

Item No.: 11

Date: 16 2024 APR

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

Province of Leyte
Leyte Office
Released
Time: 7:20:24
Date: 7.20.24

PROVINCIAL LEGAL OFFICE

SANGGUNIANG PANLALAWIGAN
RECEIVED
APR 02 2024
PROVINCE OF LEYTE

2nd INDORSEMENT
March 25, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2024-02 of the Sangguniang of Bayan of Calubian, 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 under Section 447(1)(ii)ⁱ of the Local Government Code. Provided, that funding under Section 4 of said ordinance be specified for purposes of proper auditing, accounting and transparency.

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

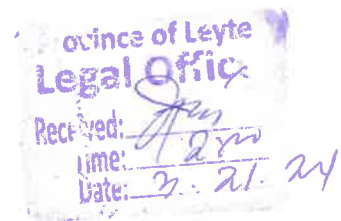

ATTY. JOSE RAYMUND A. ACOL
Asst. Provincial Legal Officer

ⁱ (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;

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
21 March 2024



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **ORDINANCE NO. 2024-02** of the **MUNICIPALITY** of **CALUBIAN, LEYTE**, entitled: **An Ordinance Adopting the Calubian Police Station Local Anti-Criminality Action Plan for Illegal Drugs CY 2024 IN THE Municipality of Calubian, Leyte.**


FLORINDA JILLS UYVICO
Secretary to the Sanggunian



Republic of the Philippines
PROVINCE OF LEYTE
 Municipality of Calubian
 -OO-

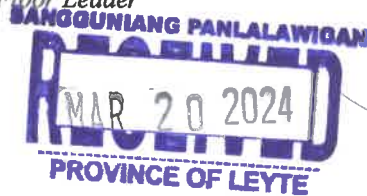


OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE SIXTY-FIFTH (66TH) REGULAR SESSION OF THE SANGGUNIANG BAYAN OF CALUBIAN, LEYTE HELD ON FEBRUARY 12, 2024 AT THE SB SESSION HALL, LEGISLATIVE BUILDING.

PRESENT:

<i>SB Member Jullian Marc A. Batiancela</i>	- Temporary Presiding Officer
<i>SB MEMBER Eugenio A. Ching, Jr.</i>	- Majority Floor Leader
<i>SB Member Noel G. Eamiguel</i>	- Member
<i>SB Member Ester P. Lubiano</i>	- Member
<i>SB Member Julia E. Halichic</i>	- Member
<i>SB Member Benjamin A. Calbitaza</i>	- Member
<i>SB Member Alyza F. Nierras</i>	- Member
<i>SK Fed. Pres. Carl Ernest D. Ponce</i>	- Member
<i>SB Member Lucita A. Palconit</i>	- Member



ABSENT:

<i>VICE MAYOR Anna Love Veloso – Laurente</i>	- Presiding Officer (on-travel)
<i>Liga ng mga Barangay Pres. Alfredo M. Casas</i>	

ORDINANCE NO. 2024 - 02

AN ORDINANCE ADOPTING THE CALUBIAN POLICE STATION LOCAL ANTI-CRIMINALITY ACTION PLAN FOR ILLEGAL DRUGS CY 2024 IN THE MUNICIPALITY OF CALUBIAN, LEYTE

BE IT ORDAINED, by the Sangguniang Bayan of Calubian, Leyte, in a session assembled that:

SECTION 1. TITLE. This Ordinance shall be known as “**AN ORDINANCE ADOPTING THE CALUBIAN POLICE STATION LOCAL ANTI-CRIMINALITY ACTION PLAN FOR ILLEGAL DRUGS CY 2024 IN THE MUNICIPALITY OF CALUBIAN, LEYTE.**”

SECTION 2. RATIONALE OF THE ORDINANCE.

- A. Police Major Neil Fernando M. Cerdeña formulated on January 23, 2024 the Calubian Police Station Local Anti-Criminality Action Plan for Illegal Drugs CY 2024 and forwarded the same to the Sangguniang Bayan of Calubian, Leyte for favorable consideration and approval;
- B. The same Anti-Criminality Action Plan for Illegal drugs was formulated by the Calubian Police Station thru Police Major Neil Fernando M. Cerdeña, laid out the guidelines and procedures to strengthen the implementation of the campaign against illegal drugs by enhancing the capabilities of the PNP personnel in the conduct to sustain and intensify police operations to prevent, suppress the proliferation of illegal drugs. It shall also espouse the neutralization of illegal drug personalities in the locality, with the active participation of stakeholders.
- C. The same Anti-Criminality Action Plan prescribes the grand strategy to be undertaken by the personnel of the Police Station on prevention measures to eliminate, suppress and minimize if not totally eradicate the illegal drugs in this Municipality and to maintain the status of Calubian, Leyte as drug-cleared municipality.
- D. The Calubian Police Station concurrently with its present function and mission and in coordination with Local Government agencies and Non-Governmental Organizations (NGOs) shall implement a responsive and holistic strategy to effectively prevent, control and suppress the proliferation of illegal drugs in the municipality.

Ester P. Lubiano
ESTER P. LUBIANO
 SB Member

Julia E. Halichic
JULIA E. HALICHIC
 SB Member

Carl Ernest D. Ponce
CARL ERNEST D. PONCE
 SK Fed. Pres.

Noel G. Eamiguel
NOEL G. EAMIGUEL
 SB Member

Lucita A. Palconit
LUCITA A. PALCONIT
 SB Member

Eugenio A. Ching, Jr.
EUGENIO A. CHING, JR.
 SB Member

Alyza F. Nierras
ALYZA F. NIERRAS
 SB Member

Jullian Marc A. Batiancela
JULLIAN MARG. BATTIANCELA
 SB Member

Benjamin A. Calbitaza
BENJAMIN A. CALBITAZA
 SB Member

[Signature]
ESTER P. LUBIANO
 SB Member

[Signature]
JULIA E. HALTCHIC
 SB Member

[Signature]
CARL ERNEST D. PONCE
 SK Fed. Pres.

[Signature]
NOEL S. RAMIGUEL
 SB Member

[Signature]
LUCITA A. PALCONIT
 SB Member

[Signature]
EUGENIO A. CHING, JR.
 SB Member

[Signature]
ALVIN F. NIERRAS
 SB Member

[Signature]
JULIAN MARC. BATTIANCELA
 SB Member

[Signature]
BENJAMIN A. CALBITAZA
 SB Member

E. Section 447 (a)(1) of the Local Government Code provides that xxx The Sangguniang Bayan shall approve ordinances and pass resolutions necessary for an efficient and effective municipal government, and in this connection shall: xxx

(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; xxx and*

(v) *Enact ordinances intended to prevent, suppress and impose appropriate penalties for habitual drunkenness in public places, vagrancy, mendicancy, prostitution, establish and maintenance of houses of ill repute, gambling and other prohibited games of chance, 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; xxx.*

F. Section 24 of R.A. 6975 has expressly stipulated the Powers and Functions of the Members of the Philippine National Police (PNP), to include the members of the Calubian PNP, xxx some of which are:

(a) *Enforce all laws and ordinances relative to the protection of lives and properties;*

(b) *Maintain peace and order and take all necessary steps to ensure public safety; xxx*

SECTION 3. CONTENTS OF THE LOCAL ANTI-CRIMINALITY ACTION PLAN, LACAP 01-2024 on Illegal Drugs. The following are the contents of this Anti-Criminality Action Plan, to wit: xxx




Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE
LEYTE POLICE PROVINCIAL OFFICE
CALUBIAN POLICE STATION
 Calubian, Leyte
[Email: mposcalubian@yahoo.com.ph](mailto:mposcalubian@yahoo.com.ph)
 Hotline : 09061173858/09985986489

MEMORANDUM

FOR : All Concerned

FROM : Chief of Police

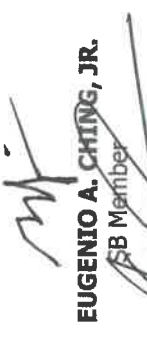
SUBJECT : **Calubian Police Station Local Anti-Criminality Action Plan for Illegal Drugs CY 2024**

DATE : January 23, 2024

I. REFERENCES:

- a. NHQ PNP LOI 71/08 "PAYAPA" (Decentralizing the formulation of Anti-Criminality Action Plans);
- b. Enhanced Managing Police Operations (E-MPO)
- c. Memorandum Circular No. 2014-39 entitled "2014 Seal of Good Local Governance: Pagkilala Sa Katapatan at Kahusayan Ng Pamahalaang Lokal"; and
- d. Memorandum Circular Number 209-143 – Omnibus Guidelines for Peace and Order Council (POC) Functionalities.


JULIAN MARC BATIANCELA
SB Member


EUGENIO A. CHING, JR.
SB Member


NOEL G. EAMIGUÉL
SB Member


JULIA E. HALICHIC
SB Member


ESTER P. LUBIÁNO
SB Member


BENJAMIN A. CALBITAZA
SB Member


ALYSSA F. NIERRAS
SB Member


LUCITA A. PALCONIT
SB Member


CARL ERNEST D. PONCE
SK Fed. Pres.

II. PURPOSE:

In coordination with Local Government Unit (LGU), Department of Interior and Local Government Unit (DILG) this action plan prescribes the guidelines and procedures to strengthen the implementation of campaign against illegal drugs by enhancing the capabilities of the PNP personnel in the conduct of sustain and intensify the police operations to prevent, suppress the proliferation of illegal drugs and neutralization of illegal drug personalities in the locality, with the active participation of our stake holder.

It shall prescribe the grand strategy to be undertaken by the personnel of this office on prevention measures to eliminate, suppress and minimize if not totally eradicate the illegal drugs in this municipality and to maintain the status of Calubian, Leyte as drug cleared municipality.

III. SITUATIONS:

The campaign against illegal drugs in the municipality of Calubian, Leyte still remain as our top priority and this office sustain its operation through buy-bust operation and application of search warrant to suspected illegal drugs personalities. The presence of illegal drugs has caused serious damage to our society particularly the youth who are most vulnerable to this kind of vices, and it is a war that the police cannot win alone, without the support of community, NGOs, LGUs. Police cannot change the "root drivers" of the crime such as poverty, unemployment, dysfunctional liberties and other ills of socio-economic


ESTER P. LUBIANO
SB Member


JULIA E. WALlichic
SB Member


CARL ERNEST D. PONCE
SK Fed. Pres.


NOEL G. YAMIGUEL
SB Member


LUCITA A. PALCONIT
SB Member


EUGENIO A. CHING, JR.
SB Member


ALYSSA F. NIERRAS
SB Member


JULIAN MARC. BATIÁNCELA
SB Member


BENJAMIN A. CALBITAZA
SB Member

opportunities. Thus, all aspects of police work should be premised upon active community consent, trust and participation. Especially, BADAC in every Barangay.

Through monitoring conducted by the station Drug Enforcement Unit (SDEU) reveal that selling/trading, and using of illegal drugs particularly "shabu" had dramatically increased in the previous year. Thus, surveillance and casing operations with the support of informants was sustained to identify the top illegal drugs personalities involved.

The support and cooperation of all sectors concerned is therefore necessary to address these concerns issue in order to guarantee the peace and safety of the citizenry.

IV. MISSION:

Calubian Police Station concurrently with its present function and mission and in coordination with Local Government agencies and Non-Governmental Organizations (NGOs) shall implement a responsive and holistic strategy to effectively prevent, control and suppress the proliferation of illegal drugs in the municipality.

V. EXECUTIONS AND CONEPT OF OPEARTIONS:

Calubian Municipal Police station in coordination with the Local Government Unit (LGU), Barangay Official and with the utilization of other concerned agencies and BINs shall enhance intelligence monitoring, likewise, conduct of dialogue (pulong-pulong) shall be prioritized as part of education and public information drive/campaign against illegal drugs through collaboration with concerned sectors BADAC, MADAC and organization of the government.

This action plan will be implemented to generate impact and public support the Station Drug Enforcement Unit (SDEU) shall conduct massive and simultaneous operations in two different approaches.


The first approach will be the conduct of "PROJECT TOKHANG" in coordination with the Local Government Unit (LGU) with the help of Barangay Anti-Drug Abuse Councils (BADACs), Non-Government Organization (NGOs), stakeholders, and other law enforcement agencies.

The "PROJECT TOKHANG" is a practical and realistic means of accelerating the drive against illegal drugs. This concept involves the conduct of house-to-house visitation to persuade suspected illegal drug personalities to stop their illegal activities.

The second approach will be the conduct of police operations by the Station Drug Enforcement Unit (SDEU). The focus team shall be composed of investigator and intelligence operatives that shall be responsible for eradicating street-level distribution through barangay clearing operation pursuant to DDB Board Regulation No. 3 Series of 2017.

In line with this, the National Anti-Drug Plan of Action outlines the efforts of the government to strengthen its campaign against illegal drugs and contribute to international efforts anchored on an integrated and balance strategy to counter the drug problem worldwide wherein the PNP is task to undertake the following;

1. Establish a line of cooperation with concerned stakeholders to address illegal drug problems in the locality;


ESTER P. LUBIANO
 SB Member


JULIA E. HALTCHIC
 SB Member


CARL ERNEST D. PONCE
 SK Fed. Pres.


NOEL G. EAMIGUEL
 SB Member


LUCITA A. PALCONIT
 SB Member


EUGENIO A. CHING, JR.
 SB Member


ALVIN F. MIERAS
 SB Member


JULIAN MARC BATTANCELA
 SB Member


BENJAMIN X. CALBITAZA
 SB Member

2. Establish capacities of its units to establish and sustain close coordination and cooperation with established institutions of other government agencies and stakeholders in addressing illegal drug problem; and
3. Sustain an aggressive role in its supply and demand reduction campaign against illegal drugs in cooperation with other government agencies and stakeholders.

a. Pre-Operation

1. Intelligence build-up through the utilization of selected intelligence operatives and BINs in order to obtain subjects current activities and modus operandi.
2. All information gathered will be submitted for processing and evaluation.

b. Operation

1. Execute Buy-bust Operation or raid through search warrant.
2. Conduct actual neutralization/arrest of target and searches all pinpointed safe houses depending upon the circumstances.
3. All seized and confiscated/recovered evidence shall be properly tagged and turn-over to court and/or evidence custodian.
4. When neutralized target should be properly booked, interrogated, if necessary, prior to formal turn-over to the court.

c. Post Operation

1. Conduct of crime prevention and anti-illegal drugs activities shall be sustained in partnership with stakeholders of targeted community.
2. Conduct public information campaign/drug symposium in coordination with the Municipality Public Information Officer (MPIO) in order to raise public awareness and generate community support in the drive against illegal drugs

VI. PROGRAM PROJECT ACTIVITIES:

Anti-Illegal Drug Operation
 Financial Requirements per Response
 (Expenses will depend on how many target personalities)

Program/Project Activities	Target/Time Frame	Budgetary Requirements	Source of Fund
Administrative/ Pre-Operation	January-December 2024		
Conduct of Conference/Meeting		Php2,500.00/month	LGU
Allowance of Confidential Informants		Php4,500.00/month	LGU
Test-Buy Operation		Php5,000.00	
Confirmatory Test-Buy		Php6,000.00	
Collection &			


ESTER P. LUBIANO
 SB Member


JULIA E. HALICHIC
 SB Member


CARL ERNEST D. PONCE
 SK Fed. Pres.


NOEL G. EAMIGUEL
 SB Member


LUCITA A. PALCONIT
 SB Member


EUGENIO A. CHING, JR.
 SB Member


ALYSSA E. NIERRAS
 SB Member


JULIAN MARC. BATTANCE
 SB Member


BENJAMIN A. CALBITAZA
 SB Member

Surveillance/casing Operations	January-December 2024	Php8,000.00	LGU
Acquisition of Information		Php2,500.00	
Exchange of Information	January-December 2024		LGU
Multi-lateral Exchange		Php5,000.00	
Counter Intelligence Operations		Php5,000.00	
Buy-bust Money		Php5,000.00	
Cover Investigation		Php5,000.00	
Chemical Analysis Examination	January-December 2024		LGU
Item Seized to be brought to PNP Crime Lab/PDEA Office for examination		Php5,000.00	
Total Expenses		Php53,500.00	

VII. TASK:

1. Chief of Police

- a. Provides command, management and control of the entire police operation;
- b. Conduct validation with BADACs to account and identify all drug pusher/users in each barangay and conduct intensified anti-illegal drugs operation focusing on street level drug personalities;
- c. Responsible for the over-all success of the project;
- d. Maintain coordinative linkages with DDB, PDEA, Local Government Unit (LGU), other line agencies/organizations to generate support for the frontline anti-illegal drug unit.

2. Deputy Chief of Police

- a. shall assist and or take charge in the implementation of this plan in the absence of the COP;
- b. Monitor closely the development/progress of the project.
- c. Perform other task as necessary.

3. OPN

- a. OPR in the operationalization of this action plan;
- b. Deploy appropriate number of personnel to assist/support the operating team.
- c. Perform other task as necessary.

4. PCR

- a. OPR in the implementation of the demand reduction strategy and awareness and realization program;
- b. Establish and maintain collaboration linkages with different NGOs and LGU on the drug prevention and education program;



ESTER P. LUBIANO
SB Member



JULIA E. HALICHIC
SB Member



CARL ERNEST D. PONCE
SK Fed. Pres.



NOEL G. LAMIGUÉL
SB Member



LUCIJA A. PALCONIT
SB Member



EUGENIO A. CHING, JR.
SB Member



ALVIN F. NIERRAS
SB Member



JULIAN MARC BATTANCELA
SB Member



BENJAMIN AL CALBITAZA
SB Member

- c. Activate the Drug Abuse Resistance Education (DARE) Program and organize a speaker's bureau that will spearhead the public information drive to various sectors in coordination with DDB and PDEA;
- d. Maintain and regularly update list of organized Barangay Anti-Drug Abuse Council (BADAC);
- e. Coordinate with DILG/LGU for the revitalization and/or reactivation of BARAANGAY Anti-Drug Abuse Councils (BADAC) to support PNP programs towards creating consciousness and awakening the community on their social responsibility on drug abuse prevention and eradication;
- f. Assist in seeking necessary assistance from various private and public sectors in support of the implementation of demand reduction activities; and
- g. Perform other task as necessary.

5. Intel

- a. Generate and provide updated watch list, target list, and wanted list on illegal drug groups and personalities;
- b. Provide real time technical intelligence support during the conduct of special operation;
- c. Provide intelligence support to counter irregularities in the conduct of anti-illegal drug operations;
- d. Establish linkages with other law enforcement agencies;
- e. Strengthen counterintelligence; and
- f. Perform other task as directed.

6. Invest

- a. Facilitate the filing of criminal charges against the suspect/s, supervise, and monitor all illegal drug cases until final disposition in court;
- b. Conduct investigation and filing of appropriate charges against PNP personnel committing irregularities in the conduct of anti-illegal drug operation;
- c. Perform other task as directed.

7. Municipal Peace and Order Council

- a. Convene the council members for inputs and subsequent approval of the criminality action plan, taking into consideration the responsibility of all concerned agencies for a holistic and effective approach to the crime situation; and
- b. Convene regular basis or when the need arises to conduct assessment on the effectiveness of the plan and to make necessary adjustment as necessary.


8. Calubian Sangguniang Bayan


- a. Enact ordinances for the adoption of this anti-criminality action plan for the provisional funding and support of its implementation to include the training and mobilization of Barangay Intelligence Network (BINs) as force multipliers; and
- b. Enact other ordinances as may be necessary or when the need arises, for the effective implementation of the plan.


ESTER P. LUBIANO
SB Member


JULIA E. HALICHIC
SB Member


NOEL G. EAMIGUEL
SB Member


EUGENIO A. CHING, JR.
SB Member


JULIAN MARC A. BATTANCELA
SB Member


CARL ERNEST D. PONCE
SK Fed. Pres.


LUCIA A. PALCONIT
SB Member


ALYZA F. NIERRAS
SB Member


BENJAMIN A. CALBITAZA
SB Member

VIII. COORDINATING INSTRUCTIONS:

1. Respect for human rights shall be paramount and strict adherence with the PNP Operational Procedure (Rules of Engagement) shall always be emphasized in all operations.
2. Adherence to the rule of law is required.
3. All operating personnel shall render reports directly to COP.
4. Apprehended target personalities shall immediately be brought to Calubian Police Station for proper disposition.
5. Maximum coordination with LGU, NGO and all sectors of the community, for the success of this plan is authorized and highly encouraged.

IX. EFFECTIVITY:

This Action Plan takes effect on **January 2024** upon approval.

BY THE AUTHORITY OF HON. MARCIANO A. BACIANCELA JR., MUNICIPAL MAYOR, CALUBIAN, LEYTE


NEIL FERNANDO M. GERDEÑA
Police Major
Chief of Police

SECTION 4. FUNDING. The Municipal Government of Calubian, Leyte, shall set aside and allocate any funds available for the proper implementation and execution of this Anti-Criminality Action Plan, upon request of the Head or Officer-In-Charge of the Calubian Municipal Police Station (Calubian MPS), in accordance with existing accounting and auditing rules and regulations.

SECTION 5. REPEALING CLAUSE. All Ordinances or resolutions, local issuances or rules inconsistent with the provisions of this ordinance are hereby repealed or modified accordingly.

SECTION 6. SEPARABILITY CLAUSE. If any provision of this Ordinance is declared invalid or unconstitutional, the remaining provision not affected thereby, shall continue to be in full force & effect.

SECTION 7. EFFECTIVITY CLAUSE. The Ordinance shall take effect immediately upon approval from the Honorable Sangguniang Panlalawigan of the Province of Leyte.

APPROVED, this 12th day of February 2024 at Calubian, Leyte, upon motion of SB Member Alyza F. Nierras; duly seconded by SB Members Eugenio A. Ching, Jr., Benjamin A. Calbitaza, Noel G. Eamiguel.

I HEREBY CERTIFY to the correctness of the foregoing Minutes of Session


ARTHUR V. CABRADILLA
SB Secretary – Designate

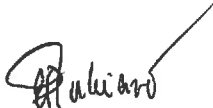
ATTESTED:


JULIAN MARC A. BATTANCELA
Temporary Presiding Officer


EUGENIO A. CHING, JR.
SB Member


NOEL G. EAMIGUEL
SB Member


JULIA E. HALICHIC
SB Member


ESTER P. LUBIANO
SB Member



BENJAMIN A. CALBITAZA
SB Member


ALYZA F. NIERRAS
SB Member


LUCITA A. PALCONIT
SB Member


CARL ERNEST D. PONCE
SK Fed. President

APPROVED:


MARCIANO A. BATTANCEIA, JR.
Municipal Mayor



Republic of the Philippines
Province of Leyte
Municipality of Calubian
-OoO-

OFFICE OF THE SANGGUNIANG BAYAN



CERTIFICATION OF POSTING

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that Ordinance No. 2024-02 , otherwise known as "**AN ORDINANCE ADOPTING THE CALUBIAN POLICE STATION LOCAL ANTI-CRIMINALITY ACTION PLAN FOR ILLEGAL DRUGS CY 2024 IN THE MUNICIPALITY OF CALUBIAN, LEYTE**", has been posted in the Bulletin Board at the Office of the Sangguniang Bayan of Calubian, Leyte & other conspicuous places in the municipality since February 21, 2024 until March 13, 2024.

Given this 18th day of March , 2024 at Calubian, Leyte.

CERTIFIED CORRECT:

A handwritten signature in black ink, appearing to read "Arthur V. Cabradilla".

ARTHUR V. CABRADILLA
SB Secretary-Designate