2 *Child and Youth Welfare Program.* The Municipality of Dumingag shall support the existing comprehensive Child and Youth Welfare and Development Programs which shall include advocacy and services for children in difficult circumstances, children with disability, abandoned children, children in conflict with law, and street children, among others. Prohibition of children

in staying permanently in the street by making it their abode as provided for in Municipal Ordinance No. 12, s. 2002 shall be strictly imposed.

- 6.3. *Gender and Development Program (GAD).* The Municipality of Dumingag shall strengthen and support a Gender and Development Program aimed at recognizing the role of women and children as barometer of the future society. Programs on gender and development shall include services and training on self-enhancement skills, literacy, maternal child care, livelihood skills, skills training for possible employment of women.
- 6.4. *Parenting Orientation Course.* Marriage License applicants shall be required to undergo Reproductive Health Course (Pre-Marriage Counseling/Family Planning Seminar) before being issued a Marriage license. This shall be conducted by the concerned agencies.
- 6.5. *Provision of Local Initiatives to Recognize and Promote the Survival and Development Rights of the Child.* The municipality of Dumingag through its executive and legislative initiatives shall execute orders, memorandums, resolutions or enact laws that would redound to the promotion of the survival of development rights of the child. Existing laws pertaining to this matter such as Municipal Ordinance No. 25, s. 2001 (Empowering the municipality's commitment in recognizing the inherent right and dignity of every member of the family, adopting local measures to protect the right and enhance the welfare of every child and declaring the Municipality of Dumingag, Zamboanga del Sur as a Child Friendly Municipality); Municipal Ordinance Ano. 25, s. 2002 (Mandating barangay officials to take the responsibility of cleaning and greening their respective barangay); and, Municipal Ordinance No. 7, s. 2002 (Mandating the NGOs, POs and the Dumingagnons to uphold and advocate child friendly community in Dumingag, Zamboanga del Sur) shall be strictly imposed.
- 6.6. *Provision of Clean, Green and Pollution-Free Environment.* The municipality of Dumingag shall endeavor to strengthen its existing program on clean and green environment by empowering barangay and municipal officials, the academe, NGOs and POs and other entities/persons in keeping a clean, green and pollution-free environment for the health of children and family. Existing ordinance shall be strictly imposed for the continuance of the program, viz: Municipal Ordinance No. 23, s. 2001 and 4, s. 1997 (NO smoking ordinances) and Municipal Ordinance NO. 24, s. 2001 (Prohibiting children from playing games of chance).

Section 7. **COMMUNITY SUPPORT SYSTEM.** A comprehensive support system established in the Municipality of Dumingag for the survival, development, protection, and participation of children shall be strengthened. The community support system and structure shall be the Municipal Council for the Protection/Welfare of Children and the Barangay Council for the Protection of Children (BCPC).

- 7.1. The Municipal and Barangay Councils for the Protection of Children, their composition and functions.

7.1.1. *Municipal Council for the Protection of Children (MCPC)*

A. Composition

Chairman :	Municipal Mayor
Vice Chairman:	Chairman, SB Committee on Women & Family
Members:	1. MPDC
	2. Municipal Civil Registrar

3. MSWDO
4. MHO
5. MAO
6. District Supervisor
7. Municipal Prosecutor/PNP
8. NGO representatives
9. SK Fed. President
10. ABC President
11. A member of the Finance Committee
12. MLGOO
13. DOLE representative/P.E.S.O

7.1.2. Functions

1. Formulates Municipal Plan of Action for children, incorporating projects and programs needing assistance by the barangay, and ensure its integration into the Municipal Development Plan;
2. Monitor and evaluate the implementation of Municipal and Barangay Plan;
3. Submit quarterly status report on the plan implementation to the PCWC thru the MPDO;
4. Promptly address issues and concerns affecting children and youth;
5. Advocate for the passage of relevant child and youth protective ordinances;
6. Advocate for the increased support and resource allocation for children's program and projects;
7. Provide technical assistance to the community-based front-line workers through conduct of capability and human resource development activities; and
8. Prepare contingency measures to protect children and their families in crisis situations brought about by natural and man-made calamities.
9. Secretariat support shall be lodged with the MSWDO who shall be responsible for the documentation of proceedings of meetings and preparation of reports and other necessary documents as needed by the committee.

7.2. *Barangay Council for the Protection of Children (BCPC)* This is referred to as Barangay Council for the Protection of Children under Articles 85-87 of PD 603 or the Child and Youth Welfare Code.

7.2.1. *Composition.* Membership in the BCPC shall be taken from responsible members of the community including a representative of the youth as well as representative of government and non-government organizations concerned with the welfare of children and youth.

Chairman	:	Punong Barangay
Vice Chairman:		SK Chairman
Members	:	

1. Representatives of Municipal Government concerned with the welfare of children whose area of assignment includes the particular barangay.
 - Day Care Worker
 - Barangay health Worker
 - Barangay Nutrition Scholar
2. An active responsible member of the community; Human Rights advocate/others
3. A representative from each of NGOs concerned with the Welfare of Children and operating in the barangay;
4. An active member from each of the POs in the barangay.
5. A representative of DECS, DOH;
 - School Principal/School Head
 - Midwife/nurse
6. A child advocate whose age ranges from 9-14 chosen by the barangay Officials
7. Barangay Secretary

7.2.2. **Suggested committees.** For the BCPC to align with the Phil. Plan of Action for Children (PPAC), the following committees are suggested:

1. Family Care and Alternative Parental Arrangement
- Day Care Worker, Community Members
2. Basic Health, Nutrition Social Security and Safe Environment
- Health Worker, Community Members
3. Basic Education, Leisure and Cultural Activities
- Councilmen, Brgy. Tanod, NGO, Community Members
4. Protection of Children in Difficult Circumstances
- Councilmen, Brgy. Tanod, NGO, Community Members
5. Fundamental Civil Rights
- NGO Representative Community Members

7.2.3. Functions

1. Foster education of every child in the barangay.
2. Encourage the proper performance of the duties of parents and provide learning opportunities on the adequate rearing of children and on positive parent-child relationship;
3. Protect and assist abandoned or maltreated children and dependents;
4. Protect working children from abuse and exploitation;

5. Take steps to prevent juvenile delinquency and assist parents and children with behavioral problems so that they can get expert advice;
6. Adopt measures for the health and nutrition status of children;
7. Promote the opening and maintenance of playgrounds and day care centers and other services that are necessary for child and youth welfare;
8. Coordinate the activities of organization devoted for the welfare of children and secure their cooperation.
9. Promote wholesome entertainment in the community especially in movie houses;
10. Assist parents whenever necessary in securing expert guidance counseling from proper governmental or private welfare agencies;
11. Advocate for the passage of barangay ordinances in response to child-related issues and concerns;
12. Prepare the barangay plan of action for children which addresses the needs of children in the community and ensure its integration into the Barangay Development Plan and implementation by the barangay; and
13. Submit quarterly of the barangay accomplishment report of the implementation of the plan to the MCWC.
14. The Secretary of the barangay shall be the secretariat of the BCPC. He/She shall be responsible for the documentation proceedings and other related secretariat functions.

7.3. *Operationalization Fund for MCPC/MTWG.* There shall be fund appropriated from 20% EDF for the operationalization of the MCPC/MTWG in connection with the disposition of their respective functions.

7.4. *Appropriation for the BCPC.* Each barangay shall appropriate funds of not less than 5% annually from its budget for the operation of the BCPC's programs, projects and services for the welfare of children.

Section 8. PROVISION FOR CHILDREN WITH DISABILITY. The Municipality shall require the conduct of the survey on the status of children with disability and shall lend a support to the Department of Education in the locality in setting up a Special Education Program (SPED) the funding of which shall be taken from the Special Education Fund (SEF) and from 20% EDF of the LGU. There shall be a training program for health personnel and educators who shall be handling children with special needs.

Existing ordinances related to children with disability be strictly enforced such as Municipal Ordinance No. 38, s. 2001 (Establishing policies and guidelines in providing financial assistance for scholarship grants to economically disadvantaged/marginalized handicapped or disabled and deserving students in the municipality of Dumingag, Zamboanga del Sur); Municipal Ordinance No. 19, s. 2001 (Mandating public utility operators/owners to designate seats for disabled persons and identify them by displaying posters/stickers of the international symbol of access); Municipal Ordinance No. 20, s. 2001 (Accessibility Ordinance).

The municipality shall likewise promote the organization of the disabled persons including children and recognize its existence by granting it accreditation for legal financial and/or technical assistance by the LGU and other groups as provided for in SB Resolution No. 16, s. 2000 (Granting Lifetime Accreditation to Dumingag United Persons with Disability Association, Inc. - DUPDA).

Section 9. PROVISION FOR TRAINING OF TEACHERS ON THE RIGHTS OF CHILDREN AND INTEGRATION OF THE CONVENTION OF RIGHTS OF CHILDREN IN THE SCHOOL SUBJECTS. The teachers in the Municipality both public and private schools shall undergo training on the rights of the child and to integrate in school subjects the Course on Convention on the Rights of children as its advocacy and education campaign for the effective and aggressive move toward children's know-how on their innate rights.

Section 10. PROVISION OF RECREATION AND CULTURAL FACILITIES AND PROGRAMS IN THE MUNICIPAL AND BARANGAY LEVELS. The Municipality shall undertake barangay and municipal levels recreation program and facilities for children and youth attuned to their gender and age taking into account their cultural diversity. A regular cultural program shall be held/presented to provide wholesome as well as educational past time for children and youth and exposing them to the rich cultural heritage of their ancestors. Amendatory Municipal Ordinance No. 26, s. 2002 (Promoting Billiard as part of the sports activities) shall be enforced in order to provide wholesome recreation.

Section 11. PROVISION OF A CHILD FRIENDLY LIBRARY/KNOWLEDGE CENTER. The Municipality shall set up a library for children within the Municipal compound by providing it with local children's literature and other materials that cater to the needs of children for their socio-cultural development. The Municipality shall allocate regularly funds for this purpose. This is pursuant to SB Resolution No. 63, s. 2002 (A resolution authorizing the Municipal Mayor to declare and install a Child Friendly Library in the kubo within the municipal compound).

Section 12. ACCESS TO QUALITY EDUCATION. The Municipality thru the Municipal Mayor shall strengthen the implementation of the existing ordinances and other laws on compulsory education observing the sanctions for violation thereof. There shall be close linkages and monitoring between the Council for Protection/Welfare of Children and the Academe for quality output in education including access to the computer world.

Section 13. PROVISION OF VALUES INCULCATION/FORMATION FOR CHILDREN. There shall be a provision of values inculcation/formation for children in the municipality of Dumingag, Zamboanga del Sur in order to provide equilibrium between the physical and moral/spiritual development of the child. Existing laws shall be enforced in order to inculcate good moral values in children for the preparation of their place in a morally upright and God-fearing society. This is embodied in Municipal Ordinance No. 5, s. 1997 (Curfew ordinance for Children).

Section 14. PROVISION OF POLICE ADVOCACY AND EDUCATION PROGRAMS IN THE BARANGAYS. The Philippine National Police shall continue implementing the programs geared toward the welfare of children. The following programs shall be strengthened for better police-children-community relationships:

14.1. *Kiddy Cops Program.* The PNP headed by the Chief of Police thru the Women and Children's Protection Desk (WCPD) shall strengthen a Kiddy Cops program to establish awareness in children of their rights as well as promoting child-friendly police. It also aims at preventing crimes of and against children.

14.2. *"Ugnayan sa Paaralan - Palis at Mamamayan".* To establish an deal rapport and closer relationship among teachers, parents, children and policemen in the vision of better children in the locality, the Municipality through the PNP

shall support the existing special program, the Ugnayan sa Paaralan - Pulis at Mamamayan Program.

- 14.3. *The Beauty of a Drug Free Municipality through Sports* in order to totally eradicate the presence of drugs in the Municipality, the PNP shall be tasked to constantly monitor the presence of drugs in schools and other places likely to be hideouts of drug users and pushers. Along with this, the PNP shall regularly conduct a drug prevention campaign to children of all public and private schools. The PNP shall likewise conduct sports activities especially on OSY and secondary school youth to divert their attention from drugs to sports.

Section 15. **PROVISION OF SAFE DRINKING WATER AND SANITARY LATRINE.** The Municipality shall maintain and improve the existing water system that is safe to drink. It shall also strictly enforce the use of sanitary latrines in all homes and schools for the prevention of diseases. MHO through the Sanitary Health Inspector shall be tasked to implement this program. This is pursuant to SB Resolutions No. 25 and 30, s. 2002 (Funding and rehabilitation of Dumingag Water System).

Section 16. **PROVISION OF NGO ADVOCACY AND EDUCATION PROGRAMS IN THE MUNICIPALITY FOR THE SURVIVAL AND DEVELOPMENT OF CHILDREN.** The municipality shall ensure to the maximum the participation of the NGO's in advocating child friendly movement. Banks, cooperatives, accredited organizations, business sectors and other association/offices shall be mandated to draw annual action plans that shall include programs for the child, to wit;

- 16.1. *Promotion of Kiddie Savings by Cooperatives.* The Municipality shall continue to encourage cooperatives to give utmost priority in children's development. They shall promote thrift and self-sufficiency attitudes among kids by accepting and opening bank accounts for them. An advocacy and education campaign shall be intensified using all possible communication avenues for its promotion.
- 16.2. *Program for Creative Arts.* A Program Creative Arts geared toward advocating the municipality's campaign for the promotion of the creative art shall be encouraged.

Section 17. **CREATION OF COUNCIL FOR INDIGENOUS PEOPLE'S CHILDREN.** The Municipality of Dumingag shall create a Council for Indigenous People's Children in Dumingag. It shall be composed of representatives of MSWD, DepEd, Tribal Council, DUSA, PNP, and NGO's FCCO, and the Council shall look into the total development of this group of children by providing programs and measures to ensure their access to education taking into consideration the inclusion of their cultural practices, beliefs and mores in the curriculum in all levels and ladder of education. In coordination with the existing tribal council and the Dumingag United Subanen Association, the council shall map all the areas in the Municipality and get data regarding the tribal population that shall serve as the take-off ground for identifying the specific needs of children and the recommendation of the establishment of other programs to benefit children of said group.

Section 18. **PROVISION FOR FREE REGISTRATION OF BIRTH, MARRIAGE AND DEATH CERTIFICATES TO MEMBERS OF INDIGENOUS CULTURAL COMMUNITY.** The municipality of Dumingag shall endeavor to provide assistance to the Subanen and other cultural community by exempting them from paying fees charged on birth, marriage and death certificates. This is in pursuit of the municipality in its campaign for complete and thorough registration of all residents of Dumingag including members of the cultural community. This is pursuant to Municipal Ordinance No. 20, s. 2002 (Exempting cultural community from paying fees charged on birth, marriage and death certificates.)

Section 19. **PROGRAM FOR THE SPECIAL PROTECTION OF CHILDREN.** A comprehensive program formulated by the Municipality of Dumingag to protect children against child prostitution and other forms of sexual abuse, child labor, trafficking, obscene exhibition, publication indecent shows, and other acts of abuse and circumstances which endanger child survival and development shall strengthen in the municipality of Dumingag. This is pursuant to Municipal Ordinance No. 12, 15 & 16, s. 2002 (Ordinance of street children, and keeping of pet dogs and eradication of stray dogs).

- 19.1. *Institutionalization of Foster Homes/Walk-in/Crisis/Refuge Centers.* The Municipality of Dumingag shall endeavor to establish a community-based strategy for the protection of children by institutionalizing foster homes/walk-in/crisis/refuge centers. The DSWD through Municipal Social Welfare and Development shall supervise, monitor and give technical assistance to these centers in coordination with the PNP through the Women's and Children's Protection Desk. The MSWD shall be tasked to promulgate the rules and regulations for the implementation of this section. This is pursuant to Municipal Ordinance No. 26, s. 2001 (Creation of a refuge center).
- 19.2. *Creation of Special Services for Children in Need of Special Protection.* The Municipality of Dumingag shall create special programs for the protection of children who are in need of special protection. It shall endeavor to make the NGO's get actively involved in supporting the LGU in its all out efforts in protecting children in the whole municipality.

The following programs shall be strengthened and sustained to realize this goal:

- 19.2.1. **Municipal Task Force for Women and Children.** This body shall be tasked to look after the women and children who in need of special protection. This body shall provide immediate interventions for Women and Children in need of special protection. The Mechanics of its organization and implementation shall be drawn by the MSWD. This is provided for in M.O. No. 6, s. 2000.
- 19.2.2. **Sagip-Batang Manggagawa or Quick Reaction Team (QRT).** The Municipality of Dumingag shall implement and support a special body known as Sagip-Batang Manggagawa or Quick Reaction Team to be spearheaded by the PNP incharge of the Women and Children's Protection Desk. This body shall adopt a holistic and multi-sectoral approach in providing special protection for children trapped in disabling child labor.

Section 20. **PROVISION FOR STRONGER DETERRENCE AND SPECIAL PROTECTION OF ABUSED AND EXPLOITED CHILDREN.** The Municipality through the Sangguniang Bayan and Sangguniang Pambarangay shall enact ordinances that shall provide stronger deterrence and special protection of abused and exploited children. Ordinances with stiffer sanctions shall be enacted for establishments, enterprises/individuals/operators promoting, facilitating or conducting activities constituting child prostitution and other sexual abuse, child trafficking, obscene publications and indecent shows. All establishments that cater to adults only such as, but not limited to hotels, sauna baths, inns, motels, night clubs, disco/video houses, shall be mandated to post signages/notices and information at the entrance of the establishment regarding child protection. Existing municipal ordinances on the protection of children shall also be strictly enforced in order to thwart the offenders from repetitive acts of violence, abuse/exploitation, viz :

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|------------------------|------------------------|------------------------|
| 1. Ord. # 20, s. 1996 | 12. Ord. # 24, s. 2001 | 23. Ord. # 3, s. 2002 |
| 2. Ord. # 22, s. 1996 | 13. Ord. # 25, s. 2001 | 24. Ord. # 7, s. 2002 |
| 3. Ord. # 4, s. 1997 | 14. Ord. # 26, s. 2001 | 25. Ord. # 8, s. 2002 |
| 4. Ord. # 5, s. 1997 | 15. Ord. # 27, s. 2001 | 26. Ord. # 11, s. 2002 |
| 5. Ord. # 6, s. 1997 | 16. Ord. # 29, s. 2001 | 27. Ord. # 12, s. 2002 |
| 6. Ord. # 4, s. 1998 | 17. Ord. # 31, s. 2001 | 28. Ord. # 15, s. 2002 |
| 7. Ord. # 10, s. 2001 | 18. Ord. # 38, s. 2001 | 29. Ord. # 16, s. 2002 |
| 8. Ord. # 10, s. 2001 | 19. Ord. # 39, s. 2001 | 30. Ord. # 17, s. 2002 |
| 9. Ord. # 19, s. 2001 | 20. Ord. # 40, s. 2001 | 31. Ord. # 18, s. 2002 |
| 10. Ord. # 20, s. 2001 | 21. Ord. # 41, s. 2001 | 32. Ord. # 19, s. 2002 |
| 11. Ord. # 23, s. 2001 | 22. Ord. # 2, s. 2002 | 33. Ord. # 20, s. 2002 |

Section 21. PROVISION FOR PROTECTION OF CHILDREN FROM CHILD LABOR. It is required of all applicants for working permits to submit a duly authenticated birth certificate issued by the Local Civil Registrar. The P.E.S.O. Manager in coordination with DSWD and the PNP shall enforce the existing Municipal Ordinance No. 41, s. 2001 on Centralized Recruitment System in order to prevent establishments or individuals from recruiting minors. Any violation of this provision shall subject the offender to administrative/criminal liabilities and penalties as provided for in this ordinance.

The municipality shall likewise implement the existing ordinances that protect children from disabling child labor, viz: Municipal Ordinance No. 10, s. 2001 amending Municipal Ordinance No. 25, s. 1996 (Tri-sikad regulatory ordinances) and Municipal Ordinance No. 8, s. 2002 (Regulatory ordinance on child labor).

Section 22. PROVISION OF MONITORING AND INTERVENTION OF CRIMINAL CHARGES FILED IN COURT AGAINST CHILDREN IN CONFLICT WITH LAW. Cases of Children filed in court in connection with or related to Anti-social activities shall be monitored by the DSWD, PNP and other agencies involved in the protection of children and application for suspension of court trial and provision of diversion program such as appropriate treatment, rehabilitation and training thereof shall be designed by the DSWD in close coordination with the MCPC. The Municipality shall also give full support to the prosecutors/councils assigned to handle the case for its speedy disposition/settlement.

Section 23. ESTABLISHMENT OF SEPARATE DETENTION CELL FOR CHILDREN IN CONFLICT WITH LAW. In addition to separate detention cell provided for women the Municipality of Dumingag shall provide separate detention cell for children in conflict with law to safeguard their physical and psycho-social status. The PNP, DSWD/MSWD shall be responsible for its supervision. This is pursuant to SB Resolution No. 27, s. 2000 (Resolution appropriating P50,000 for the BJMP) with Appropriation Ordinance No. 5, s. 2000.

Section 24. PROVISION OF BANTAY BATA/KABABAIHAN HOTLINE. The Municipality of Dumingag shall maintain and sustain the Bantay Bata/Kababaihan hotline. This shall be supervised by the PNP in close coordination with the MSWD, the Sangguniang Bayan/Barangay Committee on Women and Family. The Hotline shall have a round-the-clock vanguard on the abuses/crimes committed against Children and shall report without delay the incident/s to the proper authorities. The same group shall monitor the progress that may occur in relation to the apprehension and prosecution of the offenders.

Section 25. PROVISION FOR RESPECT FOR THE INTERNATIONAL COVENANTS RELEVANT TO ARMED CONFLICT. The Local Government of Dumingag shall undertake to respect and to ensure respect for rules of humanitarian law applicable to local political armed-conflict which are relevant to the child.

Article IV
Participation Rights of Children

Section 26. **PARTICIPATION OF CHILDREN IN DECISION-MAKING PROCESSES.** Children have the right to express their opinions freely and have these be taken into consideration in matters/procedures affecting their welfare be it in their homes, school, community or any other group and regardless of sex, age, religion or tribal affiliation. It is the responsibility of the Municipality of Dumingag to cater to this right of children by providing measures for its implementation.

Section 27. **PROVISION OF MECHANISMS FOR PARTICIPATION OF CHILDREN IN POLICY AND PROGRAM FORMULATION OF THE MUNICIPALITY OF DUMINGAG.** The Municipality of Dumingag, in its exhaustive effort in promoting the welfare of the child, shall declare policies that would redound to the polling of efforts of children in their participation in the local policy formulation. A children's convention shall be held once a year and a children's month shall also be declared to give due regard to children's participation rights.

Article V
Transitory Provision

Section 28. **WITHIN SIX MONTHS AFTER THE APPROVAL OF THIS CODE.** The Local Chief Executive shall coordinate with the Sangguniang Bayan and the MCPC for the formulation of rules and regulations necessary for the implementation of this code.

Article VI
Final Provisions

Section 29. **IMPLEMENTING RULES AND REGULATIONS.** The Municipal/Barangay Council for the Protection of Children (MCPC/BCPC) shall be the implementing agency to carry out the provisions of this code.

Section 30. **PROVISION FOR APPROPRIATION FOR THE IMPLEMENTATION OF THIS CODE.** The Municipality of Dumingag shall regularly appropriate funds of not less than 5% from the appropriated annual and/or supplemental budget for the sustenance of the program.

Section 31. **PENAL PROVISIONS.** A refusal or neglect on the part of any government official/employee to implement this code shall subject him/her to a penalty of six months suspension from service without pay provided, however, that Civil Service laws and regulations and other pertinent laws are strictly observed in carrying out the administrative discipline against the offender.

Section 32. **SEPARABILITY CLAUSE.** If any provision of this code shall be declared invalid or unconstitutional, for any reason, other provisions thereof not affected therein shall continue to be in full force and effect.

Section 33. **REPEALING CLAUSE.** All Codes, Executive Orders, Resolutions and other local memoranda inconsistent with or in contradiction to the provisions of this code are hereby repealed, modified.

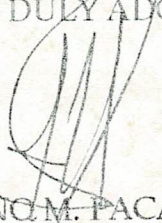
Section 34. **EFFECTIVITY AND PUBLICATION CLAUSE.** This ordinance shall take effect after the approval of the Sangguniang Panlalawigan and after fifteen (15) days from the date copy hereof is posted in the Bulletin Board at the entrance of the Municipal hall and in at least two (2) other conspicuous places in the Poblacion, announcement in the Local Cable TV and FM stations 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.

UNANIMOUSLY APPROVED.

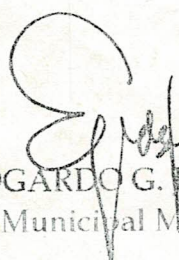
Enacted: July 22, 2002


A.R. ESTILLORE
SB Secretary

ATTESTED AND CERTIFIED
TO BE DULY ADOPTED:


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

APPROVED: 8-6, 2002


EDGARDO G. TAMERO
Municipal Mayor