
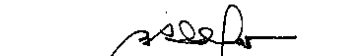



CERTIFIED CORRECT:



REBHENIER J. CARATIQUIT
SB Secretary

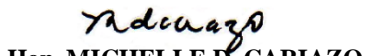
ATTESTED:


Hon. JOHN PAUL M. BALMORES
Municipal Vice Mayor &
Presiding Officer

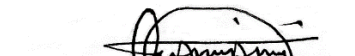

Hon. BERNABE P. IDMILAO
Municipal Councilor


Hon. TIMOTEO D. BALMORES
Municipal Councilor

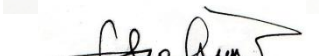

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Municipal Councilor


Hon. EDILBERTO D. TABAQUIN JR.
Ex-Officio Councilor (Liga)


Hon. SERGIO M. MERCADO
Ex-Officio Councilor (SK)

APPROVED:


Hon. FREDDIE D. DOMINGO
Municipal Mayor



Republic of the Philippines
Province of Tarlac
MUNICIPALITY OF PURA
-oOo-



OFFICE OF THE SANGGUNIANG BAYAN

**EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
SANGGUNIANG BAYAN OF PURA, TARLAC HELD AT THE SB SESSION HALL ON
FRIDAY, AUGUST 26, 2022**

PRESENT:

- | | |
|-------------------------------------|---|
| Hon. JOHN PAUL M. BALMORES ----- | Municipal Vice Mayor
& Presiding Officer |
| Hon. BERNABE P. IDMILAO ----- | Municipal Councilor |
| Hon. TIMOTEO D. BALMORES ----- | Municipal Councilor |
| Hon. BOBBY L. MARTIN ----- | Municipal Councilor |
| Hon. MICHELLE D. CARIAZO ----- | Municipal Councilor |
| Hon. LEO PAULO A. PASCUA ----- | Municipal Councilor |
| Hon. ORLANDO B. CAPINPIN ----- | Municipal Councilor |
| Hon. JEAN ANTHONY M. CAPINPIN ----- | Municipal Councilor |
| Hon. TEODORA D. ROBINO ----- | Municipal Councilor |
| Hon. EDILBERTO D. TABAQUIN JR.----- | Ex-Officio Councilor (Liga) |
| Hon. SERGIO M. MERCADO----- | Ex-Officio Councilor (SK) |

ABSENT:

NONE

MUNICIPAL ORDINANCE NO. 010

Series of 2022

**AN ORDINANCE ENACTING THE NEW CHILDREN’S WELFARE CODE OF
THE MUNICIPAL GOVERNMENT OF PURA, TARLAC**

Be it ordained by the Sangguniang Bayan of the Municipality of Pura, Tarlac in Regular Session assembled that:

**ARTICLE I
TITLE, POLICY, PRINCIPLES, GOVERNING LAWS AND
DEFINITION OF TERMS**

Section 1. Title – This Ordinance shall be known as “**THE CHILDREN’S WELFARE CODE OF PURA, TARLAC.**”

Section 2. Declaration of Policies and Principles. – The following policies shall be observed:

- a. It is hereby declared to be the policy of the Municipal Government of Pura in conformity with the mandate of the Constitution, Laws, Issuance, and the United Nations Convention of the Right of the Child to promote the rights of children to survival, development, protection, and participation effectively, institutionalize the comprehensive framework, integrative, sustainable and equitable development.
- b. It is also the policy of the Municipal Government of Pura to defend the right of children to assistance, including health, nutrition, education, and special protection from all forms of abuses, neglect, cruelty, exploitation, discrimination, and other conditions prejudicial to their interests and provide sanctions for their commission.
- c. It is also the policy of the Municipal Government of Pura that the best interest of children shall be the paramount consideration in all actions concerning them, where every effort shall be exerted to promote the welfare of children and enhance their opportunities for a valuable and happy life.

CERTIFIED CORRECT:


REBHENER J. CARATIOUIT

SB Secretary

ATTESTED:


Hon. JOHN PAUL M. BALMORES

*Municipal Vice Mayor &
Presiding Officer*


Hon. BERNABE P. IDMILAO

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Ex-Officio Councilor (SK)

APPROVED:


Hon. FREDDIE D. DOMINGO

Municipal Mayor

- d. It is likewise the policy of the Municipal Government of Pura that it will work with 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, and communities to nurture and care for children from infancy including the earliest stages of childhood to adolescence and to ensure that the programs aimed at the achievement of goals, such programs are protected in times of economic austerity and structural adjustments.

Section 3. Governing Laws. The Municipal Government of Pura declares support and adherence to international laws related to the protection of children. It adopts them as part of its local laws, policies, and principles.

This Code covers all general and special Ordinances of the Municipality of Pura relating to the welfare of children and their families. It supports all the national laws and policies for children's survival, development, protection, and participation. It adopts pertinent international treaties and agreements to which the Philippines is a party.

Section 4. Definition of Terms. – The following terms used in this Ordinance shall be defined as follows:

4.1 Bullying – shall refer to any severe or repeated use by one or more persons of a written, verbal or electronic expression, or a physical act or gesture, or any combination thereof, directed at another person that has the effect of actually causing or placing the latter in reasonable fear of physical or emotional harm or damage to his property; creating a hostile environment for the other person; infringing on the rights of the other person; such as but not limited to, the following:

- Any unwanted physical contact between the bully and the victim like punching, pushing, shoving, kicking, slapping, tickling, headlocks, inflicting pranks, teasing, fighting, and the use of available objects as weapons;
- Any act that causes damage to a victim's psyche and emotional well-being;
- Any slanderous statement or accusation that causes the victim undue emotional distress like directing foul language or profanity at the target, name-calling, tormenting and commenting negatively on the victim's looks, clothes, and body; and
- Cyberbullying or any bullying is done through technology or any electronic means.

4.2 Child/Children – refers to person/s 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 a physical or mental disability or condition.

4.3 Child Abuse – refers to the maltreatment of the child, whether habitual or not, which includes any of the following:

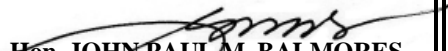
- Physiological and physical abuse, neglect, abandonment, cruelty, sexual abuse, and emotional maltreatment;
- Any act by deeds or words which debases, degrades, or demeans the intrinsic worth and dignity of a child as a human being;
- Unreasonable deprivation of their basic needs of survival such as food, education, and shelter; or
- Failure to immediately give medical treatment to injured child results in serious impairment of their growth and development of permanent incapacity or death.

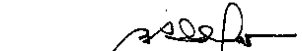
4.4 Child at Risk – refers to a child who is vulnerable to and at the risk of committing criminal offenses because of personal, family, and social circumstances, such as but not limited to, the following:

CERTIFIED CORRECT:



REBHENER J. CARATIOUIT
SB Secretary

ATTESTED:


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Presiding Officer*


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APPROVED:


Hon. FREDDIE D. DOMINGO
Municipal Mayor

- a. Being abused by any person through sexual, physical, psychological, mental, economic, or any other means and the parents or guardian refuse, are unwilling, or unable to protect for the child;
- b. Being exploited including sexually or economically;
- c. Being abandoned or neglected, and after diligent search and inquiry, the parent or guardian cannot be found;
- d. Coming from a dysfunctional or broken family or without a parent or guardian;
- e. Being out of school;
- f. Being a street child;
- g. Being a member of a gang;
- h. Living in a community with a high level of criminality or drug abuse; and
- i. Living in situations of armed conflict.

4.5 Child Labor – to any work or economic activity performed by a child that subjects them to any exploitation or harms their health and safety or physical, mental, or psychosocial development.

4.6 Child in Conflict with the Law – to a child alleged as, accused of, or adjudged as having committed an offense under Philippine laws.

4.7 Child Development Program – refers to the provision of substitute parental care and stimulating activities for the total development of children three to four years and eleven months (3-4.11)-year age bracket.

4.8 Child Development Center – refers to a facility where an accredited Child Development Worker provides Child Development Program, particularly for children in the three to four and eleven months (3-4.11)-year age bracket.

4.9 Community Reintegration Programs – refer to the programs established for rehabilitation and preparing the child for reintegration into the community.

4.10 Development Rights – pertain to the access of a child to educational opportunities, relevant information, play, leisure, cultural activities, and the rights to freedom of thought, conscience and, religion;

4.11 Diversion – to an alternative child-appropriate process of determining responsibility and treatment of a child in conflict with the law based on their social, cultural, economic, psychological, or educational background without resorting to formal court proceedings.

4.12 Diversion programs – refer to programs that a child in conflict with the law must undergo after being found responsible for an offense without resorting to formal court proceedings.

4.13 Intervention – refers to a series of activities designed to address issues that caused the child to commit an offense. It may take the form of an individualized treatment program which may include counseling, skills training, education, and other activities to enhance their psychological, emotional, and psychosocial wellbeing.

4.14 Legal Guardian – refers to any person duly appointed by a court of competent authority to exercise care and custody of or parental authority over the person of such child.

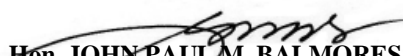
4.15 Members of the Family – refer to persons with family relations under Article 150 of the Family Code of the Philippines. It shall include the parent's or legal guardian's husband or wife, parents, children, other ascendants or descendants, brothers, and sisters, whether of full or half-blood.

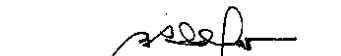
4.16 Participation Rights – pertains to the rights of freedom to expression and to have one's views taken into account, involvement in decision making in matters affecting their life as part of the preparation for responsible citizen and consultative process, freedom of association and assembly.

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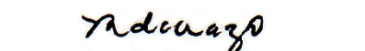
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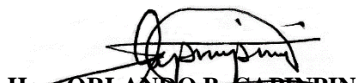

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Ex-Officio Councilor (SK)

APPROVED:


Hon. FREDDIE D. DOMINGO
Municipal Mayor

4.17 Pre-school Education – refers to the age from birth to six (0-6) years old, known to be a critical phase of the child’s psychomotor development. It is the phase when ninety percent (90%) of the human brain is developed.

4.18 Protection Rights – cover those rights which guard children against all forms of abuse, exploitation, and discrimination, and in areas where a child is considered to be in extremely difficult circumstances.

4.19 Special Children – refers to children with visual, hearing, and speech impairments, specific learning disabilities, behavioral problems, mental retardation, autism, global delay pelt syndrome, and orthopedic handicaps ages 5 to 15 years old.

4.20 Survival Rights – include the inherent right to life, the right to a name and nationality, the right to identify and those dealing with parental and governmental duties and obligations, adequate and descent standard of living, access to basic health care and services, and social security and rehabilitation.

**ARTICLE II
RIGHTS AND RESPONSIBILITIES OF THE CHILD**

Section 5. Rights of the Child.

5.1. Every child is entitled to survival, development, protection, and participation rights without distinction as to the legitimacy, race, sex, social status, religion, political antecedents, and other factors;

5.2. Every child has the natural right to be born well, endowed with the dignity and worth of a human being from the moment of their conception; Every child has the right to a wholesome family life that will provide him or her with love, care, and understanding, guidance and counseling, and moral and material security. The dependent or abandoned child shall be provided with the nearest substitute of a home;

5.3. Every child has the right to a balanced diet, adequate clothing, sufficient shelter, proper medical attention, and all the basic physical requirements of a healthy and vigorous life.

5.4. Every child has the right to a well-rounded development of their personality to the end that she or he may become a happy, useful, and active member of society, specifically:

5.4.1. The gifted child shall be given the opportunity and encouragement to develop their special talents;

5.4.2. The emotionally disturbed or socially maladjusted child shall be treated with sympathy and understanding and shall be entitled to treatment and competent care;

5.4.3. The physically or mentally disabled child shall be given treatment, education, and care required by their particular condition;

5.4.4. Every child has the right to be brought up in an atmosphere of morality and decency for the enrichment and the strengthening of their character;

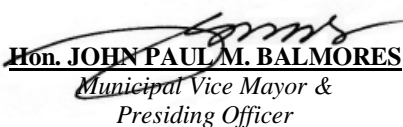
5.4.5. Every child has the right to grow up as a free individual in an atmosphere of peace, understanding, tolerance, and universal sisterhood/brotherhood, and with the determination to contribute their share in the building of a better world;

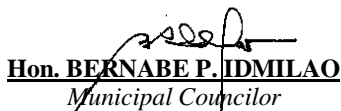
5.4.6. Every child has the right to quality education. Primary education must be compulsory, and higher education must be available and accessible to all based on capacity by every appropriate means. The education of the child must be directed to:

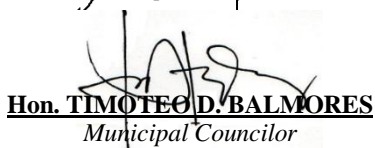
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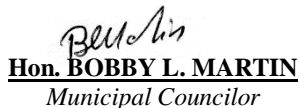

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SB Secretary

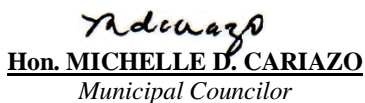
ATTESTED:


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*Municipal Vice Mayor &
Presiding Officer*

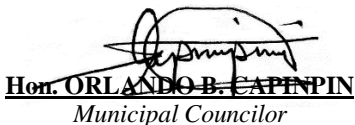

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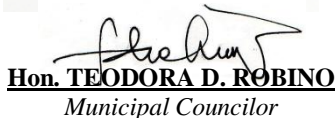

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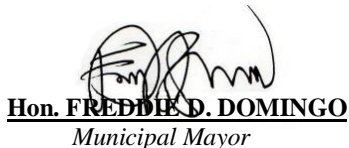

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Ex-Officio Councilor (Liga)


Hon. SERGIO M. MERCADO
Ex-Officio Councilor (SK)

APPROVED:


Hon. FREDDIE D. DOMINGO
Municipal Mayor

(a) The development of the child's personality, talents, and mental and physical abilities to the fullest extent;

(b) The preparation of the child for responsible adult life in a free society;

(c) The development of respect for the child's parents, their cultural identity, language and values, and the cultural background and values of others; and

(d) The development of respect for the natural environment.

5.4.7. Every child has the right to full opportunities for safe and wholesome recreation and activities, individual as well as social, for the healthy use of their leisure hours;

5.4.8. Every child has the right to live in a community and a society that can offer them an environment free from pernicious influences and conducive to promoting their health and cultivating their desirable traits and attributes.

Section 6. Responsibilities of the Child. – Every child, regardless of the circumstances of birth, sex, religion, social status, political antecedents, and other factors, shall:

6.1. Strive to lead an upright and virtuous life following the tenets of their religion, the teaching of their elders and mentors, and the bidding of a clean conscience;

6.2. Love, respect, and obey their parents, and cooperate with them in the strengthening of the family;

6.3. Extend to their brothers and sisters love, thoughtfulness, and helpfulness, and endeavor with them to keep the family harmonious and united;

6.4. Exert their utmost to develop their potentialities for service, particularly by undergoing a formal education suited to their abilities so that they may become an asset to themselves and society;

6.5. Respect not only their elders but also the customs and traditions of their people, the memory of their people's heroes, the duly constituted authorities, the laws of the country, and the principles and institutions of democracy;

6.6. Actively participate in civic affairs and the promotion of the general welfare, recognizing that it is the youth who will eventually be called upon to discharge the responsibility of leadership in shaping the nation's future; and

6.7. Help in the observance of individual human rights, strengthening freedom everywhere, fostering cooperation among nations in pursuing their shared aspiration for unity and prosperity, and the furtherance of world peace.

**ARTICLE III
ROLES AND FUNCTIONS OF VARIOUS SECTORS**

Section 7. The Family. – The family is the basic and autonomous unit of society responsible for adequately caring for and rearing children. The family is primarily responsible for nurturing and protecting children from infancy to adolescence. The introduction of children to the culture, values, and norms of their society shall begin in the family. The parents shall have the right to the company of their children and, concerning all other persons or institutions dealing with children's development, the primary right and obligation to provide for their upbringing.

Section 8. Rights under the Family Code. – Parents shall continue to exercise the rights mentioned in Articles 209 to 237 of the Family Code over the person and property of their children.

CERTIFIED CORRECT:


REBHENER J. CARATIOUT

SB Secretary

ATTESTED:


Hon. JOHN PAUL M. BALMORES

*Municipal Vice Mayor &
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Ex-Officio Councilor (Liga)


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Ex-Officio Councilor (SK)

APPROVED:


Hon. FREDDIE D. DOMINGO

Municipal Mayor

Section 9. Right to Discipline Children. – Parents/guardians have the right to discipline their children as may be necessary to form their good character, provided it does not constitute child abuse. Parents/guardians may require their children's obedience to just and reasonable rules, regulations, and admonitions.

Section 10. General Duties of Parents/Guardians. – Parents/guardians shall have the following general duties toward their children:

- a. To give them affection, companionship, and understanding;
- b. To extend to them the benefits of moral guidance, self-discipline, and religious instruction;
- c. To supervise their activities, including their recreation;
- d. To inculcate in them the value of industry, thrift, and self-reliance;
- e. To stimulate their interest in civic affairs, teach them the duties of citizenship, and develop their commitment to their country;
- f. To advise them properly on any matter affecting their development and well-being;
- g. To always set a good example;
- h. To provide them with adequate support, as defined in Article 194 of the Family Code; and;
- i. To administer their property, if any, according to their best interest, subject to Articles 225 to 227 of the Family code.

Section 11. Separation of Children from their Families. – Every effort shall be made to prevent the separation of children from their families. Whenever children are separated from their families owing to force majeure or in their best interest, arrangements shall be made for appropriate alternative family care or institutional placement due to the desirability of continuity in children's upbringing in their cultural milieu. Extended families, relatives, and community institutions shall be given support to help meet the special needs of orphaned, displaced, and abandoned children. Efforts must be made to ensure that no child is treated as an outcast.

Section 12. Role of Women. – Women, in their various roles, play a critical role in the well-being of children. Efforts to enhance women's status and their roles in development must begin with girl children. The enhancement of women's status and equal access to education, training, credit, reproductive health, and other extension services constitute a valuable contribution to a nation's social and economic development.

Section 13. Role of Parents/Guardians. – Parents/Guardians play a vital role in their children's lives. Policies and legislation shall be enacted, and programs shall be designed and implemented to include their critical role. Parents/Guardians are responsible for rearing and nurturing the children in the home and are their role models.

Section 14. Role of Educational Institutions. – Educational institutions shall work with parents, community organizations, and agencies concerned with the activities of children and youth. Educational institutions shall incorporate into their curriculum a subject on the rights and responsibilities of children, subject to guidelines set by the Department of Education (DepEd) and the Commission on Higher Education (CHED).

The LGU shall monitor all educational institutions, private and public, in their compliance with Republic Act 10627, otherwise known as the Anti-Bullying Act of 2013 and its Implementing Rules and Regulations, and see to it that the programs on prevention and intervention are being implemented.

Section 15. Role of the Media Practitioners. – Media practitioners shall be aware of their extensive social role and responsibility and influence in communications relating to children. They should use their power to protect children's rights by relaying consistent messages through balanced and responsible reporting.

Special attention should be given to effective anti-drug awareness campaigns, premarital sex prevention, and delinquency prevention.

Confidentiality must always be observed in the reporting and handling of child abuse and related cases involving children.

CERTIFIED CORRECT:


REBHENER J. CARATIOUT

SB Secretary

ATTESTED:


Hon. JOHN PAUL M. BALMORES

*Municipal Vice Mayor &
Presiding Officer*


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APPROVED:


Hon. FREDDIE D. DOMINGO

Municipal Mayor

In all publicity concerning children, the child's best interest shall be the primordial concern. Any undue, inappropriate, and sensationalized publicity of any case involving a child is considered a violation of the child's rights. Publication of the details regarding the case circumstances shall not be reported to prevent the publication of details of violence. Media Practitioners shall be encouraged to:

- a. Ensure that children have access to information and material from a diversity of national and international sources;
- b. Portray the positive contribution of children to society; and
- c. Disseminate information on services, facilities, and opportunities for children in society.

Section 16. Role of the Local Government Unit. – The Municipal Government of Pura shall develop comprehensive programs for children and allocate appropriate budgets to ensure their implementation. The LGU shall provide the establishment of child-minding center in the locality.

Section 17. Role of Local Council for the Protection of Children (LCPC). – The LCPC shall, in addition to their existing duties and functions, coordinate with and assist the LGU in coming up with comprehensive programs for children and be the primary body to oversee the implementation of such programs.

Section 18. Role of the Sangguniang Kabataan (SK). – The SK shall be tapped to actively involve itself in formulating and implementing prevention and protection programs in the community. It shall coordinate with the local council to protect children for this purpose.

ARTICLE IV PROGRAMS AND SERVICES FOR CHILDREN

Section 19. Programs Framework. – The Municipal Government of Pura shall ensure the optimal standards to achieve the basic needs and adequate children's health care and services, nutrition and decent living, social security and rehabilitation, assess to educational opportunities, relevant information, play, leisure, cultural activities, and right to freedom of thought, conscience, and religion on child survival and development and to this end shall take appropriate measures to:

- a. To diminish infant and child mortality;
- b. To ensure the provision of necessary medical assistance and health care to all children with an emphasis on the development of primary health care;
- c. To combat disease and malnutrition, including within the framework of the primary framework of primary health care and through the provision of adequate nutritious food and clean drinking water, taking into consideration the dangers and risks of environmental pollution;
- d. To ensure that parents and children are informed, have access to education, and are supported in the use of basic knowledge of child health and nutrition, the advantages of breastfeeding, hygiene, environmental situation, sanitation, and the prevention of accidents; and
- e. To develop preventive health care, guidance for parents, and family planning education and services.

Section 20. Promotion and strengthening of Primary Health Care Programs. – The Municipal Health Office shall implement the primary health care program at the barangay level with the assistance of Barangay Health Workers (BHWs) and Barangay Nutrition Scholars (BNS) in monitoring children's health. To ensure the implementation of this program, the Municipal Government of Pura shall undertake the following appropriate measures:

- a. To combat diseases and malnutrition within the framework of primary health care;
- b. To establish a comprehensive Parents' Orientation Development Program, which includes gender-responsive courses on reproductive health, child health, and child-rearing practices in the context of Filipino Psychology;
- c. To monitor the full implementation of Executive Order (EO) No. 51, otherwise known as the "Milk Code" of the Philippines; and

CERTIFIED CORRECT:


REBHENER J. CARATIOUT

SB Secretary

ATTESTED:


Hon. JOHN PAUL M. BALMORES

*Municipal Vice Mayor &
Presiding Officer*


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Municipal Councilor


Hon. TIMOTEO D. BALMORES

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Ex-Officio Councilor (Liga)


Hon. SERGIO M. MERCADO

Ex-Officio Councilor (SK)

APPROVED:


Hon. FREDDIE D. DOMINGO

Municipal Mayor

- d. To conduct immense information and education on breastfeeding; utilizing the existing reference materials for effective breastfeeding education program.

Section 21. Maternal and Child Health Programs. – The Municipal Government of Pura shall support its maternal and child health care program, which shall cater to the health of the mother that will affect the child in the womb during pregnancy so that the mother will bear a healthy baby. This program shall be under the administration and supervision of the Municipal Health Office. That the following shall be:

- a. The pregnant women get at least four complete pre-natal and neonatal check-ups;
- b. The pregnant or lactating mothers are given sufficient doses of Vitamin A and iron;
- c. The pregnant women who are at risk get emergency obstetric medical care;
- d. All births are attended by trained personnel;
- e. The infants are exclusively breastfed up to about six months except for medical reasons if the mother cannot breastfeed;
- f. Children 0-2 years old are weighed monthly;
- g. Children are given one dose of Vitamin A starting at 6-11 months, and 1-5 years old are also given;
- h. Vitamin A capsules twice a year; and
- i. All pregnancies are spaced at least three years apart.

Section 22. Basic Immunization Program. – The Municipal Government of Pura, through the Municipal Health Office, shall implement the program on preventive child care and health services for children below eight (8) years old. The completion of the basic immunization series, which includes:

- a. Bacillus of Calmette and Guerin (BCG) Vaccination against tuberculosis;
- b. Vaccination against diphtheria, tetanus, and pertussis;
- c. Oral poliomyelitis immunization;
- d. Protection against measles;
- e. Immunization against rubella and Hepatitis B; and
- f. Other basic immunization services for infants and children below eight years of age as determined by the Municipal Health Office and Department of Health. However, the mothers shall immunize against tetanus.

Section 23. Municipal Nutrition Program. – The Municipal Government of Pura shall establish and sustain growth and nutritional monitoring with nutritional feeding and supervision of children's nutritional intake at home and in school to reduce the cases of malnutrition in the locality. The Municipal Nutrition Committee shall be institutionalized to oversee the nutrition program of the Municipality specifically to assume the following functions:

- a. Prepare the Municipal Nutrition Action Plan;
- b. Implement, supervise and monitor the implementation of the Municipal Nutrition Action Plan;
- c. Coordinate the Municipal Nutrition Activities;
- d. Conduct periodic field visits and meetings with the Barangay Nutrition Council to assess the progress of the program implementation and formulate the evaluation system; and
- e. Serve as a resource group for the Barangay Nutrition Action Program.

Moreover, a Municipal Nutrition Action Officer shall be designated as the lead person in the nutrition programs.

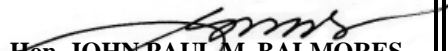
Section 24. Adoption of national and sectoral policies on nutrition. – The Municipal Government of Pura shall ensure the adoption and implementation of national and sectoral policies thru resolutions/ordinances, which consists of but is not limited to the following:

24.a. Republic Act 11148 or the “Kalusugan at Nutrisyon ng Mag-Nanay Act of 2019”;

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SB Secretary

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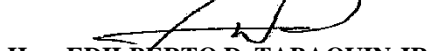

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- 24.b. Republic Act 11037 or the “Masustansyang Pagkain Para sa Batang Pilipino”;
- 24.c. Executive Order 51: National Code of Marketing Breastmilk Substitutes, Breastmilk Supplements and Other Related Products
- 24.d. Republic Act 10028 or the “Expanded Breastfeeding Promotion Act of 2009”;
- 24.e. Republic Act 8172 or the “Act for Salt Iodization Nationwide (ASIN Law); and
- 24.f. Republic Act 8976 or the “Philippine Food Fortification Act”
- 24.g. Republic Act No. 11037 or the “Masustansiyang Pagkain para sa Batang Pilipino Act”

Section 25. Family and Community Support Programs. – The Municipal Government of Pura, through the Municipal Social Welfare and Development Office (MSWDO), shall support the implementation and sustain a Comprehensive Family and Community Support Program for Children. To ensure the implementation of this section, it shall take appropriate measures to support the Family and Community Support Program.

A Comprehensive Family and Community Support Program shall include courses and sustain on child health and rearing practices, responsible parenthood, parent effectiveness, pre-marriage counseling, social self-development, drug abuse prevention, and control. This shall also include courses and services in community organizing, such as social preparation for disasters and calamities, and social welfare structure development, among others.

Section 26. Early Childhood Care and Development Programs. – The Municipal Government of Pura shall carry out the provisions of the Republic Act 8980, otherwise known as the Early Childhood Care and Development Program, which refer to the full range of health, nutrition, early education, psychosocial and other services that provide for the holistic needs of children particularly referring to persons from conception to age six.

a. Day Care Services Programs. – The Municipal Government of Pura shall support the Day Care Services Program implemented by the barangay. The Sangguniang Barangay may call upon private volunteers who are responsible members of the community to assist children’s care and provide consultative services for medical, educational, and other children’s needs.

b. Barangay Day Care Centers. – The Municipal Government of Pura shall establish and maintain Day Care Centers in every Barangay that will cater to the nutritional needs and social and mental development of all children ages 2-4. Day Care Center facilities in the barangay must not be used for another purpose/s other than what is intended. Likewise, the Municipal Government of Pura shall ensure that all Day Care Centers and Day Care Workers pass the accreditation set by the DSWD.

c. Standards for Day Care, other ECCD Centers and Service Providers.

c.1. The Municipal Government of Pura recognizes the significant role of the Day Care Service and other Childhood Education-Early Childhood Care and Development of Children’s well-being in the locality.

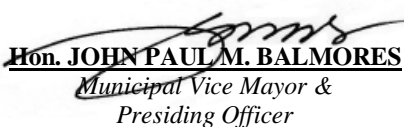
c.2. Moreover, the Municipal Government of Pura shall adopt and support the fullest implementation of the DSWD Administrative Order No. 29 Series of 2004. The Administrative Order provides the accreditation Standards for Day Care, other ECCD Centers, and Service Providers (for Children Aged 0 -6 years) to ensure effective and quality delivery of Day Care Service and other ECE – ECCD programs; in the Municipal Government of Pura.

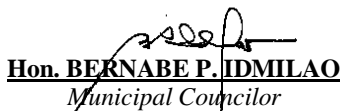
c.3. The children in the Municipality are the ultimate beneficiaries of the standards for Day Care and other ECCD Centers and its Service Providers. Thus, these shall ensure that children from birth to age six (6) receive consistently high-quality care and education to develop their fullest potential.

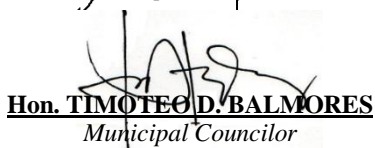
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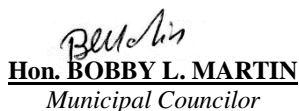

REBHENER J. CARATIOUIT
SB Secretary

ATTESTED:


Hon. JOHN PAUL M. BALMORES
*Municipal Vice Mayor &
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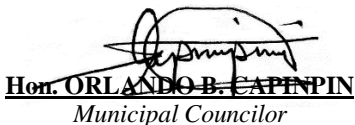

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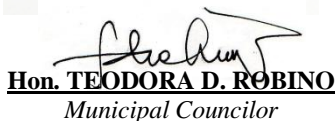

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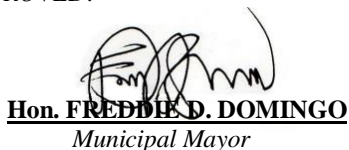

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Ex-Officio Councilor (SK)

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Hon. FREDDIE D. DOMINGO
Municipal Mayor

c.4. The Municipal Government shall pay the monthly allowance/honorarium of the Child Development Worker with community counterpart in accredited public Day Care Centers. The Day Care Curriculum shall be developed and strengthened based on early childhood care and development principles. However, the program shall be under the direct supervision of the Municipal Social Welfare and Development Office with the coordination of the Department of Education.

Section 27. Child and Gender Sensitivity Training for Child Development Workers and Health Workers. – The Child Development Workers and Barangay Health Workers, including the Barangay Nutrition Scholars, shall attend training courses or seminars on child and gender sensitivity to be conducted by organizations duly accredited by the MCPC.

Section 28. Recreational and Cultural Facilities Program. – The Municipal Government of Pura shall allocate space for recreation and provide recreational facilities appropriate for children and gender that shall be designed with due respect to the cultural diversity of Pura. Recreational facilities shall include but are not limited to playgrounds, sports facilities, libraries, or learning centers.

Section 29. Child-Friendly Health Centers. – All Health Centers in the Municipal Government of Pura shall set up child-friendly units to include rooming-in facilities and appropriate pediatric mechanisms and provide quality service with a compassionate attitude.

Section 30. Program for Children with Special Needs. – Children with special needs-just, like all others-need good and adequate nutrition, attention, care and love, good and appropriate education, and good role models and support services. The Municipal Government of Pura, through the help of the Municipal Social Welfare and Development Office, shall conduct a periodic child-focused and child-specific comprehensive survey on children with disabilities in the municipality as a basis for the more systematic coordination of basic services and programs for children with special needs.

Section 31. Educators and Health Professional Training for the Special Program with Differently-Abled Children. – The training program for educators and health professionals handling differently-abled children shall be the priority of the Municipal Government of Pura.

Section 32. Responsible Parenthood and Family Planning. – The marriage license applicant shall be required to participate a Responsible Parenthood and Family Planning Courses, among other requirements, before the issuance of the marriage license by the Municipal Civil Registrar. The MSWDO shall conduct the courses.

Section 33. Non-Formal Education Program. – Non-Formal Education and Literacy Program shall be institutionalized to be carried out by the designated Municipal Non-Formal Coordinator. Non-Formal Education and Literacy classes shall provide the children with practical skills and crafts that will propagate and develop the traditional arts, culture, and vocational skills of the children, including out-of-school youths and differently-abled children.

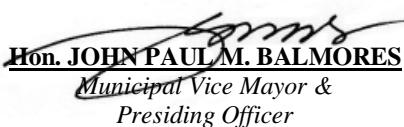
Section 34. Anti-Drug Abuse, Control and Prevention Program. – The Municipal Government of Pura shall support the Anti-Drug Abuse, Control and Prevention Program. It shall be implemented by the Anti-Drug Abuse Council (ADAC), focusing on massive information and education to children and parents on Drug Abuse, Control, and Prevention. To further ensure the implementation of this section, it shall take appropriate measures to support the program on Drug Abuse, Control, and Prevention.

Section 35. Family and Spiritual Development. – Children's spiritual and moral upliftment is the responsibility of the parents, schools, teachers, different churches, and religious groups in the locality. Every family shall remind their children to heed their church's ethical and moral teachings, attend activities and get involved in their respective religious church activities such as Mass, prayer service, prayer meetings, and the like to ensure a strong family relationship and God-fearing community.

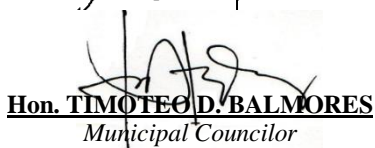
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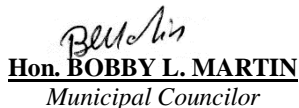

REBHENER J. CARATIOUT
SB Secretary

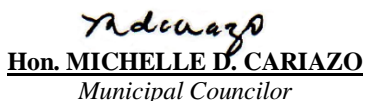
ATTESTED:


Hon. JOHN PAUL M. BALMORES
Municipal Vice Mayor & Presiding Officer

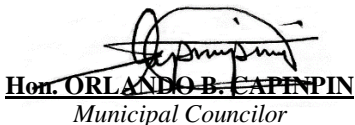

Hon. BERNABE P. IDMILAO
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Hon. TIMOTEO D. BALMORES
Municipal Councilor

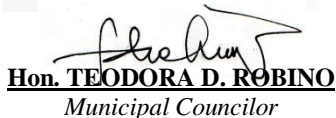

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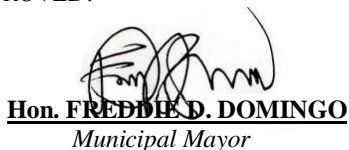

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Ex-Officio Councilor (Liga)


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Ex-Officio Councilor (SK)

APPROVED:


Hon. FREDDIE D. DOMINGO
Municipal Mayor

Section 36. Programs for Children Before, During, and After Disaster. – The Municipal Government of Pura shall adopt policies and programs for children before, during, and after a disaster which is as follow but is not limited to:

- a. Establishment of evacuation centers;
- b. Establishment of transitional shelters for orphaned, separated, and unaccompanied children, which must include gender-specific emergency latrines, bathing cubicles, and hand-washing facilities specifically designed for children;
- c. Assurance for immediate delivery of basic necessities and services, with priority given to the specific health and nutrition needs of pregnant women, lactating mothers, newborn babies, children under five years old, and children with disabilities;
- d. Enforcement of more robust measures to ensure the safety and security of affected children to prevent child trafficking, child labor, and other forms of gender-based violence. Children will also be given priority during an evacuation because of a disaster or other emergency;
- e. Delivery of medical, psychological/emotional, and nutrition services;
- f. Creation of a plan of action to bring affected children back to school;
- g. Establishment of child-friendly spaces, defined by the law as “spaces where communities create nurturing environments for children to engage in free and structured play, recreation, leisure, and learning activities”; and
- h. Promotion of children’s rights by teaching children and emergency responders what to remember during disaster situations.

**ARTICLE V
PARTICIPATION RIGHTS OF CHILDREN**

Section 37. Participation of Children in Decision-Making Processes. – Article 12 of the Convention on the Rights of the Child states that children have the right to participate in decision-making processes that may be relevant in their lives and to influence decisions taken in their regard-within the family, the school, or the community. It shall be the responsibility of adults, especially those in the local governance, to provide opportunities and venues for children to express their views or ideas on their development and welfare. In this regard, the Municipal Government of Pura shall ensure that the children's sector is represented correctly during deliberations, consultations, and policies relevant to children's development and welfare.

Section 38. November as Children’s Month. – In keeping with the mandate of R.A. 10661 declaring the month of November as national children’s month, the Municipality of Pura, through its Local Council for the Protection of Children, shall conduct child-focused activities for the month promoting the rights and responsibilities of Filipino children as well as the obligations of the people and institutions responsible in ensuring the well-being of Filipino children.

Section 39. Organizing of Children Organizations. – The MCPC shall organize children’s or young organizations in coordination with other concerned agencies. This council will facilitate the organization, strengthening, and monitoring of the functionality of children’s organizations and encourage children’s participation at the municipal and barangay level in matters that affect their rights and welfare.

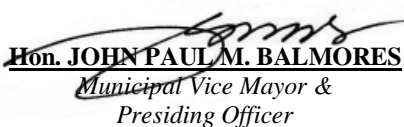
Purpose:

- a. Children’s organization is a venue to voice their concerns and influence public policies;
- b. Representation of children in the legislative and policy-making bodies; and
- c. Children’s organization as a venue for their social, mental, and spiritual.

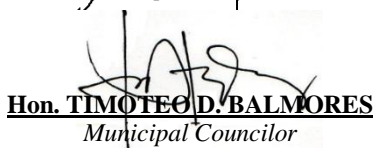
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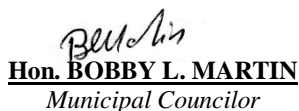

REBHENER J. CARATIOUT
SB Secretary

ATTESTED:


Hon. JOHN PAUL M. BALMORES
*Municipal Vice Mayor &
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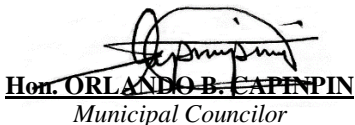

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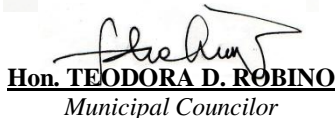

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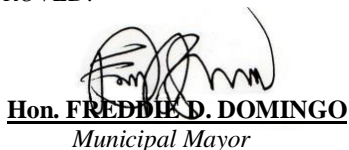

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Hon. SERGIO M. MERCADO
Ex-Officio Councilor (SK)

APPROVED:


Hon. FREDDIE D. DOMINGO
Municipal Mayor

Section 40. Child Representatives. – Aside from the youth representative from the Sangguniang Kabataan, a seat shall be provided for a child representative in the municipal council for the protection of children coming from the Children’s Association as created under Article 5 hereof to represent children below 15 years of age. The local government councils should see that the child can genuinely participate in decision-making, particularly concerning children’s concerns.

**ARTICLE VI
IMPLEMENTING MECHANISMS**

Section 41. Municipal Council for the Protection of Children. – The Municipal Government of Pura shall maintain the Council for children, known as the Municipal Council for the Protection of Children (MCPC), and coordinate with CSOs and other concerned agencies in the creation and organization of the Municipal Council for the Protection of Children (MCPC) and the Barangay Council for the Protection of Children (BCPC) at the Barangay level. This is in keeping with the mandate of the Council for the Welfare of Children (CWC) to coordinate the formulation, implementation, and enforcement of all policies, programs, and projects relative to the survival, development, and protection of children of the provincial councils.

The MCPC shall ensure the effective implementation of the Philippine Government’s commitment to the Convention of the Rights of the Child, World Declaration on the Survival, Development, Protection, and Participation of Children, and the Philippine Plan of Action for Children (PPAC).

It shall plan and implement programs and services for children by the LGU power and authority to plan and implement local socio-economic development plans, policies, and programs.

Section 42. Composition of the Municipal Council for the Protection of Children.

- | | |
|-----------------|--|
| Chairperson: | Municipal Mayor |
| Co-Chairperson: | SB Chairperson on the Committee on Women, Children, and Social Welfare |
| Members: | Municipal Planning and Development Coordinator |
| | Municipal Social Welfare and Development Officer |
| | Municipal Health Officer |
| | Municipal Nutrition Action Officer |
| | Municipal Budget Officer |
| | Public Employment Service Officer |
| | MDRRM Officer |
| | Municipal Agriculture Officer |
| | Municipal Liga Ng Barangay President |
| | SK Federation President |
| | Child Representative |
| | MLGOO-DILG |
| | DepEd District Supervisor |
| | Pura Chief of Police |
| | CSO Representatives |

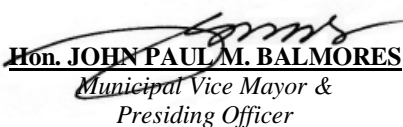
Section 43. Functions. The MCPC shall have the following functions:

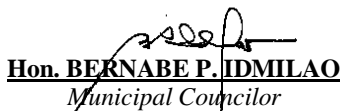
- Formulate plans, programs, and policies for gender-fair, culturally relevant children and responsive to the needs of diverse groups of children from zero (0) to eighteen (18) years of age;
- Prepare AWWP for children and recommend appropriation to the Sanggunian;
- Provide coordinative linkages with other agencies and institution in the planning, monitoring, and evaluation of plans for children;
- Provide technical assistance and recommend financial support to the barangay council to protect children;
- Establishment and maintaining a database on children in the municipality;

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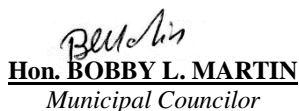

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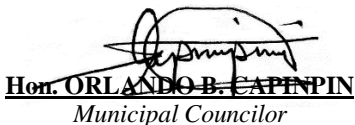

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Municipal Councilor


Hon. TIMOTEO D. BALMORES
Municipal Councilor

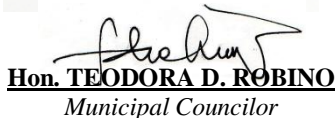

Hon. BOBBY L. MARTIN
Municipal Councilor


Hon. MICHELLE D. CARIAZO
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Hon. LEO PAULO A. PASCUA
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Hon. ORLANDO B. CAPINPIN
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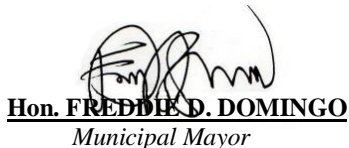

Hon. JEAN ANTHONY M. CAPINPIN
Municipal Councilor


Hon. TEODORA D. ROBINO
Municipal Councilor


Hon. EDILBERTO D. TABAQUIN JR.
Ex-Officio Councilor (Liga)


Hon. SERGIO M. MERCADO
Ex-Officio Councilor (SK)

APPROVED:


Hon. FREDDIE D. DOMINGO
Municipal Mayor

- f. Foster education of every child;
- g. Advocate for the establishment and maintenance of playgrounds. Day care centers and other facilities necessary for child and youth development;
- h. Recommend local legislation promoting child survival protection participation and development, especially on the quality of television shows, media print, and coverage which are detrimental to children and with appropriation funding support;
- i. Assist children in need of special protection and refer cases filed against child abusers to proper agencies/institutions;
- j. Conduct capability-building programs to enhance the knowledge and skills in handling a children's program;
- k. Document barangay best practices on children;
- l. Monitor and evaluate the implementation of the program and submit quarterly status of LCPC; and
- m. Perform such other functions as provided for in the ECCD and other child-related laws.

The Municipal Social Welfare and Development Officer shall serve as the Secretariat. The Secretariat shall be responsible for the documentation of proceedings of meetings and preparation of the reports and other necessary documents as needed by the Council. Likewise, it shall provide administrative and technical support services to MCPC. Specifically:

- a. Coordinate with LCPC members;
- b. Prepare agenda for the LCPC;
- c. Prepare minutes of the LCPC meeting;
- d. Follow through action points and agreements from the LCPC meetings;
- e. Consolidate AWWPs of various departments related to LCPC plans;
- f. Maintain and update relevant data/information/documents of the council;
- g. Prepare accomplishment report of the LCPC; and
- h. Monitor services and programs related to LCPC.

Section 44. Monitoring and Evaluation. – An Inter-Agency Monitoring Task Force (IMTF) shall be created in the LGU to monitor and evaluate the functionality of the MCPC.

44.1. Composition of the Municipal-IMTF

Chairperson:	MLGOO
Co-Chairperson:	MSWDO
Members:	MPDC
	MNAO
	DepEd
	CSO/Interfaith Representatives

44.2. The Municipal-IMTF shall:

- 44.2.1. Retrieve and review documents from the Barangay Council for the Protection of Children;
- 44.2.3. Evaluate and assess the BCPC based on the documents submitted;
- 44.2.4. Meet with concerned barangay officials for feedback giving on the strengths and weaknesses of the BCPC; and
- 44.2.5. Submit required reports to concerned agencies using the prescribed forms.

Section 45. Barangay Council for the Protection of Children. – Each sixteen (16) Barangays in the Municipality of Pura are encouraged to establish their own Barangay Council for the Protection of Children to promote child welfare and the protection of their rights, especially those focused on survival, development, protection, and participation of children.

CERTIFIED CORRECT:


REBHENER J. CARATIOUIT

SB Secretary

ATTESTED:


Hon. JOHN PAUL M. BALMORES

*Municipal Vice Mayor &
Presiding Officer*


Hon. BERNABE P. IDMILAO

Municipal Councilor


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Ex-Officio Councilor (SK)

APPROVED:


Hon. FREDDIE D. DOMINGO

Municipal Mayor

Section 46. Functions, roles, and responsibilities of the Barangay Council for the Protection of Children. – The functions, roles, and responsibilities shall consider that of the municipal level as deemed appropriate.

Section 47. Installation of Mechanism for Participation in Policy and Program Formulation in the Local Government. – It is essential to consult and provide a venue for expressing views relevant to Pura Government Policies. It is, therefore, proper that seven to twelve (7-12) years old and the thirteen to eighteen (13-18) years old are convened through their representatives on a once a year basis, specifically during the children’s month, every October of every year. NGOs concerned with these groups of children shall be part of the process of preparing and evaluating the convention. The Sangguniang Bayan shall also include in the people’s hour during sessions a portion where children could express views on matters affecting them.

Section 48. Creation of the Special Office for the Children’s Welfare. – Pura Special Office for Children’s Welfare (SOCW) shall be created to oversee the implementation of this ordinance. The Office shall be a special unit under the Municipal Social Welfare and Development Office. Staff from the MSWDO shall be assigned to head this Office. It shall be the special coordinating and implementing arm of the Local Government of Pura to focus on children’s specific programs and projects. Aside from specified functions stated in this ordinance, it shall file complaints on cases of unlawful acts committed against children in the most expeditious process.

Section 49. Representation of Non-governmental Organizations in the Council for Children. – The local legislative council shall invite CSOs with child-focused programs for membership in the council to protect children, provided that these non-government organizations are duly accredited by the local Sangguniang concerned based on its accreditation criteria.

ARTICLE VII PROTECTION OF THE RIGHTS OF CHILDREN

Section 50. Program on Child Abuse, Exploitation, and Discrimination. – There shall be a comprehensive program to be formulated by the Pura Municipal Council for the Welfare and Protection of Children “Special Office for Children’s Welfare” with the “Municipal Social Welfare and Development Office” (MSWDO) acting as Secretariat in coordination with other government agencies, and the private sector concerned within one (1) year from the effectivity of this ordinance to strictly enforce the provisions of RA 7610 or “Special Protection of Children Against Child Abuse, Exploitation and Discrimination Act,” to protect children against child prostitution and other sexual abuse; child trafficking; obscene publications and indecent shows and other acts of abuse; and circumstances which endanger child survival and normal development.

ARTICLE VIII SPECIAL CONCERNS

Section 51. Prohibited Acts. – In addition to all acts defined and penalized under the Act No. 3815 as Amended (The Revised Penal Code), P.D. 603 (The Child and Youth Welfare Code), Republic Act 7610 (Special Protection of Children Against Child Abuse, Exploitation and Discrimination Act) as amended by Republic Act 9231 (An Act Providing for the Elimination of the Worst Forms of Child Labor and Affording Protection for the Working Child), Republic Act 9208 (Anti-Trafficking in Persons Act of 2003), Republic Act 9262 (Anti-Violence Against Women and Their Children), and other pertinent laws, administrative orders, executive orders and issuances involving a child, the following acts shall likewise be punishable by imprisonment of six (6) months and a fine of not more than Two Thousand Five Hundred Pesos (P2, 500.00):

- a. Illegal Recruitment – Any recruiter operating in the locality shall be required to register with and secure a permit to operate/recruit from the Office of the Barangay Chairman, with an undertaking not to recruit children.

CERTIFIED CORRECT:


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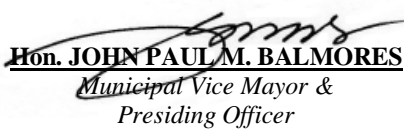
Municipal Mayor

- b. Trafficking of Children – There is a presumption of trafficking of children when a person is found together with one or more child/children not their relatives at the pier or port of exit for the purpose of transporting the child to another place without any permit from the Barangay Chairman of the place where the children came from. The Barangay Chairman who issues a false permit or makes false statements in the permit shall also be liable under this section.
- c. Peonage of Children – Offering a child or the services of a child as payment for a debt or in exchange for a favor, such as but not limited to: (1) working in agricultural industries like rice, corn, and sugarcane plantations or farms; and (2) working as house helpers.
- d. Pre-arrangement for Marriage – Pre-arrangement (buya) made by parents or guardians to marry off their children or wards. One manifestation of pre-arrangement may be when two (2) families meet to seriously talk about the marriage of their children to each other.
- e. Using Girls as Commodities in Benefit Dances – Organizers of benefit dances, persons facilitating or anchoring such benefit dances shall be penalized under this section if they use children as dancing partners for payment, fee, or any other monetary consideration to the organizers.
- f. Discrimination of Girl Children – Discrimination of girls by prohibiting and depriving them of formal education because of their gender.
- g. Discrimination of Illegitimate Children – For schools to discriminate against illegitimate children by refusing to accept enrolment of illegitimate children in the school because of one's illegitimacy.
- h. Expulsion by Reason of Pregnancy – For schools to impose a penalty of expulsion against a child who has complied with all academic requirements by reason of her pregnancy. Schools may impose any other penalty which shall be made applicable to both the pregnant girl and her partner if he is also enrolled in the same school.
- i. Refusal to Graduate by Reason of Pregnancy - For schools to refuse to graduate a child who has complied with or is willing to comply with all academic requirements by reason of pregnancy.
- j. Refusal to Issue Clearance by Reason of Pregnancy - For schools to refuse to issue clearance/s to a child by reason of pregnancy.
- k. Expulsion by reason of taking and posting photos on social media while in bikini and other related wears;
- l. Physical and Degrading Form of Punishment – Subjecting the child to physical and degrading forms of punishment such as, but not limited to the following:
 - Ordering or directing a child to kneel on salt, mung beans, rice grains, and the like;
 - Placing a child inside a sack or any container, or hanging them;
 - Shaving the head of a child;
 - Harsh whipping of the child with the tail of a stingray (pagi), stick, belt, and other similar objects;
 - Stripping the child of their clothes;
 - Locking up the child in a cabinet or aparador or any enclosed structure;
 - Tying up the child or otherwise detaining them;
 - Throwing objects such as but not limited to erasers, chalk, books, and notebooks at the child;
 - Pulling the hair of the child;
 - Making the child stand under the heat of the sun;
 - Exposing the child to be bitten by ants and insects; or

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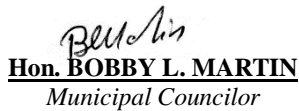

REBHENER J. CARATIOUIT
SB Secretary

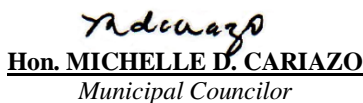
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*Municipal Vice Mayor &
Presiding Officer*

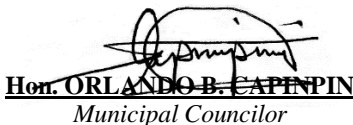

Hon. BERNABE P. IDMILAO
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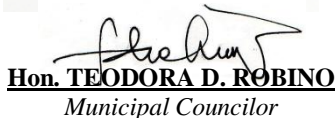

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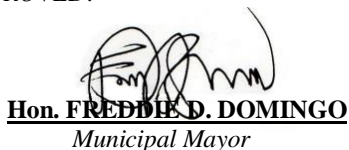

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Ex Officio Councilor (Liga)


Hon. SERGIO M. MERCADO
Ex Officio Councilor (SK)

APPROVED:


Hon. FREDDIE D. DOMINGO
Municipal Mayor

- m. Pushing/Enticing Child to Live-In Arrangements – For parents to entice, encourage, and push their children to live together with any person as husband and wife in exchange for money or any other consideration.
- n. Sexual Exploitation of Child – Sexual exploitation of children by a parent, guardian, any person, foreigner, or otherwise using any mode of Information Communication Technology (ICT). Consorting with children in sexual or lascivious conduct, or public display of sexual or lascivious conduct involving children shall be considered prima facie evidence of sexual exploitation.
- o. Selling and Distribution of Pornographic Materials – Selling, distributing, or showing pornographic materials to children, or possessing, selling, distributing or displaying pornographic materials in places where children are present. There is prima facie evidence of violation of this section when the act is done in the presence of a child.
- p. Selling Liquor, Cigarettes, Rugby, and Other Addicting Substances to a Child – It shall be unlawful for any person to sell liquor, cigarette, rugby, or any addicting substance to a child.
- q. Smoking in Enclosed Places and Public Conveyances – Smoking in any enclosed place or public conveyance in the presence of minors.
- r. Recruitment of children as laborers in pyrotechnic industries, illegal fishing, sugar plantations, and other worst forms of child labor practices.
- s. Using children in social and cultural activities where they are compelled to wear skimpy outfits and perform sexually suggestive movements or acts.
- t. Allowing or inducing children to smoke, drink alcoholic beverages, use or possess the illegal drug, and use or possess any deadly weapon. Any adult who has in their company a child who smokes, drinks, uses or possesses illegal drugs, or uses or possesses deadly weapon shall be liable under this provision.
- u. Allowing any child below 16 years of age to drive or operate a pedicab and motorcycle/tricycle. *Provided* that a child above 16 years of age shall be under the supervision of a person holding a professional driver’s license. The owner of the pedicab and motorcycle drove/operated by the child is presumed to have allowed the child to drive/operate such pedicab and motorcycle.
- v. Failure to provide possible medical and educational opportunities to a child living in a house other than his own home or to a child working as a household helper.
- w. Allowing children to enter gambling/betting places such as cockfighting arenas, “tong-its,” other card games, mahjong places, lotto, and Small-Town Lottery (STL) betting stations.
- x. Violations of Section 57 of this Code.

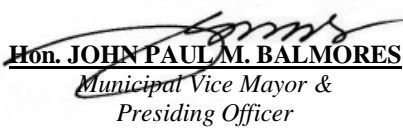
Section 52. Rights of the Child in Conflict with the Law. – Every child alleged or accused of having infringed the penal law has the following guarantees:

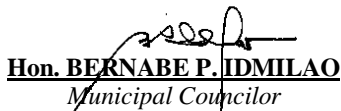
- a. To be presumed innocent until and unless proven guilty in accordance with the law;

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REBHENER J. CARATIOUT
SB Secretary

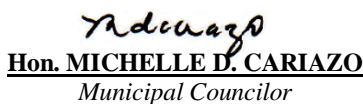
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*Municipal Vice Mayor &
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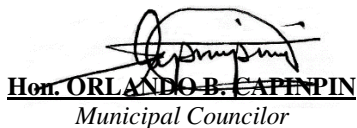

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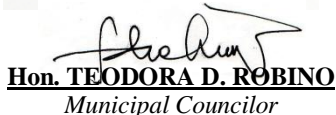

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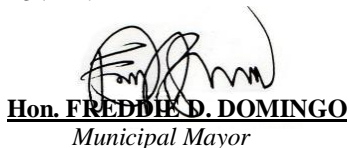

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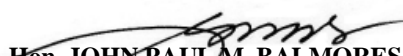

Hon. FREDDIE D. DOMINGO
Municipal Mayor

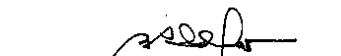
- b. To be informed promptly and directly of the charges against them, if appropriate, through their parents or legal guardians, and to have legal or other legal assistance in the preparation and presentation of their defense;
- c. To have the matter determined without delay by a competent, independent, and impartial authority or judicial body in a fair hearing according to law, in the presence of legal or other appropriate assistance, and unless it is considered not to be in the best interest of the child, in particular, taking into account their age or situation, their parents or legal guardians;
- d. Not to be compelled to give testimony or to confess guilt; to examine the adverse witness and to obtain the participation of an examination of the witness on their behalf under conditions of equality;
- e. To have the free assistance of an interpreter if the child cannot understand or speak the language used;
- f. To have their privacy fully respected in all stages of the proceedings;
- g. The right not to be subjected to torture or other cruel, inhuman, or degrading treatment or punishment;
- h. The right not to be imposed a sentence of capital punishment or life imprisonment without the possibility of release;
- i. The right not to be deprived, unlawfully or arbitrarily, of their liberty, detention or imprisonment being a disposition of last resort, and which shall be for the shortest appropriate period;
- j. The right to be treated with humanity and respect for the inherent dignity of the person and in a manner that considers the needs of a person of their age. In particular, a child deprived of liberty shall be separated from adult offenders at all times. No child shall be detained together with adult offenders. He/she shall await hearing of his /her case in a separate holding area. A child in conflict with the law shall have the right to maintain contact with their family through correspondence and visits, save in exceptional circumstances;
- k. The right to prompt access to legal and other appropriate assistance, as well as the right to challenge the legality of the deprivation of their liberty before a court or other competent, independent, and impartial authority, and to a prompt decision on such action;
- l. The right to bail and recognizance, in appropriate cases;
- m. The right to testify as a witness on their behalf under the rule on examination of a child witness;
- n. The right to have their privacy respected fully at all stages of the proceedings;
- o. The right to be imposed a judgment in proportion to the gravity of the offense where their best interest, the rights of the victim and the needs of society are all taken into consideration by the court, under the principle of restorative justice;
- p. The right to have restrictions on their liberty limited to the minimum, and where discretion is given by law to the judge to determine whether to impose a fine or imprisonment, the imposition of fine being preferred as the more appropriate penalty;
- q. In general, the right to automatic suspension of sentence;
- r. The right to probation as an alternative to imprisonment, if qualified under the Probation Law;

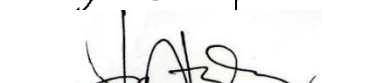
CERTIFIED CORRECT:



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SB Secretary

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*Municipal Vice Mayor &
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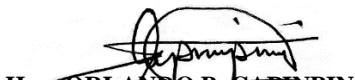

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Hon. FREDDIE D. DOMINGO
Municipal Mayor

- s. The right to be free from liability for perjury, concealment, or misrepresentation; and
- t. Other rights as provided for under existing laws, rules, and regulations.

Section 53. Duty to Inform Child of Their Offense. – The competent authorities are duty-bound to explain to the child in a language known and understood by them the consequences of their acts and omission. The child’s responsibility for committing any felony shall be explained to them with a view to counseling and rehabilitating them, avoiding their contact with the criminal justice system, and repaying the victim/s if there are any.

Section 54. Intervention and Delinquency Prevention. – The Municipal Government of Pura shall establish programs for juvenile intervention and delinquency prevention to address issues that caused the child to commit an offense, taking into consideration the following:

- a. Emphasis on the intervention or prevention policies facilitating the successful socialization and integration of all children with the family, through the community, peer groups, schools, vocational training, and a world of work, as well as through voluntary organizations; and
- b. Due respect should be given to the proper personal development of children, and they should be accepted as full and equal partners in socialization and integration processes.

The LGU shall comply with the guidelines prescribed in the National Intervention Program by the Juvenile Justice Welfare Council (JJWC) as provided for in Republic Act No. 9344 (Juvenile Justice Welfare Act of 2006) and its Implementing Rules and Regulations in the formulation of its Juvenile Intervention and Delinquency Prevention Programs.

Section 55. Indigenous Modes of Intervention. – Indigenous modes of conflict resolution in harmony with international and national human rights and child’s rights standards shall be resorted to and encouraged. The child’s and their family’s active participation in efforts towards conflict resolution shall be optimized. The family shall be answerable and exercise parental care and supervision over the person of the child.

Section 56. Prohibition against Labelling. – In all conduct of the proceedings beginning from the initial contact of the child, the competent authorities must refrain from branding or labeling children as young criminals, juvenile delinquents, prostitutes, snatchers, rugby boys, or attaching to them in any manner any other derogatory names. Likewise, no discriminatory remarks and practices shall be allowed, particularly concerning the child’s class or ethnic origins. The officer violating this provision shall be administratively liable.

Section 57. Prohibited Acts against Children in Conflict with the Law. – Any acts and practices that are prejudicial and detrimental to the minor's psychological, emotional, social, spiritual, moral, and physical health and well-being shall be prohibited.


Authorities shall refrain from employing threats of whatever kind and nature and abusive, coercive, and punitive measures in dealing with children. Such practices, whether committed directly or indirectly by persons in authority, their representatives, or any other persons acting under them or on their behalf- such as cursing, beating, stripping, and detaining a child in cells- shall be dealt with administratively and criminally;

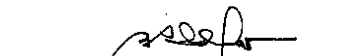
Likewise, degrading, inhuman forms of punishment but not limited to shaving the heads of children, pouring irritating, corrosive, or harmful substances over their bodies, or forcing children to walk around the community wearing signs which embarrass, humiliate, and degrade their personhood and dignity and which harm them psychologically, emotionally, spiritually, morally, and physically shall be prohibited;


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REBHENER J. CARATIOUIT
SB Secretary

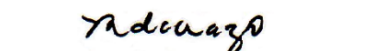
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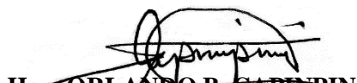

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Hon. FREDDIE D. DOMINGO
Municipal Mayor

No child shall likewise be subject to involuntary servitude in any form under any instances by their arresting officers and custodians. Designating and compelling children to act and serve as errand boys/girls, cleaners, or helpers is also prohibited.

Section 58. Intervention Programs, When Proper. – Where the parties and or the competent authorities decide that the child must undergo an intervention program, such a program shall be formulated with the cooperation of the complainant, the child, and the parents/guardian of the child, in accordance with the provisions of R.A 9344 (Juvenile Justice and Welfare Act of 2006), its implementing rules and regulations, and other pertinent laws.

Section 59. Factors in Determining Intervention Programs. – In determining the appropriate intervention and prevention program, the following factors shall be taken into consideration:

- a. The circumstances of the child (e.g., age, level of development, educational background, etc.)
- b. Needs of the child, especially if disadvantaged, i.e., street child, or child with mental or physical difficulties;
- c. Family and social background of the child;
- d. Influence of the family and environment on the growth of the child;
- e. Ability and willingness of the parents or guardians to guide and supervise the child;
- f. Nature and circumstances of the offense charged;
- g. Availability of community-based programs for intervention and prevention; and
- h. Safety and security of the child.

Section 60. Intervention Programs. – The intervention program shall include adequate socio-cultural and psychological responses and services for the child. Intervention programs can consist of but are not limited to the following:

- a. Counseling;
- b. Peer counseling and life skills training and education;
- c. Provision of support services to the family, e.g., parent effectiveness service, livelihood programs, skills training, etc.;
- d. Referral to other agencies for appropriate services, e.g., education, health, skills training, etc.; and
- e. Access to community child and youth organizations, including but not limited to the Sangguniang Kabataan (SK).

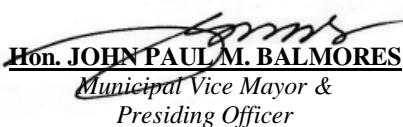
Section 61. Diversion. – The Municipal Government of Pura shall establish diversion programs pursuant to Republic Act No. 9344, its implementing Rules and Regulations, and other pertinent laws for children in conflict with the law who need to undergo diversion programs.

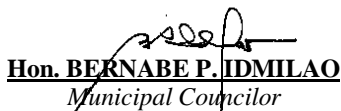
Section 62. Designation of Officer to Handle Cases Involving CICL. – The Municipal Government of Pura shall designate the Municipal Social Welfare and Development Officer to handle cases involving youth offenders. The Municipal Social Welfare and Development Officer shall handle all cases involving children, family relations, and domestic violence and must undergo annual mandatory training on handling such cases.

CERTIFIED CORRECT:

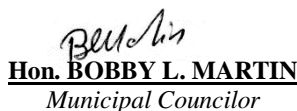

REBHENER J. CARATIOUIT
SB Secretary

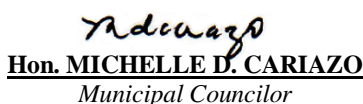
ATTESTED:


Hon. JOHN PAUL M. BALMORES
*Municipal Vice Mayor &
Presiding Officer*

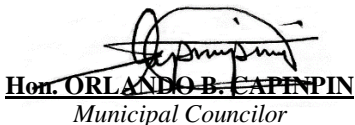

Hon. BERNABE P. IDMILAO
Municipal Councilor


Hon. TIMOTEO D. BALMORES
Municipal Councilor

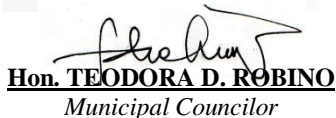

Hon. BOBBY L. MARTIN
Municipal Councilor


Hon. MICHELLE D. CARIAZO
Municipal Councilor


Hon. LEO PAULO A. PASCUA
Municipal Councilor


Hon. ORLANDO B. CAPINPIN
Municipal Councilor

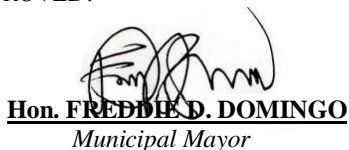

Hon. JEAN ANTHONY M. CAPINPIN
Municipal Councilor


Hon. TEODORA D. ROBINO
Municipal Councilor


Hon. EDILBERTO D. TABAQUIN JR.
Ex-Officio Councilor (Liga)


Hon. SERGIO M. MERCADO
Ex-Officio Councilor (SK)

APPROVED:


Hon. FREDDIE D. DOMINGO
Municipal Mayor

Section 63. Right of the CICL to Counsel. – From custodial investigation and throughout the proceedings, the CICL shall have the right to be represented by counsel. The arresting officer, prosecutor, or judge shall ensure that counsel represents the CICL before proceeding with the investigation or trial. Any confession or admission made in any proceeding without the assistance of counsel shall be null and void.

Section 64. Confidentiality of Proceedings and Records. – All records and proceedings involving children shall be confidential. The public shall be excluded during all proceedings, and the records shall not be disclosed directly or indirectly to anyone by any of the parties or participants. The competent authorities shall undertake all measures, including non-disclosure of records to the media, maintaining a separate police blotter for cases involving children, and adopting a coding system to conceal material information that will lead to the child’s identity. Records of CICL shall not be used in adult proceedings in subsequent cases involving the same offenders.

Section 65. Reintegration Programs. – The Municipal Government of Pura shall implement reintegration programs for a juvenile who is released by the court. This is to prepare the juvenile for reintegration into the community.

**ARTICLE IX
BUDGETARY APPROPRIATIONS**

Section 66. Appropriations for Children’s Programs. – The Municipal Government of Pura shall appropriate funds as part of their annual budget for implementing children’s programs. The amount equivalent to at least one percent (1%) of the National Tax Allotment shall be appropriated by the LGU to implement the provisions of this Code and programs for children, drafting and publication of the IRR, training, and orientation of stakeholders and dissemination of this to the general public. Said appropriation cannot be realigned or used for programs or purposes other than what is intended herein.

**ARTICLE X
FINAL PROVISIONS**

Section 67. Repealing Clause. All ordinances, resolutions, circulars, memoranda, or rules and regulations inconsistent with the provisions of this Code are hereby repealed and modified accordingly.

Section 68. Separability Clause. If, for any reason, any portion or provision of this Code is declared unconstitutional or invalid, the other sections or provisions hereof which are not affected thereby shall continue to be in full force and effect.

Section 69. Supplementary Clause. On matters not provided for in this Code, any existing applicable laws and their corresponding Implementing Rules, Executive Orders, and relevant issuances issued thereby shall apply in a supplemental manner.

Section 70. Effectivity Clause. This code shall take effect upon its approval.

UNANIMOUSLY ADOPTED.

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