



Republic of the Philippines
PROVINCE OF LEYTE
 Provincial Capitol
 Palo, Leyte

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PROVINCIAL LEGAL OFFICE

Item No.: 09
 Date: 05 2024 AUG

Handwritten signature and date: J. 26. 24

2nd INDORSEMENT
 July 25, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 9, S. 2024 of the Sangguniang Bayan of Capoocan Leyte.

Issues/concerns for review/recommendation/legal opinion is/are as follows:

- Ordinance No. Ordinance No. 9, S. 2024 entitled: "An Ordinance Amending Section 10, Penalties, of Municipal Ordinance No. 1, Series of 2019 entitled- An Ordinance Implementing Curfew Hours on Minors Below Eighteen Years of Age in the Municipality of Capoocan, Leyte"

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is within the corporate powers of the local government unit particularly covered under Section 16¹, Section 447 (a) (1) (iii)² of the Local Government Code and Article 139³ of the Presidential Decree No. 603 otherwise known as "The Child and Youth Welfare Code".

Moreover, it is within the power of the Local Council to repeal or amend its prior acts either expressly, or by the passage of an essentially inconsistent resolution. Hence recommending for the declaration of its validity.⁴

We hope to have assisted you with this request.

Please note that the opinion rendered by this Office are based on facts available and may vary or change when additional facts and documents are presented or changed. This opinion is likewise without prejudice to the opinions rendered by higher and competent authorities.

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

¹ Section 16. General Welfare. - Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, xxx, promote health and safety, xxx, encourage and support the development of appropriate and self-reliant scientific and technological capabilities, improve public morals, enhance economic prosperity and social justice, promote full employment among their residents, maintain peace and order, and preserve the comfort and convenience of their inhabitants.

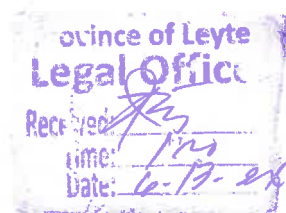
² 447 (a) (1) (iii) Approve ordinances imposing a fine not exceeding Two thousand five hundred pesos (P2,500.00) or an imprisonment for a period not exceeding six (6) months, or both in the discretion of the court, for the violation of a municipal ordinance;

³ Article 139 . xxx "Curfew Hours for Children. - City or municipal councils may prescribe such curfew hours for children as may be warranted by local conditions. The duty to enforce curfew ordinances shall devolve upon the parents or guardians and the local authorities."

⁴ Constantino v. Desierto, 288 SCRA 654.

Republic of the Philippines
PROVINCE OF LEYTE
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OFFICE OF THE SANGGUNIANG PANLALAWIGAN



1ST ENDORSEMENT
11 June 2024

Respectfully endorsed to the **PROVINCIAL LEGAL OFFICE** the
herein **MUNICIPAL ORDINANCE NO. 9 SERIES 2024** of the **MUNICIPALITY OF**
CAPOOCAN, LEYTE, for review and recommendations.


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian

SP Records
6112024



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Capoocan
Office of the Sangguniang Bayan

✉ sbcapoocan@gmail.com / sbcapoocan@yahoo.com
☎ 09976874138

SANGGUNIANG PANLALAWIGAN



PROVINCE OF LEYTE

May 29, 2024

THE HONORABLE BODY

Sangguniang Panlalawigan
Legislative Building
Capitol Grounds
Tacloban City

Dear Gentlemen / Mesdames:

Good Day!

Submitting herewith, **MUNICIPAL ORDINANCE NO. 9, Series of 2024, "AN ORDINANCE AMENDING SECTION 10, PENALTIES, OF MUNICIPAL ORDINANCE NO. 1, SERIES OF 2019 ENTITLED "AN ORDINANCE IMPLEMENTING CURFEW HOURS ON MINORS BELOW EIGHTEEN YEARS OF AGE IN THE MUNICIPALITY OF CAPOOCAN, LEYTE",** with the following attachments:

1. Minutes of the Public Hearing
2. Public Hearing Attendance
3. Certification that the proposed ordinance was posted at conspicuous places.
4. Certification that a Public Hearing was conducted regarding the proposed ordinance.

For your review and approval.

Earliest and favorable action shall be gratefully acknowledged.

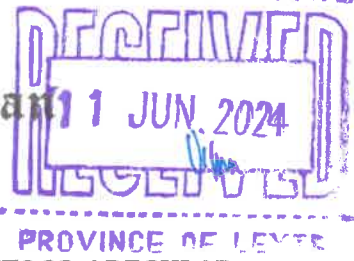
Respectfully yours,


JUDE R. DELA TORRE

Secretary to the Sanggunian



Republic of the Philippines **SANGGUNIANG PANLALAWIGAL**
PROVINCE OF LEYTE
Municipality of Capoocan
Office of the **Sangguniang Bayan**
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☎ 09976874138



SANGGUNIANG BAYAN OF THE MUNICIPAL GOVERNMENT OF CAPOOCAN, LEYTE IN ITS 92nd REGULAR SESSION HELD ON MARCH 26, 2024 AT THE MUNICIPAL SESSION HALL LEGISLATIVE BUILDING

MUNICIPAL ORDINANCE NO. 9, Series of 2024

AN ORDINANCE AMENDING SECTION 10, PENALTIES, OF MUNICIPAL ORDINANCE NO. 1, SERIES OF 2019 ENTITLED "AN ORDINANCE IMPLEMENTING CURFEW HOURS ON MINORS BELOW EIGHTEEN YEARS OF AGE IN THE MUNICIPALITY OF CAPOOCAN, LEYTE"

SPONSOR : HONORABLE FEDERICO P. CAROLINO, JR.
CO-SPONSORS : HONORABLE GRACIA G. PIGAR
HONORABLE ALLAN B. EGANO
HONORABLE JOJO N. NEPOMUCENO

BE IT ENACTED by the *Sangguniang Bayan* of the Municipality of Capoocan, Province of Leyte in Regular Session duly assembled that:

SECTION 1. Section 10 of Municipal Ordinance No. 1, Series of 2019 is hereby amended to read as follows:

PENALTIES - The following penalties shall be imposed upon the parent or guardian of the child found to be in violation of this Ordinance:

a. **FIRST OFFENSE** - The parents or guardian of the child shall be fined of PhP1,000.00 payable to the Municipal Treasurer or its authorized representative. The child violator must plant at least 12 fruit bearing trees in any barangay of the municipality, and the said barangay must issue a corresponding Certificate of Compliance.

b. **SECOND OFFENSE** - The parents or guardian of the child shall pay a fine of PhP1,500.00 payable to the Municipal Treasurer or its authorized representative, while the child violator shall be placed in the custody of the Barangay Council for the Protection of Children (BCPC) who shall require the child to render civic works in any public place at least two (2) days with the supervision of the Police.

c. **THIRD OFFENSE OR MORE** - The parents or guardian of the child shall be fined PhP2,500.00 while the child violator be placed in the custody of the Barangay Council for the Protection of Children

Page 1 of 3

(BCPC) who shall require the child violator to render civic works in any public place at least seven (7) days with the supervision of the Police. The parents shall be required to undergo a Parent Effectiveness Service Session together with the minor concerned.

Upon failure to pay the fine and to render civic works required shall be the basis for filing of the complaints against the parents or guardians for violation of this ordinance.

SECTION 2. Section 12 (g) of Municipal Ordinance No. 1, Series of 2019 is hereby amended to read as follows:

g. The apprehension of children under this Ordinance is suspended on the occasions of legal holidays, special holidays, fiesta celebrations, special occasions sponsored by the municipality or the barangay including the nights prior thereto, provided that a required permits shall be secured prior holding of such special occasions.

Section 3. Separability Clause - If any provision of this Ordinance is declared invalid, the remainder or any provision hereof not affected thereby shall remain in force and effect.

Section 4. Repealing Clause. Any ordinance found inconsistent hereof, in whole or in part, is hereby repealed or modified accordingly.

Section 5. Effectivity. This ordinance shall take effect after its approval, and following its publication in a newspaper of general circulation within the Province of Leyte, and posting requirements pursuant to Republic Act 7160 otherwise known as "The Local Government Code of 1991".

ENACTED by the Sangguniang Bayan, in session assembled this 26th day of MARCH, 2024 at Capoocan, Leyte.


ENGR. ALLAN B. EGANO
SB Member



EMMANUEL D. ARBOSO
SB Member


JOJO N. NEPOMUCENO
SB Member


GRACIA G. PIGAR
SB Member


REYNALDO R. NIMO
SB Member


FEDERICO P. CAROLINO, JR.
SB Member


ROBERTA C. PEÑARANDA
SB Member

FLORENCE R. CAROLINO-MISAGAL
Ex-Officio Member
Municipal Chapter President
Liga ng mga Barangay
(On Official Business)

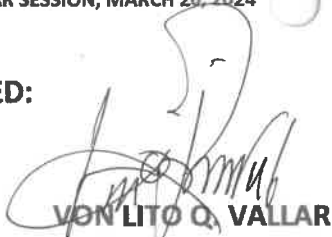
DAVE A. NIDERA
Ex-Officio Member
President
Pambayang Pederasyon ng mga Sangguniang Kabataan
(On Official Business)

I HEREBY CERTIFY to the correctness of the foregoing Ordinance of the Sangguniang Bayan of Capoocan, Leyte.




SHEFALY M. FILANDE
Temporary Secretary to the Sanggunian

ATTESTED:



VON LITO Q. VALLAR

SB Member/Temporay Presiding Officer

APPROVED:



ATTY. FE CLAIRE P. CAROLINO-PARAGATOS
Municipal Mayor

Date: 5.3.24



Republic of the Philippines
Province of Leyte
Municipality of Capoocan

Office of the Sangguniang Bayan

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EXCERPTS FROM THE MINUTES OF THE SANGGUNIANG BAYAN OF CAPOOCAN, LEYTE IN ITS 134th REGULAR SESSION
HELD ON FEBRUARY 6, 2019 AT THE MUNICIPAL SESSION HALL LEGISLATIVE BUILDING

MUNICIPAL ORDINANCE NO. 01, SERIES OF 2019

AN ORDINANCE IMPLEMENTING CURFEW HOURS ON MINORS BELOW EIGHTEEN YEARS OF AGE IN THE MUNICIPALITY OF CAPOOCAN, LEYTE

SPONSOR:
CO-SPONSORS:

HONORABLE GLECERIA D. APUYA

HONORABLE ROBERTA C. PEÑARANDA
HONORABLE EMMANUEL D. ARBOSO
HONORABLE LINA B. EGANO-LIPASANA
HONORABLE JAIME A. DALDE, JR.

WHEREAS, Section 16 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991 provides that *“every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare”*;

WHEREAS, Section 447 (a) (1) (ii) of the same Code mandates the Sangguniang Bayan to *“enact ordinances to maintain peace and order by enacting measures to prevent and suppress lawlessness, disorder, riot, violence, rebellion or sedition and impose penalties for violation of said ordinances”*;

WHEREAS, Section 447 (a) (1) (v) of the same Code likewise empowers the Sangguniang Bayan to *“enact ordinances intended to prevent, suppress and impose appropriate penalties for habitual drunkenness in public places, vagrancy, mendicancy, prostitution, establishment 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”*;

WHEREAS, Republic Act No. 9344 otherwise known as the Juvenile Justice and Welfare Act of 2006 was enacted July 25, 2005, it covers different stages involving children at risk and children in conflict with the law from prevention to rehabilitation and reintegration;

WHEREAS, Republic Act No. 10630 otherwise known as *“AN ACT STRENGTHENING THE JUVENILE JUSTICE SYSTEM IN THE PHILIPPINES, AMENDING FOR THE PURPOSE REPUBLIC ACT 9344, OTHERWISE KNOWN AS THE “JUVENILE JUSTICE AND WELFARE ACT OF 2006” AND APPROPRIATING FUNDS THEREFOR*”, was enacted on July 23, 2012;

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- i. Immediately but not later than eight (8) hours after apprehension, turn over custody of the child to the Municipal Social Welfare and Development or other accredited NGOs, and notify the child's apprehension. The social welfare and development officer shall explain to the child and the child's parents/guardians the consequences of the child's act with a view towards counselling and rehabilitation, diversion from the criminal justice system, and reparation, if appropriate;
- j. Take the child immediately to the proper medical and health officer for a thorough physical and mental examination. The examination results shall be kept confidential unless otherwise ordered by the Family Court. Whenever the medical treatment is required, steps shall be immediately undertaken to provide the same;
- k. Ensure that should detention of the child be necessary, the child shall be secured in quarters separate from that of the opposite sex and adult offenders;
- l. Record the following in the initial investigation:
 1. Whether handcuffs or other instruments of restraint were used, and if so, the reason for such;
 2. That the parents or guardian of a child, the DSWD, and the Public Attorney's Office (PAO) have been informed of the apprehension and the details thereof; and
 3. The exhaustion of measures to determine the age of a child and the precise details of the physical and medical examination or the failure to submit a child to such examination; and m. Ensure that all statements signed by the child during investigation shall be witnessed by the child's parents or guardian, social worker, or legal counsel in attendance who shall affix his/her signature to the said statement.

SECTION 8. OBLIGATIONS AND LIABILITIES OF PARENT/S OR GUARDIAN/S - The parents or guardians who are in actual custody or living together with the child are under obligation to supervise the conduct and activities of the child and see to it that the latter is already in their home before and during the curfew hours for children.

SECTION 9. IF PARENTS, GUARDIANS OR NEAREST RELATIVES CANNOT BE LOCATED, OR REFUSE TO TAKE CUSTODY OF THE CHILD - If the parents, guardians or nearest relatives cannot be located, or if they refuse to take custody, the child may be released to any of the following:

- a. Barangay official or a member of the Barangay Council for the Protection of Children (BCPC);
- b. Municipal Social Welfare and Development Officer;
- c. Duly registered non-governmental or religious organization;

SECTION 10. PENALTIES - The following penalties shall be imposed upon the parent or guardian of the child found to be in violation of this Ordinance:

a. **FIRST OFFENSE** - The child violating this Ordinance for the first time shall be brought to the barangay having jurisdiction for proper recording and counselling by the Barangay Council for the Protection of Children (BCPC) before the child is turned over or released to his/her parent/s or guardian/s. Prior to the release, the parent or guardian shall be reprimanded and be informed of the consequences in the event that their child is caught again for the same offense.

b. **SECOND OFFENSE** - Both the children and the parent or guardian shall be required to attend counselling sessions, parenting education seminars and other interventions as may be prescribed and conducted by the Barangay Council for the Protection of Children (BCPC). The parent or guardian shall render a community service of three (3) hours in the barangay where the prohibited act (s) were committed or pay a fine of Two Hundred Pesos (P 200.00).

c. **THIRD OFFENSE OR MORE** - The parent or guardian shall render a community service of five (5) hours in the barangay where the prohibited act (s) were committed or pay a fine of Five Hundred Pesos (P 500.00). Also, the child shall be turned over to the Municipal Social Welfare and Development (MSWD) for other interventions that may be conducted pursuant to the provisions of RA 9344 as amended.

SECTION 11. PROCEEDS OF FINES - Proceeds from fines collected shall accrue to the barangay concerned, where the violation was committed.

SECTION 12. EXCEPTIONS - The following acts or occasions shall be exempted from the implementation of this Ordinance:

a. The child is involved in an emergency situation. This includes unforeseen circumstances, or the status or condition resulting therefrom, requiring immediate action to safeguard life, limb or property. The term also includes, but is not limited to, fires, calamities, disasters, automobile accidents, or other similar circumstances.

b. The child is engaged in an activity or school class, and is returning home from such activity or class, without detour or stop.

c. The child is on the sidewalk directly abutting the place where he resides.

d. The child is attending an activity sponsored by a school, religious, or civic organization, or by a public organization or agency, or by a similar organization or entity, as long as the activity is supervised by adults and the child is going to or returning home from such activity, without detour or stop.

e. The child is accompanied by his parent or guardian.

f. The child is on an errand and has in his possession a written permission to do so from his parent or guardian. The ID and contact number of the parent or guardian must be attached to the permission for verification.

g. The apprehension of children under this Ordinance is suspended on the occasions of legal holidays, special holidays, fiesta celebrations, special occasions sponsored by the municipality or the barangay including the nights prior thereto.

SECTION 13. NON-RESIDENT OFFENDER - If the child is a non-resident of the barangay, the law enforcement officer shall exert all efforts to get in touch with his parent or guardian. If they could not be reached nor contacted, the members of the *barangay tanod* on duty shall send home the child to ensure his safety or turn over him to the Municipal Social Welfare Department within reasonable time in the morning for proper disposition pursuant to existing laws.

SECTION 14. CONCERNED CITIZEN PARTICIPATION - Any person who has personal knowledge of the presence of a child in public places during curfew hours, may call the attention of the parent or guardian of the child or report the same to the barangay or police station for appropriate action.

SECTION 15. INSTALLATION OF ALARMS OR SIRENS IN ALL BARANGAYS - All barangays are hereby enjoined to install or use in their respective territorial jurisdictions sufficient number of functional and loud alarms or sirens before the start of curfew hours.

SECTION 16. SEPARABILITY CLAUSE - If, for any reason, any section or provision of this Ordinance is declared unconstitutional or invalid by a competent court, the remaining sections or provisions not affected thereby shall continue to be in full force and effect.

SECTION 17. REPEALING CLAUSE - All ordinances contrary to or inconsistent with this ordinance are hereby repealed or modified accordingly.

SECTION 18. EFFECTIVITY - This Ordinance shall take effect after its approval and following its publication in a newspaper of general circulation.

ENACTED this 29th day of January 2018 at Capoocan, Leyte.


I HEREBY CERTIFY to the correctness of the foregoing ordinance and that the same was enacted on the date above stated.

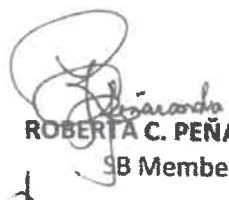
JUDE R. DELA TORRE
Secretary to the Sanggunian

Attested: 
EMMANUEL D. ARBOSO
SB Member / Temp. Presiding Officer

FEDERICO H. CAROLINO SR.
Municipal Vice-Mayor *(On Official Travel)*

JONGIE Q. MADRIAGA
SB Member *(On Leave)*



LAM D. CANTALEJO
SB Member


ROBERTA C. PEÑARANDA
SB Member

LINA B. EGANO-LIPASANA
SB Member


GLENERIA D. APUYA
SB Member


JAIME A. DALDE, JR.
SB Member


ANGELES P. MADRIAGA
SB Member

FLORENCE R. CAROLINO-MISAGAL
ABC President *(On Official Business)*

JUNO ALLAN EVE B. APOSTOL
SK Federation President *(On Official Business)*

APPROVED:


FE CLAIRE CAROLINO-PARAGATOS
Municipal Mayor
Date: _____



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Capoocan
Office of the Sangguniang Bayan

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☎ 09976874138

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MINUTES OF THE SANGGUNIANG BAYAN OF CAPOOCAN, LEYTE IN ITS 88th REGULAR SESSION
CUM PUBLIC HEARING HELD ON FEBRUARY 27, 2024 AT THE POBLACION ZONE II MULTI-
PURPOSE GYMNASIUM, CAPOOCAN, LEYTE

PRESENT:

- | | |
|--------------------------------------|--|
| 1. Hon. Federico H. Carolino, Sr. | Municipal Vice-Mayor/Presiding Officer |
| 2. Hon. Allan B. Egano | SB Member |
| 3. Hon. Von Lito Q. Vallar | SB Member |
| 4. Hon. Emmanuel D. Arboso | SB Member |
| 5. Hon. Jojo N. Nepomuceno | SB Member |
| 6. Hon. Gracia G. Pigar | SB Member |
| 7. Hon. Federico P. Carolino, Jr. | SB Member |
| 8. Hon. Roberta C. Peñaranda | SB Member |
| 9. Hon. Florence R. Carolino-Misagal | Ex-Officio Member
<i>Municipal Chapter President - Liga ng mga Barangay</i> |
| 10. Hon. Dave A. Nidera | Ex-Officio Member
<i>President-Pambayang Pederasyon ng mga Sangguniang Kabataan</i> |
| 11. Mr. Jude R. dela Torre | Secretary to the Sanggunian |

ABSENT:

- | | |
|--------------------------|-----------|
| 1. Hon. Reynaldo R. Nimo | SB Member |
|--------------------------|-----------|

GUESTS:

- | | |
|---|----------------------------------|
| 1. LGU Department Heads, Unit Heads and employees | |
| 2. PUBLIC | <i>Refer to Attendance Sheet</i> |

The Regular Session cum public hearing was called to order by the Honorable Presiding Officer at 9:25 o'clock in the morning. It was followed by an Opening Prayer, singing of the Pambansang Awit and singing of the Capoocan Hymn.

A quorum was confirmed by the SB Secretary with ten (10) members of the Sanggunian present.

Honorable Von Lito Q. Vallar welcomed the participants of the regular session cum public hearing. It was followed by a message from the Municipal Vice-Mayor, Honorable Federico H. Carolino, Sr., then the participants were presented and acknowledged by Honorable Federico P. Carolino, Jr.

PRESENTATION AND OVERVIEW OF THE ORDINANCE

- ❖ **ORDINANCE NO. 8, SERIES OF 2023, "AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 4 S. 2021, OTHERWISE KNOWN AS, "THE MUNICIPAL FISHERY ORDINANCE OF CAPOOCAN, LEYTE"."**

Hon. Arboso: An Sangguniang Bayan o an LGU Capoocan, pinaagi han opisina han Sangguniang Bayan in nagproponer hin mga ordinansa nga ha amon pagtuo in makakahatag hin general welfare han aton mga constituents pursuant to Section 16 of the Local Government Code, to provide basic services and facilities and pursuant to Section 17. an Sangguniang Bayan is mandated by law to enact ordinances and resolutions, klaro ito dida ha Section 447, Power, Duties and Functions of the Sangguniang Bayan. Public hearing in usa nga kinahanglan nga i-publikar an mga ordinansa with penal provisions, which is pursuant to

CERTIFIED TRUE COPY
By: _____
Date: _____
Page: 1 of 40

1 diri maubos hin PhP1,500.00, any question or suggestion about the penalty of this ordinance. May
2 ada kapresohan an suggestion ni Honorable Peñaranda igbutang tala 1 week o 7 days an
3 kapresohan pero depende han desisyon han korte at the discretion of the court, actually bisan pa
4 sundon an senate bill kay tungod waray may na engaged ini didi ha aton nga style na pakabuhi.
5 Pera it iyo suggestion about hini nga penalidad kun baga pananglitan kun may ada man kay baga
6 nakikita ko waray gud talaga nagtatahi, waray may nagmammanufacture, waray may nagbabalig,
7 waray may nagdidistribute hini nga PNP uniforms. Aw ambot kay adi man aton duduha nga
8 kapulisan kun may ada ba nira na iincounter nga nagbabaligya ba, may naghihimo ba, so waray.
9 Igkasi ko sb member bangin diri hira magsuggest kon pera an angay na ighatag na penalidad ngada
10 hiton violators han ordinance bangin karuyag nira ig at ease nla. Any question about this ordinance,
11 about hini nga penalidad kun hino an makaviolate hini na ordinansa. Kun waray na question, hino it
12 mamotion for approval of this ordinance? Anybody can move.

14 PB Quilarto: If there are no more question, I move to approve **MUNICIPAL ORDINANCE NO. 8**
15 **SERIES OF 2024 "AN ORDINANCE MANDATING ALL BUSINESSES OPERATING WITHIN THE**
16 **TERRITORIAL JURISDICTION OF CAPOOCAN, LEYTE ENGAGED IN THE MANUFACTURING,**
17 **SELLING, OR DISTRIBUTING PNP UNIFORMS, INSIGNIAS, AND OTHER ACCOUTREMENTS TO**
18 **SECURE PNP CERTIFICATE OF CONFORMITY AND PRESCRIBING PENALTIES FOR VIOLATIONS**
19 **THEREOF"**

21 The motion of Honorable Rosie Quilarto was seconded by Honorable Anunciato Encarnacion,
22 without any objection from the August Body and was thereby declared approved by the Honorable Presiding
23 Officer.

27 **MUNICIPAL ORDINANCE NO. 9, Series of 2024 AN ORDINANCE AMENDING MUNICIPAL**
28 **ORDINANCE NO. 1, SERIES OF 2019 ENTITLED "AN ORDINANCE IMPLEMENTING CURFEW**
29 **HOURS ON MINORS BELOW EIGHTEEN YEARS OF AGE IN THE MUNICIPALITY OF**
30 **CAPOOCAN, LEYTE"**

33 Hon. Carolino: An akon ikaduha na igpripresenta about han curfew ordinansa. Pagamend han
34 Municipal Ordinance No. 1, nagmention man kita hin amend karuyag signgon may ada kita existing
35 ordinance. Nahimugso ini nga ig-implement kay tungod nga may usa nga concern citizen nga nagpost ha
36 social media about hini nga riot-riot ha Zone 1, pero it mga kabataan didto hit different barangay, mayda
37 Manloy mayda Balucanad, may Nauguisan, may Balud, may ada liwat taga Carigara. So amo ini nga
38 salamat gihap kay may nagpost, na review liwat namon an ordinansa. During han amon pagreview na find
39 out liwat namon nga an iya penalidad hit violators diri naangay. Waray niya penalidad nga amount,
40 nawawara hin respito an mga bata ngada han kag-anak kay an curfew hini about han minor de edad, an
41 nagrariot an mga minor de edad talaga. Bisan ngani ako nakaexperyensya dida ha eskina kanda Ebong
42 nakada it mga bata na riot. Magpatrol na ngani it police car, nagkakalakat. Bisan ngani iton Barangay Tanod
43 ha Zone 1, dumaop na ngani ito hira nagkakalakat nangangarida. Pagkawara na liwat hito mamamalik. So
44 diri gud nadadakop kay an ginbibinantayan han mga bata an barangay tanod, an mga pulis. So, dida han
45 amon pagreview hin penalidad han ordinansa, babasahon ko an existing na ordinansa. **Municipal**
46 **Ordinance No. 1, Series 2019 under Section 10. Penalties – the following penalties shall be imposed**
47 **upon the parent or guardian of the child found to be in violation of this Ordinance: a. FIRST OFFENSE – the**
48 **child violating this Ordinance for the first time shall be brought to the barangay having jurisdiction for proper**
49 **recording and counselling by the Barangay Council for the Protection of Children (BCPC) before the child is**
50 **turned over or released to his/her parent/s or guardian/s. Prior to the release, the parent or guardian shall**
51 **be reprimanded and be informed of the consequences in the event that their child is caught again for the**
52 **same offense. So baga-baga hin waray ngipon kay only reprimand la, tapos a little of counselling. Amo iton**
53 **amon na find out, ginbalyuan namon hin penalties (refer to Municipal Ordinance No. 9, Series 2024) FIRST**
54 **OFFENSE - The parents or guardian of the child shall be fined of PhP500.00 payable to the Municipal**
55 **Treasurer or its authorized representative. The child or violator must plant at least 12 fruit bearing trees in**
56 **any barangay of the municipality, and the said barangay must issue a corresponding Certificate of**
57 **Compliance. So kun hino an makaviolate hini nga ordinansa mafine hin PhP500.00. An violators**
58 **magtatanom hin pinakaminos 12 ka puno in any barangay, pagkatapos hin pagtanom may ada certificate of**
59 **compliance kun tuod gud hiya nga nagtanom. Kun waray penalidad, an kag-anak diri masusuhibo han iya**
60 **anak mostly pagud member han 4P's. May suggestion ngani pag-abot hin third offense igkacu**
61 **para it kag-anak mapursiger pagdisiplina han ira anak, pero waray kami hito kay se**
62 **"makaluluoy". So amo ito an na find out dida han pagreview namon han Curfew ordinance for minors below**
63 **18 years of age. b. SECOND OFFENSE – both the children and the parent or guardian shall be required to**
64 **attend counselling sessions, parenting education seminars and other interventions as may be prescribed**
65 **and conducted by the Barangay Council for the Protection of Children (BCPC). The parent or guardian**

1 shall render a community service of three (3) hours in the barangay where the prohibited act (s)
2 were committed or pay a fine of Two Hundred Pesos (P200.00). Dida na han second offense nagkaada
3 nah in fine the PhP200.00. didi han amon bag-o (refer to Municipal Ordinance No. 9, Series 2024) SECOND
4 OFFENSE - The parents or guardian of the child shall pay a fine of PhP1,000.00 payable to the Municipal
5 Treasurer or its authorized representative, while the child or violator shall be placed in the custody of the
6 Barangay Council for the Protection of Children (BCPC) or the Municipal Social Welfare and Development
7 Officer who shall require the child to render civic works in any public place at least two (2) days with the
8 supervision of the Police. An pulis amo an magsusupervise hini nga violators, an kag-anak han violators
9 amo an mahatag hin fine amounting to PhP1,000.00. c. THIRD OFFENSE – the parent or guardian shall
10 render a community service of five (5) hours in the barangay where the prohibited act (s) were
11 committed or pay a fine of Five Hundred Pesos (P500.00). Also, the child shall be turned over to the
12 Municipal Social Welfare and Development (MSWD) for other interventions that may be conducted
13 pursuant to the provisions of RA 9344 as amended. Ini nga existing ordinance, an nag sponsor hini amo
14 an former SB Member Sherly Apuya, 2019 amo ini nahimogso ini na ordinance. (refer to Municipal
15 Ordinance No. 9, Series 2024) THIRD OFFENSE OR MORE - The parents or guardian of the child shall be
16 fined PhP2,000.00 while the child or the violator be placed in the custody of the Barangay Council for the
17 Protection of Children (BCPC) or the Municipal Social Welfare and Development Officer who shall require
18 the child or violator to render civic works in any public place at least seven (7) days with the supervision of
19 the Police. The parents shall be required to undergo a half-day Parenting Seminar, together with the minor
20 concerned. An third offense mayda niya penalidad na dosmil pesos ngan ma render hiya hin civil works nga
21 7 days. An kag-anak maundergo hin parenting seminar hin half day sugad man liwat han violators. Upon
22 failure to pay the fine and to render civic works required shall be the basis for filing of the
23 complaints against the parents or guardians for violation of this ordinance. Kun baga pananglitan diri
24 makabayad an kag-anak hini nga PhP2,000.00, amo inin pagbabasihan pagfile hin kiha against the parents
25 or guardian. Section 2. Separability Clause – If any provision of this Ordinance is declared invalid, the
26 remainder or any provision hereof not affected thereby shall remain in force and effect. Section 3.
27 Repealing Clause. Any ordinance found inconsistent hereof, in whole or in part, is hereby repealed
28 or modified accordingly. Section 4. Effectivity. This ordinance shall take effect immediately upon
29 approval. Ini na gin-aamyendar yana ma take effect la ini kun maaprobaran. Any question from the
30 participants about this curfew ordinance below eighteen years of age?

31
32 PB Quilarto: Clarification la ini han aton ordinance, nasiring didi na "The parents or guardian of the
33 child shall be fined of PhP500.00 payable to the Municipal Treasurer" an pakiana ko hini, example an
34 violator is didto San Joaquin natabo. So makadi pa kami ha Municipal Treasurer pagbayad?

35
36 Hon. Carolino: An nasiring didi payable to the Municipal Treasurer or its authorized representative,
37 mayda man naton mga collector diba. Mayda man naton mga collector na pwede kinadto pagbayad or
38 pwede gihapon kamo kumadi munisipyo pagbayad han iyo fine.

39
40 PB Quilarto: Diri ba pwede Sir kun ikadto nala namon ha barangay treasurer an payment?

41
42 Hon. Carolino: An nakabutang didi ha Ordinance, Municipal Treasurer. Ini kanan Municipal
43 Ordinance ini depende kun iyo ig-adapt ngadto ha iyo.

44
45 PB Quilarto: Sir after han adaption hini na ordinance didto ha barangay, so an violation an
46 accountable San Joaquin. So after adaption na, kun file San Joaquin, dapat pa ba kumadi munisipyo han
47 pagbayad?

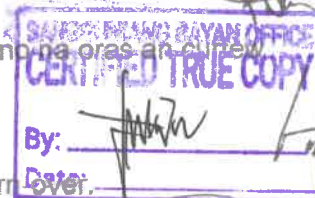
48
49 Hon. Carolino: Once ngani na maadapt ini niyo na ordinansa, kun an violators adto ha San Joaquin.
50 Ada ha iyo mabayad, kay gin-adapt man ini niyo na ordinance from the municipal.

51
52 Hon. Misagal: So bali Kap kun ig-aadapt niyo, maghihimo kamo hin another ordinance nga entitled
53 na Barangay Ordinance No. Adapting han Ordinance han munisipyo, ngan kamo na liwat an magpapataw.
54 An proceeds han fine, SECTION 11. PROCEEDS OF FINES – proceeds from fines collected shall accrue to
55 the barangay concerned. So kun taga Barangay Cabul-an an violator, mahihingadto hiya ha Barangay
56 Cabul-an. Ha munisipyo talaga hiya mabayad, pero kun madakpan ha San Joaquin maghimo kamo hin
57 ordinance kukupyahon an provisions igbututang la niyo shall pay to the treasurer. Same content its just that
58 ginspecific na niyo to that barangay, but then klaklaruhon naton an proceeds han fines ngadto han barangay
59 concerns.

60
61 Hon. Lagera: May ada la ako pakiana didi na ordinansa, and na oras an fine?

62
63 Hon. Carolino: From 10 o'clock PM to 5 o'clock AM.

64
65 Hon. Lagera: Kun an violator minor de edad hain hiya igturn over.



1
2 Hon. Carolino: Ha DSWD
3

4 Hon. Misagal: Honorable Lagera, actually this one is an amendment dida han part han penalties and
5 fines mayda ini niya ginkuhaan naton han iya mother ordinance. So in **SECTION 7. PROCEDURES FOR**
6 **TAKING THE CHILD INTO CUSTODY.** a. Properly identify himself/herself and present proper identification
7 to the child; b. Determine the age of the child. c. Explain to the child in simple language and in a dialect that
8 he/she is being placed under custody and the offense that he/she allegedly committed; d. Inform the child of
9 the reason for such custody and advise the child of his/her constitutional rights in a language or dialect
10 understood by him/her; e. Refrain from using vulgar or profane words and from sexually harassing or
11 abusing, or making sexual advances on the child; f. Avoid displaying or using firearm, weapon, handcuffs or
12 other instruments of force or restraint, unless absolutely necessary and only after all other methods of
13 control have been exhausted and have failed; g. Refrain from subjecting the child to greater restraint than is
14 necessary for his/her apprehension; h. Avoid violence or unnecessary force; i. Immediately but not later than
15 eight (8) hours after apprehension, turn over custody of the child to the Municipal Social Welfare and
16 Development or other accredited NGOs, and notify the child's apprehension. The social welfare and
17 development officer shall explain to the child and the child's parents/guardians the consequences of the
18 child's act with a view towards counselling and rehabilitation, diversion from the criminal justice system, and
19 reparation, if appropriate; in short upon apprehension, kun nadakop man ito na bata, kun an nakadakop
20 pulis dapat within 8 hours maturn-over na hiya ha DSWD.
21

22 Hon. Lagera: Kun waray opisina kay gab-i man ito?
23

24 Hon. Misagal: Yakan mo kun waray pa opisina, pwede hiya igkadto ha children's disk kay diba non
25 barangay mayda ito BCPC. An nakabutang kasi ngadi MSWDO or any NGO ngada han 2019. **SECTION 9.**
26 **IF PARENTS, GUARDIANS OR NEAREST RELATIVES CANNOT BE LOCATED, OR REFUSE TO TAKE**
27 **CUSTODY OF THE CHILD -** If parents, guardians or nearest relatives cannot be located, or if they refuse to
28 take custody, the child may be released to any of the following: a. Barangay official or a member of the
29 Barangay Council for the Protection of Children (BCPC); b. Municipal Social Welfare and Development
30 Officer; c. Duly registered non-governmental or religious organization; with regards ha question ni
31 Honorable Lagera an nakabutang ha ordinance kun maapprehend an bata within not more than 8 hours
32 igtuturn over ha BCPC.
33

34 MSWDO Cumpio: Maupay na aga haaton nga tanan, an mga bata nga naapprehend ha BCPC anay
35 sano igkadi ha amon. Kun kinahanglan niya hin interventions nga klasklas ha MSWD na. Nagstorya kami ni
36 Sir Rogel, igkasi ko social worker, nagpaugop ako kan Mam She, an aton Women and Children Protection
37 Desk Officer han title han ordinance, **AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 1,**
38 **SERIES OF 2019 ENTITLED "AN ORDINANCE IMPLEMENTING CURFEW HOURS ON MINORS,** kun
39 mayda naton definition na below eighteen hiya, minors an aton gagamiton. Pero pag-ulpot liwat ni Mam
40 She, kun for below eighteen years of age in the Municipality of Capoocan, kukuhaon na naton an minors. So
41 ano didi an aton gagamiton, on minors for below eighteen o for children below eighteen years of age?
42 Tapos didi gihapon han fisrt offense ngada han third offense, ginpapaderitso nala namon an child violators
43 waray nala an or. Adi hi Mam She an magkaklaro han children in conflict with law ngan hit children nga
44 naviolate han curfew ordinance. An civic works, an akon maupay pamatiun, kun gin-oorderan ni Judge
45 Magsuling an iya term na ginahahatag community service embis na civic works. Continuation han third
46 offense, *The parents shall be required to undergo a half-day Parenting Seminar,* an parenting diri la ito 1
47 shot sessions poi to hiya. So an aton didi igprephrase "parent effectiveness service session" kay series ini
48 ngan module.
49

50
51 PSSg Lansang: According po han aton tinatawag na CICL, an pagdifferentiate po ha ita Children at
52 Risk (CAR) amo ito hira an children or minors nga naka violate hin mga ordinances like for example curfew.
53 Ini hiya CAR ito hira, mga children nga nakaviolate bisan pa ito hiya law pero an penalty below 6 years CAR
54 la gihap an classification ira pero kun an penalty above or mga heinous crime na an nacommit han child,
55 amo na ito hiya an tinatawag naton nga CICL or Children In Conflict with the Law. Pero kon CICL na hiya an
56 pwede la liwat makihahan is 15 years old and 1 day to below 18. Pero dapat may ada sinisiring na
57 discernment, pero kun waray hiya discernment at the time nga commission han offense, marerefer la hiya
58 pabalik ngadi ha DSWD for intervention. Halimbawa makadakop kita han mga curfew violators nga mga
59 minors, ha amon nga part nga aadi ha PNP an amon ginbubuhay hiton SOP according han handbook on
60 handling CICL nakabutang dida na igtuturn over ngadto ha barangay. Didto ha barangay, ini nga mga
61 kabataan nadakop han kanan curfew. Diri ngani hira pwede tawagon na suspect kundi violators la. Pag-abot
62 ngadto ha barangay gintatawag an ira kag-anak tapos didto igtuturn over tikadto han parents naka blotter
63 kay bangin kasi ig derikta pagpauli "hala sigi panguli kamo ngadto iyo balay" tas pag-abot ngadto ha barangay
64 kastiguon ba, tapos pasanginlan an adi nga mga tanod or mga pulis na ginukod niya an mga bata
65 nagkasasamaran sugad ba.

1
2 Hon. Misagal: So in short na function talaga an aton BCPC, so may ada man kita tinatawag na
3 Children's Desk aside han Women's Desk tas yana may bag-o liwat kan Kons Grace. Didto ito naton ig
4 lalog. Iglalog naton nga ini na bata is consider as a violator han curfew ordinance and he/she is consider
5 children at risk. Diri pa hiya tinatawag na in conflict with law kay an iya penalty is below 6 years tas diri man
6 heinous crime. Kay ano hiya at risk, meaning ini hiya na bata malayaw nga dapat ada na hiya ira balay. So
7 based on experience ito na maglayaw riot nga amo ini an nakahimugso mahitungod ito na mga riot-riot.
8 Amo nga need naton ig-amyendar. Base kan Mam Dolor suggestions and the suggestion of our Child
9 Officer kanan Municipal Police Station, so An Ordinance implementing curfew hours for minors in the
10 Municipality of Capoocan, Leyte. Ngan an didi instead na *child or violator* pwede hiya tanggalon an or,
11 magigin *child violator* nala or *Children At Risk (CAR)* diri pa hiya consider as CACL. Didi han letter c. first
12 paragraph, *The parents shall be required to undergo a parent effectiveness service session nga upon to*
13 *failure to pay the fine and to render siring paman pareho la an community service ngan civic works kay*
14 *tungod man gud ha penalty diri niya allowed an community service, so baga ginchange tala an iya term kay*
15 *nasiring man diri pwede an community service but then civic works are consider a community service.* So
16 any further questions?
17
18

19 G. Glory: Maupay na kulop. Bahin han curfew, halimbawa kun may ada surosarayaw ha buro
20 barangay diri man ito maiwasan an mga minor de edad. Ano man an maupay naton hito nga buhaton?
21
22

23 MSWDO Cumpio: Kanina han waray pa hi Mam She diri pwede mag disco an below 18 pero ada ito
24 mananabo paglusad han iyo barangay council for protection of children, limitado tubtub la alas 10. Amo an
25 ordinansa.
26

27 Hon. Carolino: Adi an sagot han imo pakiana, may ada exception letter g. *The apprehension of*
28 *children under this Ordinance is suspended on the occasions of legal holidays, special holidays, fiesta*
29 *celebrations sponsored by the municipality or the barangay including the nights prior thereto,* may ada
30 exception. So iton fiesta may magdidisco ok la iton under age kay may ada man exception, siring pa in
31 every rule there is an exception.
32

33 G. Glory: Halimbawa kons kun may ada mga organisasyon na sigi la padisco ha mga buro barangay
34 diri man maiwasan an mga kabataan na kumadto.
35

36 Hon. Carolino: So it minor de edad na ada hito na barangay dapat an mga kag-anak signgon naton
37 na may ada curfew para hito dida na mga under age or mga barangay officials, reminder an mga 18 below
38 of age may ada kamo curfew. Ngan kun baga pananglitan adto ito hiya, pwede ito gihapon kuhaon hin pulis
39 kay may ada naton ginsusunod na ordinansa. Kun maghinimo la kita hin ordinansa tapos diri naton ig-
40 implement, waray gamit it aton ordinansa baga-baga la kita hin tawo han pusporo. Amo balitaw na
41 nagpapublic hearing kita kay basi ini matuhay, masulbad naton kun ano an maupay ngan diri. So pwede
42 dakpon iton under age kun pirminte nala nagsayawsayaw. Siring pa, kun bisan ano kaupay it aton
43 ordinansa kun diri naton ig-implement waray may hihingadtuan.
44
45

46 Hon. Egano: Ig add ko la ini nga reminders regarding pagtaga curfew. Its just han nagriot-riot, ano
47 an magigin reinforce han curfew hours mahitungod hiton mga illegal activities hiton kabataan. Number 1
48 drugs, hini nga mga edad maaram kita na magpaso pa ini hira na mga butang actually during han amon
49 regular session, ako an nagprivilege hour hini kay mahitungod na mayda naton na obserbaran na diri na
50 maupay ngadto ha kabataan. Then also an mga kag-anak na envolve liwat hira because hiton paugop-ugop
51 han kag-anak, so ini kon diri naton tatagan siring paman ni Kons Carolino what if kun may mga sarayaw diri
52 taman ito hira pwede did-an. Once mayda mga ordinansa kay ano diri naton imposan ig-amyendar ta kay
53 makuri ini han syahan. Once na ma use n akita hini na ordinansa bagan waray nala ini. This is actually para
54 han aton kabataan diri han kalagsan. For the future han mga kabataan.
55

56 Hon. Misagal: Yes tama, it was konsehal Allan na magrevisit dayon hini bisan ka bag-o bag-o la.
57
58

59 Hon. Yumo: Maupay na kulop. Gin kitakita ko kanina an penalties hamubo, so masiring an kag-anak
60 na diri maaram mag-atindir han ira anak na mabayad nala kita pagrelease han 4Ps. I would just like to
61 suggest kun pwede an first offense himuon ta na PhP1,500.00 o PhP1,000.00 kasi kun gusto talaga naton
62 an an aton ordinance magkaada hin force o ngipon siring paman, so by that ito aton penalty pakurion ta kay
63 para iton irresponsible parents magin responsible. Kay kita-kita ko didto barangay ~~Capoocan~~ anak na man
64 gud, so an first offense PhP1,000.00, and second offense PhP1,500.00 and an third offense PhP2,000.00.
65

1 Mamumroblema man ito an kag-anak kay bangin presohon an ira mga anak, kay may ada usa nga case ha
2 Balucanad parte pangawat siguro mga trice that is why this is very alarming. So suggestion ko la ito.

3
4 Hon. Misagal: Tama, actually bangin kita nangangalimot may ada talaga kagat han supervision ha
5 kabataan is kag-anak diri kay barangay, diri kay pulis, diri hi kapitan, diri hi kagawad, diri hi Mayor, diri an
6 DSWD. Hi kita mismo na kag-anak, siring paman diri ka ngani nakakadisiplina han im anak how much more
7 kami, how much more kita. An suggestion ni kagawad an first offense from PhP500.00 to PhP1,000.00,
8 second offense from PhP1,000.00 to PhP1,500.00 and the third offense and more shall be PhP2,500.00
9 which is the threshold of penalties hiton municipalities.

10
11 Hon. M. Quilay: Maupay na kulop ha aton nga tanan, may ada kula ginklaclarify Mam kun an usa na
12 offender diri taga dida ha aton barangay. Ano it aton una na bubuhaton hiton offender?

13
14 Hon. Misagal: Based kanina han pagbaton kun may ada offender ha BCPC han barangay pero kun
15 diri taga dida, iglalag anay gihapon ha barangay.

16
17 PSSg Lansang: Sugad po han imo situation kanina kun if ever diri iton taga dida ha barangay
18 igrerecord gihapon niyo dida iyo barangay nga nadakop iton na bata as violator han curfew. And then pag-
19 abot ngadto kun diin hiya na barangay pwede kamo makipagcoordinate kun taga diin hiya na barangay,
20 pero kun outside na hiya hin municipality pwede poi to niyo igkadi ha amon kay para hi kami an magturn-
21 over tikadi ha social worker ngan an social worker an maturn-over ngadto han local social worker kun taga
22 diin na municipality an bata. Kay asya po ito an ha protocol, pag-outside han AOR is an LSWDO po talaga
23 an magturn ha social worker gihap ha municipality kun diin nareside an bata.

24
25 Hon. P. Quilay: Maupay na kulop ha aton nga tanan, ngadi han second offense *while the child or*
26 *violator shall be placed in the custody of the Barangay Council for the Protection of Children (BCPC)*
27 example an 15 below kun igbubutang ta gihapon ha custody han barangay council kay didto man gud ha
28 R.A. 9344 Section 20 nakabutang man gud didto na an 15 below immediate release po ngadto ha guardian.
29 Hain po kami makuan didto kun ha R.A. 9344 or ha second offense na custody.

30
31 PSSg Lansang: It aton man gud kasi ginhihimo na curfew ordinance naka base man gud talaga hiya
32 han proper handling han CAR pinaagi han aton balaud which is the juvenile justice and welfare act na
33 gintatawag ta na R.A. 9344. Ito na sinisiring na immediate release diri ito bout signgon na pagkada igdiritso
34 dayon pagrelease, igkuan niyo na maproper turn-over ngadto han parents kay bangin siring ko paman
35 kanina na bangin kasi pag-abot hiton ngadto ha ira pagkastiguon ito hin kag-anak kay syempre aware ito
36 hira na may existing na curfew ordinance tas makakagbayad hira syempre madadako it baratunon it aadi
37 didi ha barangay or kita na aadi ha authority, baga maapprehend kamo makadakop hin violators nga minors
38 tapos igrecord niyo tas dapat within 8 hours maturn-over tikadto han ira mga parents or guardians amo ito
39 an tinatawag did ana immediate release diri kay igkucustody or igdedetain hira.

40
41 Hon. Misagal: Thank you Mam. Kun baga pananglitan madakop diri karuyag signgon na in custody
42 maiiha diri liwat karuyag signgon immediate release the moment na madakop papakawalan dayon. Basta
43 na follow la hiya hin process basta may due process nga diri la nalampas hin oras na diri la na ilegal
44 detention. Kay kun madakop it bata tas igtturn-over dayon without counselling han kag-anak bangin man gud
45 ito pangangastiguhon kay gintagan man pakaalohan.

46
47 Hon. Carolino: So may suggestion didi from kagawad han barangay Balucanad, instead han first
48 offense na PhP500.00 nagsuggest hiya na hihimuon hin PhP1,000.00, an second offense instead na
49 PhP1,000.00 hihimuon na PhP1,500.00 and the third offense instead na PhP2,000.00 ginhimo na
50 PhP2,500.00. Mapakiana ako siring pa kun pera an amon ginhimo na amount depende ha iyo. May
51 susggestion na papahurohitas-an. Who's in favor nga hihimuon na PhP1,000.00 an first offense instead of
52 PhP500.00.

53 First Offense PhP1,000.00 – 18 votes

54 PhP500.00 – 10 votes

55
56 Second Offense PhP1,500.00 – 20 votes

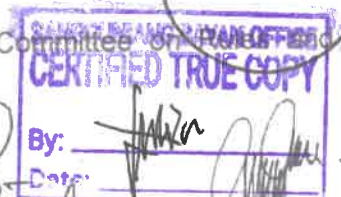
57 PhP1,000.00 – 8 votes

58
59 Third Offense PhP2,500.00 – 12 votes

60 PhP2,000.00 – 12 votes

61
62 Hon. Arboso: The absence of Honorable Penaranda who chair the Committee of Penalties
63 Privileges, as her vice-chair I will vote for PhP2,500.00

64
65 Hon. Carolino: May ada pa pakiana?



1
2 G. Glory: Hinin third offense na Php2,500.00 naman an penalty, kay kun sumiring na waray hiya
3 igbarayad kay papagcommunity service hiya hin tungan adlaw tag 350 la an adlaw yana.

4
5 Hon. Carolino: 7 days an civic works, an imo sinisiring na half day la amo an seminar together with
6 the minor. Parte han concern ni Mam Cumpio han title han ordinance, an aton la igaamend an penalties. So
7 diri kita pwede pag-amiendar han title.

8
9 Hon. Misagal: In addition anon gadi han second offense nakasiring *while the child or violator shall be*
10 *placed in the custody of the Barangay Council for the Protection of Children (BCPC) or MSWDO*, so bali an
11 matatabo kun diri taga did ana barangay but within the area of jurisdiction or responsibility of the
12 Municipality of Capoocan macoordinate hi BCPC ngadto han barangay na BCPC kun taga diin ito na bata.
13 Pananglitan kun didi ito ha Visares natabo taga Kananga Lonoy, ito na bata itatawag ni BCPC kan pulis, tas
14 hi pulis makikigcoordinate kan MSWDO, ngan hi MSWDO makikigcoordinate kan MSWDO han Kananga.
15 And so didi liwat instead of *who shall require the child to render civic works* diri nala, *failure to pay the*
16 *corresponding monetary fine the child shall render civic works in any public place atleast 2 days with the*
17 *supervision han BCPC.* Amo gihapon ha third offense, BCPC anay failure to pay 7 days. In addition to the
18 exception, as to the suspension igdudugang naton ha permit shall be applied. Kay pano man kita
19 makakagdeclare na pwede hiya igsuspend kun waray hiya basihanan man liwat. So kay may ada man kita
20 gifollow na ordinance, mayda process para ini hiya masuspend na barangay. Example may ada kami
21 skwelahan na activity, *the child is attending an activity sponsored by a school, religious, or civic organization*
22 *or by a public organizations or agency, or by a similar organization or entity, as long as the activity is*
23 *supervised by adults and the child is going to or returning home from such activity, without detour or stop for*
24 *the mean time to regulate ngan para kita may basis a permit shall be required.* Amo ito an aton igpapakita,
25 kay siring paman ni Mam She nga pananglitan ha Pob. Zone 2 mayda activity, so within Pob. Zone 2 la an
26 suspended. Kun it so happen na kun an bata mauli taga Zona Uno ngayan, didto hiya na apprehend ha
27 Zona Uno pero an iya reason kay tikang hiya didto ha Zona Dos. Ano man ito Mam an matatabo? Dakop la
28 gihapon kay aada man hiya ha Zona Uno.

29
30 Hon. Carolino: Any more question? So kun waray na pakiana, what is the pleasure of the
31 participants?

32
33 PB Cabiltes: I move to approve an **ORDINANCE NO. 9, Series of 2024 AN ORDINANCE**
34 **AMENDING MUNICIPAL ORDINANCE NO. 1, SERIES OF 2019 ENTITLED "AN ORDINANCE**
35 **IMPLEMENTING CURFEW HOURS ON MINORS BELOW EIGHTEEN YEARS OF AGE IN THE**
36 **MUNICIPALITY OF CAPOOCAN, LEYTE"**

37
38 The motion of Honorable Luz Cabiltes was seconded by Honorable Castulo Jule and Honorable
39 Rogelio Lagera, without any objection from the August Body and was thereby declared approved by the
40 Honorable Presiding Officer.

41
42
43
44
45 ❖ **MUNICIPAL ORDINANCE NO. 10, Series of 2024 AN ORDINANCE AMENDING**
46 **MUNICIPAL ORDINANCE NO. 36, SERIES OF 2020 ENTITLED "REVENUE CODE OF**
47 **THE MUNICIPALITY OF CAPOOCAN, LEYTE"**

48
49
50 Hon. Arboso: Maupay nga kulop ha aton nga tanan, ini ba nga pag sukot, kun makadto kita han aton
51 rural health unit pagsukot han laboratory. Last hini nga ginpresentar, dida han 2018 pa. Yana with the
52 recommendation ini ni Doktora and Registered Medical Technologist, he Ma'am Jessa Mae Cabalona. May
53 ada kami comparison, pagturotanding ha Haileys, ha Pami, Rhu Barugo, Rhu Carigara, nganhan dinhi, mas
54 hamubo kita. Amo ito nga nga ginpa igbaw.


55
56 **SECTION 1. Article E, Section 4E.01 of Municipal Ordinance No. 36, Series of 2020 is hereby**
57 **amended to read as follows:**

58 **SERVICE FEES FOR HEALTH EXAMINATION**

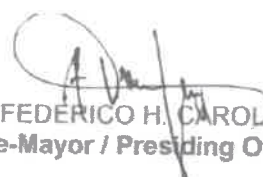
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60 **Section 4E.01. Imposition of Fees.** There shall be collected a fee of Fifty
61 Pesos (P50.00) from any person who is given a physical examination by

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ADJOURNED AT 4:00 PM


JUDER R. DELA TORRE
Secretary to the Sanggunian

ATTESTED:


ATTY. FEDERICO H. CAROLINO, SR.
Vice-Mayor / Presiding Officer


ENGR. ALLAN B. EGANO
SB Member


VON LITO Q. VALLAR
SB Member



EMMANUEL D. ARBOSO
SB Member

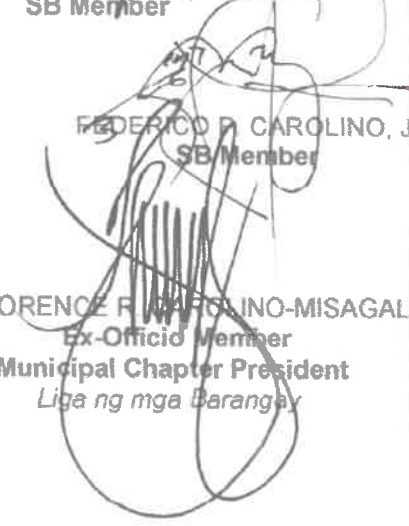

JOJO N. NEPOMUCENO
SB Member


GRACIA G. PIGAR
SB Member

REYNALDO R. NIMO
SB Member
(absent)


FEDERICO D. CAROLINO, JR.
SB Member


ROBERTA C. PEÑARANDA
SB Member


FLORENCE R. CAROLINO-MISAGAL
Ex-Officio Member
Municipal Chapter President
Liga ng mga Barangay


DAVE A. MADERA
Ex-Officio Member
President

Pambayang Pederasyon ng mga Sangguniang Kabataan





Republic of the Philippines
Province of Leyte
Municipality of Capoccan

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NAME	ADDRESS/OFFICE	SIGNATURE
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6. JORYL RIVS	MEMRO	
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14. ROGER B. SALIGOT Jr	TALAIRAN	
15. Estrella J. Oplido	San Joaquin	
16. PEDRO M. ZIANKER	STO NIÑO	
17. DELA PEÑA, SALES JR. O.	PINAMOPGAN	
18. LUZ V CABILTES	"	
19. MELANIE M. OBERO	NANQUISAN	
20. Justin Roy N. Marquid	Kauguisan	
21. MERLOLITA, DANTE P.	CULASI-AN	
22. MAR JUNE X. LUCEO	GUINADIONGAN	
23. Michael A. Polido	Cabul-an	
24. ROMEO R. PODA	LIBERTAD	
25. BRIAN M. ARCOSEBA	LIBERTAD	
26. JOEL V. SEBERRE	LIBERTAD	
27. ROBERT PAUL SAMORANOS	MANLOY	
28. SHERWIN P. DOJO	LIBERTAD FISHERFOLKS ASS.	
29. ROMART D. DOJO	TALAIRAN	
30. CHARISSE MAE MAGCOLING	SAYAD	
31. Mellen UGEM	MANLOY	
32. ESTRELLA N. ESTRELLA	CASU-M	
33. NERUNDA P. PINOCHO	MANLOY	
34. Gen. Ma. Loma	MANLOY	
35. NOEL Q. BEVETA	LIBERTAD	
36. GIOVANNIE A. NINGALA	MANLOY	
37. VIMARTEL P. SERRATE	CABUL-AN	
38. JUN DECA CRUZ	POP. ZONE II	
39. ELEGIO R. BERSALES	TALISAY	
40. ENRIQUE N. TALISAY	BALUGO	

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41. Bgoboy O BATTAN	BALUGO	
42. LINA J. MONTIRON	BALUGO	
43. ARVIN P. MERI	POB. ZONE IT	
44. JENNY V. MONTIRON	MM-IMTA CSO	
45. FRODDY L. SAMANTE	TALISAY	
46. JESTONI M. ABICAR	SAN JOAQUIN	
47. Medina R. Abanta	Gumadingan	Medina R. Abanta
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52. MIVE T. NINER	MMD - CAPOCAN	
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55. Juliana Marcelita	Pob. II	Juliana Marcelita
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58. Rosie Q. Quilath	San Joaquin	Rosie Q. Quilath
59. ROYNALDO T. LUMANTA	STO NIÑO	Roynaldo T. Lumanta
60. RENE D. Capaycapay	Balud	René D. Capaycapay
61. MIRIAM N. NINER	POB. ZONE 2	Miriam N. Niner
62. MOCANIB N. CAPULI	POB. ZONE II	Mocanib N. Capuli
63. FRANCISCA S. SALGAN	POB. ZONE II	Francisca S. Salgan
64. ROGER P. SALSUMBA	MMD - CAPOCAN	Roger P. Salsumba
65. GIOVANNI A. VENTURA	MMD - CAPOCAN	Giovanni A. Ventura
66. BARRY E. POLYIC	II	Barry E. Polyic
67. ANTONIO M. ESCARACIA	BALUD	Antonio M. Escaracia
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70. ANITA B. NINA	Cabal-an	Anita B. Nina
71. SOCCO P. Dalde	MENRO	Socco P. Dalde
72. VERWIN P. Totod	MENRO	Verwin P. Totod
73. VERGEL D. Planillo	MENRO	Vergel D. Planillo
74. MATEO B. PEROL	BRGY. BALUD	Mateo B. Perol
75. CITO B. NIEGUE	BALUCANAN	Cito B. Niegue
76. AURORA D. SUGANOB	BRGY. VISARES	Aurora D. Suganob
77. ALBERT N. PINEZA	BRGY. BALUCANAN	Albert N. Pineza
78. JIMMY D. PALACAN	BALUCANAN	Jimmy D. Palacan
79. Jhona Meric	Visares	Jhona Meric
80. MAXIMINO P. BULAY JR.	VISARES	Maximino P. Bulay Jr.

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Province of Leyte
Municipality of Capoccan

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82. Jerlyn E. Sulhani	BRGY. GAYAD, CAPOCCAN	
83. ROSITA C. LUCIANO	BRGY. GAYAD, CAPOCCAN	
84. Edna C. Fabun	BRGY. Pobl. 2 Capoccan	
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87. JUANITA MERCOLITA	Pob. Zone II	
88. PAZ B. DALSAN	Pob. Zone II	
89. MEXES YUON	Pob. Zone II	
90. Ludovina L. Llorieta	Pob. Zone II	
91. TRIZLA M. NICANOR	Pob. Zone II	
92. ELIZABETH P. DELANTAR	POB. ZONE II	
93. LEONILCA USI-ODO	POB. ZONE II	
94. VILMA R. GABILAY	POB. ZONE II	
95. Jemma C. Fernandez	Pob. Zone II	
96. EMMALYN C. MERELDO	Pob. Zone II	
97. Gwelon R. Ongia	Pob. Zone II	
98. Corazon C. Sarda	Pob. Zone II	
99. Mal Liberty Rondina	Pob. Zone II	
100. Jeralyn Z. Danate	Pob. Zone II	
101. HENRY CANDAZA	XENHUISAN	
102. Sarda, Jasmin M.	BRGY. BALUD	
103. ROSEN N. LACALANZO	LGU - GAD Focal	
104. Kevin Popon	LGU Capoccan	
105. Remy Pomeroy		
106. Ruben Jay		
107. April Jay Villacarlos	Pob. Zone II	
108. Monette M. Mendocin	POB. ZONE II	
109. Ginelle Petilas	Pob. Zone II	
110. MARY ANN E. TREI	POB. ZONE II	
111. ROQUEL D. CAGENE		
112. DOLRES EUGA T. CUMPIDO	LGU - MEND	
113. PEUR EMBERTO M. DELERA JR	CAPOCCAN PNP	
114. P/O MICKSON C. MEDRADA	DXP CAPOCCAN	
115. P/O SHERYL S. LANGANG	PNP CAPOCCAN	
116. FRANCIS JESSA M. LABALONA	CMHO	
117. RIA P. NIEGAS	POBUD / MTD	
118. BEVA LORA TAWED	MTD	
119. MIELSA N. AMERO	SB	
120. JOY L. TABERARA	SB	

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Province of Leyte
Municipality of Capoccan

PUBLIC HEARING ATTENDANCE (FEBRUARY 27, 2024)

NAME	ADDRESS/OFFICE	SIGNATURE
121. SHEFALY M. PILLANDE	VDO / VMO	
122. GABRIEL SAM A. VALENTINO	SB SEC OFFICE	
123. Frederick M. Nardolay	SB	
124. Helen P. Clema	SB	
125. RICO M. DELIMP	VMO/SBO	
126. JUBE R. DELA TORRE	SB	
127. GARY ATILAN	VTS	
128. PERLINA BORRER	SB	
129. FIAN PARRAL	SB	
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131. EDUARDO J. CATRANO JR.	SB	
132. MARCELINA M. LERIOS	SB	
133. Ken Alexis B. Raagas	SBO	
134. DAVE H. NIDERA	SBO	
135. JOJO N. NEPOMUCENO	SB	
136. GRACIA G. PIGAR	SB	
137. Federico H. Carolino sr	Vmajor	
138. Von Lito B. Vallar		
139. Roketay C. Panaranda	SB member	
140. ALLAN & BEAN		
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Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Capoocan
Office of the Sangguniang Bayan
✉ sbcapoocan@gmail.com / sbcapoocan@yahoo.com
☎ 09976874138

CERTIFICATE OF POSTING

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY THAT COPIES OF **MUNICIPAL ORDINANCE NO. 9, Series of 2024, "AN ORDINANCE AMENDING SECTION 10, PENALTIES, OF MUNICIPAL ORDINANCE NO. 1, SERIES OF 2019 ENTITLED "AN ORDINANCE IMPLEMENTING CURFEW HOURS ON MINORS BELOW EIGHTEEN YEARS OF AGE IN THE MUNICIPALITY OF CAPOOCAN, LEYTE"**, WERE **POSTED** AT THE **FOLLOWING LOCATIONS IN THE MUNICIPALITY:**

- 1. Capoocan Municipal Hall Bulletin Board**
Municipal Lobby
- 2. Pinamopoan Fish Port**
Barangay Pinamopoan, Capoocan, Leyte
- 3. Waiting Shed**
Barangay Balud, Capoocan, Leyte
- 4. Waiting Shed**
Market Place, Poblacion Zone II, Capoocan, Leyte

This certifies further that notice of public hearing were also sent to the different barangays of the Municipality of Capoocan, Leyte for proper and effective information dissemination.

Done this 27th Day of May, 2024.

JUDE R. DELA TORRE
Secretary to the Sanggunian

Noted by:

ATTY. FEDERICO H. CAROLINO, SR.
Municipal Vice-Mayor




Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Capoocan
Office of the Sangguniang Bayan
✉ sbcapoocan@gmail.com / sbcapoocan@yahoo.com
☎ 09976874138

CERTIFICATION

TO WHOM IT MAY CONCERN:

This is to certify that a Public Hearing was conducted last **February 27, 2024** at the **Poblacion Zone II Multi-Purpose Gymnasium, Capoocan, Leyte** regarding MUNICIPAL ORDINANCE NO. 9, Series of 2024, "AN ORDINANCE AMENDING SECTION 10, PENALTIES, OF MUNICIPAL ORDINANCE NO. 1, SERIES OF 2019 ENTITLED "AN ORDINANCE IMPLEMENTING CURFEW HOURS ON MINORS BELOW EIGHTEEN YEARS OF AGE IN THE MUNICIPALITY OF CAPOOCAN, LEYTE".

Done this 27th Day of May, 2024.


JUDE R. DELA TORRE
Secretary to the Sanggunian

Noted by:


ATTY. FEDERICO H. CAROLINO, SR.
Municipal Vice-Mayor



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF CAPOOCAN
Office of the Sangguniang Bayan

NOTICE OF PUBLIC HEARING

**GIN-AABI-ABI AN NGA TANAN NGA TUMAMBONG
HIN PUBLIC HEARING YANA NGA
PEBRERO 27, 2024, ALAS NOYBE HIN AGA
HA POBLACION ZONE II MULTI-PURPOSE GYMNASIUM,
CAPOOCAN, LEYTE.**



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF CAPOCAN
Office of the Sangguniang Bayan

AN MASUNOD AMO AN ATON PAG-UURUSTORYAHAN:

1. **MUNICIPAL ORDINANCE NO. 8, SERIES OF 2023,**
- *"AN ORDINANCE AMENDING THE FISHERY CODE"*
2. **MUNICIPAL ORDINANCE NO. 11, SERIES OF 2023,**
- *"GENDER AND GAD DEVELOPMENT"*
3. **MUNICIPAL ORDINANCE NO. 6, SERIES OF 2024,**
- *"AN ORDINANCE ON BABAY ASF PROGRAM"*
4. **MUNICIPAL ORDINANCE NO. 7, SERIES OF 2024,**
- *"AN ORDINANCE ON EMERGENCY TRANSPORT/RESCUE VEHICLES"*
5. **MUNICIPAL ORDINANCE NO. 8, SERIES OF 2024,**
- *"AN ORDINANCE ON SELLING OR DISTRIBUTING OF PNP UNIFORM"*
6. **MUNICIPAL ORDINANCE NO. 9, SERIES OF 2024,**
- *"CURFEW HOURS ORDINANCE"*
7. **MUNICIPAL ORDINANCE NO. 10, SERIES OF 2024,**
- *"AN ORDINANCE AMENDING THE REVENUE CODE"*