

Item No.: 19

Date: 10 2024 SEP.



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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Province of Leyte
Legal Office
Received: [Signature]
Time: [Signature]
Date: 9.9.24

SANGGUNIANG PANLALAWIGAN
RECEIVED
SEP 03 2024
PROVINCE OF LEYTE

PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT
August 28, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 2024-10 of Sangguniang Bayan of Javier, Leyte.

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

- Ordinance No. 2024-10 entitled: **An Ordinance Establishing the Municipal Human Rights Action Center of Javier, Leyte.**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is within the powers covered under Section 447 and Section 16¹ – General Welfare Clause of the Local Government Code of 1991 (R.A.7160). Hence, recommending the declaration of its validity

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 and/or the courts.

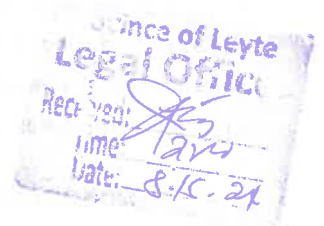
ATTY. JOSE RAYMUND A. ACOL
Asst. Provincial Legal Officer

¹ Section 16 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 general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support xxx social justice xxx maintain peace and order, and preserve the comfort and convenience of their inhabitants.

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
15 August 2024



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Ordinance No. 2024-10** of the **Municipality of Javier, Leyte**, entitled: An Ordinance Establishing the Municipal Human Rights Action Center of Javier, Leyte.


FLORINDA JIL'S. UYVICO
Secretary to the Sanggunian

original

Republic of the Philippines
Province of Leyte
MUNICIPALITY OF JAVIER
-oOo-
Sangguniang Bayan

EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF JAVIER, LEYTE HELD AT THE MUNICIPAL SESSION HALL ON AUGUST 05, 2024

Present :

- Mun. Vice-Mayor Emma M. Abueva, presiding officer
- SB Member Guilbert M. Lanoy
- SB Member Roldan G. Meras
- SB Member Marino C. Merilo
- SB Member Eriberta R. Ponce
- SB Member Stephen Mark I. Papalid
- SB Member Michelle O. Moreno
- SB Member Romeo C. Malinao
- SB Member Alberto A. Rifios
- Liga President Andy L. Dingal

Absent : SK Fed. Pres. Ericka T. Cabangunay- on Official Business

ORDINANCE No. 2024-10

Authored by : HON. MARINO C. MERILO

AN ORDINANCE ESTABLISHING THE MUNICIPAL HUMAN RIGHTS ACTION CENTER OF JAVIER, LEYTE.

BE IT ORDAINED by the Sangguniang Bayan of Javier, Leyte, **THAT :**

SECTION 1. There is hereby established the Municipal Human Rights Action Center of Javier, Leyte.

SECTION 2. The Municipal Human Rights Action Center shall act on Human Rights Matters, including Human Rights promotion and complaints of human rights violations. It shall ensure the performance of the LGU's mandated duties to respect, protect and fulfill human rights within its jurisdiction.

The MHRA Center shall be stationed at the Municipal Social Welfare and Development Office.

SECTION 3. There shall be created a Municipal Human Rights Action Team who operates the Municipal Human Rights Action Center and shall be composed of the following :

- a) Administrator as Chairperson
- b) Municipal Social Welfare and Development Officer as Co-Chairperson
- c) Members :
 1. Municipal Planning and Development Coordinator
 2. Municipal Health Officer
 3. Municipal Information Officer
 4. PNP Human Rights Affairs Officer
 5. School District Supervisor
 6. BHRAO Association President
 7. One (1) representative from Civil Society/Organizations/Non-Government Organization/People's Organization that advocate human rights
 8. President, Liga ng mga Barangay

Emma

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The Municipal Human Rights Action Team shall undergo capacitation on human rights-based local services, delivery and governance.

SECTION 4. The following are the duties of the Municipal Human Rights Action Team :

- a. Develop and implement the Human Rights Plan of Javier, Leyte
- b. Propose to the Sangguniang Bayan the integration of Human Rights Programs, Projects and Activities in the Annual Budget Appropriation
- c. Recommend appropriate legislation to the Committee on Human Rights of the Sangguniang Bayan
- d. Implement the Human Rights Programs, Projects and Activities
- e. Provide legal and/or paralegal assistance to victims of human rights violations
- f. Conduct human rights information, education and communication and promotion of human rights activities in the Municipality
- g. Maintain and update the directory of human rights programs and services
- h. Consolidates semestral human rights situationer reports and have it published in the municipal website, newsletter and bulletin board.
- i. Assist the BHRACs in referral of complaints of human rights violations to CHR Regional Office and other appropriate agencies and monitor their status thereof.

SECTION 5. The secretariat of the Municipal Human Rights Action Team shall be composed of representatives from the Office of the Municipal Mayor, Municipal Planning and Development Office and Municipal Social Welfare and Development Office.

SECTION 6. The functions of the secretariat are as follows:

- a. Prepare the minutes of the meeting
- b. Assist in coordinating human rights matters with concerned agencies
- c. Maintain database of human rights reports
- d. Update a directory of the Municipal Rights Action Team within its jurisdiction
- e. Facilitates the administrative concerns of the Municipal Human Rights Action Team
- f. Prepare updates of the complaints, received and referred by the Barangay Human Rights Action Team.

SECTION 7. Any part or provision of this Ordinance be held unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

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A collection of handwritten signatures in black ink, arranged in a row. From left to right, the signatures are: a large, stylized signature; a signature with the name 'Emara' written below it; a signature with the name 'Rubie' written below it; a signature with the name 'Antonio' written below it; a signature with the name 'Ramon' written below it; a signature with the name 'Carmel' written below it; and a signature with the name 'A' written below it. The signatures are written in various styles, some being very cursive and others more legible.

SECTION 8. This Ordinance shall take effect immediately upon approval.


APPROVED UNANIMOUSLY :


AUGUST 05, 2024

CERTIFIED CORRECT :

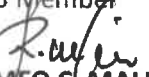
ERVON DANIEL B. LAJARA
SB Secretary

ATTESTED :



HON. EMMA M. ABUEVA
Municipal Vice-Mayor
Presiding Officer


HON. GUILBERT M. LANOY
SB Member

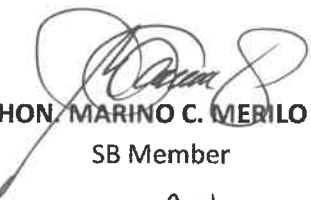

HON. ERIBERTA R. PONCE
SB Member


HON. ROMEO C. MALINAO
SB Member


HON. ROLDAN G. MERAS
SB Member


HON. STEPHEN MARK I. PAPALID
SB Member


HON. ALBERTO A. RIÑOS
SB Member


HON. MARINO C. MERILO
SB Member


HON. MICHELLE O. MORENO
SB Member


HON. ANDY L. DINGAL
Liga President

APPROVED :


HON. MICHAEL DRAGON T. JAVIER
Municipal Mayor

Republic of the Philippines
Province of Leyte
MUNICIPALITY OF JAVIER
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Sangguniang Bayan

CERTIFICATION

TO WHOM IT MAY CONCERN :

THIS IS TO CERTIFY that **ORDINANCE NO. 2024-10, AN ORDINANCE ESTABLISHING THE MUNICIPAL HUMAN RIGHTS ACTION CENTER OF JAVIER, LEYTE** has been posted in the entrance of the Municipal Hall and two (2) conspicuous places in the Municipality since August 6, 2024 and shall remain posted for three (3) consecutive weeks.


HON. EMMA M. ABUEVA
Municipal Vice-Mayor