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Item No.: 1

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Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

PROVINCIAL LEGAL OFFICE



2nd INDORSEMENT January 29, 2024



Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 15 series of 2023 of the Sangguniang Bayan of Tabontabon, Leyte, recommending for the declaration of its validity, pursuant to its power under Section 56 (C) of R.A. 7160, to the opinion of the Provincial Legal Office (PLO), an exercise of the power authorized under Section 447(a)(1)(ii)ⁱ and (v)ⁱⁱ of the Code.

Furthermore, the opinions rendered herein are without prejudice to opinions rendered by higher authorities.

TTY JOSE RAYMUND A. ACOL

Ass Provincial Legal Officer 🔏

⁽ii) Maintain peace and order by enacting measures to prevent and suppress lawlessness, disorder, riot, violence, rebellion or sedition and impose penalties for the violation of said ordinances;

^{II} (v) Enact ordinances intended to prevent, suppress and impose appropriate penalties for fraudulent devices and ways to obtain money or property, drug addiction, maintenance of drug dens, drug pushing, juvenile delinquency, the printing, distribution or exhibition of obscene or pornographic materials or publications, and such other activities inimical to the welfare and morals of the inhabitants of the municipality;



Endorsement 24 January 2024

Received 19 mg

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed MUNICIPAL ORDINANCE NO. 15 SERIES 2023 of the Municipality of Tabontabon, Leyte; entitled: "AN ORDINANCE INSTITUTIONALIZING THE KABATAAN KONTRA SA KRIMEN, DROGA AT TERORISMO (KK2DAT) OF THE SANG-GUNIANG KABATAAN OF TABONTABON, LEYTE AND FOR SUCH OTHER PURPOSES."

FLORINDA JILUS. UYVICO Secretary to the Sanggunian

SPRECORDS 1242024

SANGGUNIANG PANLALAWILIAN



Republic of the Philippines **Province of Levte Municipality of Tabontabon** -oOo-



OFFICE OF THE SANGGUNIANG BAYAN

INDORSEMENT

January 24, 2024

Respectfully submitted to the Honorable Sangguniang Panlalawigan through the SP Secretary, the herein Municipal Ordinance No. 15 Series 2023 entitled "AN ORDINANCE INSTITUTIONALIZING THE 'KABATAAN KONTRA KRIMEN, DROGA AT TERORISMO (KK2DAT)' OF THE SANGGUNIANG KABATAAN OF TABONTABON, LEYTE AND FOR SUCH OTHER PURPOSES" for appropriate action.

Hope you find it in order.

Secretary to the Sangguniang Bayan

Noted:

HON. PONCIAN L JUSTIMBASTE, JR. Municipal Vice Mayo



SANGGUN ANG PANLALAWIGAN Republic of the Philippines

Province of Leyte

Municipality of Tabontabon

ID. No. 9898

UNICIPAL ORDINANCE NO. 15 SERIES 2023

AN ORDINANCE INSTITUTIONALIZING THE 'KABATAAN INCE KONTRA KRIMEN, DROGA AT TERORISMO (KK2DAT)' OF THE SANGGUNIANG KABATAAN OF TABONTABON, LEYTE AND FOR SUCH OTHER PURPOSES.

WHEREAS, Section 23 Article II of the 1987 Constitution mandates the vital role of the youth in nation-building, particularly in the involvement in public and civic affairs;

WHEREAS, the existence of the Sangguniang Kabataan gives a meaningful participation in the development of an empowered society;

WHEREAS, Section 20 of the Republic Act No. 10742, otherwise known as the Sangguniang Kabataan Reform Act of 2015, provides that ten percent (10%) of the general fund of the barangay shall be set aside for the Sangguniang Kabataan which shall be disbursed by the SK solely for youth development and empowerment purposes;

WHEREAS, statistics based from the record of the Philippine Drug Enforcement Agency (PDEA) proves the fact that youths and innocent minors have been a victim of illegal drugs related activities in the community, and languishing in a life deprived of liberty:

WHEREAS, the Kabataan Kontra Krimen, Droga at Terorismo (KK2DAT) has successfully organized, designed to empower the students, as well as, the out of school youths, basically to serve as pro-active partners of the government in the nationwide campaign against illegal drugs activities in coordination Philippine National Police (PNP), Armed Forces of the Philippines (AFP), and the Municipal Social Welfare and Development Office (MSWDO), also implementing programs involving anti-terrorism and social-reintegration:

WHEREAS, after a Public Hearing and thorough study and discussion on the subject ordinance by the August Body, the herein ordinance is hereby enacted;

NOW THEREFORE, on motion by Hon. Thea Jasmine A. Prisno and unanimously seconded;

BE IT RESOLVE, as it is hereby resolved to enact/approve Municipal Ordinance No. 15 of 2023 Series entitled "AN INSTITUTIONALIZING THE 'KABATAAN KONTRA KRIMEN, DROGA AT TERORISMO (KK2DAT)' OF THE SANGGUNIANG KABATAAN OF TABONTABON, LEYTE AND FOR SUCH OTHER PURPOSES";

BE IT ORDAINED by the Honorable Sangguniang Bayan, in its Regular Session assembled, that:

MUNICIPAL ORDINANCE NO. 15 Series of 2023

AN ORDINANCE INSTITUTIONALIZING THE 'KABATAAN KONTRA KRIMEN, DROGA AT TERORISMO (KK2DAT)' OF THE SANGGUNIANG KABATAAN OF TABONTABON, LEYTE AND FOR SUCH OTHER PURPOSES.

SECTION 1. TITLE OF THE CODE. This ordinance shall be known as "AN ORDINANCE INSTITUTIONALIZING THE **'KABATAAN** KRIMEN, DROGA AT TERORISMO (KK2DAT)' OF THE SANGGUNIANG KABATAAN OF TABONTABON, LEYTE AND FOR SUCH OTHER **PURPOSES":**

14th SANGGUNIANG BAYAN

HON, PONCIANO R. JUSTIMBASTE, JR. Municipal Vice Mayor/Presiding Officer

MEMBERS OF THE SANGGUNIANG BAYAN

> HON. HERMAN L BIBAR SB Member

HON. FRANCISCO M. FERNANDEZ SB Member

HON. DAN JERIC S. REDOÑA SB Member

HON. JERRY GWEN L. CONDE SB Member

HON. DANILO E. BALAIS SB Member

HON. MERVIN M. LOBRIGO SB Member

HON. JINKY E. GAMEZ SB Member

HON. DENNIS L. BALDERIAN SB Member

HON, RAUL D. BALANO Ex-Officio Member/ABC Pres

HON, THEA JASMINE A. PRISNO Ex-Officio Member/SK Pres.

email: tabontabon.legislative2016@gmail.com

Page 2, Excerpt from the Minutes of the Regular Session, December 18, 2023.

SECTION 2. DECLARATION OF POLICY - It is hereby declared to be the policy of the Municipality to promote and protect the physical, moral, spiritual, intellectual and social well-being of Filipino youth, inculcating in them patriotism and nationalism, and encourage their involvement in public affairs.

The Municipality of Tabontabon recognizes the vital role of the youth to become proactive partners of the government in the nationwide campaign against illegal drugs and anti-terrorism by giving the most effective approach and awareness program across the 16 Barangays through the Kabataan Kontra Krimen, Droga at Terorismo (KK2DAT) Program of the Sangguniang Kabataan.

ECTION 3. DEFINITION OF TERMS - For purposes of this Ordinance, the following terms are hereby defined:

KK2DAT shall refer to Kabataan Kontra Krimen, Droga at Terorismo;

Youth shall refer to those persons whose ages range from fifteen (15) to thirty (30) years old as defined in b) Republic Act No. 8044. For the purpose of targeted programming for the youth, the age disaggregation shall be considered:

15-17 - child youth

18-24 - core youth

25-30 - adult youth:

Youth Organizations shall refer to those organizations whose membership/composition are the youth; c)

Youth-serving Organizations shall refer to those registered organizations whose principal programs, projects and activities are youth-oriented and youth-related, and whose composition are not limited to the youth. The organization shall be duly recognized or accredited by proper local government registering

Child/Children refers to person below eighteen (18) years of age or those over but are unable to fully take e) care of themselves or protect themselves from abuse, neglect, cruelty, exploitation or discrimination because of a physical or mental disability or condition;

Drug any chemical substance which alters the mood and behavior as a result of alterations in the function of the brain (World Health Organization);

Anti-illegal Drug Operation covers the intelligence or case build-up and/or negation operation for the g) arrest of violator/s and suspension, seizure or confiscation of dangerous drugs, plant sources of dangerous drugs, and controlled precursors and essential chemicals of the Philippine Drug Enforcement Agency (PDEA) and/or other law enforcement agencies in support of the PDEA, whether joint operation or not.

INSTITUTIONALIZATION OF THE KABATAAN KONTRA KRIMEN, DROGA AT TERORISMO (KK2DAT) OF THE SANGGUNIANG KABATAAN - The implementation and adoption of the Kabataan Kontra Krimen, Droga, at Terorismo (KK2DAT) program in the annual 10% SK Funds in the Barangay is hereby institutionalized as a basic program of the Sangguniang Kabataan as part of its youth development programs in every calendar year and shall be adopted in the Annual Barangay Youth Investment Program (ABYIP) and the Comprehensive Barangay Youth Development Plan (CBYDP).

SECTION 5. THE SALIENT FEATURES OF THE YOUTH KABATAAN KONTRA KRIMEN DROGA AT TERORISMO (KK2DAT) PROGRAM - to ensure appropriate implementation of the Kabataan Kontra Krimen, Droga, at Terorismo Program, the Sangguniang Kabataan are enjoined to observed and adopt the salient features of this program, as follows:

5C's of a Positive Youth Development-

- a.1. Connection a feeling of safety, structure and belonging, positive bonds with people and other social institutions.
 - a.2. Confidence A sense of self-worth and mastery, having a belief in one's capacity to succeed.
- a.3. Character Taking responsibility, a sense of independence and individuality, and connection to principle and values.
 - a.4. Competence The ability to act effectively at school, in social situations and at work.
 - a.5. Contribution Active participation and leadership in variety of settings, making a difference.
- b.) Republic Act 9165 policy of the state to safeguard the integrity of its territory, and the well-being of its citizenry, particularly the youth.

HON. PONCIANO R. JUSTIMBASTE, JR. Mun. Vice Mayor/Presiding Officer

MARIA CORAZON E. BAUTISTA Secretary to the Sangguniang Bayan

Municipal Ordinance No. 15, Series of 2023

HON. THEA JASMINH A. PRISNO Mun, SK Fed. Pres /Ex-Officio Member.

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HON. JINKY E. GAMEZ

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SB Member

- c.) History and Main Objective of KK2DAT aimed to be an organized youth movement that encourages and strengthens the youth's ability to minimize and or, gradually suppress the illegal drugs and terrorism problem in our country;
- d.) Crime Situation and Statistical Overview of the Municipality of Tabontabon
- e.) Crime incidents involving youth
- f.) Crimes victimizing youth
- g.) Lecture on the III effects of prohibited drugs through Republic Act 9165 or the "Comprehensive Dangerous Drugs Act of 2002".
- h.) Violence against Women and Children (VAWC) Awareness Lecture
- i.) Republic Act 8049 or the "Anti-Hazing Act of 1995"
- j.) Republic Act 8353 otherwise known as the "Anti-Rape Law of 1997"
- k.) Republic Act 9208 or the "Anti-Trafficking in Persons Act of 2003"
- 1.) Republic Act 10627 or the "Anti-Bullying Act of 2013"
- m.) Republic Act 7877 of the "Anti-Sexual Harassment Act of 1995"
- n.) Executive Order No. 70 series of 2018 Institutionalizing the whole-of-nation approach in attaining inclusive and sustainable peace, creating a national task force to end local communist and armed conflict, and directing the adoption a national peace framework.
- o.) Republic Act 8044 or the "Youth in Nation Building Act of 1995"
 (Secure signages for the awareness of children & youth in schools & other conspicuous places)

SECTION 6. IMPLEMENTATION OF THE KK2DAT PROGRAM - The Sangguniang Kabataan Federation as the mother organization of the SK Councils across the 16 Barangays will spearhead the implementation of the KK2DAT Program for the roll-out and cascading across the 16 Barangays in a form of lecture, training, youth leadership summit or camp, and other educational setting, in partnership with the Philippine National Police (PNP), Armed Forces of the Philippines (AFP), Municipal Social Welfare and Development Office (CYDO), Youth For Peace and Development Movement, Inc. Kabataan Kontra Krimen Droga at Terrorismo (KK2DAT) Municipal and or Provincial Chapter, and other youth organizations, government agencies and offices, if deemed necessary.

SECTION 7. THE ROLE OF THE SANGGUNIANG KABATAAN - To ensure holistic participation of the youth sector and the residents in the barangay, the Sangguniang Kabataan shall mobilize and organize activities in accordance to the salient features of the KK2DAT Program and shall maximize creative medium such as slogan making contest, poster making contest, mural painting, video documentary contest, jingle making contest, virtual or online contest, and other similar medium that highlights youth empowerment and youth development approaches. Add'l. - Laro ng lahi, literacy, numeracy and sports activities.

SECTION 8. FUNDING - The funding of this Program shall be taken from the 10% SK Funds in the Barangay but the appropriated amount shall not be less than P15,000.00 a year for the implementation of this Kabataan Kontra Krimen, Droga, at Terorismo Program. The aforementioned amount shall be utilized in the expenses that may be acquired for the implementation of their barangay-based lectures, seminars and trainings, subject to existing auditing laws, rules, and regulations.

SECTION 9. INFORMATION DISSEMINATION USING MULTI-MEDIA PLATFORMS - To ensure maximum audience reach among the youth sector in the grassroots level, multi-media platforms such as newspaper, radio, television broadcast, social media networking sites, and other forms of communication channels should be utilized to establish inspiration to more young people in the community and to create an enabling avenue that will serve as a credible source of information.

HON. PONCIANO L. JUSTIMBASTE, JR. Mun. Vice Mayer/Presiding Officer

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MARIA CORAZON E. BAUTISTA Secretary to the Sangguniang Bayan HON. JINKY E. GAMEZ

HON, DENN

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Mun. SK Fed. Pres.//Ex-Officio Member

HON. THEA JASMINE

A. PRISNO

SB Member

Municipal Ordinance No. 15, Series of 2023

Page 4, Excerpt from the Minutes of the Regular Session, December 18, 2023.

SECTION 10. PARTNERSHIP TO OTHER STAKEHOLDERS AND NON-GOVERNMENT ORGANIZATIONS- Partnerships and collaborations to interested stakeholders and other non-government organizations may also be done as part of the interventions to strengthen and ensure the effectivity of the program.

SECTION 11. CREATION and ELECTION OF KK2DAT CHAPTER IN THE BARANGAY - There shall be in every barangay a KK2DAT Chapter to be composed of a President, Vice President, Secretary, Treasurer, Auditor and Public Relations Officer. The election will be facilitated by the Sangguniang Kabataan (SK) Officials. The SK Kagawad representing the Committee on Barangay Drug Abuse Council shall automatically serve as an ex-officio member of the board of officers in the KK2DAT Barangay Chapter.

SECTION 12. QUALIFICATIONS - An official of the KK2DAT, must be:

- a.) an active youth citizen of the Philippines:
- b.) a resident of the barangay for not less than one (1) year immediately preceding the day of the elections;
- c.) must be an active and effective youth leader;
- d.) a model of integrity, discipline, excellence with a good moral character;
- e.) must have a sincere desire to serve and a passion to be an advocate in fighting illegal drugs and terrorism.

SECTION 13. POWERS AND FUNCTIONS OF THE KK2DAT OFFICERS - The officers of the Kabataan Kontra Krimen , Droga at Terorismo (KK2DAT) in the Municipality and Barangay shall exercise the powers and discharge such duties as follows:

- (a) Take the lead in the cascading of policies and awareness campaign on the importance of the youth in nation building by teaching and empowering the students and youths to become proactive partners of the government in the nationwide campaign against criminality and terrorism.
- (b) Ensure the implementation of programs, projects, and activities of the Sangguniang Kabataan through the Committee on Drug Abuse Council and its advocacies.
- (c) Coordinate with the sangguniang barangay and other youth organizations within her/his barangay on youth-related programs and projects that they wish to initiate and implement; and
- (d) Exercise such other powers and perform such other duties and functions as may be prescribed in Republic Act 10742, otherwise known as the Sangguniang Kabataan Reform Act of 2015.

SECTION 14. TERM OF OFFICE - The Kabataan Kontra Krimen , Droga at Terorismo Officers shall hold office for a fixed term of two (2) years , unless removed for caused, permanently incapacitated, have died or resigned from office. Any elected KK2DAT Officer who possesses all the qualifications and none of the disqualifications is eligible for re-election.

SECTION 15. KK2DAT TABONTABON CHAPTER - there shall be an organization of the federation of the KK2DAT to be known as KK2DAT Tabontabon Chapter , which shall be composed of the KK2DAT Officers across the 16 Barangays.

SECTION 16. SEPARABILITY CLAUSE - if any provision of this Act is held invalid or unconstitutional, the same shall not affect the validity and effectivity of the other provisions hereof.

SECTION 17. REPEALING CLAUSE - pertinent provisions of all other laws, ordinances, executive orders and rules and regulations contrary to or inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

SECTION 18. EFFECTIVITY CLAUSE - this ordinance shall take effect 15 days upon its approval and after due compliance with all the requirements provided under R.A.7160, otherwise known as the Local Government Code of 1991.

HON. PONCLAND R. JUSTIMBASTE, JR. Mun. Vice Mayur/Presiding Officer

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ARIA CORAZON E. BAUTISTA Secretary to the Sangguniang Bayan

Municipal Ordinance No. 15, Series of 2023

HON, RAUL D. BALANO ABC Pres./ Ex-pfficio Member

HON. MERVINAL

LOBRIGO

HON. JINKY E. GAMEZ

HON. DENYIS L. BAI

SB Member

SB Member

HON. THEA JASMINE A. PRISNO Mun. SK Fed. Pres. Ex Officio Member.



Republic of the Philippines Province of Leyte **Municipality of Tabontabon**

ENACTED unanimously, December 18, 2023.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

Secretary to the Sangguniang Bayan

ATTESTED:

HON. HERMAN

SB Member

HON. DAN JERIC'S, REDOÑA

SB Member

HON. DANILO E. BALAIS

SB Member

HON. JINKY E. GAMEZ

SB Member

ABC Pres./Ex Officio Member

HON. FRANCISCO M. FERNANDEZ

SB Member

HON. JERRY GWEN L. CONDE

HON. MERVINM. LOBRIGO

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HON. DENNIS L. BALDERIAN

SB Member

HON. THEA JASMINE A. PRISNO

SK Fed. Pres./Ex-Officio Member

R. JUSTIMBASTE, JR.

Mun. Vice Mayor Presiding Officer

APPROVED:

EFREN D. REDO Municipal Mayor

Date: January 19, 2024



Republic of the Philippines Province of Leyte Municipality of Tabontabon -oOo-

OFFICE OF THE SANGGUNIANG BAYAN

ATTENDANCE

PUBLIC HEARING OF DRAFT MUNICIPAL ORDINANCE NOS. 04, 05, 06, 08, 09 & 13 SERIES 2023

December 06, 2023 2nd Floor Municipal Lobby, Tabontabon, Leyte

NAME	OFFICE/ORGANIZATION / ASSOCIATION	POSITION/ DESIGNATION	SIGNATURE
1. Kristine may Onva	Con Pable	SK Chairperson	(A)
2. Nova P. Bibar	phykra i	Brgy Kagawad	Fredon
3. Gracimo Balderian	Dist	kny kanawad	Chik
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116. Dennis Balderia	SB	Con A.
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141. JOON O DIVINO			jour Paro
142. Nicholas T. Oda			March pre
143. JOHN ALFRED LIM			Nun
144. CARLO WILINAD GO			CIGA
145. Jayhy Cabanera			lingo
146. SEAN VILLANUEU'S			Cyl.
147. Junnifer Garcia			X
148. Paynald Corsanes			R
149. MARICEL PALANA			- typelone
150. Felipe Busano			farezun

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Republic of the Philippines Province of Leyte Municipality of Tabontabon

OFFICE OF THE SANGGUNIANG BAYAN

CERTIFICATION

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that the Municipal Ordinance No. 15 Series 2023 entitled "AN ORDINANCE INSTITUTIONALIZING THE 'KABATAAN KONTRA KRIMEN, DROGA AT TERORISMO (KK2DAT)' OF THE SANGGUNIANG KABATAAN OF TABONTABON, LEYTE AND FOR SUCH OTHER PURPOSES" had been posted in conspicuous places in the municipality, and all bulletin areas in the barangays.

ISSUED this 22nd day of January, 2024 at Tabontabon, Leyte.

MARIA CORAZON E. BAUTISTA Secretary to the Sangguniang Bayan